



TENNESSEE ALCOHOLIC BEVERAGE COMMISSION
MINUTES
THURSDAY, MAY 28
1:00 p.m.

The May 2020 Commission Meeting was held on May 28, 2020 at 1:00 p.m. via conference call since no state agency is allowed to have more than 10 people for gatherings. And due to the state of emergency, conference facilities (including the one used for Commission Meetings) are closed until further notice. Chairman Skiles, Commissioner Roberts, and Commissioner Tomita called in. Director Thomas also called in. The entire TABC legal staff also called in. Members of the public that participated in the conference call include the following: Ryan Haynes, Jan Margaret Craig, Curtis Harrington, Ginna Burrell, Hank Hildebrand, Joyce McDaniel, Michelle Roselle, Danielle Elks, Clay Byrd, and Brooke McGee.

Pursuant to T.C.A. §8-44-108, meetings may be conducted permitting participation of electronic or other means of communication.

1. REVIEW/APPROVAL OF THE APRIL 23, 2020, COMMISSION MEETING MINUTES

Discussion/Action Taken: Director Thomas roll called the Commissioners, with Commissioner Roberts moving to approve the minutes and the motion was seconded. The motion passed with three ayes.

2. RETAIL MATTERS

**1. SMITHVILLE DISCOUNT WINE AND SPIRITS
SMITHVILLE, TENNESSEE (DEKALB COUNTY)**

Applicant: AVYAKTA INC
Member(s): Sharad Patel (50%), Neeta Patel (50%)

Current licensee: Jimmy Smith d/b/a Smithville Discount Wine and Spirits¹
Proposed licensee: AVYAKTA INC d/b/a Smithville Discount Wine and Spirits

Before the Commission is a request for approval of a retail package store licensee to be located at 413 E Broad St., Smithville, TN 37166. The applicant is

¹ License no. RTL RPS-DEK-1816150



acquiring the package store from the existing licensee owned by Jimmy Smith².
The TABC staff recommends conditional approval of the license subject to:

- a. inspection which includes an acknowledgment of TABC rules & regulations
- b. license fee

Discussion/Action Taken: Director Thomas summarized the request, while informing the Commissioners that the inspection was completed prior to the meeting, and recommended conditional approval subject to payment of the license fee. Commissioner Roberts moved for approval subject to payment of the license fee and the motion was seconded. Director Thomas roll called the Commissioners and the motion passed with three ayes.

² In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



Retail package store licensee no. RTLRPS-DAV-1939325 is requesting approval to transfer its location to 4101 Charlotte Ave., Suite 140, Nashville, TN 37209. The licensee is also requesting to change its name too. The TABC staff recommends conditional approval of the change subject to receiving the certificate of occupancy.

Discussion/Action Taken: Director Thomas summarized the request and recommended conditional approval of the changes subject to receiving the certificate of occupancy. Commissioner Tomita moved for approval of the changes subject to receiving the certificate of occupancy and the motion was seconded. Director Thomas roll called the Commissioners and the motion passed with three ayes.

3. WINERY MATTERS

1. HONEYTREE MEADERY NASHVILLE, TENNESSEE (DAVIDSON COUNTY)

Applicant:	The Honeytree LLC	
Shareholders:	<u>Current</u>	<u>Proposed</u>
	Matthew Loch	John Sousan

The winery licensee doing business at 918 Woodland St., Nashville, TN 37206 is requesting approval of a change in ownership. One of the current shareholders is being bought out. The TABC staff recommends approval of the change in ownership.

Discussion/Action Taken: Director Thomas summarized the request and recommended approval of the change in ownership. Commissioner Tomita moved for approval of the change in ownership and the motion was seconded. Director Thomas roll called the Commissioners and the motion passed with three ayes.



4. MISCELLANEOUS

- Director's Update

Discussion/Action Taken: Director Thomas mentioned to the Commissioners that while business has slowed down in recent weeks due to the pandemic that an uptick in applications has been seen this week, as the agency moves into a positive direction. Director Thomas updated the Commissioners on the agency's efforts on regulating direct shipment of alcohol into the state of Tennessee. While the discussion has been on law enforcement activity in previous months, the TABC staff has also seen a significant improvement in helping the TABC and its law enforcement on these direct shipping efforts over the past six to nine months. The TABC will round out its second year of data gathering soon and will do a comparison with the first year.

- Law Enforcement Update

Discussion/Action Taken: CLEO Tubbs updated the Commission on law enforcement activity since the last meeting, stating that agents are doing inspections with most of them being done over the phone. Some inspections are being done in person, but only if the TABC is having a difficulty reaching the establishment via phone and email. And if they are inspecting in person, agents are wearing protective gear and following public health guidelines. Other enforcement activity in the past month includes minor compliance checks with liquor-by-the-drink (LBD) establishments offering curbside delivery to see if any of the LBDs were selling alcohol to minors. With restaurants reopening their dine-in services recent, alcohol delivery is so small now. CLEO Tubbs also mentioned law enforcement is investigating 20 direct shippers at this time. Michelle Roselle of Mothers Against Drunk Driving (MADD) heard that there is a push from the public to make curbside alcohol and delivery would be permanent. Director Thomas responded by saying that the Executive Order allowing these temporary services for alcohol would expire once the temporary Order ends in June. The services would only be allowed if a law is passed.

5. **NEXT MEETING** – Thursday, June 25, 2020 @ 1:00PM CST

6. UPCOMING MEETINGS

- Thursday, July 23, 2020 @ 1:00PM CST



**APPROVED FOR ENTRY UPON THE MINUTE BOOKS OF THE TENNESSEE ALCOHOLIC BEVERAGE
COMMISSION THIS THE 25th DAY OF JUNE 2020.**

A large, stylized handwritten signature in black ink, written over a horizontal line.

Commissioner

A large, stylized handwritten signature in black ink, written over a horizontal line.

Director