IN THE MATTER OF THE FURTHER EXTENSION OF CREDIT IN SR 2020-02

BY THE ACTING DIRECTOR:


In SR 2020-02, the Division authorized, among other things, the extension of credit to on-premises retail consumption licensees that accepted deliveries of alcoholic beverage products between February 23 and March 16, 2020 until May 15, 2020, provided those licenses were not on Cash on Delivery (“C.O.D.”) status as of February 23, 2020. In light of the ongoing issues posed by COVID-19 and the extension of the Public Health Emergency in EO No. 138 for an additional thirty days, the Division has determined that it is necessary to extend the previously authorized extension of credit in SR 2020-02 until June 7, 2020 to coincide with the extension of the Public Health Emergency. Please note that the same conditions
contained in SR 2020-02 shall apply and the relief granted herein is only available to those on-premises retail consumption licensees that are not on C.O.D. status as of February 23, 2020, and must be made available to all on-premises retail consumption licensees on a non-discriminatory basis. For any purchase orders submitted after March 16, 2020, the usual credit terms contained in N.J.A.C. 13:2-24.4(a)(1) shall apply. In addition, pursuant to SR 2020-02, wholesalers are permitted to send Notices of Obligation to defaulting retailers by electronic mail for the duration of the State of Emergency, or until restrictions are otherwise lifted, whichever is earlier. All other provisions in N.J.A.C. 13:2-24.4 shall continue to apply unless circumstances arise warranting further relaxation.

Nothing in this Special Ruling Amending SR 2020-02 is intended to alter any other relief granted in SR 2020-02, and any relaxation of rules or the June 2015 Special Ruling, as set forth therein, shall remain in place.

The relief provided herein is based on information provided by licensees in the wholesale and retail tiers of the industry and represents a balancing of those interests. Should the underlying facts and/or general State of Emergency change, the Director reserves the right to make modifications to this Special Ruling in the exercise of his discretion.

DATED: May 13, 2020