

**STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

LICENSE NO.: 2104-33-003-006
AGENCY DOCKET NO.: S-20-38972; H-2020-50316

NEW JERSEY DIVISION OF
ALCOHOLIC BEVERAGE
CONTROL,

Petitioner,

v.

BILLINGS, INC.,
T/A POST TIME PUB,

Respondent.

ORDER TO SHOW CAUSE AS TO WHY LICENSE
NO. 2104-33-003-006 HELD BY BILLINGS, INC.,
SHOULD NOT BE SUSPENDED PENDENTE LITE
FOR DEFYING EXECUTIVE ORDER NO. 107

Kevin Marc Schatz , Senior Deputy Attorney General,
Chief, Enforcement Bureau
Attorney for the Division of Alcoholic Beverage Control
(Grubir S. Grewal, Attorney General of New Jersey, attorney)

BY THE ACTING DIRECTOR:

This matter, having been opened to the Acting Director of the Division of Alcoholic Beverage Control, Enforcement Bureau by Grubir S. Grewal, Attorney General of New Jersey, by Kevin Marc Schatz, Senior Deputy Attorney General appearing, for petitioner Division of Alcoholic Beverage Control, seeking, by ex parte application, an Order to Show Cause Requiring Respondent, Billings, Inc., Show Cause Why Its Plenary Retail License, No. 2104-33-003-006, Should Not Be Suspended For Defying Executive Order No. 107, and

WHEREAS the Enforcement Bureau's papers submitted in support of this application appear to establish a prima facie case that Respondent presents a danger which is an immediate threat to the public health, safety or welfare and contrary to the interest of the community, and

WHEREAS the Enforcement Bureau has served Respondent with Notice of Charges Dkt. No. S-20-38972; H-2020-50316 alleging it violated Executive Order No. 107, the Alcoholic Beverage Control Act and its regulations and;

WHEREAS N.J.A.C. 13:2-19.4(a) authorizes the Division to issue an Order for Emergent Hearing if an alleged licensee's action presents a danger which is an immediate threat to the public health, safety or welfare and contrary to the interest of the community, and for good cause shown,

It is, on this 7 day of April, 2020;


ORDERED that Respondent appear and show cause before the Division on April 17, 2020 at 10:00 or as soon as thereafter as counsel can be heard why License No. 2104-33-003-006 should not be suspended pendente lite, and it is

FURTHER ORDERED that a copy of this Order to Show Cause, Notice of Charges, legal memorandum and any supporting affidavits or certifications submitted in support of this application be served upon Respondent within 2 days, personally or other method that will provide expedited notice, such as via overnight delivery or email. Any response by Respondent to this Order to Show Cause must be filed by 4/14/20 with the Division and a copy of all of its papers shall be served as well to SDAG Schatz. If Respondent does not file and serve the Division and SDAG Schatz with a response by the return date, the Division may grant the relief sought based on the papers filed in support of the application. **A telephone call will not**

protect your rights; and it is

FURTHER ORDERED that the Enforcement Bureau may submit a reply to any filed response by Respondent by 4/16/20, with a copy provided to Respondent

FURTHER ORDERED that should Respondent fail to appear, it shall be deemed as no objection to the relief sought by the Enforcement Bureau, i.e., suspension of the license pendente lite. Upon submission of a certification by the Division that service was made, the Division may impose upon the licensee the penalty stated in the Order for Emergent Hearing, without further notice.


James B. Graziano
Acting Director