

## **MINUTES**

### **ALCOHOL AND TOBACCO COMMISSION**

**DECEMBER 2, 2025**

#### **CALL TO ORDER/NOTING OF QUORUM**

Chairwoman Allen called the meeting to order and noted the quorum and the attendance. Vice Chairman Payne, Commissioner Jones, Deputy Director Serak, Prosecutor Wignall and Senior Attorney Beaucaire were in attendance.

#### **DISPOSITION OF MINUTES**

Vice Chairman Payne moved to approve the minutes from the November 18, 2025 meeting. Commissioner Jones seconded. The motion was unanimously approved.

#### **PROSECUTOR'S RECOMMENDATIONS**

PARTIES' AGREED DISPOSITIONS – Vice Chairman Payne moved to approve the Parties' Agreed Dispositions, submitted by Prosecutor Wignall. Forty dispositions were submitted with fines totaling \$26,200.00. Commissioner Jones seconded. The motion was unanimously approved.

#### **HEARING JUDGE'S RECOMMENDATIONS**

No Hearing Judge's Recommendations

#### **CONSIDERATION OF APPLICATIONS**

Commissioner Jones moved to approve and incorporate by reference these lists of permits for renewal, which have been recommended by local boards and reviewed by said staff with the authority of the Commission, and hereby move for approval of the same, pending any escrow hearings, and the inclusion of these lists as part of the minutes. Vice Chairman Payne seconded. The motion was unanimously approved.

Commissioner Jones moved to approve and incorporate by reference these lists of permit applications for a new permit or application for changes in location, ownership, or both of existing permits, which have been recommended by local boards and reviewed by at least two Commissioners and hereby move for approval of same, pending final floor plan approval by the Indiana State Excise Police and escrow, if needed, and inclusion of these lists as part of the minutes. Vice Chairman Payne seconded. The motion was unanimously approved.

Commissioner Jones moved to approve the catering applications. Vice Chairman Payne seconded. The motion was unanimously approved.

Commissioner Jones moved to approve the direct wine shipper applications. Vice Chairman Payne seconded. The motion was unanimously approved.

## **WAIVERS OF FEES – LETTERS OF EXTENSION**

Vice Chairman Payne moved to approve the fee waived letters of extension issued the preceding weeks. Commissioner Jones seconded. The motion was unanimously approved.

## **ITEMS FOR DISCUSSION**

RR34-39494 MISTY'S PALACE LLC – Chairwoman Allen noted this is a renewal with the local board voting 3-1 to approve for one year.

Vice Chairman Payne stated the local board was concerned with this permittee being cited twice within two months for the same violations and though they were not serious, the problems were not resolved. The local board also voiced concerns regarding violent incidents that have occurred at the business. The permittee provided a plan to help with the operations of the business that included changes in hours of operation, lighting inside and outside and security.

Vice Chairman Payne moved to uphold the local board's recommendation to approve for one year. Commissioner Jones seconded. The motion was unanimously approved.

RR02-41719 PEANUTS LLC – Chairwoman Allen noted this is on for an extension request continued from November 25<sup>th</sup>.

Commissioner Jones stated the missing items have been received. There is still a tax protest, however, a substantial payment was made to the Department of Revenue on December 1<sup>st</sup>.

Commissioner Jones moved to approve a two-week extension to allow time to see if the payment was enough to clear the tax protest. Vice Chairman Payne seconded. The motion was unanimously approved.

RC49-14247 VETERANS OF FOREIGN WARS POST 98 – Chairwoman Allen noted this is on for an extension request.

Commissioner Jones stated all missing paperwork has been received and the tax protest was cleared.

Commissioner Jones moved to approve a 90-day extension. Vice Chairman Payne seconded. The motion was unanimously approved.

\*\*\*Chairwoman Allen asked that the following permit be added to the agenda by consent. Consent was granted.

RC49-04020 INDIANAPOLIS LODGE #17 LOYAL ORDER OF MOOSE – Chairwoman Allen noted this is on for an extension request.

Chairwoman Allen stated the local board continued the renewal and the permit expires before the next local board hearing.

Chairwoman Allen moved to approve a 90-day extension. Vice Chairman Payne seconded. The motion was unanimously approved.

## **INACTIVE FILES**

RR45-34038 DAVID GONZALES BUSINESS INC – Chairwoman Allen noted this is a request to remove the permit from the dead list for one year. The concern is the request is possibly coming from a purchaser that we have no record of and not the permit holder.

Chairwoman Allen moved to continue consideration of making this permit dead this for 30 days and ask the buyer to speak with our attorneys to see if there is enough documentation to transfer the permit. The Chairwoman's understanding is that this buyer has a Consent to Transfer, but it was not timely filed. So, the issue seems to be with the buyer, but the seller still holds the permit. She also stated she is not inclined to continue this for one year because the statute states a permit can sit expired six months. Commissioner Jones seconded. The motion was unanimously approved

Chairwoman Allen stated renewals were filed so #RR49-39648 was removed from the dead list.

Vice Chairman Payne moved to make 4 permits dead that were previously posted on the November 18, 2025 meeting agenda. Commissioner Jones seconded. The motion was unanimously approved.

Chairwoman Allen stated there are 39 permits posted to be made dead at the December 16, 2025 meeting, who have failed to submit renewals.

## **OLD BUSINESS**

No Old Business

## **NEW BUSINESS**

No New Business

## **POLICY DETERMINATIONS**

No Policy Determinations

## **ANNOUNCEMENTS**

2025 AMENDED COMMISSION MEETING DATE - Chairwoman Allen stated the next 2025 Amended Meeting Dates is:

December 2025 (no escrow hearing)

2026 AMENDED COMMISSION MEETING DATES – Chairwoman Allen stated the amended meeting dates for 2026 are:

Wednesday, January 21 (re: MLK, Jr. Day on the 19th)


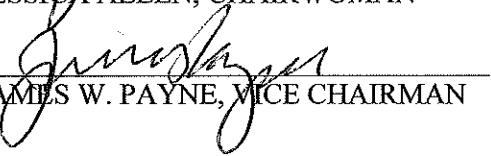
Wednesday, May 6 (re: Primary Election Day on the 5th)


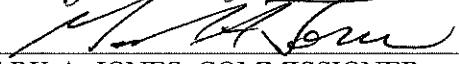
Wednesday, November 4 (re: General Election Day on the 3)

## ADJOURNMENT

Commissioner Jones moved to adjourn the meeting. Vice Chairman Payne seconded. The motion was unanimously approved.

Approved this 16<sup>th</sup> day of December, 2025.

  
JESSICA ALLEN, CHAIRWOMAN  
  
JAMES W. PAYNE, VICE CHAIRMAN

  
MARJORIE MAGINN, COMMISSIONER  
  
MARK A. JONES, COMMISSIONER