

**DOWNERS GROVE LIQUOR COMMISSION
VILLAGE HALL COUNCIL CHAMBERS
801 BURLINGTON AVENUE**

Thursday, November 2, 2017

I. CALL TO ORDER

Chairman Strelau called the November 2, 2017 Liquor Commission meeting to order at 6:30 p.m.

II. ROLL CALL

PRESENT: Mr. Clary, Ms. Flanagan, Mr. Jacobson, Mr. Krusenoski (6:50), Ms. Pietrucha, Ms. Toerpe, Chairman Strelau

ABSENT: None

STAFF: Assistant Village Attorney Dawn Didier, Village Attorney Enza Petrarca

OTHERS: Carol Kuchynka, Liaison to the Liquor Commission, Daniel Hanlon, Esq., Naomi Boyd, Prevail Bonga, Sgt. Jason Glaser, Christine Fregeau, Michael Gruener, Jose Hernandez, Demetrius Watson, Court Reporter

IV. DISCIPLINARY HEARING FOR ALLEGED VIOLATIONS

Chairman Strelau made the following statements:

"Section 3-40 of the Downers Grove Municipal Code provides that the Local Liquor Commissioner may revoke or suspend any license issued if the Commissioner determines that the licensee has violated any of the provisions of this chapter or any State law pertaining to the sale of alcohol. Both under the Section cited above, and under Chapter 235, Section 5/7-5, Illinois Compiled Statutes, the Local Liquor Commissioner is required to hold a public hearing after notice to the licensee, in which the licensee is afforded an opportunity to appear and defend. Pursuant to Section 3-5 of the Downers Grove Municipal Code, this hearing is being conducted by the Local Liquor Commission at the request of the Local Liquor Commissioner."

"The Commissioner has the power to temporarily suspend a license without a hearing if there is reason to believe that continued operation of the licensed business would immediately threaten the welfare of this community. Such was not done in these cases. The licensee may be represented by counsel, although he need not be for the purposes of this hearing."

Chairman Strelau turned over the meeting to Village Attorney Petrarca to begin the disciplinary hearing against Downers Grove Entertainment, LLC d/b/a Karma Club ("Karma") located at 1211A Butterfield Road, Downers Grove.

Village Attorney Petrarca asked that any individuals who were present on behalf of the Licensee to step forward, state and spell their name and indicate their affiliation with the Licensee. Attorney Dan Hanlon,

of the law firm Marquardt and Belmonte, stepped forward and indicated that, although he had never filed a written appearance in this matter, he had previously appeared before the Liquor Commission on behalf of Karma to request a continuance of the initial disciplinary hearing. He stated that he had attempted to contact his client via FedEx letter, phone calls and emails regarding tonight's disciplinary hearing. He stated that he was unsuccessful in making contact and received no response from his client. He stated that nobody from the LLC was present at this hearing. He stated that he was withdrawing his appearance and representation on behalf of the Licensee. Village Attorney Petrarca acknowledged his withdrawal from the case.

Village Attorney Petrarca requested a motion from the Commission whether to proceed with the disciplinary hearing in the Licensee's absence.

MR. CLARY MOVED TO PROCEED WITH THE DISCIPLINARY HEARING FOR DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD IN THE ABSENCE OF THE LICENSEE. MR. JACOBSON SECONDED.

VOTE:

Aye: Mr. Clary, Ms. Flanagan, Mr. Jacobson, Ms. Toerpe, Ms. Toerpe, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 6:0:0

Village Attorney Petrarca stated that the order of the hearing will be substantially as follows:

- A. Prosecution will request that the Notice of Hearing containing the charges against the licensee be entered into the record as Village's Exhibit #1.
- B. Prosecution may present evidence in this case.
- C. Summary of case by prosecution.

Attorney Petrarca stated that witnesses shall be sworn. She stated that strict rules of evidence will need not be adhered to although she expected to exercise control over the hearing to ensure that irrelevant or repetitive testimony does not unduly prolong the hearing.

Attorney Petrarca stated that a court reporter was present and will take the proceedings verbatim.

Attorney Petrarca stated that the Commission will submit their findings to the Local Liquor Commissioner regarding the existence and nature of any violation, if any. She stated that upon receipt of the recommendation of the Commission, the Commissioner will render a decision and the licensee will be notified in writing.

Village Attorney Petrarca asked the Prosecuting Attorney to present her case.

Dawn Didier introduced herself as the prosecuting attorney on behalf of the Village, and asked that the Amended Notice of Hearing containing the charges against the licensee be entered into the record as Village

Exhibit A. Attorney Petrarca accepted said Notice as Village's Exhibit A.

Attorney Didier called Carol Kuchynka as the first witness. Ms. Kuchynka provided the following testimony:

Ms. Kuchynka stated that she has worked for the Village of Downers Grove for approximately 25 years and is currently the Liaison to the Liquor Commission and Legal Assistant. She stated that her duties as Liaison to the Liquor Commission include accepting and processing applications, meeting with applicants, reviewing submittals and attending application and disciplinary hearings. In processing applications she reviews for completeness, meets with applicants, sends information to the Police Department to conduct background checks, schedules the applications for a hearing before the Liquor Commission, and issues licenses after their approval by the Liquor Commissioner.

Ms. Kuchynka stated that in April 2015, she received an application from Karma for 1211A Butterfield Road for a Class E-1/O license. She stated that a Class E license is where the primary business is entertainment and added that this classification of license has conditions in the Downers Grove Municipal Code, which require patrons to be at least 21 years old to enter the establishment and the applicant must supply a security plan. She added that the Liquor Commissioner may also impose additional restrictions and/or conditions on the licensee as well. She stated that Narain Gulabani signed and was listed as the 100% owner and the only member of the LLC original Karma application. She stated that as with all applications, she followed the same procedure in processing it as she previously described.

Ms. Kuchynka stated she scheduled an application hearing for Karma before the Liquor Commission on June 4, 2015. She stated that she was present at that hearing and took minutes. She stated that Steve Wilke testified on behalf of Karma who was present along with their attorney Brian Krajewski. Mr. Wilke testified that the establishment's theme was going to be country and western and that they were going to utilize the mechanical bull that was left there from the prior business. Mr. Wilke said they were going to have a person at the front entrance carding people and scanning IDs.

Ms. Kuchynka stated that she transcribed the minutes from that meeting, which were approved by the Liquor Commission at their meeting of September 3, 2015. Attorney Didier handed Ms. Kuchynka Exhibit 1, which Ms. Kuchynka described as a true and accurate copy of the minutes of the June 4, 2015 meeting that she transcribed.

Ms. Kuchynka stated that the application for Karma was subsequently approved with conditions and the license was issued on December 11, 2015.

Attorney Didier handed Ms. Kuchynka Group Exhibit 2, which Ms. Kuchynka described as three printouts from Karma's Facebook page of entertainers and/or employees who were scantily clad and added that one individual in the photo was a performing flame thrower. She stated that she was made aware of these posts by a former member of the Liquor Commission. She indicated that what was depicted in these printouts was not consistent with a country and western theme as expressed during the June 4, 2015 application hearing. Ms. Kuchynka said that these Facebook posts were subsequently discussed at a March 3, 2016 Liquor Commission hearing.

Ms. Kuchynka stated that Karma was placed on the Liquor Commission agenda of March 3, 2016 for the licensee to discuss a request for change in floor plan and theme. She stated that she became aware of changes to the operation by happenstance when she read a newspaper article that there was a new partial

owner, Dino Vulpitta, who was planning on making changes to the Karma Club. Attorney Didier handed Ms. Kuchynka Exhibit 16, which she identified as the article that she saw in the Suburban Life dated February 24, 2016. Upon seeing the article she immediately called her contact Mr. Wilke, who indicated that he was no longer the liquor manager at Karma.

Ms. Kuchynka stated that she then received a letter from Mr. Vulpitta who introduced himself as the new manager and an outline of proposed changes he was looking to implement at Karma. She stated that changes included bringing on a new chef and menu, implementing dance lessons and classes, trivia, karaoke, line dance instruction and pop-up dinners. Attorney Didier handed Ms. Kuchynka Exhibit 3, which she identified as the letter she received from Mr. Vulpitta on February 25, 2016.

Ms. Kuchynka also identified Exhibit 4, which was a liquor form indicating changes to the corporate ownership of the LLC. She stated that Mr. Gulabani would retain 65% ownership of the LLC and Mr. Vulpitta would acquire 35% ownership of the LLC. She stated that after receipt of this form, she began the process of conducting background checks on Mr. Vulpitta. The change in ownership was subsequently approved.

Ms. Kuchynka stated that Mr. Vulpitta and Attorney Brian Krajewski testified on behalf of Karma at the March 3, 2016 Liquor Commission meeting. She stated that at that hearing, Mr. Vulpitta testified that he wanted to open a "Brando's" room (similar to an establishment he operates in the City of Chicago), which is similar to a "speakeasy". She stated that he wanted to promote the room of the club and attract an older, after-work clientele. She stated that the proposed change to the floor plan was to add couch-style seating in the main room. He stated that they plan to have retro, country and 70's and 80's music. She stated that a court reporter was present at this hearing, placed witnesses under oath and prepared a verbatim transcript of the hearing. Ms. Kuchynka identified Exhibit 5 as the official transcript prepared by the certified court reporter.

Ms. Kuchynka stated that following the hearing the Liquor Commissioner approved the theme change with certain conditions imposed. Ms. Kuchynka identified Exhibit 6, as the letter sent to the licensee from the Liquor Commissioner approving the theme change with the following conditions:

1. The sale of alcohol by the bottle (except wine or champagne) is prohibited;
2. Pyrotechnics of any type are prohibited;
3. Patron dress code shall be posted and consistent with Karma's Security Plan;
4. All staff, performers and vendors must maintain a dress code that is not in violation of Section 3-33(d) of the Municipal Code (attached) and consistent with Karma's Security Plan;
5. Current floor plans must be posted throughout the establishment;
6. Advertising of drink specials must be reviewed by the Village in advance.
7. Brando's may be advertised as a room or portion of the Karma Club, however, not a separate entity thereof.

Ms. Kuchynka stated that she received a Renewal Application from Karma dated June 16, 2016 for the license year July 1, 2016 to June 30, 2017. She stated that the members of the LLC listed on this Renewal Application were Narain Gulabani (65% owner) and Dino Vulpitta (35% owner). She stated that the Renewal Application was signed by Lacey Heissenbittel, who listed herself as the Director of Marketing. Ms. Kuchynka stated that Ms. Heissenbittel later became the Liquor Manager. She stated that the Renewal Application was reviewed by her with approval of the Liquor Commissioner and that a license was issued

for the July 1, 2016 to June 30, 2017 license year. Ms. Kuchynka identified a true and correct copy of said license as Exhibit 8.

Ms. Kuchynka testified that a requirement for the Class E license listed in the Village's Code was to provide a security plan. She stated that Karma did provide one, which both she and Shanon Gillette of the Downers Grove Police Department reviewed. Ms. Kuchynka identified a true and correct copy of Karma's security plan as Exhibit 9. Ms. Kuchynka stated that the security plan set forth the following about music – that it would be "radio clean" music, not offensive, vulgar, nor Hip Hop, with country music and a mix of Top 40 later in the evening. She testified that the security plan said they would be scanning all IDs and would have video surveillance at the front entrance. She stated that in the dress code portion of the security plan that the following would not be allowed: offensive or derogatory clothing, hats/do-rags, plain white t-shirts, hooded sweatshirts, sweats/gym shorts, jerseys, excessive jewelry and that clothing must fit appropriately.

Ms. Kuchynka testified that another requirement of Karma's license was that they had to advise the Village of planned events or entertainment. She stated that they sent flyers of events over initially which she would review and either approve or reject. She stated that there was a point in time where she learned that they had stopped informing her of some of the events they were promoting. On May 1, 2017, Ms. Heissenbittel emailed Ms. Kuchynka stating that there were so many events that she may have missed sending some flyers to her for review and approval. She stated that Ms. Heissenbittel, in that same email, attached a few flyers to that email for approval. Ms. Kuchynka identified the May 1, 2017 email as Exhibit 10 and the flyers attached thereto as Group Exhibit 11. She advised Ms. Heissenbittel that the flyers of events contained in Group Exhibit 11 were posted without approval and needed to be removed from their website/Facebook page. Based on Ms. Heissenbittel's statement in the May 1, 2017, Ms. Kuchynka stated that she looked on the site for other possible events, flyers and advertisements that had not been sent to the Village for approval. She stated that she found numerous flyers on Karma's Facebook page going back to November 2016. Ms. Kuchynka examined Group Exhibit 12 and identified the dates of the performances/events and described the flyers. She stated that the first flyer from November 2016 had a man with a baseball cap, white t-shirt and excessive jewelry – all which were in direct violation of the Karma dress code contained in its own security plan. She stated that the flyers in Group Exhibit 12 had not been sent to her for review or approval as required by their license classification.

Ms. Kuchynka identified Exhibit 13 as an advertisement for an event which took place at Karma on May 25-26, 2017. She stated that event tickets were being sold through Eventbrite and not on Karma's website or Facebook page. She stated that Karma did not send this event to her for review and approval; and in fact, the event was posted after she had informed Ms. Heissenbittel that Karma was to refrain from further postings/events until the outcome of their disciplinary hearing.

Ms. Kuchynka testified that Mr. Vulpitta advised her that the corporate stock transfer documentation officially making him 35% owner of the LLC was actually never filed with the State. She stated that she checked the Illinois Liquor Control Commission's website and it still showed Mr. Gulabani as 100% owner.

That concluded the testimony of Ms. Kuchynka. Attorney Didier released the witness.

Attorney Didier called Naomi Boyd as the next witness. Ms. Boyd provided the following testimony:

Ms. Boyd stated that her date of birth is October 19, 1999. She stated that she participated in a control buy at Karma on April 29, 2017 after being asked by school police Sergeant (Lyerly) if she wanted to participate.

Ms. Boyd stated that on April 29, 2017, she met with Sergeant Lyerly and other police Sergeants at the Downers Grove police station. She stated that the Sergeants provided instruction to her and the other students as to what to do for the control buy. She stated that the students were told by the Sergeants to use their real drivers' licenses if asked for identification and if they were turned away at the door to not beg to get in. She stated that the Sergeants checked their belongings and made certain that they only had their real drivers' licenses in their possession. She stated that a picture of her was taken while at the police station, which she identified as Exhibit 15. She indicated that she was wearing the same clothing at this evening's hearing as she wore on the night of April 29, 2017 for the control buy.

Ms. Boyd stated that she and the other agents were taken to Karma in a squad car by one of the police Sergeants at approximately 9:30 p.m. She stated that when all three students (herself, one other girl and a boy) arrived, they walked to the entrance together. She stated that the girls went to one line while the boy went to a different line. She stated that the security guard asked for their IDs and both of them showed the security guard their real drivers' licenses. Ms. Boyd identified Exhibit 18, as a true and accurate copy of her driver's license which she used that night. She described it as being vertical and showing "under 21" on it. Ms. Boyd stated that the security guard told them that Karma didn't accept the vertical licenses and acknowledged that the girls were under 21.

Ms. Boyd testified that both girls started to walk away from the security guard but that the guard stopped them to ask if they were there for a party to which Ms. Boyd replied yes. Ms. Boyd stated that the guard said she would let them in if they paid her \$20. Ms. Boyd stated that they each gave the security guard the money and the security guard placed the money in her bra. She added that the security guard walked them into Karma Club, proceeded to the coat check area and told the individual working at the coat check that the girls were under 21 but it was still ok to let them in. Ms. Boyd stated that they each had to pay another \$10 at the coat check to get in any further.

Ms. Boyd stated that they then walked in and sat down at a table, but were told they had to move because the table was reserved. She stated that they moved to a high table near a bar. She stated that they both walked over to the bar, which was not crowded, and the bartender asked what they wanted to drink. Ms. Boyd stated that she ordered a Baccardi and Coke. She stated that the bartender made the drink and gave it to Ms. Boyd. Ms. Boyd stated that she gave the bartender a \$10 bill and received \$1 in change. Ms. Boyd stated that they walked back to the table. Ms. Boyd testified that the bartender did not ask for any identification. Ms. Boyd stated that they were then escorted out by a police Sergeant.

That concluded the testimony of Ms. Boyd. Attorney Didier released the witness.

Attorney Didier called Prevail Bonga as the next witness. Ms. Bonga provided the following testimony:

Ms. Bonga stated that her date of birth is March 17, 2000. Ms. Bonga stated that she participated in a control buy at Karma on April 29, 2017 and was asked by the school police Sergeant (Lyerly) if she wanted to participate.

Ms. Bonga stated that she met with Sergeant Lyerly and other police Sergeants at the police station on April 29, 2017. She testified that she heard Ms. Boyd's testimony and agreed with how Ms. Boyd described the events at the police station. She identified Exhibit 14, which was a photograph taken of her at the police station that night. She stated that she was wearing the same clothing at tonight's hearing as she wore the

night of the control buy.

Ms. Bonga stated that she and the other agents were taken to Karma in a squad car by one of the police Sergeants at approximately 9:30 p.m. She stated that all three students (herself, one other girl and a boy) walked up to the entrance after they arrived. She stated that the girls had to go to one line while the boy went to a different line. She stated that the security guard asked for their IDs and both of them showed the security guard their real drivers' licenses. She identified Exhibit 19, as a true and accurate copy of her driver's license which she used that night. She described the license as being vertical and showing "under 21" on it. She stated that the security guard told them that Karma didn't accept the vertical licenses.

Ms. Bonga testified that when they started to walk away the security guard stopped them and asked if they were there for a party, to which they replied yes. She stated that the security guard then said she' would let them in if they paid her \$20. Ms. Bonga testified that they gave the guard \$20 which the security guard placed in her bra. She stated that the security guard then walked them inside where they each had to pay another \$10.

Ms. Bonga stated that they then walked in and sat down at a table, but were told they had to move because the table was reserved. She stated that they moved to a high table near a bar and then they walked over to the bar and the bartender asked what they wanted. She testified that Ms. Boyd ordered a drink and that the bartender gave the drink to Ms. Boyd, who then paid for the drink. She said the bartender did not ask for any identification.

That concluded the testimony of Ms. Bonga. Attorney Didier released the witness.

Attorney Didier called Sergeant Jason Glaser as the next witness. Sergeant Glaser provided the following testimony:

Sergeant Glaser testified that he currently is a patrol sergeant with the Downers Grove Police Department. He stated that he was asked by his lieutenant to conduct a compliance check on Karma, which he did on May 14, 2017. He stated that he was checking for compliance with their security plan Exhibit 9. He stated he reviewed the security plan prior to the compliance check he conducted on May 14, 2017.

Sergeant Glaser stated that when he and two other Sergeants arrived at Karma on May 14th he initially spoke to Lacey Heissenbittel. Sergeant Glaser asked Ms. Heissenbittel if there was a person in charge of security working that night and she introduced him to Bobby Paige. Sergeant Glaser advised both of them that their purpose there was to conduct a compliance check with their security plan.

Sergeant Glaser testified that he asked Ms. Heissenbittel and Mr. Paige if there were any security cameras at the front entrance and Ms. Heissenbittel replied that there were not but indicated that there were security cameras on the registers. Sergeant Glaser asked if they were counting individuals as they entered the establishment and Ms. Heissenbittel replied yes and that there were about 170 people inside.

Sergeant Glaser asked Ms. Heissenbittel and Mr. Paige if they were digitally scanning the IDs and Ms. Heissenbittel replied they were not because they had not yet purchased an ID scanner.

Sergeant Glaser stated that he and the other Sergeants went inside Karma Club to look around. He stated

that he saw security personnel with black shirts and the word "Security" in white letters written across the front.

Sergeant Glaser stated that he saw about 10 people wearing baseball hats and 2 people in baseball jerseys. He stated he found that significant because those clothing items were expressly prohibited in the Karma security plan. He stated he brought this to the attention of Ms. Heissenbittel who replied that they were the entertainers and promoters who wore the items to differentiate themselves from the customers.

Sergeant Glaser also stated that he and Ms. Heissenbittel discussed the "Red Room" which was closed that evening. He asked Ms. Heissenbittel if food was being sold and she replied that they were selling pizza.

Sergeant Glaser stated that he gave Ms. Heissenbittel his business card with the report number on it and then left the establishment.

Attorney Didier stated that she had no additional witnesses to call. She asked that Exhibits 1-19 (#17 was not discussed during the testimony but was copies of the sections of the Municipal Code alleged to have been violated that were certified by the Village Clerk) be admitted into evidence. The Commission accepted all exhibits into evidence. Attorney Didier then made a brief closing argument and summarized the evidence and testimony.

Following the testimony of the Village's witness, Ms. Petrarca requested a motion for each count contained in the Notice of Hearing, previously entered into the record as Exhibit A.

Ms. Petrarca read each count into the record and the following findings were made:

MS. PIETRUCHA MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #1 [3.25(a)]. MS. TOERPE SECONDED.

VOTE:

Aye: Ms. Pietrucha, Ms. Toerpe, Mr. Clary, Ms. Flanagan, Mr. Jacobson, Mr. Krusenoski, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MR. CLARY MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #2 [3.26(a)]. MS. TOERPE SECONDED.

VOTE:

Aye: Mr. Clary, Ms. Toerpe, Ms. Flanagan, Mr. Jacobson, Mr. Krusenoski, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MR. JACOBSON MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #3 [3-13]. MR. CLARY SECONDED.

VOTE:

Aye: Mr. Jacobson, Mr. Clary, Ms. Flanagan, Ms. Toerpe, Mr. Krusenoski, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MR. KRUSENOSKI MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #4 [3-13]. MR. JACOBSON SECONDED.

VOTE:

Aye: Mr. Krusenoski, Mr. Jacobson, Mr. Clary, Ms. Toerpe, Ms. Flanagan, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MS. TOERPE MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #5 [3-12(I)]. MR. KRUSENOSKI SECONDED.

VOTE:

Aye: Ms. Toerpe, Mr. Krusenoski, Mr. Clary, Mr. Jacobson, Ms. Flanagan, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MS. TOERPE MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #6 [3-19]. MR. KRUSENOSKI SECONDED.

VOTE:

Aye: Ms. Toerpe, Mr. Krusenoski, Mr. Clary, Mr. Jacobson, Ms. Flanagan, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MR. JACOBSON MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #7 [3-13]. MR. KRUSENOSKI SECONDED.

VOTE:

Aye: Mr. Jacobson, Mr. Krusenoski, Mr. Clary, Ms. Flanagan, Ms. Toerpe, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MR. KRUSENOSKI MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #8 [3-19 (a)(ii)]. MR. JACOBSON SECONDED.

VOTE:

Aye: Mr. Krusenoski, Mr. Jacobson, Mr. Clary, Ms. Flanagan, Ms. Toerpe, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MR. CLARY MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #9 [3-13]. MR. KRUSENOSKI SECONDED.

VOTE:

Aye: Mr. Clary, Mr. Krusenoski, Ms. Flanagan, Mr. Jacobson, Ms. Toerpe, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MS. TOERPE MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #10 [3-13]. MR. KRUSENOSKI SECONDED.

VOTE:

Aye: Ms. Toerpe, Mr. Krusenoski, Mr. Clary, Ms. Flanagan, Mr. Jacobson, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MR. KRUSENOSKI MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #11 [3-19]. MR. CLARY SECONDED.

VOTE:

Aye: Mr. Krusenoski, Mr. Clary, Ms. Flanagan, Mr. Jacobson, Ms. Toerpe, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

MR. CLARY MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #12 [3-13]. MR. KRUSENOSKI SECONDED.

VOTE:

Aye: Mr. Clary, Mr. Krusenoski, Ms. Flanagan, Ms. Toerpe, Ms. Pietrucha, Chairman Strelau

Nay: Mr. Jacobson

Abstain: None

MOTION CARRIED: 6:1:0

MR. JACOBSON MOVED TO FIND DOWNERS GROVE ENTERTAINMENT, LLC D/B/A KARMA CLUB, 1211A BUTTERFIELD ROAD GUILTY OF COUNT #13 [3-12(D)]. MR. CLARY SECONDED.

VOTE:

Aye: Mr. Jacobson, Mr. Clary, Ms. Flanagan, Ms. Toerpe, Mr. Krusenoski, Ms. Pietrucha, Chairman Strelau

Nay: None

Abstain: None

MOTION CARRIED: 7:0:0

Attorney Petrarca concluded the disciplinary hearing proceedings. The meeting adjourned by acclimation at 7:45 p.m.