


STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
 DEPARTMENT OF BUSINESS REGULATION
 PASTORE COMPLEX
 1511 PONTIAC AVENUE
 CRANSTON, RHODE ISLAND

J Class Management, Inc.	:	
Appellant,	:	
	:	
v.	:	DBR No.: 10-L-0176
	:	
Board of License Commissioners of the	:	
City of Newport,	:	
Appellee,	:	
	:	
and	:	
	:	
The Pier of Newport, LLC,	:	
Intervenor. ¹	:	

ORDER OF DISMISSAL

This matter arose out of an appeal filed by J Class Management, Inc. (“Appellant”) with the Department of Business Regulation (“Department”) of the Board of License Commissioners of the City of Newport’s decision dated October 13, 2010 granting a liquor license to The Pier of Newport, LLC. A pre-hearing conference was held on November 16, 2010 where the issues were clarified and a discovery schedule set. On or about August 21, 2012, the parties filed a stipulation of dismissal that the appeal may be dismissed without prejudice. On the basis of the forgoing, the undersigned recommends that the Appellant’s appeal be dismissed without prejudice.

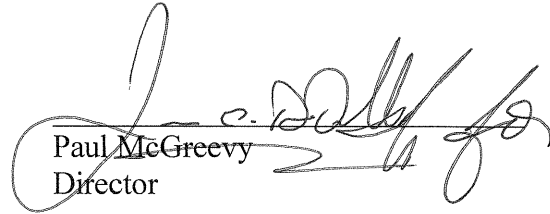
Entered this 9th day of September, 2012.


 Catherine R. Warren
 Hearing Officer

¹ The Pier was granted the right to intervene by the undersigned on November 1, 2010.

I have read the Hearing Officer's recommendation in this matter and I hereby ADOPT/REJECT the findings of facts, the conclusions of law, and recommendation of the hearing officer in the above entitled Final Order.

Dated: 9-10-2012


Paul McGreevy
Director

Entered as Administrative Order No. 12-L-052 on this 10th day of September, 2012.

NOTICE OF APPELLATE RIGHTS

THIS DECISION CONSTITUTES A FINAL ORDER OF THE DEPARTMENT OF BUSINESS REGULATION PURSUANT TO R.I. GEN. LAWS § 42-35-12. PURSUANT TO R.I. GEN. LAWS § 42-35-15, THIS ORDER MAY BE APPEALED TO THE SUPERIOR COURT SITTING IN AND FOR THE COUNTY OF PROVIDENCE WITHIN THIRTY (30) DAYS OF THE MAILING DATE OF THIS DECISION. SUCH APPEAL, IF TAKEN, MUST BE COMPLETED BY FILING A PETITION FOR REVIEW IN SUPERIOR COURT. THE FILING OF THE COMPLAINT DOES NOT ITSELF STAY ENFORCEMENT OF THIS ORDER. THE AGENCY MAY GRANT, OR THE REVIEWING COURT MAY ORDER, A STAY UPON THE APPROPRIATE TERMS.

CERTIFICATION

I hereby certify on this 12th ^{4th & 13th PM} day of September, 2012 that a copy of the within Order was delivered by first class mail, postage prepaid to -

Joseph J. Nicholson, Jr., Esquire
City of Newport Solicitor
43 Broadway
Newport, RI 02840

Robert Silva, Esquire
David Martland, Esquire
Silva, Thomas, Martland & Offenbergl, Ltd.
1100 Aquidneck Avenue
Middletown, RI 02842

Evan Scott Lewis, Esquire
15 Old Beach Road
Newport, RI 02840

and by electronic-delivery to Maria D'Alessandro, Deputy Director, Department of Business Regulation, Pastore Complex, 1511 Pontiac Avenue, Cranston, 02820.

