

Virginia Alcoholic Beverage Control Authority

Chief Executive Officer
Travis G. Hill



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Beth G. Hungate-Noland

Board of Directors
William D. Euille
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Mark E. Rubin

November 17, 2020

NOTICE OF APPEAL BEFORE THE BOARD

IN THE MATTER OF ZERO LINK MARKETS, INC.
VINOSHIPPER.COM
904 VANESSA COURT
WINDSOR, CALIFORNIA 95492
SENT VIA CERTIFIED MAIL & EMAIL:
steven@zerolinkmarkets.com; mcshuford8386@gmail.com;
sean.oleary@olearylpgroup.com; Steven@vinoshipper.com

MAILING ADDRESS 228 WINDSOR RIVER ROAD, SUITE 111
WINDSOR, CALIFORNIA 95492
SENT VIA CERTIFIED MAIL

LICENSE NO.: **048539 – WINE SHIPPER – OUT OF STATE**

The Administrative Hearing Officer who conducted the hearing upon the above license has decided **the privileges of selling and shipping wine into the Commonwealth of Virginia shall be suspended for twenty-five (25) days; provided, however, that upon the payment of two thousand five hundred dollars (\$2,500.00) as a civil penalty, the suspension shall be terminated.**

After reviewing the Hearing Officer's decision, the Board proposes to adopt the decision as rendered.

The requested appeal hearing will be held **BY A VIRTUAL HEARING THROUGH MICROSOFT TEAMS** (please use this link to join the meeting [Join Microsoft Teams Meeting](#) **Wednesday, December 16, 2020, at 9:00 a.m.**

The grounds for the above-mentioned proposed action which will be considered at the hearing is as follows:

Incident No.: 202002260071

- 1. Between 12/11/19 and 12/31/19, the licensee sold and shipped wine other than as permitted by statute and by the Board's rules and regulations, in violation of Sections 4.1-203, 4.1-202, 4.1-209.1 and 4.1-225 1.b. of the Code of Virginia and 3 VAC 5-70-220 (i.e., shipped a product from an address for which the shipper is not licensed).**

At the appeal hearing, new evidence only will be accepted if it was unavailable for the initial hearing, has the potential to alter the result, is proffered five business days before the appeal hearing, and is unanimously accepted by members of the appeal panel. The Board reserves the right to impose any penalty authorized by law after reviewing any evidence or argument presented at the appeal hearing.

NOTE: Requirements for Continuances:

The following continuance policy will be strictly enforced for appeal hearings.

- Continuances will be granted only upon showing (i.e., proving) good cause.
- You must make all continuance requests as soon as you learn a conflict exists and no later than seven (7) full calendar days prior to the formal hearing.
- Continuance requests must be supported by verifiable, extenuating and unforeseeable circumstances.

- Delays in hiring an attorney rarely will justify a continuance.
- Requests for continuances by email shall be sent to the following email address: Hearing@VirginiaABC.com and John.Daniel@VirginiaABC.com
- Requests for continuances by fax should be sent to the Government Affairs Officer and the Chief Clerk at (804) 213-4442.
- Should faxed requests arrive at any other fax number, they will not be considered received in HAJIS until received by the Government Affairs Officer and the Chief Clerk. For example, a document received at a fax number other than (804) 213-4442 on July 27th, but not delivered to HAJIS until July 31st, would be treated as arriving in HAJIS on July 31st.

Virginia Alcoholic Beverage Control Authority



Meghan Wallmeyer Rose
Chief Clerk

c: Mark C. Shuford, Esq. (via email)
Sean O'Leary Esq. (via email)
L. Hucks-Watkins, Esq., Legal Counsel
ENFORCEMENT DIVISION: M. Haalman, R. O'Connell, J. Craft, D. Bledsoe