

NEW YORK STATE COMMISSION ON PUBLIC INTEGRITY
540 Broadway
Albany, New York 12207
(518) 474-1559

In the Matter of Independent Beer
Wholesalers of NY

DECISION
and
NOTICE OF CIVIL ASSESSMENT

Respondent

Failure to Timely File a 2008 January/June
Client Semi-Annual Report

On January 26, 2009 the New York State Commission on Public Integrity ("Commission") issued a Notice of Hearing in the above-referenced matter, which was duly served on Respondent, Independent Beer Wholesalers of NY ("Respondent"). A hearing was held on February 23, 2009. The Hearing Officer issued written findings of fact and a recommendation on April 2, 2009, which were duly served on Respondent. Respondent was provided a ten-day period within which to respond in writing to the Hearing Officer's findings and recommendation. Respondent did not submit any such response.

At its June 12, 2009 meeting the Commission considered the hearing officer's findings of fact and recommendation in the above-captioned matter.

Respondent be assessed a civil penalty in the amount of \$5,000 if he properly completes the Report and returns it to the Commission within fifteen (15) days of receipt of service of the decision of the Commission ("Decision"); or Respondent be assessed a civil penalty in the amount of \$5,500 if he properly completes the Report and returns it to the Commission on or after sixteen (16) days but within thirty (30) days following receipt of service of the Decision; or Respondent be assessed a civil penalty in the amount of \$6,000 if he properly completes the Report and returns it to the Commission on or after thirty-one (31) days following receipt of service of the Decision;

Michael G. Cherkasky
Daniel R. Alonso
Virginia M. Apuzzo
John M. Brickman
Andrew G. Celli, Jr.
Richard D. Emery
Daniel J. French
David L. Gruenberg
James P. King
Loretta E. Lynch
John T. Mitchell
Members

DATED: June 16, 2009