

**PUBLIC NOTICE  
NOTICE OF CHARGES AND HEARING**

**TO: EVEN FLOW MUSIC & SPIRITS, LLC**  
**Business Address of License Premises: 302 W. State Street, Geneva, IL 60134;**

**Nicholas Mercadante, as Liquor License Applicant of Even Flow Music & Spirits, LLC, 4001 Blackstone Drive, Aurora, IL 60504**

**Michael Anthony Knuth, as Liquor License Applicant and managing member of Even Flow Music & Spirits, LLC, 4001 Blackstone Drive, Aurora, IL 60504; and 57 Briarcliff, Montgomery, IL 60538; and**

**Lavelle Law, Ltd., as Registered Agent for Even Flow Music & Spirits, LLC, 501 W. Colfax Street, Suite C, Palatine, IL 60067.**

**YOU ARE HEREBY NOTIFIED** that pursuant to Sections 4-4 and 7-5 of the *Liquor Control Act of 1934* ("Act"), as amended, (235 ILCS 5/4-4 and 5/7-5) and Sections 4-2-3 and 4-2-30 of Title 4 of the *Geneva City Code*, the undersigned, as Local Liquor Control Commissioner of the City of Geneva, Kane County, Illinois, shall hold and conduct a hearing on the 20th day of September, 2013, at 1:30 p.m., at Geneva City Hall, City Council Chambers, 22 South First Street, Geneva, Illinois, to consider testimony and such evidence as may come before me on the following charges alleging Even Flow Music & Spirits, LLC violated the *Geneva City Code*:

1. That on August 25, 2013, between 2:00 a.m. (0200 hours) to 5:45 a.m. (0545 hours), your licensed premises, to wit: Even Flow Music & Spirits, LLC, was open or permitted to be open in violation of Section 4-2-14:A of Title 4 of the *Geneva City Code*;
2. That on August 25, 2013, between 2:00 a.m. (0200 hours) and 5:45 a.m. (0545 hours), your licensed premises, to wit: Even Flow Music & Spirits, LLC, sold, furnished, gave away, or permitted the consumption of alcoholic liquors on the licensed premises, in violation of Section 4-2-14:A of Title 4 of the *Geneva City Code*;
3. That on August 25, 2013, between approximately 2:00 a.m. (0200 hours) and 5:45 a.m. (0545 hours), you, your agents, or employees sold, offered for sale, or gave away to the public in or upon your licensed premises, to wit: Even Flow Music & Spirits, LLC, alcoholic liquor during the hours in which sale of such alcoholic liquors is prohibited in violation of Section 4-2-25:O(1) of Title 4 of the *Geneva City Code*;
4. That on August 25, 2013, from approximately 2:00 a.m. (0200 hours) to 5:45 a.m. (0545 hours), you, your agents or employees kept open for business your licensed premises, to wit: Even Flow Music & Spirits, LLC, during the hours in which the licensed premises is prohibited from

selling alcoholic liquors in violation of Section 4-2-25:O(1) of Title 4 of the *Geneva City Code*;

5. That on August 25, 2013, from approximately 2:00 a.m. (0200 hours) to 5:45 a.m. (0545 hours), you, your agents, or employees allowed members of the public to remain within the licensed premises, to wit: Even Flow Music & Spirits, LLC, during the hours in which the licensed premises is prohibited from selling alcoholic liquors in violation of Section 4-2-25:O(1) of Title 4 of the *Geneva City Code*;
6. That on August 25, 2013, between approximately 2:00 a.m. (0200 hours) and 5:45 a.m. (0545 hours), you, your agents, or employees permitted consumption of alcoholic liquor at your licensed premises, to wit: Even Flow Music & Spirits, LLC, during the hours in which sale of such alcoholic liquors is prohibited in violation of Section 4-2-25:O(1) of Title 4 of the *Geneva City Code*; and
7. That on August 25, 2013, between approximately 2:00 a.m. (0200 hours) and 5:45 a.m. (0545 hours), you, your agents, or employees permitted consumption of alcoholic liquor at your licensed premises, to wit: Even Flow Music & Spirits, LLC, during the hours in which sale of such alcoholic liquors is prohibited in violation of Section 4-2-25:O(3) of Title 4 of the *Geneva City Code*.

The hearing shall be open to the public. Representatives of Even Flow Music & Spirits, LLC are invited to attend the hearing, present evidence, provide testimony and call witnesses regarding said charges and/or to cross-examine witnesses. Even Flow Music & Spirits, LLC has the right to be represented by counsel in this matter.

Dated this 12<sup>th</sup> day of September, 2013.



Kevin R. Burns  
Local Liquor Control Commissioner  
City of Geneva, Kane County, Illinois