

BEFORE THE LOCAL LIQUOR AND BEER LICENSING  
AUTHORITY, CITY OF COLORADO SPRINGS, STATE  
OF COLORADO

Address: 30 South Nevada Avenue, Suite 101  
Telephone: (719) 385-5901  
Fax Number: (719) 385-5114  
Email: cityclerk@springsgov.com

CITY CLERK'S OFFICE

2021 FEB -9 P 3:51

IN THE MATTER OF:

H & H FINE ARTS, INC. d/b/a  
Downtown Fine Spirits & Wines  
103 S Wahsatch Ave., #A&B  
Colorado Springs, CO 80903

▲ CLERK USE ONLY ▲

LICENSEE

Amy Loft, Division Chief - Prosecution  
P.O. Box 1575, Mail Code 1540  
224 East Kiowa Street, Suite 410  
Colorado Springs, CO 80903  
Telephone: (719) 385-5925  
Fax number: (719) 385-6438  
Atty. Reg. # 28590

License No: 720046

AMENDED NOTICE OF HEARING

**WHEREAS**, on January 8, 2021, H & H Fine Arts, Inc. d/b/a Downtown Fine Spirits & Wines, 103 S Wahsatch Avenue, #A&B, Colorado Springs, CO, 80903 ("Licensee") was served an "Order To Show Cause And Notice Of Hearing" for alleged violation of the statues and/or rules and regulations of the State of Colorado, or City of Colorado Springs governing its Retail Liquor Store License; and

**WHEREAS**, this matter is to come before the Local Licensing Authority on Friday **February 19, 2021 at 9:00 A.M.** at the Municipal Court Building, in Division 2, 224 East Kiowa Street, Colorado Springs, CO 80903, or at such other time and place as the Local Licensing Authority may direct; and

**WHEREAS**, in support of the Mayor's emergency declaration and City efforts to ensure consistency with guidelines from State public health officials and the Centers for Disease Control regarding "social distancing" to protect community members from COVID-19, the Local Licensing Authority will conduct the hearing by remote participation.

**NOW THEREFORE**, you are hereby **ORDERED** to appear before the Local Licensing Authority, City of Colorado Springs, State of Colorado on Friday **February 19, 2021 at 9:00 A.M. by virtual hearing with remote participation** via WebEx meeting number 146 363 2875. **Additional information related to appearance and remote participation for this hearing will be provided via email communication as soon as possible, but not later than Tuesday, February 16, 2021.**

You are entitled to have an attorney represent you at the hearing. If you should retain an attorney, you should do so well in advance of the hearing.

You are entitled to utilize the services of a qualified foreign language interpreter pursuant to Rule 9.10 of the Local Rules. Any interpreter must meet the requirements of that rule, and any relationship to you may disqualify a proposed interpreter. You will be responsible for securing and paying the costs associated with foreign language interpretation services and you should do so well in advance of the hearing. A foreign language interpreter will not be provided for you. If you are unable to locate a qualified foreign language interpreter, you should contact the City Clerk's Office well in advance of the hearing to obtain a list of qualified interpreter services.

If you are hearing impaired and require the services of a sign interpreter, you should notify the City Clerk's office in advance of the hearing and one will be provided for you free of cost.

A postponement of the hearing will not be granted except for good cause shown. **If you should fail to appear at the scheduled time and place for the hearing, or appear despite an inability to present evidence in the absence of a qualified interpreter or counsel, testimony may be taken in reference to the allegations, upon which evidence your Retail Liquor Store License may be suspended or revoked.**

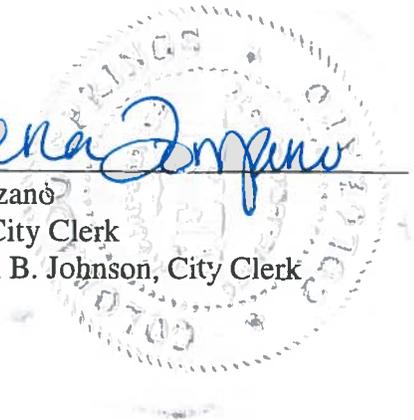
If you have any questions concerning these proceedings, you should contact Jesse Lucido, Prosecution at (719) 385-5925.

**IT IS FURTHER ORDERED** that a copy of this Amended Notice of Hearing shall be served upon the above-mentioned Licensee.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of my office this 9<sup>th</sup>

day of FEBRUARY 2021.

  
Dena Lozano  
Deputy City Clerk  
for Sarah B. Johnson, City Clerk



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**CERTIFICATE OF SERVICE**

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I, Lee McRae, hereby certify that I have served the foregoing **AMENDED NOTICE OF HEARING** on this 10<sup>th</sup> day of FEBRUARY, 2021 by personally delivering to:

Name: Gregor Huesgen

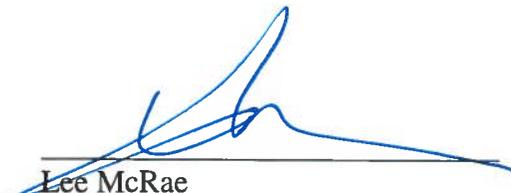
Address: 103 S. WAHSATCH AVE, #A&B

**AND**

I hereby certify that I have mailed a true copy of the foregoing **AMENDED NOTICE OF HEARING** by United States mail, first class postage paid, this 10<sup>th</sup> day of FEBRUARY, 2021 to the following mailing addresses of record:

H & H FINE ARTS, INC. d/b/a  
Downtown Fine Spirits & Wines  
103 S Wahsatch Ave., #A&B  
Colorado Springs, CO 80903

CC: gregor.huesgen@gmail.com

  
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Lee McRae  
License Enforcement Officer  
City Clerk's Office  
30 S. Nevada Avenue  
Colorado Springs, CO 80903

<p><b>BEFORE THE LOCAL LIQUOR AND BEER LICENSING AUTHORITY, CITY OF COLORADO SPRINGS, STATE OF COLORADO</b>  Address: 30 South Nevada Avenue, Suite 101  Telephone: (719) 385-5901  Fax Number: (719) 385-5114  Email: cityclerk@springsgov.com</p>	<p><b>CITY CLERK'S OFFICE</b>  2021 JAN -7 A 8:34</p>
<p><b>IN THE MATTER OF:</b></p> <p>H &amp; H FINE ARTS, INC. d/b/a  Downtown Fine Spirits &amp; Wines  103 S Wahsatch Ave., #A&amp;B  Colorado Springs, CO 80903</p> <p><b>LICENSEE</b></p>	<p>▲ <b>CLERK USE ONLY</b> ▲</p>
<p>Amy Loft, Division Chief - Prosecution  P.O. Box 1575, Mail Code 1540  224 East Kiowa Street, Suite 410  Colorado Springs, CO 80903  Telephone: (719) 385-5925  Fax number: (719) 385-6438  Atty. Reg. # 28590</p>	<p>License No: 720046</p>
<p align="center"><b>ORDER TO SHOW CAUSE AND NOTICE OF HEARING</b></p>	

**WHEREAS**, it has been made to appear to the Local Licensing Authority, City of Colorado Springs, State of Colorado that H & H FINE ARTS, INC. d/b/a Downtown Fine Spirits & Wines, 103 S Wahsatch Ave., #A&B Colorado Springs, CO 80903 ("Licensee") has violated the statutes and/or the rules and regulations of the State of Colorado, or City of Colorado Springs governing its Retail Liquor Store License in the following particulars:

- I. On December 11, 2020 Licensee, and/or its managers, employees or agents, did sell, serve, give away, dispose of, exchange, or deliver or permit the sale, serving, giving, or procuring of an alcohol beverage to or for a person under the age of twenty-one (21) years, a Confidential Informant, on the licensed premises in violation of C.R.S. §44-3-901(1)(b)(I) entitled "Unlawful Acts-exceptions".

**NOW THEREFORE**, you are hereby **ORDERED** to appear before the Local Licensing Authority, City of Colorado Springs, State of Colorado on Friday **February 19, 2021 at 9:00 A.M.** at the Municipal Court Building, in Division 2, 224 East Kiowa Street, Colorado Springs, CO 80903, or at such other time and place as the Local Licensing Authority may direct to **SHOW CAUSE** why your Fermented Malt Beverage License should not be suspended or revoked as by law provided. Said hearing is conducted pursuant to C.R.S. §44-3-601 and §2.5.601 of the Code of the City of Colorado Springs, 2001 as amended ("City Code") and governed by the Liquor and Beer Rules and Regulations for the City of Colorado Springs ("Local Rules").

You are entitled to have an attorney represent you at the hearing. If you should retain an attorney, you should do so well in advance of the hearing.

You are entitled to utilize the services of a qualified foreign language interpreter pursuant to Rule 9.10 of the Local Rules. Any interpreter must meet the requirements of that rule, and any relationship to you may disqualify a proposed interpreter. You will be responsible for securing and paying the costs associated with foreign language interpretation services and you should do so well in advance of the hearing. A foreign language interpreter will not be provided for you. If you are unable to locate a qualified foreign language interpreter, you should contact the City Clerk's Office well in advance of the hearing to obtain a list of qualified interpreter services.

If you are hearing impaired and require the services of a sign interpreter, you should notify the City Clerk's office in advance of the hearing and one will be provided for you free of cost.

A postponement of the hearing will not be granted except for good cause shown. **If you should fail to appear at the scheduled time and place for the hearing, or appear despite an inability to present evidence in the absence of a qualified interpreter or counsel, testimony may be taken in reference to the allegations, upon which evidence your Retail Liquor Store License may be suspended or revoked.**

If you have any questions concerning these proceedings, you should contact Amy Loft, Division Chief - Prosecution at (719) 385-5925.

**IT IS FURTHER ORDERED** that a copy of this Order and Notice shall be served upon the above-mentioned Licensee.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of my office this 7<sup>th</sup>

day of JANUARY 2021.



Sarah Johnson  
City Clerk

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**CERTIFICATE OF SERVICE**

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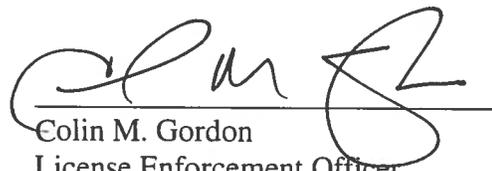
I, Colin M. Gordon, hereby certify that I have served the foregoing **ORDER TO SHOW CAUSE AND NOTICE OF HEARING** on this 8<sup>th</sup> day of January, 2021 by personally delivering to:

Name: Gregor Huesgen  
Address: 103 S. Wahsatch Ave., C. Springs, CO 80903  
#A&B

AND

I hereby certify that I have mailed a true copy of the foregoing **ORDER TO SHOW CAUSE AND NOTICE OF HEARING** by United States mail, first class postage paid, this 8<sup>th</sup> day of January, 2021 to the following mailing address of record:

H & H FINE ARTS, INC. d/b/a  
Downtown Fine Spirits & Wines  
103 S Wahsatch Ave., #A&B  
Colorado Springs, CO 80903

  
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Colin M. Gordon  
License Enforcement Officer  
City Clerk's Office  
30 S. Nevada Avenue  
Colorado Springs, CO 80903