

**BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA**

**In the Matter of the Accusation Against:**

COSTANZOS GENCO OLIVE OIL COMPANY INC

DBA: SIDELINES SPORTS BAR

PREMISES: 732 9TH ST  
ARCATA, CA 95521-6206

LICENSE(S): On-Sale General Public Premises

**FILED**  
ALCOHOLIC BEVERAGE CONTROL  
MAY 02 2018

**File:** 48-582812

**Reg:** 18086872

**ACCUSATION UNDER  
ALCOHOLIC BEVERAGE  
CONTROL ACT AND  
STATE CONSTITUTION**

I hereby complain and accuse the above respondent(s), holding the above license(s), based on the following statement of facts:

**COUNT 1**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about October 6, 2017, respondent-licensee's agent or employee, Mykie Bastidas, permitted patron(s) to possess, within the premises, a controlled substance, to-wit: cocaine, in violation of Health and Safety Code Section 11350.

**COUNT 2**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about October 6, 2017, respondent-licensee's agent or employee, Mykie Bastidas, permitted Ryan Johnston aka "RJ" to possess, within said premises, a controlled substance, to-wit: cocaine, for purpose of sale, in violation of Health and Safety Code Section 11351.

**COUNT 3**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about October 6, 2017, respondent-licensee(s) knowingly permitted the illegal sale, or negotiations for sales, of controlled substances or dangerous drugs upon the licensed premises, in violation of Business and Professions Code Section 24200.5(a).

**COUNT 4**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about October 6, 2017, respondent-licensee's agent or employee, Mykie Bastidas, permitted Ryan Johnston aka "RJ" to sell, furnish or offer to sell or furnish, within the premises, a controlled substance, to-wit: cocaine, in violation of Health and Safety Code Section 11352.

**COUNT 5**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about November 30, 2017, respondent-licensee's agent or employee, Mykie Bastidas, permitted patron(s) to possess, within the premises, a controlled substance, to-wit: cocaine, in violation of Health and Safety Code Section 11350.

**COUNT 6**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about November 30, 2017, respondent-licensee's agent or employee, Mykie Bastidas, permitted Elijah Calvin Browning to possess, within said premises, a controlled substance, to-wit: cocaine, for purpose of sale, in violation of Health and Safety Code Section 11351.



### COUNT 7

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about October 6, 2017, respondent-licensee(s) knowingly permitted the illegal sale, or negotiations for sales, of controlled substances or dangerous drugs upon the licensed premises, in violation of Business and Professions Code Section 24200.5(a).

### COUNT 8

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about November 30, 2017, respondent-licensee's agent or employee, Mykie Bastidas, permitted Elijah Calvin Browning to sell, furnish or offer to sell or furnish to Agent Scott, within the premises, a controlled substance, to-wit: cocaine, in violation of Health and Safety Code Section 11352.

### COUNT 9

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about November 30, 2017, respondent-licensee's agent or employee, Mykie Bastidas, permitted Elijah Calvin Browning to sell, furnish or offer to sell or furnish to Agent Bernstein, within the premises, a controlled substance, to-wit: cocaine, in violation of Health and Safety Code Section 11352.

**COUNT 10**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about January 25, 2018, respondent-licensee's agent or employee, Mykie Bastidas, permitted patron(s) to possess, within the premises, a controlled substance, to-wit: cocaine, in violation of Health and Safety Code Section 11350.

**COUNT 11**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about January 25, 2018, respondent-licensee's agent or employee, Mykie Bastidas, permitted Elijah Calvin Browning to possess, within said premises, a controlled substance, to-wit: cocaine, for purpose of sale, in violation of Health and Safety Code Section 11351.

**COUNT 12**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about January 25, 2018, respondent-licensee(s) knowingly permitted the illegal sale, or negotiations for sales, of controlled substances or dangerous drugs upon the licensed premises, in violation of Business and Professions Code Section 24200.5(a).

**COUNT 13**

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about January 25, 2018, respondent-licensee's agent or employee, Mykie Bastidas, permitted Elijah Calvin Browning to sell, furnish or offer to sell or furnish to Agent Scott, within the premises, a controlled substance, to-wit: cocaine, in violation of Health and Safety Code Section 11352.

Licensee(s) Previous Record: Licensed as above since **August 8, 2017**.

WHEREFORE, I recommend that a hearing be held on this accusation.

Dated this 8<sup>th</sup> day of May, 2018.

A handwritten signature in blue ink, appearing to be "K. M. ...", written over a horizontal line.

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Deputy Chief Counsel  
Department of Alcoholic Beverage Control