


**STATE OF RHODE ISLAND  
DEPARTMENT OF BUSINESS REGULATION  
PASTORE COMPLEX  
1511 PONTIAC AVENUE  
CRANSTON, RHODE ISLAND**

Narragansett Casino LLC,	:	
Appellant,	:	
	:	
v.	:	
	:	
Town of Narragansett, Town Council	:	<b>DBR No.: 23LQ008</b>
Sitting as Liquor Licensing Committee,	:	
Appellee	:	
	:	
and	:	
	:	
Beachcomber Properties LLC and	:	
J.T. O'Connell Realty Company,	:	
Intervenors.	:	
	:	

**FINAL ORDER OF DISMISSAL**

This matter arose from an appeal filed by Narragansett Casino LLC (“Appellant”) on September 7, 2023 with the Department of Business Regulation (“Department”) pursuant to R.I. Gen. Laws § 3-7-21 regarding the decision taken on August 21, 2023 by the Town of Narragansett, Town Council Sitting as Liquor Licensing Committee to deny the Appellant’s application for a limited Class BV license on the basis of a legal remonstrance. On November 26, 2023, the Department entered an order finding the Appellant’s appeal was untimely but taking the appeal under the Department’s *sua sponte* authority (R.I. Gen. Laws § 3-2-2) because of the issue of compliance with a statewide rule for a legal remonstrance pursuant to R.I. Gen. Laws § 3-7-19. Status conferences were held on December 19, 2023 and February 21, 2024. By letter dated and received by the Department of May 2, 2024, the Appellant withdrew its appeal. Therefore, based on the foregoing, the Appellant’s appeal is dismissed.

Dated: May 7, 2024


  
Catherine R. Warren  
Hearing Officer

**ORDER**

I have read the Hearing Officer's Recommendation in this matter, and I hereby take the following action with regard to the Recommendation:

  X   ADOPT  
       REJECT  
       MODIFY

Dated: May 8, 2024

  
Elizabeth Kelleher Dwyer, Esquire  
Director

**NOTICE OF APPELLATE RIGHTS**

**THIS ORDER CONSTITUTES A FINAL ORDER OF THE DEPARTMENT OF BUSINESS REGULATION PURSUANT TO R.I. GEN. LAWS § 42-35-12. PURSUANT TO R.I. GEN. LAWS § 42-35-15, THIS ORDER MAY BE APPEALED TO THE SUPERIOR COURT SITTING IN AND FOR THE COUNTY OF PROVIDENCE WITHIN THIRTY (30) DAYS OF THE MAILING DATE OF THIS DECISION. SUCH APPEAL, IF TAKEN, MUST BE COMPLETED BY FILING A PETITION FOR REVIEW IN SUPERIOR COURT. THE FILING OF THE COMPLAINT DOES NOT ITSELF STAY ENFORCEMENT OF THIS ORDER. THE AGENCY MAY GRANT, OR THE REVIEWING COURT MAY ORDER, A STAY UPON THE APPROPRIATE TERMS.**

**CERTIFICATION**

I hereby certify on this 8th day of May, 2024 that a copy of the within Order was sent by electronic delivery and first class mail, postage prepaid, to the following:

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and by electronic delivery to Pamela Toro, Esquire, Department of Business Regulation, Pastore Complex, 1511 Pontiac Avenue, Cranston, R.I. 02920.

  
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Print Name: Meredith Cotta