



Probable cause does not require sufficient evidence to show that a violation occurred. That is the purpose of the show cause hearing. In the probable cause hearing the Authority can consider such things as:

- (1) Direct observations and information of the police officers.
- (2) Information provided by witnesses and contradictory, incriminating, or evasive information of the licensee and/or its employees.
- (3) Whether the citation for a criminal charge was made and the evidence in support of such charge.

It is not necessary for the charging officers to directly testify to the evidence. It is sufficient if such information is provided by the Licensing Coordinating Officer if s/he acts upon communication with the arresting officer.

### **CONCLUSIONS AND RECOMMENDATIONS**

Staff recommends that the Authority find that probable cause exists sufficient to set the matter for a show cause hearing with the above referenced incident. The show cause hearing should be set for September 11, 2019, to allow for a preliminary hearing to be held on August 14, 2019, in accordance with the Licensing Authority Guidelines.

### **SUGGESTED MOTION**

I move to find that there is probable cause to believe that Shanker Inc., d/b/a Santa Fe Spirits, 6023 S. Santa Fe Drive, Littleton, Colorado, on May 30, 2019, did violate the Colorado Liquor Code and, based on said findings, that a public hearing be set for September 11, 2019, for the purpose of considering the status of said license, wherein the above-mentioned licensee may be present to show cause, if any, why its license should not be suspended or revoked, and further that notice of these findings and the hearing to show cause shall be forwarded and served to Shanker Inc., d/b/a Santa Fe Spirits, 6023 S. Santa Fe Drive, Littleton, Colorado, in accordance with the provisions of state law, and that a preliminary hearing, if necessary, be set for the 14<sup>th</sup> day of August, 2019, for the purpose of considering a possible stipulation, if any, between the licensee and the City of Littleton.