

# Allan E. Tesche

Statement issued on April 29, 2009

From court documents we learned today that a cocktail waitress employed by McGinleys Pub was convicted on January 11, 2008 of drunk driving after consuming a "shift beverage" provided by her supervisors in the bar . After leaving, she reportedly turned from 9<sup>th</sup> Ave. on to L St heading south toward Benson where she collided with another driver at Westchester lagoon. Anybody who lives downtown knows L St. is a one way street going north.

Dan Sullivan is a part owner and managing partner of McGinleys. He is probably the "Dan" identified in court records who allowed McGinleys' employees to enjoy "shift beverages" and even shared a pitcher of beer with her before she drove away. As a part owner of McGinleys, Sullivan is responsible for the management practices of his bar and the actions of his employees,

I call on Dan Sullivan to explain the management practices of his bar that apparently enabled one of his employees to leave work unable to drive safely, endangering her life and those of other drivers on the road. Can he justify this management practice? Can McGinleys reward good employees without serving them alcohol before they leave the bar and get into their cars?

Has the ABC Board investigated this incident, and if not, why not?

Just as we outlawed happy hours and "2 X1" drinks, do we need to ban the practice of so called "shift beverages" to prevent this same conduct in the future. I'd ask the Assembly's Public Safety Committee to look into to these management practices and consider remedial legislation.

My wife and I live on G Street, approximately 200 yards from McGinleys.

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