

Dylan Conley
Chairman & Secretary

BOARD OF LICENSES

Jorge O. Elorza
Mayor



Charles Newton
Vice Chair

Delia Rodriguez-Masjoan
Peter Mancini
Sylvia Bernal
Louis DeSimone, *Attorney to the Board*

Monday
DATE: August 19, 2019
PLACE: Probate Court, 5th Floor
TIME: 5:15 PM
CLERK:
POLICE:
LAW DEPT:

DOCKET

1. To Appear -- Emergency Show Cause Hearing: *Ambis 829, LLC dba Club Flow 727 Cranston Street*. Regarding incident of August 18, 2019 Case Report 19-82231

THE CITY OF PROVIDENCE BOARD OF LICENSES
 CITY HALL
 25 DORRANCE STREET
 PROVIDENCE, RI 02903

IN RE: Ambis 829, LLC
 d/b/a Club Flow
 727 Cranston Street
 Incident of August 18th, 2019

Matter No.: 19-82231

**ORDER TO SHOW CAUSE WHY LICENSES SHOULD NOT BE
 REVOKED OR SUSPENDED AND/OR OTHER PENALTIES
 SHOULD NOT ISSUE**

Pursuant to its authority under Section 1102 of the City of Providence Home Rule Charter, and Sections 3-5-15, *et. seq.*, 5-22-1, *et seq.*, 5-23-1, *et seq.*, and 5-24-1, *et seq.* of the General Laws of the State of Rhode Island, and Sections 14-300, *et seq.* of the City of Providence Code of Ordinances, the Board of Licenses of the City of Providence (hereinafter the "Board") hereby issues this ORDER TO SHOW CAUSE WHY LICENSES SHOULD NOT BE REVOKED OR SUSPENDED AND/OR OTHER PENALTIES SHOULD NOT ISSUE to

Ambis 829, LLC d/b/a Club Flow
 (hereinafter "Licensee")

- BV/BX
- Tobacco
- Food
- Holiday
- Entertainment

requiring Licensee to appear before the Board and answer why the Board should not issue an order revoking or suspending all licenses held by Licensee and/or imposing other penalties for violation of the following:

1. **R.I. Gen. Laws § 3-5-21** - Breach by Licensee of the conditions on which license to sell alcoholic beverages was issued or for violation by the Licensee of any rule or regulation applicable;
2. **R.I. Gen. Laws § 3-5-23** - Permitting the house or place where Licensee is licensed to sell alcoholic beverages to become disorderly or otherwise permitting any of the laws of the State of Rhode Island to be violated in the neighborhood;

The incident(s) resulting in this Order to Show Cause were documented by Providence Police in Police Incident Report No.19-82231, attached hereto and made a part hereof as EXHIBIT A.

WHEREFORE, the City of Providence Board of Licenses hereby orders:

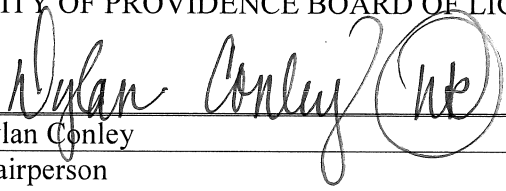
1. the Licensee to appear before the Board, at Providence City Hall, 25 Dorrance Street, Providence, Rhode Island, 02903 on

Monday, August 18, 2019 at 5:15 PM in Probate Court

and show cause why the Board should not revoke or suspend the license(s) held by the Licensee and/or why other penalties should not issue.

NOTE: LICENSEE MUST BE REPRESENTED BY COUNSEL AND MUST PRESENT HIS/HER LICENSES AT TIME OF APPEARANCE. FAILURE TO COMPLY WITH THIS ORDER AND APPEAR BEFORE THE CITY OF PROVIDENCE BOARD OF LICENSES ON THE DATES INDICATED ABOVE WILL BE DEEMED A FULL ADMISSION OF THE VIOLATIONS ENUMERATED HEREIN.

Dated this 19th day of August, 2019.

THE CITY OF PROVIDENCE BOARD OF LICENSES,

By: Dylan Conley
Its: Chairperson

Attachment: 2019 Flow Aug 18 19-82231 (25908 : Ambis 829, LLC dba Club Flow 727 Cranston Street)

EXHIBIT A

Providence Incident Report

Summary

Print Date/Time: 08/19/2019 08:24
Login ID: dtejada
Case Number: 2019-00082231

Providence Police Department
ORI Number: RI0040900

Case

<p>Case Number: 2019-00082231 Location: 727 CRANSTON ST Providence, RI 02909 Reporting Officer ID: 18164 - Prete</p>	<p>Incident Type: Assault, Felony Occurred From: 08/19/2019 00:24 Occurred Thru: 08/19/2019 00:24 Disposition: Disposition Date: Reported Date: 08/19/2019 00:24 Monday</p>
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Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	State	13A	11-5-2	FELONY ASSAULT/ DANG. WEAPON OR SUBSTANCE	1
2	State	520	11-47-8-A	LICENSE OR PERMIT REQUIRED FOR CARRYING PISTOL	1
3	State	520	11-47-50	FIRING IN COMPACT AREA	1

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Suspect	1	Mensah, Derek	██████████ Worester, MA		Black	Male	██████/1994 25
Victim	1	Munez, Aldrin			White	Male	03/12/1996 23
Victim	2	Society					
Victim	3	Bolden, Michael	██████████ 2nd Providence, RI 02909	(401)536-██████	Black	Male	██████/1979 39
Witness	1	Sanchez, Andry	██████████ Providence, RI 02908	(401)426-██████	White	Male	██████/1983 36

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
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Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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Vehicles

No.	Role	Vehicle Type	Year Make	Model	Color	License Plate	State
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Attachment: 2019 Flow Aug 18 19-82231 (25908 : Ambis 829, LLC dba Club Flow 727 Cranston Street)

On Monday, August 19, 2019 at approximately 0024 hours, a broadcast was aired in regards to a shooting which occurred at 727 Cranston St., Club Flo. Detectives responded to the scene. A suspect vehicle was also broadcasted at this time of a Silver Chevrolet with a MA registration 9SE646.

At this point, Detectives Harrington and Majeau spoke with an employee of the establishment, working security, identified as Mich Bolden (DOB 10/05/1979, 401-536-6293). Mr. Bolden explained that several subjects had come to club earlier in the evening. He stated that they were then asked to leave. He stated that there were 4 male subjects and 2 female subjects.

Once outside of the club, Mr. Bolden explained that the subjects seemed to become angry, and they were claiming that they were disrespected. It was at this point that 2 of the subjects went to their vehicles and retrieved firearms. Mr. Bolden stated that one had a revolver.

Mr. Bolden then stated that one of the subjects, later identified as Robert Sudue (DOB [REDACTED]/1993), approached him and pointed a revolver at him. Mr. Bolden stated that he put his hands up and then turned and pushed his staff back into the club. One inside of the club, Mr. Bolden stated that he heard multiple shots fired and observed a male subject, identified as Aldrin Munez (DOB [REDACTED]/1996) to be suffering from a gunshot wound.

At this time, Cranston Police advised that a vehicle matching that description had refused to stop for them and vehicle chase ensued. The vehicle, MA Reg. 9SE646, eventually came to a stop and the passenger, Mr. Sudue, fled from the vehicle. Mr. Sudue was apprehended after a foot pursuit. Cranston Police requested that State Police K-9 respond to the scene to search the path that Mr. Sudue ran. A black revolver was located. Refer to Cranston Police Report: 57150-AR.

At approximately 0100 hours, Detective Harrington responded to the Cranston Police motor vehicle stop with Mr. Bolden. A show up was conducted at this time. Mr. Bolden first viewed the operator, identified as Derek Mensah (DOB [REDACTED]/1994). Mr. Bolden stated that Mr. Mensah was with the group who brandished the firearms, but never possessed a firearm and was actually trying to get the suspects to leave. Mr. Bolden then viewed Mr. Sudue who he identified one of the subjects with a firearm. Mr. Bolden stated that Mr. Sudue was in possession of a black revolver, which he thought to be a .38 Special. In addition, he stated that Mr. Sudue was the subject who pointed the revolver at him.

Mr. Bolden left an audio recorded statement in which he recounted the events and expressed his desire to press charges against Mr. Sudue. Also, in regards to obtaining surveillance footage, contact Andry Sanchez (401-426-[REDACTED]) and Donny Sanchez (401-556-[REDACTED]).

Detective Majeau reviewed the surveillance footage from Club Flo. He observed Mr. Sudue to be brandishing a firearm along with another subject who wasn't identified. The other subject was described as a black male with corn rolls, wearing a white t-shirt with blue fanny pack diagonally across his body. This subject appears to fire into the club as well as a number of other times in the parking lot. Detective Majeau also learned that the shooting victim, Mr. Munez, was undergoing surgery and was expected to recover.

Detective Harrington and Detective Majeau then spoke with Mr. Sudue. Mr. Sudue was advised of his Miranda Warnings and subsequently signed the Rights Form. Mr. Sudue acknowledged that he went out to the club that evening but wouldn't say where and stated that the vehicle attempted to elude Police and he ran from the vehicle because he was in possession of marijuana. Mr. Sudue consented to a Buccal Swab which was obtained by BCI Detective Perez.

Based on this investigation, Mr. Bolden positive identification of Mr. Sudue as the subject who pointed a firearm at him, the video showing Mr. Sudue to be in possession of a firearm and also show him discharging the firearm in the middle of Cranston St., Robert Sudue will be charged with One (1) count of Felony Assault in violation of RIGL: 11-5-2, One (1) count of License or Permit Required for Carrying Firearm in violation of RIGL: 11-47-8, and One (1) count of Firing in a Compact Area in violation of RIGL: 11-47-50.

The investigation is ongoing in regards to the other suspect.

BCI Supplement (Perez)

On Monday, August 19, 2019 at approximately 0025 hours, Detective Perez monitored a radio broadcast for a shooting that occurred inside "Flow" night club located at 727 Cranston Street.

Detective Perez arrived on scene at 0035 hours, at which time Detective Perez met with Lieutenant Brown, Sergeants Martin, Chin, and Troia as well as several Patrol officers.

Detective Perez along with several Patrol officers searched the scene and located ten (10) spent 9mm cartridge cases outside of the club and one (1) projectile inside the club. Five (5) of the 9mm spent cartridge cases were located in the club's parking lot. The other five

Attachment: 2019 Flow Aug 18 19-82231 (25908 : Ambis 829, LLC dba Club Flow 727 Cranston Street)

(5) 9mm spent cartridge cases were located on Cranston Street between 727 and 775 Cranston Street. Patrol was also able to identify a suspect and direct Detective Perez to a suspected bullet hole in the club wall leading from the entrance to the dance floor where the suspect was reported to have fired the shot which struck the victim.

Detective Perez photographed the scene to include overall, evidence locating and close up photographs of the evidence. Detective Perez sketched the scene and plotted the evidence with the assistance of Patrolwoman J. Pacheco then collected the evidence to include a swab collected from suspected blood located in "Flow" night club by the entrance. It should be noted there was an additional piece of evidence at the time believed to be a spent cartridge case which was marked as #9 on scene and included in both the photographs and sketch. While collecting this object it was discovered to be a brass colored metal female end to a screw.

Detective Perez then responded to RI Hospital to photograph injuries the victim but was not able to meet with the victim as he was in the Operating Room at the time.

At approximately 0328 hours, Detective Perez responded to the cell block and retrieved a buccal swab from Robert Sudue (DOB: [REDACTED]/1993) who was at the time being held in connection with the incident.

At approximately 0345 hours, Patrolman Endres turned a paper bag containing the victim's clothing over to Detective Perez in the BCI office. Patrolman Endres received these items from RI Hospital Nurse Shana Hebert earlier.

The spent cartridge cases, projectile, swab of suspected blood and victim's clothing were secured in the BCI lab for further processing. The photographs were uploaded to secured images.

laprete narrative

On 8/19/19 at approximately 0025 Hours, Car 344, Officer Prete and Officer Rudolph along with all of District 4 and numerous other District Cars responded to 727 Cranston St. (Club Flow) for a report of shots fired. Police received further information that there was a shooting victim inside of the establishment.

Upon the arrival of police, it was confirmed that there was a male subject identified as Aldrin Munez (DOB: [REDACTED]/96) that was inside the establishment and had been shot in the back. Munez was located on the ground inside by the entrance doorway. Police immediately summoned Rescue and Providence Fire Department responded on scene moments after.

Police also observed numerous spent shell casings in the parking lot in close proximity to the front entrance. As police were attempting to secure the crime scene and render aid to Munez, police had to disburse a crowd of approximately 25 to 30 subjects, which at one point subjects were attempting to gain access into the rescue where the victim was.

Numerous witnesses on scene stated that there were two (2) male suspects with firearms and fled in a Chevrolet Malibu, color silver driving outbound on Cranston St. heading towards Huntington Ave. Cranston Police Department was able to locate and attempted to stop the vehicle in question. The vehicle fled from police and was eventually stopped by Cranston Police Department after a short pursuit, the driver of the vehicle was identified as Derek Mensah (DOB: [REDACTED]/94) as one of the suspects involved in the shooting. Mensah was placed into the custody. Rhode Island State Police K9 also responded out to the scene and was able to locate a firearm that was involved in the shooting incident. Cranston Police handed over a very small amount of marijuana to Providence Police Officer Vargus, which was placed in the narcotics safe to be destroyed.

The manager of the establishment was able to provide police with CCTV footage which showed two male subjects one described as a black male with shoulder length (Mensah) and another male subject described as a Hispanic male wearing a white t-shirt and grey shorts with a small blue bag wrapped around the suspect's chest can be seen leaving the establishment and returning moments after. When the two suspects return back to the establishment, Mensah and the other male suspect is seen stopping to talk to a male subject identified as Michael Bolden (DOB: [REDACTED]/79) in front of the entrance. Mensah is then seen knocking off Bolden's hat and then pointing a firearm at the subject's head as the second suspect appears to be checking Bolden's pockets. Afterwards, the footage shows Munez exiting the establishment when Mensah and the second suspect then draw their attention on to Mensah following him into the club. The second suspect is then seen displaying a firearm and discharging it in the doorway and towards the building as he fled the scene. As police canvassed the area, a total of (11)eleven 9mm spent shell casings were located, (1) one spent shell casing inside of the establishment, (5) five spent shell casings in the parking lot and an additional (5) five spent shell casings on the roadway stretching from 727 Cranston St. to 775 Cranston St. (Seven Eleven).

Providence Rescue 2 commanded by Lt. Elliott transported Mensah to Rhode Island Hospital.

Car 300, Lt. Brown, Sgt. Martin, Sgt. Troia, Sgt. Chin were all on scene along with BCI Detective Perez and Detectives Harrington and Majeau.

BWC activated.

TOT DETECTIVES. TOT LICENSE BUREAU.

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City of Providence

Board of Licenses

Owner: Ambis 829 LLC

Class: BV

DBA: Flow

BX **EDX** **N**

Address: 727 CRANSTON ST

Entertainment:

Comment: Transferred from Olden Enterprises on 9/23/15

Full

VIOLATION 1

Violation Date 8/8/2016 **Type** Multiple **Counts** 4
Detail

Hearing Date 8/11/2016 **Type** Show Cause

Action Multiple **Fine** \$0.00 **Days Closed** 3

Detail Motion Comm Rodriguez; sec Peralta to impose 3 day susp (time served); Police detail Fri & Sat with 45 day review on 10/3/16; must provide sec plan; no ad on social media as result of emerg hearing on 8/8/16 (stabbings) vote 3-1-1; newton abstain; harris no

VIOLATION 2

Violation Date 3/12/2016 **Type** Multiple **Counts** 1
Detail

Hearing Date 4/20/2016 **Type** Show Cause

Action Fine Imposed **Fine** \$500.00 **Days Closed** 0

Detail Motion C omm Newton; sec Peralta to impose \$500 fine for caus/creating disturb of peace of neighborhood btwn 1am-4am; disturbance/fight; vote 3-1; Harris nay; Rodriguez absent

VIOLATION 3

Violation Date 8/7/2017 **Type** Disturbances/Illegal Activit **Counts** 0
Detail

Hearing Date **Type** Pre-Hearing Conferen

Action Other **Fine** **Days Closed**

Detail

VIOLATION 4

Violation Date 4/15/2018 **Type** Hours of Operation **Counts** 1
Detail Case Report 18-37324

Hearing Date 4/1/2019 **Type** Pre-Hearing Conferen

Action Fine Imposed **Fine** \$150.00 **Days Closed**

Detail

VIOLATION 5

Violation Date 1/26/2019 **Type** Other **Counts** 1
Detail Case Report 19-7889 Bottle Service

Hearing Date 4/1/2019 **Type** Pre-Hearing Conferen
Action Fine Imposed **Fine** \$1,150.00 **Days Closed**
Detail \$1000 bottle service & \$150 hours of operation

VIOLATION 6

Violation Date 6/3/2019 **Type** Disturbances/Illegal Activit **Counts** 1
Detail Case Report 19-51593 Shots fired

Hearing Date 6/3/2019 **Type** Emergency Hearing
Action Other **Fine** **Days Closed** 2
Detail Emergency closure orded on 6/3/19; next hearing 6/5/2019. On 6/5/2019 dismissed, no addt'l closure, condition that video surveillance is operational within 1 wk; hearing 6/20/2019 establishment satisfied the video surveillance conditions.

POLICE DETAIL

Date Mandated 8/17/2016 **Num Officers**
Stipulations Fri and Sat nights until 45 **Reason**
day review; 10/5/16 -
Comment Heard on 10/5/16; Voluntary detail on Saturdays or when crowd expected

Number of Violations:	Total Counts:	Total Fine Amount:	Total Days Closed:
6	8	\$1,800.00	5

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