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GOVERNOR

STATE OF OKLAHOMA
ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION

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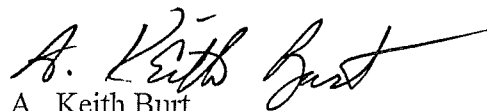
To All Licensees,

Recent enforcement activity has generated some questions as to the legality of a retail spirit licensee offering "tastings" to consumers. While the State Legislature is considering a number of measures to create a statutory process for retail spirit licensees to conduct such tastings, conducting a tasting at present requires the usage of a private party.

A private party held by a retail spirit licensee for the purpose of a consumer tasting must be by invitation only, to the exclusion of the public. The consumer tasting may not be held on the retail spirits licensed premise, as open containers and consumption on the premise are prohibited.

Lastly, please note that Title 37A O.S. §3-119(2) expressly prohibits manufacturers, wine and spirit wholesalers, and beer distributors from directly or indirectly lending any money or other thing of value, or to make any gift or offer any gratuity, to any retail spirit licensee. This includes donating or otherwise providing free or discounted product to a retail spirit licensee for use at a private tasting. Oklahoma Administrative Code 45:10-3-24 and 45:10-3-25 further prohibit the offering or acceptance, directly or indirectly, of supplies, free goods, or gifts, among other things.

Respectfully,


A. Keith Burt
Director