

A KEITH BURT
DIRECTOR AND
SECRETARY TO THE COMMISSION



J. KEVIN STITT
GOVERNOR

STATE OF OKLAHOMA
ALCOHOLIC BEVERAGE LAWS ENFORCEMENT COMMISSION

August 13, 2019

To All Interested Licensees,

For the past several months, the ABLE Commission has been actively implementing Senate Bill 608 (2019), which in pertinent part would require the Top 25 wine and spirit brands in the State to be sold to all licensed wholesalers. Litigation challenging the constitutionality of Senate Bill 608 has been pending throughout the summer, and on August 12, 2019, the District Court of Oklahoma County issued its *Order Granting Plaintiff's Motion for Summary Judgment* in Case No. CJ-2019-3575, finding the measure to be unconstitutional.

Emergency rules passed by the Commission to implement Senate Bill 608 required certain acts to be completed by various licenses during the month of August, such as price postings for the Top 25 brands. At this time, the Commission will not enforce these emergency rules, codified as OAC 45:30-3-19 through 45:30-3-22. Please note, however, that because further litigation is likely to take place concerning Senate Bill 608, this notice may be amended as needed.

Should you have questions or concerns on this matter, please contact Steven Barker at 405-522-3050.

Respectfully,

A handwritten signature in black ink that reads "A. Keith Burt". The signature is written in a cursive style with a long horizontal stroke at the end.

A. Keith Burt
Director