

**Don Johnson**

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**From:** jenger hobgood [jengerly@hotmail.com]

**Sent:** Friday, October 14, 2005 3:42 PM

**To:** Don Johnson

**Subject:** Oct 17 town meeting

Unfortunately, I am unable to attend the Acton Town Meeting on Monday evening but I would like my voice to be heard and for my attached letter to be read aloud.

Thank you-

Jenger Hobgood

To the Town of Acton:

I am writing in regards to Daniela's Cantina. I know that Geraldo Miranda's restaurant is at risk of losing its liquor license. I am a regular customer there and am very disappointed in the way that this situation is being handled. I am familiar with the incidences that have occurred, putting the restaurant in danger. I find it extremely unfair how Mr. Miranda is being held responsible for other's actions. Regarding the incident that occurred over a year ago, I personally know Brian Schiller, a responsible young man that does not drink, who drove the two boys home from Daniela's Cantina at 11:00 pm. Those two boys were later pulled over at 3:00 am. How could this possibly be Mr. Miranda's fault? Those two boys could have done anything from 11 to 3 and probably did considering that there were grounds for charges to be pressed four hours after leaving the restaurant. A few weeks ago a women, my sister-in-law, was pulled over after leaving Daniela's Cantina and received a DUI. I have talked to her and know that she had had a couple of drinks before going to the restaurant and only had one drink with her dinner. This is another case that I believe Geraldo Miranda is in no way responsible for.

I can't understand how the owner of any restaurant that has been given a license to serve liquor is to be solely responsible for every customer that has had a drink in his or her establishment. There is a potential that anyone that chooses to have a couple of drinks with their meal and then drive home could be pulled over by a police officer. But the person serving the customer these two drinks should in no way be held responsible for their decision to drive home, unless a customer is visibly intoxicated.

Several times while visiting Daniela's Cantina I have seen police cruisers in the parking lot. This seems strange to me. I have not seen this at other restaurants in Acton but I'm sure if it were to be the case that many other eating establishments would in the same situation as Daniela's Cantina.

Thank you-

Jenger Hobgood