



STATE OF WEST VIRGINIA  
DEPARTMENT OF REVENUE  
ALCOHOL BEVERAGE CONTROL ADMINISTRATION

900 Pennsylvania Ave., 4<sup>th</sup> Floor  
Charleston, West Virginia 25302

EARL RAY TOMBLIN  
GOVERNOR

RONALD M. MOATS  
COMMISSIONER

ROBERT S. KISS  
CABINET SECRETARY

November 29, 2016

**VIA MAIL & EMAIL at [tbeirne@wineinstitute.org](mailto:tbeirne@wineinstitute.org)**

Terri Cofer Beirne  
Eastern Counsel  
3940 Reeds Landing Circle  
Midlothian, VA 23113

Re: Direct Wine Shipments - Charts

Dear Ms. Beirne:

The WVABCA received your letter dated November 2, 2016 regarding an alternative method to comply with the requirements of the WVABCA's Legislative Rule for the Sale of Wine, 175 CSR 4 § 9.2.n. - Blood Alcohol Chart and § 9.2.o. - Fetal Alcohol Syndrome Chart.

Your proposal is for the WVABCA direct shipper licensee to notify its consumers via an electronic communication after a sales transaction, directing them to the WVABCA website containing the Blood Alcohol Chart and the Fetal Alcohol Chart, with a statement, as you propose, in the electronic communication that:

"In an effort to comply with West Virginia law, customers should review important information about the effects of alcohol from these links to the West Virginia Alcohol Beverage Control Commission:

Fetal Alcohol Syndrome


<http://www.abca.wv.gov/SiteCollectionDocuments/fetalalcoholchart.pdf>

Blood Alcohol

<http://www.abca.wv.gov/enforcement/Documents/BAC%20Chart.pdf>"

If your members choose to use this alternative method, they must ensure all links are maintained and periodically checked for accuracy since links change from time to time. Note, the WVABCA reserves the right to change this alternative method of compliance in the future.

Sincerely,

  
Ronald M. Moats  
WVABCA Commissioner