

**FOE AERIE 3958 HUBER HEIGHTS, APPELLEE, v. OHIO LIQUOR CONTROL  
COMMISSION, APPELLANT.**

**[Cite as *FOE Aerie 3958 Huber Hts. v. Ohio Liquor Control Comm.*,  
1998-Ohio-238.]**

*Search and seizure—Peace officers and authorized agents or employees of  
Department of Liquor Control need not identify themselves prior to entry to  
liquor permit premises, when—Reasonable expectation of privacy in liquor  
permit premises is minimal.*

(No. 98-213—Submitted June 10, 1998—Decided July 1, 1998.)

APPEAL from the Court of Appeals for Montgomery County, No. 15979.

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*Fawley & Associates, Darrell E. Fawley, Jr. and Kurt O. Gearhiser, for  
appellee.*

*Betty D. Montgomery, Attorney General, and David A. Raber, Assistant  
Attorney General, for appellant.*

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{¶ 1} The judgment of the court of appeals is reversed on the authority of  
*AL Post 763 v. Ohio Liquor Control Comm.* (1998), 82 Ohio St.3d 108, 694 N.E.2d  
905.

MOYER, C.J., PFEIFER, COOK and LUNDBERG STRATTON, JJ., concur.

DOUGLAS, RESNICK and F.E. SWEENEY, JJ., dissent.

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