

of Maryland (1939 Edition), title "Alcoholic Beverages", subtitle "Revocation and Suspension of Licenses", as amended by Chapters 438 and 686 of the Acts of 1941 and Chapter 714 of the Acts of 1943, be, and the same is hereby repealed and re-enacted, with amendments, to read as follows:

63. (Appeals.) The decision of the Boards of License Commissioners for Baltimore and the respective counties and of the State License Bureau in every county not having a local Board (except in Allegany, St. Mary's and Garrett Counties; and in Caroline County, where no appeal is provided; and in the Counties of Wicomico and Dorchester, where the decision of the State License Bureau shall be final), and of the Mayor and Aldermen of the City of Annapolis, in approving, suspending, revoking or restricting, or refusing to approve, suspend, revoke or restrict any license or licensee, shall be subject to appeal in the following manner:

(1) (Who May Appeal.) Any licensee or applicant for a license, or any group of not less than ten persons who are residents or real estate owners in the precinct or voting district in which the licensed place of business is located or proposed to be located, may within ten (10) days from the date of any final decision of a local Board, appeal therefrom to the Circuit Court of the county, or in the City to the Baltimore City Court, upon payment of all costs incident to the hearing before the local Board or local licensing official.

(2) (Proceedings on Appeal.) An appeal may be commenced by docketing in the appropriate Court, a petition stating that the petitioner is aggrieved by the action of the local Board, and desires the Court to review the same. Thereupon, a copy of the petition shall be served upon the local Board, and the case shall be promptly assigned for trial. The noting of an appeal shall stay the order of the local Board pending the determination of the appeal. Upon the filing of such appeal, the service of a copy thereof and the payment of costs as aforesaid, all of which shall be a prerequisite to the hearing of the appeal, the local Board shall forward to the Court within fifteen (15) days thereafter all pertinent papers and a transcript of any testimony which may have been taken at the Board's hearing.

(3) (Scope of Appeal.) Upon the hearing of such appeal, the action of the local Board shall be presumed by the Court to be proper and to best serve the public interest. The burden of proof shall be upon the petitioner to show that the decision complained of was against the public interest and