



# COMMONWEALTH of VIRGINIA

COMMISSIONERS  
VERNON M. DANIELSEN, CHAIRMAN  
SUSAN R. SWECKER  
ESTHER H. VASSAR

*Department of Alcoholic Beverage Control*

2901 HERMITAGE ROAD  
P.O. BOX 27491  
RICHMOND, VIRGINIA 23261  
(804) 213-4400  
FAX (804) 213-4411  
TDD LOCAL (804) 213-4687

CHIEF OPERATING OFFICER/SECRETARY TO THE BOARD  
W. CURTIS COLEBURN, III

## CIRCULAR LETTER 06-01

**TO:** Beer Wholesale Licensees

**DATE:** February 14, 2006

**FROM:** Francis J. Monahan  
Director  
Bureau of Law Enforcement

A handwritten signature in cursive script, appearing to read "Francis J. Monahan".

**SUBJECT:** CO<sup>2</sup> FILTER APPROVAL

The Board has previously taken the position that the CO<sup>2</sup> filter could not be provided to retailers free of charge as the CO<sup>2</sup> filter is not required for the machine to operate and therefore is considered an accessory. The filter could be sold to the retailer provided the price of the filter was not below cost.

As of **February 14, 2006**, the ABC Board has **approved** the use of CO<sup>2</sup> filters designed to remove impurities, **to be provided free of charge**, as long as the filter can be used for **all taps** and as long as the CO<sup>2</sup> filter is made available **to all retailers** as provided by 3 VAC 5-30-60.

This letter will serve as written authorization for the use of CO<sup>2</sup> filters consistent with the above amendment until such time as the administrative Regulations can be amended to reflect this decision.