

ENTERS INTO ANY FRANCHISE OR AGREEMENT WITH A BEER DISTRIBUTOR OR ANY BEER MANUFACTURER WHO IS A PARTY TO A FRANCHISE OR AGREEMENT AS DEFINED HEREIN.

(4) "BEER DISTRIBUTOR" SHALL MEAN ANY PERSON IMPORTING OR CAUSING TO BE IMPORTED INTO THIS STATE, OR PURCHASING OR CAUSING TO BE PURCHASED WITHIN THIS STATE, ANY BEER FOR SALE OR RESALE TO RETAILERS LICENSED UNDER THIS ARTICLE WITHOUT REGARD TO WHETHER THE BUSINESS OF SUCH PERSON IS CONDUCTED UNDER THE TERMS OF A FRANCHISE OR ANY OTHER FORM OF AN AGREEMENT WITH A BEER MANUFACTURER OR MANUFACTURERS.

(5) "BEER MANUFACTURER" MEANS EVERY BREWER, FERMENTER, PROCESSOR, BOTTLER OR PACKAGER OF BEER LOCATED WITHIN OR WITHOUT THE STATE OF MARYLAND, OR ANY OTHER PERSON WHETHER LOCATED WITHIN OR WITHOUT THE STATE OF MARYLAND WHO ENTERS INTO A "FRANCHISE" OR AN "AGREEMENT" WITH ANY BEER DISTRIBUTOR DOING BUSINESS IN THE STATE OF MARYLAND.

(6) "PERSON" MEANS A NATURAL PERSON, CORPORATION, PARTNERSHIP, TRUST, AGENCY, OR OTHER ENTITY AS WELL AS THE INDIVIDUAL OFFICERS, DIRECTORS AND OTHER PERSONS IN ACTIVE CONTROL OF THE ACTIVITIES OF EACH SUCH ENTITY.

(7) "TERRITORY" OR "SALES TERRITORY" SHALL MEAN THE AREA OF SALES RESPONSIBILITY DESIGNATED BY ANY AGREEMENT OR FRANCHISE BETWEEN ANY FRANCHISEE OR FRANCHISOR FOR THE BRAND OR BRANDS OF ANY FRANCHISOR OR ANY BEER MANUFACTURER.

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NO BEER MANUFACTURER SHALL (1) INDUCE OR COERCE, OR ATTEMPT TO INDUCE OR COERCE, ANY BEER DISTRIBUTOR TO ACCEPT DELIVERY OF ANY ALCOHOLIC BEVERAGE, ANY FORM OF ADVERTISEMENT, OR ANY OTHER COMMODITY, WHICH SHALL NOT HAVE BEEN ORDERED BY THE BEER DISTRIBUTOR; (2) INDUCE OR COERCE, OR ATTEMPT TO INDUCE OR COERCE, ANY BEER DISTRIBUTOR TO DO ANY ILLEGAL ACT OR THING, OR DO ANY OTHER ACT UNFAIR TO THE BEER DISTRIBUTOR, BY THREATENING TO CANCEL, TERMINATE, OR REFUSE TO RENEW ANY BEER FRANCHISE EXISTING BETWEEN A BEER MANUFACTURER, OR REPRESENTATIVE THEREOF, AND A BEER DISTRIBUTOR; (3) FAIL OR REFUSE TO DELIVER TO A BEER DISTRIBUTOR HAVING A FRANCHISE, OR AGREEMENT, ANY BEER PUBLICLY ADVERTISED BY IT OR ITS AGENTS FOR IMMEDIATE SALE PROMPTLY AFTER SUCH BEER DISTRIBUTOR'S ORDER SHALL HAVE BEEN RECEIVED.

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NOTWITHSTANDING THE TERMS, PROVISIONS OR CONDITIONS OF ANY AGREEMENT OR FRANCHISE, NO FRANCHISOR SHALL