

AGENDA FOR THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, APRIL 23, 2015

1. HEARINGS TO BE HELD AT THE LIQUOR COMMISSION, 50 STORRS STREETS, CONCORD, NH:

None

HEARINGS TO BE HELD AT THE OFFICES OF THE PUBLIC UTILITIES COMMISSION, WALKER BUILDING, 21 SOUTH FRUIT STREET, CONCORD, NH:

May 21, 2015 @ 9:30 a.m.:

- a. Central Wave, 368 Central Avenue, Dover, NH.
Restaurant Full Service With Lounge License #1342503 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working – 3 counts.
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated – 2 counts.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Cited for violation of RSA 179:27, II - served or consumed alcoholic beverage in areas not approved by the Commission.
Dates of violations: March 14, 2014 & August 2, 2014.
Case #: 14-105-OF & 14-288-OF.

May 21, 2015 @ 10:00 a.m.:

- b. Chapanga's Griddle & Grill, 168 Elm Street, Milford, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1411203 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, II – allowed an underage person to possess or consume alcoholic beverage.
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.
Date of violations: September 20, 2014.
Case #: 14-377-OF.

May 21, 2015 @ 10:30 a.m.:

- c. Zaboo, 24 Depot Street, Manchester, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1494103 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage person.
Cited for violation of RSA 179:44, I – gave away free drinks to customers, patrons, members or guests – 2 counts.
Dates of violations: October 31, 2014, September 6, 2014 & January 9, 2015.
Case #: 14-413-OF, 14-338-OF & 15-24-OF.
THE LICENSEE FILED A MOTION TO CONTINUE WHICH WAS GRANTED IN PART; NEW DATE TO BE DETERMINED.
SETTLEMENT PENDING.
HEARING REQUESTED BY LICENSEE.
LICENSEE HAS RETAINED COUNSEL; ASSENTED-TO MOTION TO CONTINUE FILED BY LICENSEE; DECISION PENDING.

May 21, 2015 @ 1:00 p.m.:

- d. Singin' Bowl, 10 Bridge Street #4, Pelham, NH.
Cigar Bar On-Premise Beverage/Wine/Liquor/Cigar License #401606 licensed pursuant to RSA 178:20-a.
Cited for violation of RSA 178:20-a, II – failed to generate 60% of its quarterly gross revenue from the sale of cigar-related products which are limited to cigars, humidors, cigar cutters, cigar cutters and cases, lighters and ashtrays.
Date of violation: February 6, 2014.
Case #: 14-42-OF.
LICENSEE REQUESTED AND WAS GRANTED A CONTINUANCE.
DISCREPANCY IN NOTICES RELATED TO HEARING RESULTED IN RESCHEDULING HEARING.

July 15, 2015 @ 9:30 a.m.:

- e. Club Manchvegas, 50 Old Granite Street, Manchester, NH.
Restaurant Full Service With Lounge License #1419703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated – 2 counts.
Date of violation: March 22 – 23, 2014.
Case #: 14-124-OF.
LICENSEE WILL FILE A MOTION TO CONTINUE.
DECISION PENDING.
MOTION GRANTED.

Date to be determined:

- f. Club 550, 2025 White Mountain Highway, North Conway, NH.
Sports Entertainment License #2503005 licensed pursuant to RSA 178:22, V(u)(1).
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.
Date of violations: May 25, 2014.
Case #: 14-170-OF.
THE LICENSEE REQUESTED AND WAS GRANTED A CONTINUANCE.

2. NOTIFICATION OF DISCIPLINARY ACTION:

- a. Lobster Q, 416 Emerson Avenue, Hampstead, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1407103 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.
Cited for violation of RSA 179:26 – failed to comply with other agencies.
Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.
Cited for violation of RSA 179:52 – failed to post license in a conspicuous place on the premises.
Date of violations: January 21, 2015.
Case #: 15-21-OF.
For violation of RSA 179:23, IV, an administrative fine of \$250 and the Licensee shall file an affidavit for any employee who handles alcohol in any capacity with the DOE by April 27, 2015; for violation of RSA 179:26, an administrative fine of \$250; for violation of RSA 179:40, II, an administrative fine of \$250 suspended for twelve (12) months pending no like violation and for violation of RSA 179:52, an administrative fine of \$250, Sean Hopkins shall attend a Management Training Seminar (MTS) in a classroom within forty-five (45) days from the date the licensee receives the approved agreement, the Licensee shall contact the training unit to scheduled said training and Lynne Saltilamaccia shall

participate in a Total Education in Alcohol Management (TEAM) seminar online by May 15, 2015.

- b. The River Card Room, 185 Elm Street, Milford, NH.
Restaurant Beverage and Wine License #1377503 licensed pursuant to RSA 178:20.
Cited for violation of RSA 178:1 – sold alcohol without a license to do so.
Cited for violation of RSA 178:20, I - served alcohol that was more than 24% (48 proof) alcohol by volume.
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.
Date of violations: March 5, 2015.
Case #: 15-78-OF.
For violation of RSA 178:1, an administrative fine of \$250; for violation of RSA 178:20, I, an administrative fine of \$100; for violation of RSA 179:23, IV, an administrative fine of \$250 suspended for twelve (12) months pending no like violation and the Licensee shall file an affidavit for any employee who handles alcohol in any capacity with the DOE no later than May 8, 2015.

3. NOTIFICATION OF NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:

- a. Blue Moon Evolution, 8 Clifford Street, Exeter, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1412103 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:19/Liq. 704.01(b)(6) – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: April 6, 2015.
Case #: 15-129-OF.
\$100 administrative fine paid.
- b. 8NES, 815 Elm Street, Manchester, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1499203 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:2/Liq. 603.01 – failed to attend a required training program within 45 days of the issuance of the liquor license.
Date of violation: March 27, 2015.
Case #: 15-112-OF.
\$100 administrative fine paid.
- c. First Store In NH, 540 South Broadway, Salem, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3241147 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 175:1/Liq. 404.02 - failed to have representative grocery items commonly found in a grocery or convenience store.
Date of violation: December 4, 2014.
Case #: 14-444-OF.
\$250 administrative fine paid.
- d. Hillbillies Southern BBQ, 1903 White Mountain Highway, North Conway, NH.
Restaurant Full Service With Lounge License #1386703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.
Date of violation: December 6, 2014.
Case #: 14-457-OF.
\$250 administrative fine paid.
- e. La Simpatia Lounge and Grill, 60 West Hollis Street, Nashua, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1480503 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:17 – allowed the sale and consumption of alcoholic beverage on the premise after the expiration of the serving hour.
Date of violation: April 4, 2015.

Case #: 15-125-OF.
\$250 administrative fine paid.

- f. 7 Star Pizza & Restaurant, 235 Main Street, Nashua, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1486503 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:17 – allowed the sale and consumption of alcoholic beverage on the premise after the expiration of the serving hour.
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.
Date of violations: April 4, 2015.
Case #: 15-124-OF.
\$350 administrative fine paid.
- g. Whetstone Wine Cellars, 1161 Westview Drive, Napa, CA.
Direct Shipper Permit #8101433 licensed pursuant to RSA 178:27.
Cited for violation of RSA 178:27, V – failed to report a shipment by the 15th of the following month.
Date of violation: May 17, 2012.
Case #: 12-161-OF.
\$250 administrative fine paid.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. American Independence Center, Folsom Tavern, 164 Water Street, Exeter, NH 03833.
To be issued a one-day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 5/1/2015.
- b. Bottoms Up Off Site Catering LLC, 685 Presidential Highway, Jefferson, NH 03583.
To be issued Caterer-Off-Site License #1284934 pursuant to RSA 178:22, V(e).
- c. Lisa Khush, Inc. DBA Berlin Mills Variety, 1725 Riverside Drive, Berlin, NH 03570.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3327947 pursuant to RSA 178:18.
30 Day Temporary License issued: 4/16/2015.
- d. Louis Rean LLC DBA Radici, 142 Congress Street, Portsmouth, NH 03801.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1504903 pursuant to RSA 178:21.
30 Day Temporary License issued: 3/30/2015.
- e. Outback Steakhouse Of Florida LLC DBA Outback Steakhouse,
712 Lafayette Road, Seabrook, NH 03874.
To be issued Restaurant On-Premise Cocktail Lounge License #1505903 pursuant to RSA 178:22.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

6. SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING APRIL 21, 2015: 1,119

- a. Brewers of Nye Hill Farm (The) LLC, 250 Middletown Road, Roxbury, NH 03431.
To be issued Nano Brewery Beer and/or Specialty Beer License #202322 pursuant to RSA 178:12-a.

DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

- b. Corner 103 LLC DBA Corner 103, 21481 8th Street East, Suite 30, Sonoma, CA 95476.
Direct Shipper Permit pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- c. Dreher, Anjalee, 477 North Shore Road, Spofford, NH 03462.
To be issued Alcohol Consultant #503144 pursuant to RSA 178:27-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- d. Drinks Licensing LLC DBA Drinks Licensing, 8838 Morrow Road, Atascadero, CA 93422.
Direct Shipper Permit Importer, Wholesaler, or Retailer pursuant to RSA 178:27..
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- e. Kristine Ashe Vineyards LLC DBA Entre Nous, 5055 Solano Avenue, Napa, CA 94558.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27..
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- f. MHW LTD, 1129 Northern Boulevard, Suite 312, Manhasset, NY 11030.
To be issued Beverage Vendor License #73631 pursuant to RSA 178:15.
Manufacturer: Thatcher's Cider Co. LTD, Somerset, UK.
30 Day Temporary License issued: 4/1/2015.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- g. Nellcote Wine Group, Inc., 110 Camino Oruga, Napa, CA 94558.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- h. O'Shaughnessy Del Oso LLC, 1150 Friesen Drive, Angwin, CA 94508.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- i. Roy Estate LLC, 1220 Soda Canyon Road, Napa, CA 94558.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- j. 21st Amendment Brewery Café LLC DBA 21st Amendment Brewery,
563 2nd Street, San Francisco, CA 94107.
To be issued Beverage Vendor License #71931 pursuant to RSA 178:15.
Manufacturer: 21st Amendment Brewery, San Francisco, CA.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

NEW ITEMS:

- k. Corner 103 LLC, 21481 8th Street East, Suite 30, Sonoma, CA 95476.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
- l. Indian Peaks Brewing Company DBA Left Hand Brewing Company,
1265 Boston Avenue, Longmont, CO 80501.
To be issued Beverage Vendor License #73331 pursuant to RSA 178:15.
Manufacturer: Indian Peaks Brewing Company, 1265 Boston Avenue, Longmont, CO.
- m. Johnson, Jill, 497 Washington Street, Keene, NH 03431.
To be issued Alcohol Consultant #504044 pursuant to RSA 178:27-a.
- n. Nelson and Sons Incorporated DBA Nelson Family Vineyards,
550 Nelson Ranch Road, Ukiah, CA 95482.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
- o. Pernod Ricard Kenwood Holding LLC DBA Kenwood Vineyards,
9592 Sonoma Highway, Kenwood, CA 95452.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
- p. Picard, Sarah, 33 Bank Street, Manchester, NH 03102.
To be issued Alcohol Consultant #504144 pursuant to RSA 178:27-a.
- q. Revana Family Partners LP DBA Alexana Winery,
12001 NE Worden Hill Road, Newberg, OR 97132.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
- r. Revana Family Partners LP DBA Revana Winery,
2930 Saint Helena Highway, Saint Helena, CA 94574.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
- s. Watkins, Holly, 1397 Main Street, Box 1086, Sanford, ME 04073.
To be issued Alcohol Consultant #503244 pursuant to RSA 178:27-a.
- t. Whetstone Wine Cellars LLC, 5055 Solano Avenue, Napa, CA 94558.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

7. SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. CANCELLATION OF PERMITS FOR COMMISSION APPROVAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Beveridge Craft Beer + Soap Co. LLC, 51 North Main Street, Wolfeboro, NH 03894.
Restaurant Beverage and Wine License #1500603 licensed pursuant to RSA 178:20.
Date petition received: 3/13/2015.
Requested approval for authorization of other areas, to wit, an outside porch area with a capacity of 6 pursuant to RSA 178:24 and Liq. 404.05.

- b. Bottoms Up Off Site Catering LLC, 685 Presidential Highway, Jefferson, NH 03583.
Caterers Off-Site Off-Premise Cocktail Lounge License #1284934 licensed pursuant to RSA 178:22.
Date petition received: 4/13/2015.
Requested a waiver to lease/have access to part of business, to wit, to allow a doorway connected to another business to be locked at all times pursuant to RSA 179:48, IV.
- c. Klymeg Hotel Management LLC DBA Margate Resort, 76 Lake Street, Laconia, NH 03246.
Hotel On-Premise Cocktail Lounge License #353702 licensed pursuant to RSA 178:22, V(k).
Date petition received: 4/16/2015.
Requested approval for authorization of other areas, to wit, an outside area for various dates between May 21, 2015 and October 18, 2015, approval contingent upon receipt of a permit of assembly from the local fire department pursuant to RSA 178:24 and Liq. 404.05.
- d. Skyventure New Hampshire LLC, 100 Adventure Way, Nashua, NH 03060.
Restaurant Beverage and Wine License #1502503 licensed pursuant to RSA 178:20.
Date petition received: 4/16/2015.
Requested approval for authorization of other areas, to wit, an additional dining room area with a capacity of 125 pursuant to RSA 178:24 and Liq. 404.05.
- e. Triple C Enterprises LLC DBA La Mia Casa, 1 Jaffrey Road, Suite 8, Peterborough, NH 03458.
Restaurant On-Premise Beverage/Wine/Liquor License #1452303 licensed pursuant to RSA 178:21.
Date petition received: 4/6/2015.
Requested approval for authorization of other areas, to wit, an additional dining room area with a capacity of 228 pursuant to RSA 178:24 and Liq. 404.05.

10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

8NE5, 815 Elm Street, Manchester, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1499203 licensed pursuant to RSA 178:21.
Requested approval for a Felon Exception for Christopher Millsbaugh as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).
Case #: 15-144-OF.

11. NOTIFICATION OF DENIED FELON EXCEPTIONS:

None

12. NOTIFICATION OF COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:

Wolfeboro, NH.

13. NOTIFICATION OF HEARING RESULTS:

None

14. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

None

15. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Brewers Retailers Entrepreneurs & Wholesalers For NH, Inc. DBA Brew NH,
Radisson Hotel, 11 Tara Boulevard, Nashua, NH 03062.
To be issued a one-day license for Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 4/18/2015.
Recommendation: Expedited approval.
Commission approved on 4/13/2015.

- b. Arena Sports Bar & Nightclub, 53 High Street, Nashua, NH.
Restaurant Full Service With Lounge License #1453303 licensed pursuant to
RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was
visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: February 1 - 2, 2013.
Case #: 14-116-OF.
LICENSEE FILED A MOTION TO CONTINUE; DECISION PENDING.
MOTION GRANTED.
**PREHEARING CONFERENCE HELD ON APRIL 16, 2015; CASE WAS SETTLED; AWAITING
EXECUTION OF SETTLEMENT AGREEMENT.**