

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING
MEETING FOR APRIL 20, 2023

1. ACCEPTANCE OF MINUTES:

RECOMMENDATION TO ACCEPT THE MINUTES OF THE COMMISSION MEETING HELD APRIL 13, 2023.

2. TABLED ITEMS:

None

3. SCHEDULED HEARINGS AT LIQUOR COMMISSION OFFICES, 50 STORRS STREET, CONCORD, NH:

April 26, 2023 at 11:00 a.m.:

Tuk Tuk Thai Cuisine, 5 South Main Street, Hanover, NH 03755.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1506203 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: 9/10/2022.
Case #: 22-492-OF.

April 26, 2023 at 11:30 a.m.:

Tacos Y Tequila Hanover, 3 Lebanon Street, Hanover, NH 03755.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1634603 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Cited for violation of RSA 179:57/Liq. 603.05 – violation of a Commission Order.
Dates of violation: 9/10/2022 & 10/11/2022.
Case #s: 22-492-OF & 22-605-OF.

April 26, 2023 at 1:00 p.m.:

One Hope Winery, 8301 Saint Helena Way, Napa, CA 94558.
Wine Manufacturer License #8324333 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month - 3 counts.
Cited for violation of RSA 179:57/Liq. 603.05 – violation of a Commission Order – 2 counts.
Dates of violation: 1/16/2023, 2/16/2023, 3/3/2023 & 3/16/2023.
Case #: 22-968-OF, 23-122-OF, 23-207-OF, 23-455-OF & 23-461-OF.

April 26, 2023 at 1:45 p.m.:

ELV-Oregon, 572 Patterson Street NW, Suite #170, Salem, OR 97304.
Wine Manufacturer License #8242033 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 1/16/2023.
Case #: 23-103-OF.

4. NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:

- a. American Legion Post 28, 43 Church Street, Pembroke, NH 03275.
Veterans Club License #17239 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 179:57/Liq. 603.05 – violation of a Commission Order.
Date of violation: 1/21/2023.
Case #: 21-371-OF.

An administrative fine of \$2,000 with \$1,750 suspended for twelve (12) months pending no like violation and Ashley McDowell shall complete a Total Education in Alcohol Management (TEAM) seminar online within thirty (30) days from the date of the fully signed agreement; failure to do so shall result in the full \$2,000 fine being imposed.

- b. Canal St. Racing Mart, 27 Canal Street, Nashua, NH 03064.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3397247 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:3 – failed to require a purchaser to furnish identification that such person is 21 years of age. AN #RLG 23-25
Cited for violation of RSA 126-K:4, I – sold a tobacco product to a person under the age of twenty-one. AN #RLG 23-25
Date of violation: 3/2/2023.
Case #: 22-121-OF.
For AN #RLG 23-25, an administrative fine of \$250; for AN #RLG 23-25, an administrative fine of \$2,500 with \$2,000 suspended for twelve (12) months pending no like violation, the license to sell tobacco products shall be suspended for ten (10) days with seven (7) days held in abeyance for twelve (12) months pending no like violation commencing April 24, 2023 and re-granted on April 27, 2023 and Wajdi Mansour shall complete a Retail Tobacco Management Training Seminar (RTMTS) online within thirty (30) days from the date of this fully signed agreement.
- c. Clipper Tavern (The), 75 Pleasant Street, Portsmouth, NH 03801.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1538103 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, II – allowed a minor to possess or consume alcoholic beverage.
Date of violation: March 12, 2023.
Case #: 23-317-OF.
An administrative fine of \$500, four (4) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication, the license to serve, consume or possess alcohol shall be suspended for three (3) days commencing April 30, 2023 and re-granted on May 3, 2023 and Jamie Powers shall complete a Management Training Seminar (MTS) online within thirty (30) days from the date of the fully signed agreement.
- d. Colebrook Country Club, Route #26, Colebrook, NH 03576.
Sports Recreation Facility License #6023105 licensed pursuant to RSA 178:22, V(u)(1).
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a patron who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: 6/6/2022.
Case #: 22-323-OF.
An administrative fine of \$500, four (4) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication and the license to serve, consume or possess alcohol shall be suspended for three (3) days commencing April 30, 2023 and re-granted on May 3, 2023.
- e. Kettlehead Brewing, 407 West Main Street, Tilton, NH 03276.
Brew Pub License #2003015 licensed pursuant to RSA 178:13.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a patron who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: 4/6/2022.
Case #: 22-203-OF.
An administrative fine of \$500, four (4) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication and the license to serve, consume or possess alcohol shall be suspended for three (3) days commencing May 2, 2023 and re-granted on May 5, 2023.

- f. M & M Wines Corp., 350 Allwood Road, Clifton, NJ 07012.
Direct Shipper Permit/Wine Manufacturer #8098633 licensed pursuant to RSA 178:27.
Cited for violation of RSA 178:27, V/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 3/16/2023.
Case #: 23-343-OF.
\$250 administrative fine suspended for twelve (12) months pending no like violation and the licensee shall remain in compliance with all statutes and administrative rules pertaining to the filing of reports pursuant to RSA 178/Liq. 1103.

- g. University Market, 14 Jenkins Court, Durham, NH 03824.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3410947 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I - sold alcoholic beverage to a person who was under the age of twenty-one. AN #8225
Cited for violation of RSA 179:5, I - sold alcoholic beverage to a person who was under the age of twenty-one. AN #0056
Cited for violation of RSA 179:5, I - sold alcoholic beverage to a person who was under the age of twenty-one. AN #MEM 23-1
Cited for violation of RSA 179:8, I - failed to require a purchaser whose age was questionable for the purchase of alcohol to furnish an acceptable form of identification. AN #8226
Cited for violation of RSA 179:8, I - failed to require a purchaser whose age was questionable for the purchase of alcohol to furnish an acceptable form of identification. AN #MEM 23-2
Dates of violation: 9/2/2022, 9/23/2022 & 10/13/2022.
Case #: 22-230-OF, 22-545-OF & 22-687-OF.
For AN #0056, an administrative fine of \$500, four (4) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication and the license to sell alcohol shall be suspended for three (3) days commencing May 14, 2023; for AN #8225, an administrative fine of \$500, four (4) points shall be held in abeyance for twelve (12) months commencing the date of adjudication pending no like violation and the license to sell alcohol shall be suspended for three (3) days commencing May 17, 2023 and re-granted on May 20, 2023; for AN #8226, an administrative fine of \$100; for AN #MEM 23-1, an administrative fine of \$500, four (4) points shall be held in abeyance for twelve (12) months commencing the date of adjudication pending no like violation and the license to sell alcohol shall be suspended for three (3) days, held in abeyance for twelve (12) months commencing the date of adjudication pending no like violation; and for AN #MEM 23-2, an administrative fine of \$100.

5. NON-CONTESTED ADMINISTRATIVE ACTION RECOMMENDED FOR COMMISSION APPROVAL:

- a. Caduceus Cellars, 103 Dundee Avenue, Jerome, AZ 86331.
Wine Manufacturer License #8174733 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 2/16/2023.
Case #: 23-216-OF.
Warning.

- b. Fairwinds Estates, 4550 Silverado Trail, Calistoga, CA 94515.
Wine Manufacturer License #8301033 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 2/16/2023.
Case #: 23-218-OF.
\$250 administrative fine.

- c. Jarvis, 2970 Monticello Road, Napa, CA 94558.
Wine Manufacturer License #8204933 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 3/16/2023.
Case #: 23-365-OF.
\$250 administrative fine.
- d. Stolpman Vineyards, 333 N.D. Street, Lompoc, CA 93436.
Wine Manufacturer License #8104033 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 3/16/2023.
Case #: 23-440-OF.
\$250 administrative fine.
- e. Villa San Juliette, 6385 Cross Canyons Road, San Miguel, CA 93451.
Wine Manufacturer License #8312333 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 2/16/2023.
Case #: 23-222-OF.
\$250 administrative fine.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Boys & Girls Club of Greater Salem, 3 Geremonty Drive, Salem, NH 03079.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #663241 for 5/6/2023 between 5:00 p.m. – 11:00 p.m. pursuant to RSA 178:21, V(l).
- b. Cask & Vine, 1.5 East Broadway, Derry, NH 03038.
To be issued Beer Festival License #4017114 for 4/17/2023 between 4:00 p.m. – 10:00 p.m. pursuant to RSA 178:30.
- c. Grindstone Foods LLC DBA Maeve's Mobile Cocktail Hour at Soaring Hawk KKC, 380 Ladds Lane, Epping, NH 03042.
To be issued Caterer, Off-Site License #1300134 between 6:00 – 10:00 p.m. on 4/14/2023, between 1:00 p.m. – 6:00 p.m. on 4/15/2023 and between 1:00 p.m. – 6:00 p.m. on 4/16/2023 pursuant to RSA 178:22, V(e).
- d. Kentucky Peerless Distilling Company LLC, 120 North 10th Street, Louisville, KY 40202.
To be issued Liquor & Wine Vendor License #140745 pursuant to RSA 178:9.
30-Day Temporary License issued 4/12/2023.
- e. Mill City Park At Franklin Falls, Trestle View Park, Franklin, NH 03235.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #665241 for 4/29/2023 between 10:00 a.m. – 5:00 p.m. pursuant to RSA 178:21, V(l).
- f. Railroad Street Entertainment LLC DBA Hennessey's Bar & Grill, 82 Main Street, Keene, NH 03431.
To be issued Restaurant, Full Service With Lounge License #1655203 pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
90-Day Temporary License issued 4/14/2023.
- g. Tri City Christian Academy, 12 Rocky Hill Road, Somersworth, NH 03878.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #665341 for 4/15/2023 between 10:00 a.m. – 11:00 p.m. pursuant to RSA 178:21, V(l).

- h. W. A. Alumi Association, 138 Spit Brook Road, Nashua, NH 03062.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #657841 for 5/5/2023 between 5:30 p.m. – 11:30 p.m. pursuant to RSA 178:21, V(l).

7. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING APRIL 14, 2023: 1,381

Nelson's Green Brier Distillery LLC, 1414 Clinton Street, Nashville, TN 37203.
To be issued Direct Shipper Retailer Permit pursuant to RSA 178:27.
(Retailer)

9. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. NOTIFICATION OF APPROVED PETITIONS:

- a. Artisan Chef Catering at Nashua Center For The Arts, 201 Main Street, Nashua, NH 03060.
Caterer, Off-Site License #1300734 licensed pursuant to RSA 178:22, V(e).
Requested a new site, to wit, for a catering event between 7:00 p.m. – 9:30 p.m. on 4/13/2023 and 4/15/2023 pursuant to RSA 178:24/Liq. 404.05.
- d. Bird Dog Cider Co., 150 Bayside Road, Greenland, NH 03840.
Wine Manufacturer License #569630 licensed pursuant to RSA 178:8.
Requested approval for authorization of other area for retail sales and tastings at farmers' market, to wit, Butternut Farm, 195 Meaderboro Road, Farmington, NH between 11:00 a.m. – 4:00 p.m. for 5/13/2023 pursuant to RSA 178:24/RSA 179:44, II-a.
- c. Bond Brewing and BBQ, 1015 Elm Street, Manchester, NH 03103.
Brew Pub License #2007315 licensed pursuant to RSA 178:13.
Requested approval for a temporary extension of service, to wit, for an outdoor area with a capacity of 40 pursuant to RSA 178:24/Liq. 404.05.
- d. Cathedral Ledge Distillery, 3340 White Mountain Highway, North Conway, NH 03860.
Liquor Manufacturer License #289219 licensed pursuant to RSA 178:6.
Requested approval for a permanent extension of service, to wit, for an outdoor area with a capacity of 72 pursuant to RSA 178:24/Liq. 404.05.
- e. Coffin Cellars Winery, 1224 Battle Street, Webster, NH 03303.
Wine Manufacturer License #562930 licensed pursuant to RSA 178:8.
Requested approval for authorization of other area for retail sales only at farmers' market, to wit, Salem NH Farmers' Market, Mall at 99 Rockingham Park Blvd., Salem, NH between 10:00 a.m. – 1:00 p.m. from 5/1/2023 – 10/30/2023 pursuant to RSA 178:24/RSA 179:44, II-a.
- f. Coffin Cellars Winery, 1224 Battle Street, Webster, NH 03303.
Wine Manufacturer License #562930 licensed pursuant to RSA 178:8.
Requested approval for authorization of other area for retail sales only at farmers' market, to wit, Sunapee Farmers' Market, 68-74 Main Street, Sunapee Harbor, Sunapee, NH between 9:00 a.m. – 12:00 p.m. from 5/27/2023 – 10/7/2023 pursuant to RSA 178:24/RSA 179:44, II-a.

- g. Kettlehead Brewing Company, 40 Canal Street, Franklin, NH 03235.
Restaurant, On-Premises, Beverage & Wine License #1649903 licensed pursuant to RSA 178:20.
Requested approval for a permanent extension of service, to wit, for an outdoor patio with a capacity of 28 pursuant to RSA 178:24/Liq. 404.05.
- h. Merlino's Steak House, 1717 White Mountain Highway, North Conway, NH 03860.
Restaurant, Full Service With Lounge License #1542503 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Requested approval for a temporary extension of service, to wit, for an outdoor area from 5/15/2023 – 10/15/2023 with a capacity of 50 pursuant to RSA 178:24/Liq. 404.05.
- i. Prodigal Brewing Company (The), 9 Auburndale Lane, Auburn, NH 03032.
Nano Brewery, Beer and/or Specialty Beer License #209722 licensed pursuant to RSA 178:12-a.
Requested approval for authorization of other area for retail sales only at farmers' market, to wit, Concord Farmers' Market, Capitol Street, Concord, NH between 8:30 a.m. – 12:00 p.m. from 5/6/2023 – 10/28/2023 pursuant to RSA 178:24/RSA 179:44, II-a.
- j. Pup's Cider Co., 193 East Road, Greenfield, NH 03047.
Beverage Manufacturer License #288918 licensed pursuant to RSA 178:12.
Requested approval for authorization of other area for retail sales and tastings at farmers' market, to wit, Frankestown Farmers' Market, Frankestown Horse Sheds, 2 New Boston Road, Frankestown, NH between 4:00 p.m. – 6:30 p.m. from 5/5/2023 – 10/27/2023 pursuant to RSA 178:24/RSA 179:44, II-a.
- k. Stark Brewing Company, 500 North Commercial Street, Manchester, NH 03103.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1657503 licensed pursuant to RSA 178:21.
Requested approval for a temporary extension of service, to wit, for an outdoor area with a capacity of 372 pursuant to RSA 178:24/Liq. 404.05.
- l. Thailicious Asian Fusion, 63 Route #101A, Amherst, NH 03031.
Airport/Restaurant, On-Premises, Beverage & Wine License #1657803 licensed pursuant to RSA 178:20.
Requested approval for a permanent extension of service, to wit, for an outdoor area with a capacity of 20 pursuant to RSA 178:24/Liq. 404.05.
- m. Tuckerman Brewing Co., 66 Hobbs Street, Conway, NH 03818.
Restaurant, On-Premises, Beverage & Wine License #1624203 licensed pursuant to RSA 178:20.
Requested approval for a permanent extension of service, to wit, for an outdoor seating with a capacity of 250 pursuant to RSA 178:24/Liq. 404.05.
- n. Whym Craft Pub & Brewery, 853 Lafayette Road, Hampton, NH 03842.
Brew Pub License #2005115 licensed pursuant to RSA 178:13.
Requested approval for a temporary extension of service, to wit, for an outdoor area with a capacity of 84 pursuant to RSA 178:24/Liq. 404.05.

11. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

None

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Bretton Woods, NH;
Carroll, NH;
Clarksville, NH;
Columbia, NH;
Dalton, NH;
Dummer, NH;
Durham, NH;
Groveton, NH;
Jefferson, NH;
Milan, NH;
Newington, NH;
Northumberland, NH;
Randolph, NH;
Shelburne, NH;
Stark, NH;
Stewartstown, NH; and
Strafford, NH.

15. ADMINISTRATIVE ACTION ON ALCOHOL COMPLIANCE CHECKS RECOMMENDED FOR COMMISSION APPROVAL:

Durham, NH:

Clark's American Bistro, 48 Main Street, Durham, NH 03824.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1612503 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: 4/13/2023.
Case #: 23-447-OF.
Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.

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

Acworth, NH;
Atkinson, NH;
Center Ossipee, NH;
Center Tuftonboro, NH;
Charlestown, NH;
Claremont, NH;
Conway, NH;
Derry, NH;
East Wakefield, NH;
Freedom, NH;
Grantham, NH;
Hinsdale, NH;
Hollis, NH;
Jaffrey, NH;
Manchester, NH;
Milford, NH;
Newport, NH;
North Conway, NH;
Ossipee, NH;
Rindge, NH;

South Tamworth, NH;
Sunapee, NH;
Swanzey, NH;
Washington, NH;
West Chesterfield, NH;
Winchester, NH; and
Wolfeboro, NH.

17. ADMINISTRATIVE ACTION ON TOBACCO COMPLIANCE CHECKS RECOMMENDED FOR COMMISSION APPROVAL:

Hillsborough & Rockingham Counties:

- a. Nouria Energy Retail, 101 Center Street, Raymond, NH 03077.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3283047 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check.
Date of violation: 3/20/2023.
Case #: 23-301-OF.
Warning and mandatory completion of a Retail Tobacco Management Training Seminar (RTMTS) by a manager within thirty (30) days from the date of the violation.

- b. Shaw's Supermarket, 276 West Main Street, Hillsboro, NH 03244.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3124147 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check.
Date of violation: 3/20/2023.
Case #: 23-301-OF.
Warning and mandatory completion of a Retail Tobacco Management Training Seminar (RTMTS) by a manager within thirty (30) days from the date of the violation.

18. ADMINISTRATIVE HEARING DECISION PENDING:

None

19. ADMINISTRATIVE HEARING DECISIONS:

None

20. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None