AGENDA OF THE NHLC DIVISION OF ENFORCEMENT & LICENSING MEETING FOR JANUARY 25, 2024

1. ACCEPTANCE OF MINUTES:

RECOMMENDATION TO ACCEPT THE MINUTES OF THE COMMISSION MEETING HELD JANUARY 18, 2024.

2. TABLED ITEMS:

None

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

March 19, 2024 at 10:00 a.m.:

a. Soho, 20 Old Granite Street, Manchester, NH 03101.

Cocktail Lounge-Full Service Restaurant License #1646003 pursuant to

RSA 178:22, V(q)/ RSA 178:21, II(a)(1).

Cited for violation of RSA 179:5, II – allowed an under-aged individual to possess or consume alcoholic beverage.

Cited for violation of RSA 179:8, I – failed to require the purchaser whose age was in question to furnish identification that such person was 21 years of age.

Date of violation: 11/03/2023.

Case #: 23-1472-OF.

THE LICENSEE REQUESTED A CONTINUANCE FOR THE HEARING SCHEDULED ON JANUARY 23, 2024, GRANTED ON JANUARY 17, 2024.

4. NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:

a. American Legion Post 103, 37 North Road, Deerfield, NH 03037.

Veterans Club License #395139 pursuant to RSA 178:22, V(h).

Cited for violation of RSA 178:22, V(h)(1) – failed to file a signed financial statement by the 15th of the following month.

Date of violation: 08/16/2023.

Case #: 23-1302-OF.

An administrative fine of \$100 and the licensee shall remain in compliance with all statutes and administrative rules pertaining to the filing of financial statements by the 15th of the following month. pursuant to RSA 178:22, V (h)(1).

b. Wine Foundry (The), 45 Enterprise Court, Napa, CA 94558.

Direct Shipper Permit/ Wine Manufacturer #8204033 pursuant to RSA 178:27.

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: 11/16/2023.

Case #: 23-1566-OF.

An administrative fine of \$250 and the licensee shall remain in compliance with all statutes and administrative rules pertaining to the filing of reports by the 15th of the following month pursuant to RSA 178:27/Liq. 1103.01

c. World Bar & Grill (The), 342 Lincoln Street, Manchester, NH 03103.

Restaurant, On-Premises, Beverage/Wine/Liquor License #1678703 pursuant to RSA 178:21. Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law. Date of violation: 10/07/2023.

Case #: 23-1115-OF.

An administrative fine of \$250.

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

a. AWG LTD DBA Andretti Winery, 7830-7840 St. Helena Highway, Oakville, CA 94562.

Direct Shipper Permit/ Wine Manufacturer #8036833 pursuant to RSA 178:27.

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: 12/16/2023.

Case #: 24-31-OF.

\$250.00 administrative fine.

b. Canard Vineyards LLC, 1016 Dunaweal Lane, Calistoga, CA 94515.

Direct Shipper Permit/ Wine Manufacturer #8274433 pursuant to RSA 178:27.

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: 12/16/2023.

Case #: 24-33-OF.

\$250.00 administrative fine.

c. Evoke Wines LLC DBA Evoke Winery, 1232 Wasco Avenue, Suite 100, Hood River, OR 97031.

Direct Shipper Permit/ Wine Manufacturer #8090833 pursuant to RSA 178:27.

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: 11/16/2023.

Case #: 23-1582-OF.

\$250.00 administrative fine.

d. Scheid Vineyards California Inc, 1972 Hobson Avenue, Greenfield, CA 93927.

Direct Shipper Permit/Retail #8152033 pursuant to RSA 178:27.

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: 11/16/2023.

Case #: 23-1557-OF.

\$250.00 administrative fine.

e. VFW Club 816 DBA VFW Post 816, 600 Cottage Street, Littleton, NH 03561.

Veterans Club License #234539 pursuant to RSA 178:22, V(h).

Cited for violation of RSA 178:22, V(h)(3) – failed to request a supplemental license five days prior to an

event.

Date of violation: 11/22/2023.

Case #: 23-1617-OF.

Warning.

f. Wilhelm Family Vineyards LLC, 21 Mountain Ranch Drive, Elgin, AZ 85611.

Direct Shipper Permit/ Wine Manufacturer #8250633 pursuant to RSA 178:27.

Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15^{th} of the

following month.

Date of violation: 12/16/2023.

Case #: 24-28-OF.

\$250.00 administrative fine.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

a. CHDP Partners LLC DBA Wilderness, 94 South Main Street, Colebrook, NH 03576. To be issued Cocktail Lounge-Full Service Restaurant License #1686603 pursuant to RSA 178:22, V(q)/ RSA 178:21, II(a)(1).

90-Day Temporary License issued 01/22/2024.

- b. Greater Merrimack-Souhegan Valley Chamber of Commerce at Girls and Boys Club of Souhegan Valley, Milford, NH 03055.
 To be issued Special One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License # 686641 for 01/20/2024 between 7:00 p.m. and 10:00 p.m. pursuant to RSA 178:22, V(I).
- Haveli Indian Cuisine LLC, 1857 White Mountain Highway, North Conway, NH 03860.
 To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1682803 pursuant to RSA 178:21.
 90-Day Temporary License issued 01/18/2024.
- d. Intown Concord Inc @ Capital Street, Concord, NH 03301.
 To be issued Special One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor
 License # 685141 for 01/27/2024 between 11:00 a.m. and 4:00 p.m. and 01/28/2024 between 11:00 a.m. and 2:00 p.m. pursuant to RSA 178:22, V(I).
- e. Laura Mahoney Autism & Epilepsy Foundation at Purity Lake, Madison, NH 03849.

 To be issued Special One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor

 License # 686241 for 01/27/2024 between 8:00 a.m. and 4:00 p.m. and 01/28/2024 between 8:00 a.m. and 4:00 p.m. pursuant to RSA 178:22, V(I).
- f. Lebanon VP LLC DBA Lebanon Village Pizza, 45 Hanover Street, Hanover, NH 03766. To be issued Cocktail Lounge-Full Service Restaurant License #1686103 pursuant to RSA 178:22, V(q)/ RSA 178:21, II(a)(1). 90-Day Temporary License issued 01/18/2024.
- g. Medallion Opera House, 10 Park Street, Gorham, NH 03581.

 To be issued Special One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License # 685941 for 01/20/2024 between 7:00 p.m. and 11:00 p.m. and License # 686041 for 02/17/2024 between 6:30 p.m. and 10:30 p.m. pursuant to RSA 178:22, V(I).
- h. New London Pizza LLC DBA Pizza Chef of New London, 394 Main Street, New London, NH 03257. To be issued Restaurant, On-Premises, Beverage & Wine License #1683903 pursuant to RSA 178:20. 30-Day Temporary License issued 01/17/2024.
- i. NVP Restaurant LLC DBA Newport Village Pizza, 1-7 S Main Street, Newport, NH 03773.
 To be issued Restaurant, On-Premises, Beverage & Wine License #1683403 pursuant to RSA 178:20.
 30-Day Temporary License issued 01/19/2024.
- j. Unwind LLC, 1 Nashua Street, Unit C, Milford, NH 03055.
 To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1678203 pursuant to RSA 178:21.
 90-Day Temporary License issued 01/19/2024.

7. <u>LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:</u>

None

8. <u>DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:</u>

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JANUARY 22, 2024: 1,360.

None

9. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. <u>NOTIFICATION OF APPROVED PETITIONS</u>:

a. BNB LLC DBA Oddball Brewing, 442 1st NH Turnpike, Northwood, NH 03261.
 Nano Brewery, Beer and/or Specialty Beer License #209122 pursuant to RSA 178:12-a.
 Requested to transfer business location, to wit, to transfer the business location from 6 Glass Street,
 Pembroke, NH 03275 to 442 1st NH Turnpike, Northwood, NH 03261 pursuant to RSA 178:29, VIII.

b. EMD Services LLC DBA Pours and Petal at Warren Street Architects Inc,
4 Crescent Street, Unit 2, Penacook, NH 03303.
Caterer, Off-Site License #1300634 pursuant to RSA 178:22, V(e).
Requested approval for a temporary site, to wit, for an event for 02/13/2024 between 5:00 p.m. and 7:00 p.m. pursuant to RSA 178:22, V (e).

Maple Street Catering LLC at Ava Gallery, 11 Bank Street, Lebanon, NH 03766.
 Caterer, Off-Site License #1299834 pursuant to RSA 178:22, V(e).
 Requested approval for a temporary site, to wit, for an event for 01/20/2024 between 4:30 p.m. and 8:30 p.m. pursuant to RSA 178:22, V (e).

11. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

a. Anheuser-Busch LLC, One Busch Place, St Louis, MO 63118.
 Beverage Vendor License #4631 pursuant to RSA 178:15.
 Requests approval of Ritas Cran-Ber Rita with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII.

Boston Beer Company, 1 Design Center Place, Suite 850, Boston, MA 02210.
 Beverage Vendor License #29731 pursuant to RSA 178:15.
 Requests approval of Truly Hard Seltzer Unruly Berry Blast, Truly Hard Seltzer Unruly Citrus Crush, Truly Hard Seltzer Unruly Strawberry Smash and Truly Hard Seltzer Unruly Tropical Twist each with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII.

Downeast Cider House, 256 Marginal Street, East Boston, MA 02128.
 Beverage Vendor License #61431 pursuant to RSA 178:15.
 Requests approval of Downeast Extra Hard Lemon Italian Ice with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

None

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

None

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

- a. Center Sandwich, NH
- b. Dover, NH:
- Durham, NH; C.
- d. East Wakefield, NH;
- Farmington, NH; e.
- Franconia, NH; f.
- Hanover, NH; g.
- Hebron, NH: h.
- Keene, NH; i.
- Lee, NH; j.
- Lyme, NH; k.
- Milton, NH; I.
- m. Monroe, NH;
- New Durham, NH; n.
- North Haverhill, NH; 0.
- North Woodstock, NH; p.
- Orford, NH; q.
- Piermont, NH; r.
- Plaistow, NH; s.
- Rochester, NH: t.
- Rollinsford, NH: u.
- Somersworth, NH; and ٧.
- West Lebanon, NH; W.

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

Kennebunk Supermarket Inc DBA Grant's Supermarket, JCT Routes 302 and 16, Glen, NH 03838. a. Combination, Off-Premises, Beverage/Wine/Tobacco License #651247 pursuant to RSA 178:18/RSA 178:19-a.

Cited for violation of RSA 126-K:4, I - sold tobacco products to an underage person during a compliance check.

Date of violation: 12/19/2023.

Case #: 23-1585-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. Kringle's Enterprises LLC DBA Kringle's Pizza & Country Store, 5 Mittenwald Strasse, Glen, NH 03838. Combination, Off-Premises, Beverage/Wine/Tobacco License #3343947 pursuant to RSA 178:18/RSA 178:19-a.

Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check.

Date of violation: 12/19/2023.

Case #: 23-1585-OF.

\$250.00 administrative fine and mandatory completion of a Retail Tobacco Management Training Seminar (RTMTS) by a manager within thirty (30) days from the date of the violation.

Mason Brook Market LLC, 649 East Conway Road, Center Conway, NH 03813. C. Combination, Off-Premises, Beverage/Wine/Tobacco License #3422047 pursuant to RSA 178:18/RSA 178:19-a.

Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check.

Date of violation: 12/19/2023.

Case #: 23-1585-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.

d. Patch's Markets LLC, 69 Route 302, Glen, NH 03838.

Combination, Off-Premises, Beverage/Wine/Tobacco License #692747 pursuant to

RSA 178:18/RSA 178:19-a.

Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check.

Date of violation: 12/19/2023.

Case #: 23-1585-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. <u>ADMINISTRATIVE HEARING DECISION PENDING:</u>

a. Hearing was held on January 23, 2024.:

Black Bear Vineyard, 289 New Road, Salisbury, NH 03268.

Wine Manufacturer License #566230 pursuant to RSA 178:8.

Cited for violation of RSA 178:8, IV – failed to file a monthly tax report by the 10th of the following month.

Date of violation: 08/11/2023.

Case #: 23-1263-OF.

b. Hearing was held January 23, 2024:

Niko Grill and Lounge Corporation DBA Slade's Food and Spirits,

4 West Hollis Street, Nashua, NH 03060.

Cocktail Lounge-Full Service Restaurant License #1071603 pursuant to

RSA 178:22, V(q)/ RSA 178:21, II(a)(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: 01/28/2023.

Case #: 23-99-OF.

THE NEW HAMPSHIRE LIQUOR COMMISSION-DIVISION OF ENFORCEMENT AND LICENSING REQUESTED A CONTINUANCE FOR THE HEARING SCHEDULED ON DECEMBER 19, 2023, GRANTED ON DECEMBER 08, 2023.

c. Hearing was held January 23, 2024.:

Global Montello Group Corp DBA Alltown Market, 1050 South Willow Street, Manchester, NH 03103. Combination, Off-Premises, Beverage/Wine/Tobacco License #3357447 pursuant to RSA 178:18/RSA 178:19-a.

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: 07/28/2022

Case #: 23-1127-OF.

19. <u>ADMINISTRATIVE HEARING DECISIONS</u>:

None

20. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None