

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR WEDNESDAY, AUGUST 28, 2013

1. **LICENSEES WHO HAVE NOT ATTENDED MANDATORY TRAINING:**

None

2. **HEARINGS SCHEDULED AT THE LIQUOR COMMISSION, 50 STORRS STREET, CONCORD, NH:**

Date to be determined:

P.J. O'Sullivan's, 300 South Willow Street, Manchester, NH.

Restaurant On-Premise Cocktail Lounge License #1021203 licensed pursuant to RSA 178:22.
Cited for violation of RSA 178:3 – the licensee leaves substantial doubt that the business shall be operated in strict accordance with all applicable state and federal alcoholic beverage control laws and rules.
Date of violation: May 31, 2013.
Case #: 13-187-OF.

Date to be determined:

The Timber Grille, 57 Factory Street, Nashua, NH.

Restaurant On-Premise Beverage/Wine/Liquor License #1398203 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:3 – the licensee leaves substantial doubt that the business shall be operated in strict accordance with all applicable state and federal alcoholic beverage control laws and rules.
Cited for violation of RSA 179:50, II – allowed the premise to be used for any purpose that was contrary to law.
Cited for violation of RSA 178:21, II, (a)(2) – failed to open for evening meals five (5) days a week.
Dates of violations: June 7, 2013 & February 14, 2013.
Case #: 13-188-OF & 13-48.

**LICENSEE IS SCHEDULED TO BE AUDITED BY THE DEPT. OF REVENUE BY MID-AUGUST, 2013;
LICENSEE EXPECTS TO BE FULLY COMPLIANT UPON COMPLETION OF AUDIT.**

Date to be determined:

Time Out Sports Bar & Grill, 101 Mulberry Street, Claremont, NH.

Restaurant On-Premise Beverage/Wine/Liquor License #1403303 licensed pursuant to RSA 178:21.
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: August 18, 2012.
Case #: 12-228-OF.

THE DIVISION OF ENFORCEMENT REQUESTED AND WAS GRANTED A CONTINUANCE DUE TO THE UNAVAILABILITY OF WITNESSES.

HEARING SCHEDULED AT THE DIVISION OF ENFORCEMENT, 57 REGIONAL DRIVE, CONCORD, NH:

None

3. **WARNING LETTERS/FINES/SUSPENSIONS/MANDATORY TRAINING FOR COMMISSION APPROVAL:**

- a. American Legion Post 51, Route 125, Epping, NH.
Veterans Club License #26739 licensed pursuant to RSA 178:22, V(h).
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: January 30, 2012.
Case #: 12-132-OF.
Recommendation: Settlement reached for Verbal Warning.
COMMISSION APPROVED.
- b. Club Social, 240 Main Dunstable Road, Nashua, NH.
Restaurant Full Service With Lounge License #16501 licensed pursuant to RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.
Cited for violation of RSA 179:19, VI/RSA 647:2 – allowed gambling and wagering on the premises.
Date of violations: February 3, 2013.
Case #: 13-43-OF.
Recommendation: \$250 administrative fine for violation of RSA 179:20, II; and a \$500 administrative fine and a three (3) day suspension of liquor license held in abeyance for twelve (12) months pending no like violation for violation of RSA 179:19, VI/RSA 647:2.
COMMISSION APPROVED.
- c. Elyas & Son, 276 Elm Street, Manchester, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3285047 licensed pursuant to RSA 178:18/126-K:4.
Cited for violation of RSA 178:18/ Liq. 404.02 – failed to have and maintain at least \$3,000 wholesale value of groceries commonly found in such stores and readily available to the public.
Date of violation: March 1, 2013.
Case #: 13-63-OF.
Recommendation: \$500 administrative fine with \$250 suspended for twelve (12) months pending no like violation.
COMMISSION APPROVED.
- d. Happy Star Chinese Restaurant, 96 Bridge Street, Lancaster, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1362103 licensed pursuant to RSA 178:21.
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 an area not approved by the Commission.
Date of violations: April 3, 2011.
Case #: 11-386-OF.
Recommendation: Settlement reached for violation of RSA 179:5, I, an administrative fine of \$1,500 with \$500 suspended for twelve (12) months pending no like violation, the license to sell alcohol shall be suspended for eight (8) days with two (2) days held in abeyance for twelve (12) months pending no like violation commencing September 3, 2013 with re-grant on September 9, 2013, four (4) points shall be assessed to the liquor license, the licensee shall attend a Management Training Seminar (MTS) within thirty (30) days of adjudication and the servers shall attend a Total Education in Alcohol Management (TEAM) seminar within thirty (30) days of adjudication; for violation of RSA 179:27, a \$250 administrative fine suspended for twelve (12) months pending no like violation; and for violation of RSA 179:51, a \$250 administrative fine suspended for twelve (12) months pending no like violation.
COMMISSION APPROVED.

- e. Kevin's Discount Center, 2255 Route 16, West Ossipee, NH.
Combination Off-Premises Beverage/Wine/Tobacco #71147 licensed pursuant to RSA 178:18/126-K:4.
Cited for violation of RSA 179:32 – purchased alcohol from other than the Commission or as provided by law.
Date of violation: July 3, 2013.
Case #: 13-196-OF.
Recommendation: \$250 administrative fine suspended for twelve (12) months pending no like violation.
COMMISSION APPROVED.
- f. Martin Ranch Winery, 6675 Redwood Retreat, Gilroy, CA.
Direct Shipper Permit #8083233 licensed pursuant to RSA 178:27.
Cited for violation of RSA 178:27, V – failed to include an invoice by the 15th of December, 2012.
Date of violation: March 16, 2013.
Case #: 13-89-OF.
Recommendation: \$250 administrative fine suspended for twelve (12) months pending no like violation.
COMMISSION APPROVED.
- g. Tony The Tiger, 41 Webster Street, Manchester, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3196247 licensed pursuant to RSA 178:18/126-K:4.
Cited for violation of RSA 178:18/ Liq. 404.02 – failed to have and maintain at least \$3,000 wholesale value of groceries commonly found in such stores and readily available to the public.
Date of violation: March 1, 2013.
Case #: 13-62-OF.
Recommendation: \$250 administrative fine suspended for twelve (12) months pending no like violation.
COMMISSION APPROVED.
- h. Veterans Of Foreign Wars, Main Street, Raymond, NH.
Veterans Club License #23139 licensed pursuant to RSA 178:22, V(h).
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: January 30, 2012.
Case #: 12-132-OF.
Recommendation: Settlement reached for Verbal Warning.
COMMISSION APPROVED.

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

- a. Ambrosia, 2545 Napa Valley Corporate Drive, Suite C, Napa, CA.
Direct Shipper Permit #8001633 licensed pursuant to RSA 178:27.
Cited for violation of RSA 178:27, V – failed to report shipments by the 15th of February, 2012 and March, 2012.
Date of violation: March 23, 2012.
Case #: 12-124-OF & 12-125-OF.
\$500 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- b. Bridge Street Bistro & Wine Bar, 64 Bridge Street, Portsmouth, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #425503 licensed pursuant to RSA 178:21.
Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: August 3, 2013.
Case #: 13-210-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

- c. Club Social, 240 Main Dunstable Road, Nashua, NH.
Restaurant Full Service With Lounge License #16501 licensed pursuant to RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 179:55 – failed to notify Commission of change in corporate officers within thirty (30) days.
Date of violation: July 17, 2013.
Case #: 13-43-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- d. Patio Garden Restaurant, 21 Weeks Street, Laconia, NH.
Restaurant Full Service With Lounge License #935903 licensed pursuant to RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 178:22, IV – allowed a patron to remove an alcoholic beverage from the licensed premise.
Date of violation: June 12, 2013.
Case #: 13-182-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

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

None

6. **NOTIFICATION OF ALCOHOL COMPLIANCE CHECKS:**

Derry:

- a. Cask & Vine, 1.5 East Broadway, Derry, NH.
Restaurant Beverage and Wine License #1455603 licensed pursuant to RSA 178:20.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: June 11, 2013.
Case #: 13-165-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.
- b. Derry Quick Mart, 14 North Main Street, Derry, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3261347 licensed pursuant to RSA 178:18/126-K:4.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: June 10, 2013.
Case #: 13-165-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.
- c. East Derry General Store, 50 East Derry Road, Derry, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3160547 licensed pursuant to RSA 178:18/126-K:4.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: June 10, 2013.
Case #: 13-165-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.

- d. Gibbs Oil Company, 59 Crystal Avenue, Derry, NH.
Combination Off-Premises Beverage/Wine/Tobacco #81547 licensed pursuant to RSA 178:18/126-K:4.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: June 10, 2013.
Case #: 13-165-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.

East Kingston:

- a. Jones General Store, 8 Depot Road, E. Kingston, NH.
Combination Off-Premises Beverage/Wine/Tobacco #3292647 licensed pursuant to RSA 178:18/126-K:4.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: February 27, 2013.
Case #: 13-53-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.
- b. Red Iguana, 89 Main Street, E. Kingston, NH.
Restaurant Full Service With Lounge License #1433603 licensed pursuant to RSA 178:21, II(a)(1)/178:22, V(q).
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: February 27, 2013.
Case #: 13-53-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days of the date of the violation.
COMMISSION ACKNOWLEDGED.

7. NOTIFICATION OF TOBACCO COMPLIANCE CHECKS:

None

8. NOTIFICATION OF NEW APPROVED LICENSES:

- a. Cantelmo, Andrew & Balog, Greg DBA Heron Pond Farm @ Eastmans Corner, 267 South Road, Kensington, NH 03833.
Issued Combination Off-Premises Beverage & Wine License #3302347 pursuant to RSA 178:18.
COMMISSION ACKNOWLEDGED.
- b. Mahad Store LLC, 416 Chestnut Street, Manchester, NH 03101.
Issued Retail Tobacco, Tobacco Only License #127917 pursuant to RSA 178:19-a.
COMMISSION ACKNOWLEDGED.
- c. Walgreen Eastern Company, Inc., 3 Plaistow Road, Plaistow, NH 03865.
Issued Combination Off-Premises Beverage, Wine & Tobacco License #3303047 pursuant to RSA 178:18.
COMMISSION ACKNOWLEDGED.

9. **NOTIFICATION OF APPROVED SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS:**

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING AUGUST 26, 2013: 1,023

- a. Agner & Wolf Brewery Corporation, 4 Budway, Suite 16, Nashua, NH 03063.
Issued Beverage Manufacturer Off-Premise Beverage Only License #289618
pursuant to RSA 178:12.
COMMISSION ACKNOWLEDGED.
- b. American Crafted Spirits, Inc., 3 Artisans Way, Windsor, VT 05089.
Issued Liquor and Wine Vendor Off-Premise Wine and Liquor License #107845
pursuant to RSA 178:9.
COMMISSION ACKNOWLEDGED.
- c. Buivid, Charles, 24 Christina Drive, Raymond, NH 03077.
Issued Liquor and Wine Representative Off-Premise Wine and Liquor License #606235
pursuant to RSA 178:10.
COMMISSION ACKNOWLEDGED.
- d. Christian Lazo Winery, 7235 Non Pariel Road, Paso Robles, CA 93446.
Issued Direct Shipper Permit #8211333 pursuant to RSA 178:27.
COMMISSION ACKNOWLEDGED.
- e. Delaplane Cellars LLC DBA Delaplane Cellars, 2187 Winchester Road, Delaplane, VA 20144.
Issued Direct Shipper Permit #8211033 pursuant to RSA 178:27.
COMMISSION ACKNOWLEDGED.
- f. DeLille Cellars LLC DBA DeLille Cellars,
14208 Woodinville Redmond Road NE, Redmond, WA 98052.
Issued Direct Shipper Permit #8211133 pursuant to RSA 178:27.
COMMISSION ACKNOWLEDGED.
- g. Emilio Guglielmo Winery, Inc. DBA Emilio Guglielmo Winery,
1480 E. Main Avenue, Morgan Hill, CA 95037.
Issued Direct Shipper Permit #8210833 pursuant to RSA 178:27.
COMMISSION ACKNOWLEDGED.
- h. Lost River Winery LLC DBA Lost River Winery, 26 Hwy. 20, Winthrop, WA 98862.
Issued Direct Shipper Permit #8211433 pursuant to RSA 178:27.
COMMISSION ACKNOWLEDGED.
- i. Madrigal Family Winery LLC DBA Madrigal Vineyards,
3718 Saint Helena Hwy. North, Calistoga, CA 94515.
Issued Direct Shipper Permit #8211633 pursuant to RSA 178:27.
COMMISSION ACKNOWLEDGED.
- j. Northern Main Distilling Company, Inc., 55 Baker Blvd., Suite 22, Brewer, ME 04412.
Issued Liquor and Wine Vendor Off-Premise Wine and Liquor License #108945
pursuant to RSA 178:9.
COMMISSION ACKNOWLEDGED.
- k. 1098 Distribution, Inc., 901 South Mopac Expressway, Suite 300, Austin, TX 78746.
Issued Beverage Vendor License #68331 pursuant to RSA 178:15.
Manufacturer: The Spencer Brewery LLC, MA.
COMMISSION ACKNOWLEDGED.
- l. Parker, Ray, 485 2nd NH Turnpike, Unity, NH 03743.
Issued Liquor and Wine Representative Off-Premise Wine and Liquor License #606335
pursuant to RSA 178:10.
COMMISSION ACKNOWLEDGED.
- m. PSP Management Company LLC, 481 Wildwood Avenue, Woburn MA 01801.
Issued Liquor and Wine Vendor Off-Premise Wine and Liquor License #108545
pursuant to RSA 178:9.
COMMISSION ACKNOWLEDGED.
- n. Ramberg Vineyards LLC DBA Venteux Vineyards, 1795 Las Tablas Road, Templeton, CA 93465.
Issued Direct Shipper Permit #8210633 pursuant to RSA 178:27.
COMMISSION ACKNOWLEDGED.

- o. Sulphur Springs Winery LLC DBA Chase Cellars, 2252 Sulphur Springs Avenue, Saint Helena, CA 94574. Issued Direct Shipper Permit #8210733 pursuant to RSA 178:27. **COMMISSION ACKNOWLEDGED.**
- p. Sunfish Cellar LLC DBA Sunfish Cellars, 803 Sibley Memorial Hwy. 13, Lilydale, MN 55118. Issued Direct Shipper Permit #8210933 pursuant to RSA 178:27. **COMMISSION ACKNOWLEDGED.**
- q. The Winetasting Network, 578 Gateway Drive, Napa, CA 94558. Issued Direct Shipper Permit #8211533 pursuant to RSA 178:27. **COMMISSION ACKNOWLEDGED.**
- r. White Oak Vineyards & Winery, 7505 Hwy. 128, Healdsburg, CA 85448. Issued Direct Shipper Permit #8211233 pursuant to RSA 178:27. **COMMISSION ACKNOWLEDGED.**

10. CANCELLATION OF PERMITS FOR COMMISSION APPROVAL:

None

11. NOTIFICATION OF APPROVED PETITIONS:

- a. Chapanga's Griddle & Grill LLC, 168 Elm Street, Milford, NH 03055. Restaurant On-Premise Beverage/Wine/Liquor License #1411203 licensed pursuant to RSA 178:21. Requested approval for authorization of other areas, to wit, an outside parking area with a capacity of 200 on August 3, 2013 pursuant to RSA 178:24 and Liq. 404.05. **COMMISSION ACKNOWLEDGED.**
- b. Club Social, Inc., 240 Main Dunstable Road, Nashua, NH 03060. Social Club On-Premise Cocktail Lounge License #1650 licensed pursuant to RSA 178:22. Requested approval for authorization of other areas, to wit, an outside area with a capacity of 199 on August 24, 2013 pursuant to RSA 178:24 and Liq. 404.05. **COMMISSION ACKNOWLEDGED.**
- c. Cumberland Farms, Inc., 102 Manchester Street, Concord, NH 03301. Combination Off-Premise Beverage/Wine/Tobacco License #867047 licensed pursuant to RSA 178:18. Requested approval for authorization to transfer alcohol products to another licensed premise, to wit, close the current business at 102 Manchester Street, Concord, NH, license #867047 for renovations and transfer the beer and wine products to 47 Fisherville Road, Concord, NH, license #867247 on August 21, 2013 pursuant to RSA 178:29, VIII. **COMMISSION ACKNOWLEDGED.**
- d. DH & EH Restaurants LLC DBA Cafe Nachos, 179 Main Street, Lincoln, NH 03251. Restaurant On-Premise Beverage/Wine/Liquor License #1411203 licensed pursuant to RSA 178:21. Requested approval for authorization of other areas, to wit, an outside parking area with a capacity of 28 pursuant to RSA 178:24 and Liq. 404.05. **COMMISSION ACKNOWLEDGED.**
- e. Denis & Spiros LLC DBA Olympus Pizza 1, 42 Allenstown Road, Allenstown, NH 03275. Restaurant On-Premise Beverage/Wine/Liquor License #1411203 licensed pursuant to RSA 178:21. Requested approval for authorization of other areas, to wit, an outside parking area with a capacity of 20 pursuant to RSA 178:24 and Liq. 404.05. **COMMISSION ACKNOWLEDGED.**
- f. El Rodeo Concord LLC DBA El Mexican Restaurant, 22 Loudon Road, Concord, NH 03301. Restaurant On-Premise Beverage/Wine/Liquor License #1474303 licensed pursuant to RSA 178:21. Requested approval for authorization of other areas, to wit, two outside patio areas with a total seating of 32 pursuant to RSA 178:24 and Liq. 404.05. **COMMISSION ACKNOWLEDGED.**

- g. First Choice Hospitality LLC DBA Social 24, 24 Depot Street, Manchester, NH 03101. Restaurant On-Premise Beverage/Wine/Liquor License #1411203 licensed pursuant to RSA 178:21. Requested approval for authorization of other areas, to wit, an outside patio with seating for 60 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- h. Hiza, Mark DBA Nottingham Orchard, 58 McGrillis Road, Nottingham, NH 03290. Wine Manufacturer Off-Premise Wine Only License #563030 licensed pursuant to RSA 178:8. Requested approval for authorization of other areas, to wit, Town of Newington Farmer's Market at The Crossing at Fox Run Mall, Newington, NH on Tuesday, September 3, 2013 through September 24, 2013 from 2:15 pm to 6:00 pm pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- i. Kanku Corporation DBA State Line Grocery, 988 Main Street, North Walpole, NH 03609. Combination Off-Premise Beverage/Wine/Tobacco License #3210147 licensed pursuant to RSA 178:18. Requested a waiver to RSA 179:48, IV, to wit, a doorway between the business and a residence to be locked at all times.
COMMISSION ACKNOWLEDGED.
- j. Loon Mountain Recreation Co. DBA Governor Adams Lodge, Loon Mountain, Lincoln, NH 03251. Sports Recreation Facility On-Premise Cocktail Lounge License #284805 licensed pursuant to RSA 178:22, V(v). Requested approval for authorization of other areas, to wit, an outside Beer Garden, 60 X 120 feet and double fenced with a capacity of 500 on September 20, 21 & 22, 2013 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- k. Loon Mountain Recreation Co. DBA Governor Adams Lodge, Loon Mountain, Lincoln, NH 03251. Restaurant On-Premise Beverage/Wine License #404103 licensed pursuant to RSA 178:20. Requested approval for authorization of other areas, to wit, 3 outside areas: Concert & Food tent with a capacity of 1,200, 90x100 foot fenced Beer Garden with a capacity of 500 and the Highland Bay Seafood tent in the parking lot with a capacity of 250 on September 20, 21 & 22, 2013 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- l. Main Crust Co. LLC, 227 Main Street, Marlborough, NH 03455. Restaurant On-Premise Beverage/Wine License #1438503 licensed pursuant to RSA 178:20. Requested approval for authorization of other areas, to wit, an outside tented area with a capacity of 50 on August 11, 2013 from 11:00 am to 8:00 pm pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- m. Maxi Drug North, Inc. DBA Rite Aid 10290, 1500 Lafayette Road, Portsmouth, NH 03801. Combination Off-Premise Beverage/Wine/Tobacco License #3096947 licensed pursuant to RSA 178:18. Requested approval for authorization to transfer business location, to wit, transfer Rite Aid 10290, 1500 Lafayette Road, Portsmouth, NH, license #3096947 to a new location at 1390 Lafayette Road, Portsmouth, NH on August 23, 2013 pursuant to RSA 178:29, VIII.
COMMISSION ACKNOWLEDGED.
- n. Prodic Brewing Company LLC, 684 Town House Road, Effingham, NH 03882. Beverage Manufacturer Off-Premise Beverage Only License #288818 licensed pursuant to RSA 178:12. Requested approval for authorization of other areas, to wit, Town of Sandwich Farmer's Market, Route 109 behind Samuel Wentworth Library, Sandwich, NH on Wednesdays from August 7, 2013 through October 16, 2013 from 4:00 am to 7:00 pm pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- o. Right On Q LLC DBA Sausage King of Nashua, 53 Main Street, Nashua, NH 03060. Restaurant On-Premise Beverage/Wine License #1438503 licensed pursuant to RSA 178:20. Requested approval for authorization of other areas, to wit, an outside chained area with a capacity of 18 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

- p. Throwback Brewery LLC, 121 Lafayette Road, North Hampton, NH 03862.
Nano-Brewery License #200222 licensed pursuant to RSA 178:12-a.
Requested approval for authorization of other areas, to wit, Town of Newington Farmer's Market at The Crossings at Fox Run Mall, Newington, NH every Tuesday from August 6, 2013 through October 28, 2013 from 2:15 pm to 6:00 pm pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- q. VFW Keene Post 799, 459 Winchester Street, Keene, NH 03431.
Veterans Club On-Premise Cocktail Lounge License #30939 licensed pursuant to RSA 178:22.
Requested approval for authorization of other areas, to wit, an outside area with a capacity of 30 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

12. FELON EXCEPTIONS FOR COMMISSION APPROVAL:

Herrer's Mexican Restaurant, 89 Main Street, East Kingston, NH.
Restaurant On-Premise Cocktail Lounge License #1433603 licensed pursuant to RSA 178:22.
Requests approval for a Felon Exception for Amanda Morecroft as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).
Case #: 13-164-OF.
Recommendation: Approval.
ON AUGUST 7, 2013, COMMISSION MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
LICENSEE AND EMPLOYEE WILL APPEAR BEFORE THE COMMISSION ON AUGUST 28, 2013.
LICENSEE EDGAR HERRERA CANALES AND EMPLOYEE AMANDA MORECROFT CAME BEFORE THE COMMISSION; THE LICENSEE STATED THAT IT WAS IN THE BEST INTEREST OF THE COMMUNITY TO HIRE THIS EMPLOYEE, THAT SHE HAS MADE SIGNIFICANT IMPROVEMENTS IN HER LIFE, THAT SHE HAS A FAMILY TO SUPPORT AND HAS BEEN LAW-ABIDING FOR SEVERAL YEARS; SHE IS HIS BEST EMPLOYEE AND IS NOW A MANAGER; THE EMPLOYEE STATED THAT THE LICENSEE IS THE ONLY EMPLOYER WHO WOULD HIRE HER AND THAT FINDING WORK IS DIFFICULT WITH A CRIMINAL RECORD; SHE WORKS UP TO 6 DAYS A WEEK; COMMISSIONER MILLIGAN MOVED TO APPROVE THIS FELON EXCEPTION; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

13. COMMISSION DECISIONS PENDING AFTER AGENDA MEETING:

None

14. COMMISSION DECISIONS PENDING AFTER HEARING:

Jenness Beach Pizza & Grill LLC DBA The Chowder House Restaurant, 2203 Ocean Blvd., Rye, NH.
Pending - Restaurant Beverage and Wine License #1464103 licensed pursuant to RSA 178:20.
An informational licensing hearing will be held pursuant to Title XIII and Liquor Regulation 208.02 on a liquor license application for The Chowder House Restaurant. Members of the public may testify and present evidence in favor of or against the applicant. The Commission will announce procedural guidelines at the hearing. Contact (603) 271-1719 with any questions or to sign up to testify.
AN INFORMATIONAL HEARING WAS HELD JULY 18, 2013 IN RYE, NH; THE COMMISSION HAS TAKEN THIS MATTER UNDER ADVISEMENT.
COMMISSIONER MILLIGAN MOVED THAT A PUBLIC DELIBERATION BE SCHEDULED WITHIN THE NEXT 2 WEEKS; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED; PUBLIC DELEIBERATION WILL TAKE PLACE ON SEPTEMBER 5, 2013 AT 10:30 A.M. AT THE OFFICES OF THE DIVISION OF ENFORCEMENT & LICENSING, 57 REGIONAL DRIVE, SUITE #8, CONCORD, NH; QUESTIONS MAY BE ADDRESSED TO LEGAL ASSISTANT NANCY SHEA AT (603) 271-1719.

15. HEARING RESULTS:

None

16. **MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:**

Adoption of the final proposals for Liquor Administrative Rules Liq 400, Liq 500, Liq 701-705. and Liq 707; the Division of Enforcement recommends approval.

COMMISSIONER MILLIGAN MOVED TO ADOPT THE RULES AS PRESENTED; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED; THE COMMISSIONERS ACKNOWLEDGED DEPUTY DIRECTOR SCOTT DUNN AND LICENSING SPECIALIST IVAN BASS FOR THEIR HARD WORK IN UPDATING THE RULES.

17. **EXECUTIVE SESSION ITEMS:**

None