

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, OCTOBER 2, 2014

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:

October 16, 2014 @ 9:30 a.m.:

- a. Jade Dragon, 515 DW Highway, Merrimack, NH.
Restaurant Full Service With Lounge License #1341903 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.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Dates of violations: August 18, 2012 & November 16, 2013.
Case #: 12-232-OF & 13-365-OF.

October 16, 2014 @ 10:45 a.m.:

- b. Milanos House Of Pizza, 1 Broad Street, Nashua, NH.
Restaurant Full Service With Lounge License #309203 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.
Cited for violation of RSA 179:35 – failed to retain sales slips on the premises or readily available for examination by the commission or its liquor investigators for a period of sixty (60) days.
Date of violations: November 9 - 15, 2013.
Case #: 13-353-OF.
MOTION TO CONTINUE FILED BY LICENSEE; MOTION GRANTED 8/14/2014.

Date to be determined:

- c. La Carreta – Derry, 35 Manchester Road, Derry, NH.
Restaurant Full Service With Lounge License #1310303 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: December 30, 2011.
Case #: 12-327-OF.
MOTION TO CONTINUE FILED BY THE LICENSEE.

2. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

WS Selections, 117 Thomas Cary Court, Charlestown, SC.
Direct Shipper Permit #8208333 licensed pursuant to RSA 178:27.
Cited for violation of RSA 178:27, V/1103.01 – failed to report a shipment by the 15th of the following month – 5 counts.

Date of violation: September 11, 2014.

Case #14-347-OF.

\$1,250 administrative fine paid.

COMMISSION ACKNOWLEDGED.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Androscoggin Valley Chamber of Commerce, Northern Forest Heritage Park, 961 Main Street, Gorham, NH 03581.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Event date: 10/18/2014.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Base Camp Café LLC, 3 Lebanon Street, Hanover, NH 03755.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1495803 pursuant to RSA 178:21.
30 Day Temporary License issued: 9/22/2014.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Bomber's Enterprises LLC DBA Sports Stars Café, 68 Technology Drive, Bedford, NH 03110.
To be issued Restaurant On-Premise Beverage and Wine License #1495203 pursuant to RSA 178:20.
30 Day Temporary License issued: 9/23/2014.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Castillo Belmont Grocery, Inc., 422 Belmont Street, Manchester, NH 03103.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3321147 pursuant to RSA 178:18.
30 Day Temporary License issued: 9/25/2014.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Desharnais, Dave DBA Twist Tattoo, 38 East Hollis Street, Nashua, NH 03060.
To be issued Retail Tobacco License #132417 pursuant to RSA 178:19-a.
30 Day Temporary License issued: 9/25/2014.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Granite State Children's Alliance, Greater Lakes Child Advocacy Center, Lake Opechee Inn, 64 Doris Day Court, Laconia, NH 03246.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Event date: 10/17/2014.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- g. Hannah Grimes Marketplace, Inc., 42 Main Street, Keene, NH 03431.
To be issued Combination Beverage/Wine/Tobacco License #3319947 pursuant to RSA 178:18
30-Day Temporary License issued: 9/26/2014.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- h. Infuseme, Inc., 8 Glen Road #39, West Lebanon, NH 03784.
To be issued Retail Wine License #3158646 pursuant to RSA 178:19.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- i. JIA HE LLC DBA Sunshui Asian Cuisine, 410 South River Road, Bedford, NH 03110.
To be issued Restaurant On-Premise Beverage and Wine License #1496503
pursuant to RSA 178:20.
30 Day Temporary License issued: 9/25/2014.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- j. KTJ LLC DBA Korner Kupboard (The), 394 North State Street, Concord, NH 03301.
To be issued Combination Beverage/Wine/Tobacco License #3320447
pursuant to RSA 178:18/RSA 126-K: 4.
30-Day Temporary License issued: 9/22/2014.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- k. Kun Garden, Inc., 106 Route 13, Brookline, NH 03033.
To be issued Restaurant On-Premise Beverage and Wine License #1496303
pursuant to RSA 178:20.
30 Day Temporary License issued: 9/19/2014.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- l. Lazy Daze Smoke Shop LLC, 333 Central Street, Franklin, NH 03235.
To be issued Retail Tobacco License #132517 pursuant to RSA 178:19-a.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- m. LSF INC., 275 Jenness Pond Road, Northwood, NH 03261.
To be issued Hotel License #369202 pursuant to RSA 178:24, II(b)(1).
30 Day Temporary License issued: 10/1/2014.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- n. Old Story Farm LLC, 11 Hopkins Green Road, Hopkinton, NH 03229.
To be issued Bed and Breakfast License #359938 pursuant to RSA 178:21, II (c).
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- o. Prestige Convenience, Inc. DBA Pigeon's Super Market, 168 Wilson Street, Manchester, NH 03103.
To be issued Combination Beverage/Wine/Tobacco License #3319547
pursuant to RSA 178:18/RSA 126-K: 4.
30-Day Temporary License issued: 9/19/2014.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- p. Sitara International LLC DBA Heavenz Smoke & Vape World,
380 South Broadway, Salem, NH 03079.
To be issued Retail Tobacco License #132217 pursuant to RSA 178:19-a.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**
- q. Sitara International LLC DBA I-Smoke, 341 Broadway, Salem, NH 03079.
To be issued Retail Tobacco License #132117 pursuant to RSA 178:19-a.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA
SECONDED THE MOTION; THE MOTION PASSED.**

- r. Smokers Haven, Inc. 433 Amherst Street, Nashua, NH 03063.
To be issued Retail Tobacco License #132617 pursuant to RSA 178:19-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

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 SEPTEMBER 30, 2014: 1,097

- a. Big Three Liquor, Inc., 3824 East Tremont Avenue, Bronx, NY 10465.
Direct Shipper Permit pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- b. Pedras Wine Company DBA Pedras Wine Company LLC, 5055 Solano Avenue, Napa, CA 94558.
Direct Shipper Permit pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

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. Naticook Fish and Grill LLC, 454 Charles Bancroft Highway, Litchfield, NH 03052.
Restaurant On-Premise Beverage/Wine/Liquor License #1485203 licensed pursuant to RSA 178:21.
Date petition received: 9/9/2014.
Requested approval for authorization of other areas, to wit, an outside fenced-in area with a capacity of 250 for event dates between 9/26/2014 and 11/8/2014 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Tacodelay, Inc., 12 Gilbo Avenue, Keene, NH 03431.
Restaurant On-Premise Beverage and Wine License #1485803 licensed pursuant to RSA 178:20.
Date petition received: 8/11/2014.
Requested approval for authorization of other areas, to wit, an outside patio area with a capacity of 16 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Volume Services, Inc. DBA Centerplate 1, 1 Skimobile Road, North Conway, NH 03860.
Restaurant On-Premise Cocktail Lounge License #1222703 licensed pursuant to RSA 178:22.
Date petition received: 9/23/2014.
Requested approval for authorization of other areas, to wit, an outside tented area with a capacity of 80 scheduled for use on various dates between September 26, 2014 and November 1, 2014 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

- a. Concord Country Club, 22 Country Club Lane, Concord, NH.
Sports Entertainment License #3933205 licensed pursuant to RSA 178:22, V(u)(1).
Requested approval for a Felon Exception for Arlene Johnson as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).
Case #: 14-290-OF.
COMMISSION ACKNOWLEDGED.
- b. Cumberland Farms #5515, 102 Manchester Street, Concord, NH.
Combination Off-Premises Beverage/Wine/Tobacco #867047 licensed pursuant to RSA 178:18/RSA 126-K:4.
Requested approval for a Felon Exception for Karen Hammond as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).
Case #: 14-297-OF.
COMMISSION ACKNOWLEDGED.

11. NOTIFICATION OF DENIED FELON EXCEPTIONS:

None

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

Durham, NH.

13. NOTIFICATION OF COMPLIANCE CHECKS:

None

14. HEARING RESULTS:

None

15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

None

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Androscoggin Valley Chamber of Commerce, Northern Forest Heritage Park,
961 Main Street, Gorham, NH 03581
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:20, II.
Event date: 9/28/2014.
Recommendation: Expedited approval.
Commission approved on 9/23/2014.
COMMISSION ACKNOWLEDGED.
- b. Hanover Lions Club, Dartmouth Alumni Hall/Top Of The Hop, 4 East Wheelock Road,
Hanover, NH 03755.
To be issued a Beer Festival License pursuant to RSA 178:30.
Event date: 10/3/2014.
Recommendation: Expedited approval.
Commission approved on 9/23/2014.
COMMISSION ACKNOWLEDGED.

- c. Humane Society For Greater Nashua Corp., Anheuser Busch Brewery,
221 Daniel Webster Highway, Merrimack, NH 03054.
To be issued one-day licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor
pursuant to RSA 178:20, II.
Event date: 10/4/2014.
Recommendation: Expedited approval.
Commission approved on 9/25/2014.
COMMISSION ACKNOWLEDGED.