

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, AUGUST 4, 2016

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

August 5, 2016 at 1:00 p.m.:

- a. Hamdi International Grocery Store, 132 Orange Street, Manchester, NH.
Retail Tobacco License #136917 issued pursuant to RSA 178:19-a.
Cited for violation of RSA 178:2, V – failed to attend a required training program within 45 days of the issuance of the liquor license.
Date of violation: April 21, 2016.
Case #: 16-155-OF.

August 12, 2016 at 10:00 a.m.:

- b. Ikko Japanese Restaurant, 879 Central Avenue, Dover, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1499303 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage person.
Date of violation: November 7, 2015.
Case #: 15-459-OF.
6/9/16 - ASSENTED-TO MOTION TO CONTINUE FILED BY THE DOE AND GRANTED; NEW HEARING DATE TO BE DETERMINED.

September 9, 2016 at 10:00 a.m.:

- c. New Campus Convenience, 32 Main Street, Durham, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3229147 issued pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage individual.
Date of violation: April 21, 2016.
Case #: 16-140-OF.

September 9, 2016 at 11:00 a.m.:

- d. Ming House, 3 Hillside Avenue, Berlin, NH.
Restaurant Full Service With Lounge License #1171303 issued 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: May 6, 2016.
Case #: 16-183-OF.

2. NOTIFICATION OF DISCIPLINARY ACTION:

Karma Cigar & Hookah Lounge, 1077 Elm Street, Manchester, NH.
Cigar Bar On-Premise Beverage/Wine/Liquor/Cigar License #400506 issued pursuant to RSA 178:20-a.
Cited for violation of RSA 178:20-a, II(a) – 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: June 6, 2016.
Case #: 16-198-OF.
An administrative fine of \$100.
COMMISSION ACKNOWLEDGED.

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

- a. Le Club Alpin De Raquetteur, 175 Putnam Street, Manchester, NH.
Social Club License #10301 issued pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to submit a signed club financial statement by the 15th of the following month.
Date of violation: July 21, 2016.
Case #: 16-260-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- b. Taboo Lounge, 60 West Hollis Street, Nashua, NH.
Restaurant Beverage and Wine License #1520603 issued pursuant to RSA 178:20.
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.
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 premise.
Date of violations: July 21, 2016.
Case #: 16-274-OF.
\$350 administrative fine paid.
COMMISSION ACKNOWLEDGED.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Bhrahmani, Inc. DBA 45 Racing Mart, 45 Main Street, Ashland, NH 03217.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3345747 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 7/15/2016
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Cigarettes Outlet LLC, 343 Main Street, Nashua, NH 03060.
To be issued Retail Tobacco, Tobacco Only License #138317 pursuant to RSA 178:19-a.
30-Day Temporary license issued 7/28/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Emma's 321 LLC, 377 Route 202, Rindge, NH 03461.
To be issued Restaurant On-Premise Beverage, Wine, Liquor License #1528703 pursuant to RSA 178:21.
30-Day Temporary license issued 7/26/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Hawaii Sea Spirits LLC, 4051 Omaopio Road, Kula, HI 96790.
To be issued Liquor and Wine Vendor License #116545 pursuant to RSA 178:9.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Ipswich Clambake LLC DBA Matty's Pub & Eatery, 791 Second Street, Manchester, NH 03102.
To be issued Restaurant On-Premise Beverage, Wine, Liquor License #1529803 pursuant to RSA 178:21.
30-Day Temporary license issued 7/27/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Kouzoku 236, Inc. DBA Kouzoku, 236 Washington Street, Claremont, NH 03743.
To be issued Restaurant On-Premise Beverage, Wine, Liquor License #1531003 pursuant to RSA 178:21.
30-Day Temporary license issued 7/28/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- g. NH Odd Fellows Home DBA Presidential Oaks, 200 Pleasant Street, Concord, NH 03301.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 9/13/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. Pop of Color LLC, 816 Elm Street, Manchester, NH 03101.
To be issued Retail Wine License #3161246 licensed pursuant to RSA 178:19.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- i. Rotary Club of Concord NH, Kiwanis Park, Loudon Road, Concord, NH 03301.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 9/24/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- j. Rotary Club of Concord NH, Kiwanis Park, Loudon Road, Concord, NH 03301.
To be issued a Beer Festival License pursuant to RSA 178:30.
Event date: 9/24/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- k. Sunny Gas & Auto Repair, Inc., 6 Nashua Road, Londonderry, NH 03053.
To be issued Retail Tobacco, Tobacco Only License #138517 pursuant to RSA 178:19-a.
30-Day Temporary license issued 7/25/2016.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- l. Wine Country International, Inc. DBA Wine Twist,
1620 West Oakland Park Boulevard, Suite 404, Oakland Park, FL 33311.
To be issued Liquor and Wine Vendor License #114045 pursuant to RSA 178:9.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

6. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JULY 29, 2016: 1,170

- a. Damiani Wine Cellars, 4704 State Route 414, Burdett, NY 14818.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. JRV LLC DBA Jamieson Ranch Vineyards, 1 Kirkland Ranch Road, American Canyon, CA 94503.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. NOTIFICATION OF APPROVED PETITIONS:

- a. Beava Divas LLC DBA 19th Hole at Beaver Meadow (The),
1 Beaver Meadow Street, Concord, NH 03301.
Sports Recreation Facility License #6018605 licensed pursuant to RSA 178:22, V(v).
Date petition received: 7/12/2016.
Requested approval for authorization of other area, to wit, an outside, tented area with a capacity of 212 for event dates August 3, 2016 & August 5, 2016 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Checkered Flag Structures, Inc. DBA Lee USA Speedway,
380 Calef Highway, Route 125, Lee, NH 03824.
Seasonal Race Track (Pari-Mutuel) On-Premise Cocktail Lounge License #540624 licensed pursuant to RSA 178:22, V(n).
Requested approval for authorization of other area, to wit, an outside, fenced-in area with a capacity of 840 for event date July 30, 2016 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Colebrook Country Club, Inc., Route 26, Colebrook, NH 03576.
Sports Recreation Facility License #396805 licensed pursuant to RSA 178:22, V(v).
Date petition received: 7/25/2016.
Requested approval for authorization of other area, to wit, an outside parking lot area with a capacity of 100 for event date July 31, 2016 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. La Piece The Room LLC, 322 West Main Street, Tilton, NH 03276.
Caterers On-Site On-Premise Cocktail Lounge License #1284334 licensed pursuant to RSA 178:22.
Date petition received: 7/15/2016.
Requested approval for authorization of other areas, to wit, two additional function rooms: La Space with a capacity of 45 and Second Room with a capacity of 55 pursuant to RSA 178:24.
COMMISSION ACKNOWLEDGED.

9. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

None

10. NOTIFICATION OF DENIED FELON EXCEPTIONS:

None

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

Hampton, NH.

12. NOTIFICATION OF COMPLIANCE CHECKS:

None

13. COMMISSION DECISIONS PENDING AFTER HEARING:

None

14. NOTIFICATION OF HEARING RESULTS:

None

15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

- a. Moonlight Meadery LLC, 23 Londonderry Road #17, Londonderry, NH plans to seek a combination conditional licensure to add a beverage manufacturer license at their wine manufacturing location. Prior to applying for the new license they are petitioning the commission for exceptions to requirements under administrative rules Liq. 707.05 & Liq. 706.08.
COMMISSION TABLED 7/28/16.
DEPUTY COMMISSIONER MILLIGAN MOVED TO REMOVE THIS ITEM FROM THE TABLE; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED; DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. North Country Hard Cider LLC, 3 Front Street, #160 Lower Mill, Rollinsford, NH 03869.
Beverage Manufacturer License #290318 licensed pursuant to RSA 178:12.
Date petition received: 7/25/2016.
Requests approval of Pollination with an alcohol content of 7.8% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a; no sample provided.
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Veranda, 201 Hanover Street, Manchester, NH.
Application pending for Restaurant On-Premise Beverage/Wine/Liquor License pursuant to RSA 178:21.
Requested a Felon Exception for Tumseen S. Qureshi as a Licensee pursuant to RSA 178:4.
Case #: 16-179-OF.
Date of denial: July 19, 2016.
Recommendation: **DENIAL.**
TUMSEEN QURESHI APPEARED BEFORE THE COMMISSION TO EXPLAIN THE CIRCUMSTANCES SURROUNDING HER CONVICTION AND ASK THAT A FELON EXCEPTION BE GRANTED; DIRECTOR JAMES WILSON EXPLAINED THAT EXCEPTIONS ARE CUSTOMARILY PRESENTED TO THE CHIEF HEARINGS OFFICER FOR APPROVAL; IN THIS CASE, THE DIVISION OF ENFORCMENT HAD MANY CONVERSATIONS WITH MS. QURESHI CONCERNING HER 2-YEAR SUSPENDED SENTENCE THAT IS NOT YET COMPLETE; PURSUANT TO RSA 178:4, SHE MAY APPLY FOR A LIQUOR LICENSE FIVE (5) YEARS FOLLOWING THE COMPLETION OF HER SENTENCE; CHAIRMAN MOLLIKA TABLED THIS ITEM ON 7/28/16 FOR FURTHER REVIEW AND DISCUSSION.
THIS ITEM REMAINS TABLED.

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None