

AGENDA FOR THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, OCTOBER 6, 2016

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

October 21, 2016 at 10:00 a.m.:

- a. Newport Veterans Club, 118 John Stark Highway, Newport, NH.
Veterans Club License #16639 issued pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22/Liq. 501.06 – failed to restrict access to gain entrance to a private club.
Date of violation: July 22, 2016.
Case #: 16-268-OF.
ASSENTED-TO MOTION TO CONTINUE FILED BY THE DIVISION OF ENFORCEMENT; GRANTED SEPTEMBER 2, 2016.

October 28, 2016 at 1:00 p.m.:

- b. Whiskeys 20, 20 Old Granite Street, Manchester, NH.
Restaurant Full Service With Lounge License #1516403 issued pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:23, IV and VI – allowed a convicted felon to work longer than 60 days without obtaining a waiver.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Dates of violations: November 8, 2015 & April 4, 2016.
Case #: 15-428-OF & 16-164-OF.

November 18, 2016 at 10:00 a.m.:

- c. Pedraza's Mexican Restaurant, 44 Central Square, Keene, NH.
Restaurant Full Service With Lounge License #1375803 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 alcoholic beverage to an under-aged individual.
Cited for violation of RSA 179:5, II – allowed an under-aged individual to possess or consume alcoholic beverage.
Date of violations: January 9, 2016.
Case #: 16-24-OF.
ASSENTED-TO MOTION TO CONTINUE FILED BY THE DIVISION OF ENFORCEMENT; GRANTED SEPTEMBER 2, 2016.

2. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

- a. Country Cow Restaurant, 56 Blair Road, Campton, NH.
Restaurant Full Service With Lounge License #1516703 issued pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Date of violation: April 1, 2016.
Case #: 16-134-OF.
\$250 administrative fine paid.

- b. 7-Eleven 37396H, 33 South Main Street, Plymouth, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3344947 issued pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 178:2, II - failed to attend a required training program within 45 days of licensure.
Date of violation: September 7, 2016.
Case #: 16-305-OF.
\$100 administrative fine paid.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 1984 Rock LLC, 21 Kearsarge Road, North Conway, NH 03860.
To be issued Restaurant On-Premise Cocktail Lounge License #1534003 pursuant to RSA 178:22.
30 Day Temporary License issued 9/27/2016.
- b. 7-Eleven, Inc. DBA 7-Eleven 37388H, 349 Route 25, Warren, NH 03279.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3347147
pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 9/23/2016.
- c. Arlington Resorts LLC (The), 30 Arlington Street, Bethlehem, NH 03574.
To be issued Hotel On-Premise Beverage, Wine and Liquor License #371702
pursuant to RSA 178:21, II(b)(1).
- d. Derry Rotary Club, Boys & Girls Club of Greater Derry, 40 East Derry Road, Derry, NH 03038.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 11/3/2016.
- e. Powder House Restaurant, Inc. (The), 69 Water Street, Exeter, NH 03833.
To be issued Restaurant On-Premise Beverage, Wine, Liquor License #1532403
pursuant to RSA 178:21.
30-Day Temporary license issued 9/23/2016.
- f. Riverwoods Company @ Exeter NH, Riverwoods Company, 5 Timber Lane Drive, Exeter, NH 03833.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 10/15/2016.
- g. Sindh Trading Corp. DBA Don's Mart, 219 Main Street, Hampstead, NH 03841.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3347547
pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 9/28/2016.
- h. Sixide LLC, 119A Hanover Street, Unit 123, Manchester, NH 03101.
To be issued Cigar Bar On-Premise Cocktail Lounge License #403606 pursuant to RSA 178:20-a.
- i. South Hampton Parent Teachers Association,
South Hampton Town Hall, 3 Hilldale Avenue, South Hampton, NH 03827.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor
License pursuant to RSA 178:22, V(l).
Event date: 10/15/2016.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

6. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING SEPTEMBER 30, 2016: 1,168

- a. Cottonlucky LLC DBA Chateau Tumbleweed, 1151 W. State Route 89A, Clarkdale, AZ 86324. Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
- b. JC Cellars, Inc. DBA Jeff Cohn Cellars, 160 Franklin Street, Suite 100, Oakland, CA 94607. Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. NOTIFICATION OF APPROVED PETITIONS:

- a. Drink 2 Aday Worth Living LLC DBA Drinkery (The), 2 Young Road, Londonderry, NH 03053. Combination Off-Premise Beverage, Wine and Tobacco License #3273147. Licensed pursuant to RSA 178:18 & RSA 178:19-a. Date petition received: 9/26/2016. Requested permission to transfer a majority of their alcohol inventory to a new location, to wit, from The Drinkery in Londonderry, NH, License #3273147 to The Drinkery, License #3314247 located at 29 East Broadway, Derry, NH 03038 due to the store closing at the Londonderry location in the Spring of 2017 pursuant to their letter dated 9/21/16 and RSA 178:29, VIII.
- b. Loon Mountain Recreation Co. DBA Governor Adams Lodge, Loon Mountain, Lincoln, NH 03251. Sports Recreation Facility License #284805 licensed pursuant to RSA 178:22, V(v). Date petition received: 9/23/2016. Requested approval for authorization of other area, to wit, an outside, fenced-in area with a capacity of 1,500 for event dates 9/30/2016 & 10/1/2016 pursuant to RSA 178:24 and Liq. 404.05.
- c. Tandy Stephens, Inc. DBA Tandy's Top Shelf, 1 Eagle Square, Concord, NH 03301. Restaurant On-Premise Beverage/Wine/Liquor License #1404103 licensed pursuant to RSA 178:21. Date petition received: 9/28/2016. Requested approval for an outside area, to wit, an outside atrium area at 7 Eagle Square, Concord, NH with a capacity of 206 from 6:00 pm on October 8, 2016 to 1:00 am sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.

9. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

Veranda Grill LLC, 145 Lakeside Drive, Manchester, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1530303 issued pursuant to RSA 178:21.
Requested a Felon Exception for Tumseen S. Qureshi as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).
Case #: 16-179-OF.
Approved on: September 27, 2016.

10. NOTIFICATION OF DENIED FELON EXCEPTIONS:

None

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

None

12. NOTIFICATION OF COMPLIANCE CHECKS:

None

13. COMMISSION DECISIONS PENDING AFTER HEARING:

In accordance with Title XIII and Administrative Rule, Liq. 208.02, the New Hampshire Liquor Commission will hold an informational licensing hearing on the liquor license application of The Big Easy LLC DBA Circle 9 Ranch, 39 Windymere Drive, Epsom, NH for an on-premises full service restaurant and cocktail lounge liquor license. The hearing will be held on Friday, September 9, 2016 at 2:00 pm to be conducted at the Epsom Public Library, 1606 Dover Road, Epsom, NH 03234. Any interested member of the public may testify and present evidence in favor of or against the applicant. The Commission will announce procedural guidelines at the hearing. Testimony by the public will be allowed in the order in which they sign up to speak and will be relevant to the prospective licensee and the local governing authority. The commission may question speakers to clarify their positions. There shall be no cross examination or rebuttal testimony. Written testimony shall be accepted only if signed and received prior to the close of the hearing. Persons wishing to testify are urged to coordinate their testimony to avoid unnecessary duplication or repetition of testimony. Authority for this hearing is NH RSA Title XIII and Administrative Rule, Liq. 208.02 per order of Joseph S. Plaia, Chief Hearings Officer, New Hampshire Liquor Commission, 50 Storrs Street, Concord, NH 03301, Tel. # 603-230-7015.

THE INFORMATIONAL HEARING WAS HELD AT EPSOM PUBLIC LIBRARY, 1606 DOVER ROAD, EPSOM, NH ON SEPTEMBER 9, 2016.

THIS HEARING COMMENCED SEPTEMBER 9, 2016 AND WAS EXTENDED AT THE AGREEMENT OF ALL PARTIES AND ATTENDEES. THE LICENSEE WILL GIVE TESTIMONY ON SEPTEMBER 30, 2016.

THE HEARING WAS CONTINUED AT THE OFFICES OF THE LIQUOR COMMISSION ON SEPTEMBER 30, 2016. LICENSEE FORREST SELL GAVE TESTIMONY CONCERNING HIS OWNERSHIP AND MANAGEMENT OF THE PROPERTY IN QUESTION. CHIEF HEARINGS OFFICER JOSEPH PLAIA REQUESTED THE FOLLOWING DOCUMENTATION: ANY CORRESPONDENCE OR RULINGS ISSUED BY THE NH DEPARTMENT OF JUSTICE TO THE LICENSEE RELATIVE TO THE PROPERTY; AND A LIST OF CALLS FOR SERVICE MADE TO THE PROPERTY FROM MAY 8, 2014 TO THE PRESENT BY THE EPSOM, NH POLICE DEPARTMENT, TO BE SUBMITTED TO OR OBTAINED BY THE DIVISION OF ENFORCEMENT & LICENSING WITHIN TEN (10) DAYS.

14. NOTIFICATION OF HEARING RESULTS:

None

15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

- a. Knee Deep Brewing Company LLC, 13395 New Airport Road, Suite H, Auburn, CA 95602.
Beverage Vendor License #79031 licensed pursuant to RSA 178:15.
Date petition received: 9/28/2016.
Requests approval of Hop-De-Ranged A Quad IPA with an alcohol content of 13.38% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a.
Recommendation: Approval.
- b. Mark Anthony Brands, Inc. DBA Mike's Hard Lemonade Co.,
328 South Jefferson Street, Chicago, IL 60661.
Beverage Vendor License #29131 licensed pursuant to RSA 178:15.
Date petition received: 9/26/2016.
Requests approval of Mike's Harder Purple Grape with an alcohol content of 8% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a.
Recommendation: Approval.

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Downtown Ongoing Improvement Team of Milford, Inc.,
Community House Lawn, 5 Union Street, Milford, NH 03055.

To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 10/7/2016.
Recommendation: Expedited approval.
Commission approved on 9/28/2016.

- b. Easter Seals NH, Inc., Funspot, 579 Endicott Street North, Laconia, NH 03246.
To be issued a Beer Festival License pursuant to RSA 178:30.
Event date: 10/1/2016
Recommendation: Expedited approval.
Commission approved on 9/26/2016.
- c. Easter Seals NH, Inc., Funspot, 579 Endicott Street North, Laconia, NH 03246.
To be issued a Wine Festival License pursuant to RSA 178:31.
Event date: 10/1/2016.
Recommendation: Expedited approval.
Commission approved on 9/26/2016.
- d. New Horizons for New Hampshire,
Mel's Funway Park, 454 Charles Bancroft Highway, Litchfield, NH 03052.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 10/1/2016.
Recommendation: Expedited approval.
Commission approved on 9/26/2016.