

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JUNE 15, 2017

1. SCHEDULED ADMINISTRATIVE HEARINGS:

Date to be determined:

Little Tokyo & Saigon, 2800 Lafayette Road, Unit 4, Portsmouth, NH.
Restaurant On-Premises Beverage/Wine/Liquor License #1496203 issued 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: April 22, 2016.
Case #: 16-141-OF.

2. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

Lone Wolfe Brewing Company, 39 North Main Street, Unit C, Wolfeboro, NH.
Nano Brewery, Beer and/or Specialty Beer License #201722 issued pursuant to RSA 178:12-a.
Cited for violation of RSA 178:12-a, I – failed to file a tax report and pay fees by the 10th of the following month.
Date of violation: May 15, 2017.
Case #: 17-168-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Alzheimer's Association, Odiorne Point State Park, 570 Ocean Boulevard, Rye, NH 03862.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/24/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Anheuser-Busch LLC, One Busch Place, St. Louis, MO 63118.
To be issued Beverage Vendor License #83031 pursuant to RSA 178:15.
Manufacturer: Folton Street Brewery.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Aurore Books Portsmouth LLC DBA Portsmouth Book & Bar,
40 Pleasant Street, Portsmouth, NH 03801.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1543803 pursuant to RSA 178:21.
30-Day Temporary License issued 6/7/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Corner Slice Corp., 518 Province Road, Gilmanton, NH 03237.
To be issued Combination Off-Premise Beverage and Wine License #3352747 pursuant to RSA 178:18.
30-Day Temporary License issued 6/6/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- e. Dion, Cathy, 26A Farmer Road, Hooksett, NH 03106.
To be issued Alcohol Consultant License #510744 pursuant to RSA 178:27-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Gelinas, Theresa DBA Allenstown Country Diner, 85 Allenstown Road, Allenstown, NH 03275.
To be issued Restaurant On-Premise Beverage and Wine License #1546103 pursuant to RSA 178:20.
30-Day Temporary License issued 6/9/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Heritage Restaurant LLC, 91 West Broadway, Derry, NH 03038.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1542903 pursuant to RSA 178:21.
30-Day Temporary License issued 6/7/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. Hillsborough Chamber of Commerce, Grimes Field, 29 Preston Street, Hillsborough, NH 03244.
To be issued one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor Licenses pursuant to RSA 178:22, V(l).
Event dates: 7/6/2017, 7/7/2017 & 7/8/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- i. Indigo Wine Group LLC, 213 Nassau Street South, Venice, FL 34285.
To be issued Liquor and Wine Vendor License #118045 pursuant to RSA 178:9.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- j. Laconia Best Warehousing & Distribution Corp. DBA Rateliner, 28 Locke Road, Concord, NH 03301.
To be issued Liquor, Wine and Beverage Warehouse License #172412 pursuant to RSA 178:11.
ON MAY 11, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED. AS OF MAY 18, 2017, THIS ITEM REMAINS TABLED PENDING REVIEW OF AN OPERATON PLAN; AS OF MAY 25, 2017, THIS ITEM REMAINS TABLED; AS OF JUNE 1, 2017, THIS ITEM REMAINS TABLED; AS OF JUNE 8, 2017, THIS ITEM REMAINS TABLED; **AS OF JUNE 15 2017, THIS ITEM REMAINS TABLED.**
- k. Landry, Sylvia, 9 Spruce Road, Danville, NH 03819.
To be issued Alcohol Consultant License #510844 pursuant to RSA 178:27-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- l. Milne Spirit Works LLC DBA Hardshore Distilling Company,
53 Washington Avenue, Portland, ME 04101.
To be issued Liquor and Wine Vendor License #120245 pursuant to RSA 178:9.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- m. Share Our Strength, Inc., Strawberry Banke Museum, 14 Hancock Street, Portsmouth, NH 03801.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/21/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- n. Shertha, Inc. DBA Hudson Stateline Convenience, 71 Dracut Road, Hudson, NH 03051.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3356647 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 6/7/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- o. SV Gas LLC, 680 Mast Road, Manchester, NH 03102.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3353947 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 6/5/2017.
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 JUNE 9, 2017: 1,168

- a. Larson Family Winery, 23355 Millerick Road, Sonoma, CA 95476.
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. Mora's Fine Wine and Spirits DBA Mora's Fine Wines, 280 Route 25A, East Setauket, NY 11733.
Direct Shipper Permit Importer, Wholesaler or Retailer pursuant to RSA 178:27.
ON JUNE 1, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM FOR FURTHER DISCUSSION; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED. AS OF JUNE 8, 2017, THIS ITEM REMAINS TABLED; **AS OF JUNE 15, 2017, THIS ITEM REMAINS TABLED.**
- c. Skywalker Vineyards LLC, 3838 Lucas Valley Road, Nicasio, CA 94946.
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.
- d. Taste Tavern, Inc. DBA Tavour, 55 S. Atlantic Street, Seattle, WA 98134.
Direct Shipper Permit Importer, Wholesaler or Retailer 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. 1826 LLC DBA Tamworth Lyceum, 85 Main Street, Tamworth, NH 03886.
Restaurant On-Premise Beverage and Wine License #1502003 licensed pursuant to RSA 178:20.
Date petition received: 5/16/2017.
Date petition approved: 6/7/2017.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 18 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Aurore Books Portsmouth LLC DBA Portsmouth Book & Bar,
40 Pleasant Street, Portsmouth, NH 03801.
Restaurant On-Premise Beverage/Wine/Liquor License #1543803 licensed pursuant to RSA 178:21.
Date petition received: 6/7/2017.
Date petition approved: 6/7/2017.
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 36 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

- c. Cielito Mexican Restaurant LLC, 50 South Main Street, Bristol, NH 03222.
Restaurant On-Premise Beverage/Wine/Liquor License #1543303 licensed pursuant to RSA 178:21.
Date petition received: 6/2/2017.
Date petition approved: 6/6/2017.
Requested approval for authorization of other area, to wit, an outside patio area with a capacity of 22 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. Dowling, Ian DBA Rek-Lis Brewing Company, 44 Pinewood Avenue, Bethlehem, NH 03574.
Beverage Manufacturer License #291118 licensed pursuant to RSA 178:12.
Date petition received: 6/8/2017.
Date petition approved: 6/8/2017.
Requested approval for authorization of service to another area for sampling and retail sales at farmers' market, to wit, Bethlehem Farmers' Market, 2013 Main Street, Bethlehem on Saturdays between 10:00 am and 1:00 pm from June 10, 2017 to October 14, 2017 pursuant to RSA 178:24 and RSA 179:44, II-a.
COMMISSION ACKNOWLEDGED.
- e. Fatty Belly Grill LLC DBA Sunset Grill, 2092 US Route 3, Campton, NH 03223.
Restaurant On-Premise Cocktail Lounge License #1537403 licensed pursuant to RSA 178:22.
Date petition received: 6/5/2017.
Date petition approved: 6/7/2017.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 63 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- f. Flag Hill Winery, 297 North River Road, Lee, NH 03861.
Wine Manufacturer Off-Premise Wine Only License #565030 licensed pursuant to RSA 178:8.
Date petition received: 6/2/2017.
Date petition approved: 6/5/2017.
Requested approval for authorization of other areas, to wit, City of Concord (Concord Farmers' Market) every Saturday between 8:00 am and 12:30 pm from May 6, 2017 to October 28, 2017 pursuant to RSA 178:24 and Liq. 404.05. The City of Concord prohibits sampling/tasting of alcoholic beverages at farmers' markets.
COMMISSION ACKNOWLEDGED.
- g. From the Barrel Brewing Company, 15 Londonderry Road, Unit #9, Londonderry, NH 03053.
Nano Brewery, Beer and/or Specialty Beer License #201522 licensed pursuant to RSA 178:12-a.
Date petition received: 5/31/2017.
Date petition approved: 6/5/2017.
Requested approval for authorization of other areas for sampling and retail sales at farmers' market, to wit, Derry Farmers' Market (Derry Homegrown Farm & Artisan Market), 1 West Broadway, every Wednesday between 3:00 pm and 7:00 pm from June 7, 2017 to September 20, 2017 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- h. Garrison City Beerworks LLC, 455 Central Avenue, Dover, NH 03820.
Nano Brewery, Beer and/or Specialty Beer/Restaurant License #202022 licensed pursuant to RSA 178:12-a. & RSA 178:20.
Date petition received: 6/5/2017.
Date petition approved: 6/5/2017.
Requested approval for authorization of other area, to wit, an extension of service to another area with a capacity of 23 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- i. Hilltop Golf Course, 49 High Street, Peterborough, NH 03458.
Sports Recreation Facility License #6020105 licensed pursuant to RSA 178:22, V(v).
Date petition received: 6/1/2017.
Date petition approved: 6/5/2017.
Requested approval for authorization of other area, to wit, an outside deck area with a capacity of 21 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

- j. Kelsen Brewing Company LLC, 80 North High Street, Units 2 & 3, Derry, NH 03038.
Restaurant On-Premise Beverage and Wine License #1539403 licensed pursuant to RSA 178:20.
Date petition received: 6/2/2017.
Date petition approved: 6/6/2017.
Requested approval for authorization of other area, to wit, an outside, fenced-in area with a capacity of 32 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- k. NH-Vacations.com LLC DBA Schuster's Tavern, 580 Cherry Valley Road, Gilford, NH 03249.
Hotel On Premise Cocktail Lounge License #369702 licensed pursuant to RSA 178:21, II(b)(1)/RSA178:22, V(k).
Date petition received: 5/19/2017.
Date petition approved: 6/6/2017.
Requested approval for authorization of other area, to wit, an outside, fenced-in area with a capacity of 70 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- l. Order of St. Benedict of NH DBA St. Anselm College Coffee Shop,
100 St. Anselm Drive, Manchester, NH 03102.
Restaurant On-Premise Beverage/Wine/Liquor License #309503 licensed pursuant to RSA 178:21.
Date petition received: 5/25/2017.
Date petition approved: 6/8/2017.
Requested approval for authorization of other area, to wit, an outside, tented area with a capacity of 533 for event date 6/10/2017 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- m. Outlaw Brewing Company (The), 215 Scotland Road, Winchester, NH 03470.
Beverage Manufacturer License #291718 licensed pursuant to RSA 178:12.
Date petition received: 6/6/2017.
Date petition approved: 6/6/2017.
Requested approval for authorization of service to another area for retail sales only at farmers' market, to wit, Winchester Farmers' Market, 111 Main Street, Winchester, NH on Saturdays between 10:00 am and 2:00 pm from June 10, 2017 to October 28, 2017 pursuant to RSA 178:24 and RSA 179:44, II-a. The Town of Winchester prohibits sampling/tasting of alcoholic beverages at farmers' markets.
COMMISSION ACKNOWLEDGED.
- n. Popper's Artisanal Meats LLC DBA Joinery Restaurant,
55 Main Street, Suite 216, Newmarket, NH 03857.
Restaurant On-Premise Beverage/Wine/Liquor License #1447803 licensed pursuant to RSA 178:21.
Date petition received: 5/23/2017.
Date petition approved: 6/5/2017.
Requested approval for authorization of other area, to wit, an outside, sidewalk area with a capacity of 8 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- o. Rockingham Brewing Company LLC, 1 Corporate Drive, Derry, NH 03038.
Nano Brewery, Beer and/or Specialty Beer License #202222 licensed pursuant to RSA 178:12-a.
Date petition received: 6/7/2017.
Date petition approved: 6/8/2017.
Requested approval for authorization of other areas for samples and retail sales at farmers' market, to wit, Derry Farmers' Market (Derry Homegrown Farm & Artisan Market) every Wednesday between 3:00 pm and 7:00 pm from June 7, 2017 to September 20, 2017 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

9. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

Vernondale Store, 1526 Route 114, North Sutton, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3285147 issued pursuant to RSA 178:18/RSA 126-K:4.
A Felon Exception was approved for Diana Gregory as a Person-In-Charge pursuant to RSA 178:4, RSA 179:23 & Liq. 404.06(c).
Case #: 17-43-OF.
Approved on June 9, 2017.
COMMISSION ACKNOWLEDGED.

11. NOTIFICATION OF DENIED FELON EXCEPTIONS:

- a. Franklin Elks Lodge #1280, 192 Central Street, Franklin, NH.
Social Club License #11401 issued pursuant to RSA 178:22, V(h).
A Felon Exception was denied for Tonya Dailey as a Person-In-Charge pursuant to RSA 178:4, RSA 179:23 & Liq. 404.06(c).
Case #: 17-62-OF.
Denied on June 9, 2017.
COMMISSION ACKNOWLEDGED.
- b. Mountain Spirits Tavern, 1380 Route 103, Newbury, NH.
Hotel Full Service With Lounge License #362602 issued pursuant to RSA 178:21, II(b)(1)/RSA 178:22, V(k).
A Felon Exception was denied for Thomas O'Day as a Person-In-Charge pursuant to RSA 178:4, RSA 179:23 & Liq. 404.06(c).
Case #: 16-397-OF.
Approved on June 9, 2017.
COMMISSION ACKNOWLEDGED.

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

None

13. NOTIFICATION OF COMPLIANCE CHECKS:

None

14. ADMINISTRATIVE HEARING DECISION PENDING:

None

15. NOTIFICATION OF HEARING RESULTS:

Twin Mountain Country Store, 130 Route 3, Twin Mountain, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3286047 issued pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I – sold alcoholic beverage to an under-aged individual – 3 counts.
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 – 3 counts.
Cited for violation of RSA 179:17 – sold alcoholic beverage outside the hours of 6:00 a.m. and 11:45 p.m. – counts.
Date of violations: 12/1/16, 1/7/17 & 4/9/17.
Case #s: 16-324-OF, 17-12-OF & 17-124-OF.
HEARING WAS HELD MAY 24, 2017 AT LANCASTER DISTRICT COURT, LANCASTER, NH; DECISION AND ORDER IS PENDING.

DECISION AND ORDER EFFECTIVE JUNE 8, 2017: "THERE WAS MORE THAN ENOUGH EVIDENCE TO PROVE THE VIOLATIONS OF PROHIBITED SALES AND STATEMENT OF PURCHASER WERE PROVEN BY A PREPONDERANCE OF THE EVIDENCE ON AT LEAST 6 OCCASIONS (3 DURING COMPLIANCE CHECKS). THE CASE PRESENTED BY THE STATE WOULD EVEN PASS MUSTER IN DISTRICT COURT AS PROVEN BEYOND A REASONABLE DOUBT FOR A CRIMINAL CONVICTION. THERE WERE SIX MINORS THAT TESTIFIED THEY WERE ALLOWED TO PURCHASE ALCOHOL AT TWIN MOUNTAIN COUNTRY STORE AND WERE EITHER NOT ASKED THEIR AGE OR TO FURNISH IDENTIFICATION AND WHEN THEY WERE, THEY PROVIDED IDENTIFICATION THAT THE LICENSEE OR HIS EMPLOYEE DID NOT EVEN BOTHER TO LOOK AT. SIMILARLY THE STATE PROVED ITS CASE BY A PREPONDERANCE OF THE EVIDENCE THAT ON TWO OCCASIONS RSA 179:17, HOURS OF SALE WAS ALSO VIOLATED BY THE LICENSEE. THE LICENSEE PROVIDED NO DEFENSE OTHER THAN HIS BELIEF THE LAWS OF THE STATE OF NEW HAMPSHIRE DO NOT APPLY TO HIM. HE DID NOT DENY THE SALE OF ALCOHOL TO MINORS OR SALE AFTER HOURS NOR DID HE DEFEND THOSE ALLEGATIONS.

THE LICENSEE OBJECTED TO THE WITNESSES AND EXHIBITS BUT COULD NOT PROVIDE ANY BASIS FOR THE OBJECTION OTHER THAN JURISDICTION. MR. BOCHYNSKI DIDN'T BOTHER TO DEFEND THE ALLEGATIONS AGAINST HIM EVEN WHEN PROMPTED TO BY THE HEARINGS OFFICER, EVEN SO FAR AS GIVING HIM THE QUESTIONS HE COULD ASK ON CROSS EXAMINATION TO DEFEND ONE OF THE ALLEGATIONS AGAINST HIM.

MR. BOCHYNSKI, THROUGHOUT THE PREHEARING CONFERENCE AND THE HEARING STEAD-FAST AS TO HIS ASSERTION THAT THE CONSTITUTION, LAWS AND RULES OF THE STATE OF NEW HAMPSHIRE DO NOT APPLY TO HIM. HE ASSERTED HE WAS COERCED INTO AGREEING TO BE BOUND BY THE LAWS AND RULES UNDER TITLE XIII IN ORDER FOR HIM TO OPERATE A BUSINESS THAT SELLS ALCOHOL AND TOBACCO. THIS HEARINGS OFFICER IS NOT PERSUADED BY SUCH AN ASSERTION. I MYSELF, HOLD A LICENSE TO PRACTICE LAW IN THE STATE OF NEW HAMPSHIRE. IN ORDER TO SO I MUST PAY FEES AND DUES, COMPLETE CONTINUING LEGAL EDUCATION COURSES, PAY FOR INSURANCE AND COMPLY WITH THE RULES OF PROFESSIONAL CONDUCT AND AGREE TO ABIDE BY THE LAWS AND RULES OF THE STATE OF NEW HAMPSHIRE.

AS EXPLAINED TO MR. BOCHYNSKI, HOLDING A LICENSE TO SELL ALCOHOLIC BEVERAGES IN THE STATE OF NEW HAMPSHIRE IS NOT A RIGHT, BUT A PRIVILEGE, MUCH LIKE HOLDING A LICENSE TO OPERATE A MOTOR VEHICLE IN THE STATE OF NEW HAMPSHIRE. WHEN YOU APPLY TO DO SO YOU ARE PUT ON NOTICE THAT YOU ARE SUBJECT TO SUSPENSION OR REVOCATION. ONE DOES SO VOLUNTARILY, NOT WITH A GUN HELD TO YOUR HEAD AS MR. BOCHYNSKI SUGGESTS. THE LICENSEE EXPRESSED NO REMORSE FOR HIS ACTIONS, DID NOT DEFEND THE ALLEGATIONS AGAINST HIM AND DISPLAYED BEHAVIOR AND MADE ASSERTIONS THAT HE WOULD CONTINUE TO OPERATE HIS BUSINESS WITH THE SAME RECKLESS AND WANTON DISREGARD FOR THE LAWS OF THE STATE OF NEW HAMPSHIRE SHOULD HE BE ALLOWED TO CONTINUE TO HOLD A LICENSE TO SELL ALCOHOL AND TOBACCO.

THE TESTIMONY AND EXHIBITS PROVIDED BY THE STATE SHOW BY A PREPONDERANCE OF THE EVIDENCE THAT MR. BOCHYNSKI VOLUNTARILY APPLIED FOR A LIQUOR LICENSE AND SIGNED AN AFFIDAVIT ACKNOWLEDGING HE WAS SUBJECT TO AND WOULD COMPLY WITH THE LAWS OF TITLE XIII. THEY SHOWED BY A PREPONDERANCE OF THE EVIDENCE HE VOLUNTARILY PERSONALLY RECEIVED THE REQUIRED TRAINING TO HOLD A LICENSE TO SELL ALCOHOL AND TOBACCO. FINALLY, THEY SHOWED BY A PREPONDERANCE OF

THE EVIDENCE THAT HE PERSONALLY WAS IN VIOLATION OF RSA 179:5, 179:8 AND 179:17. GIVEN MR. BOCHYNSKI'S ASSERTION THAT HE IS NOT REQUIRED TO COMPLY WITH THE CONSTITUTION, LAWS AND RULES OF THE STATE OF NEW HAMPSHIRE, SPECIFICALLY THOSE IN TITLE XIII WHICH GOVERNS ALCOHOLIC BEVERAGES, THE PENALTIES PROVIDED IN LIQ. RULE 603.01 ARE INSUFFICIENT TO ADDRESS THE VIOLATIONS IN THE PRESENT CASE. I FIND THAT THE LICENSEE'S CONDUCT RESULTING IN THESE VIOLATIONS AND BELIEF THAT HE ISN'T SUBJECT TO THE LAWS OF THE STATE ARE UNPRECEDENTED UNLAWFUL CONDITIONS OR CIRCUMSTANCES THAT CONSTITUTE A GROSS DEVIATION FROM PUBLIC SAFETY OR THE PUBLIC WELFARE IN WHICH RSA 179:57 IS NECESSARY TO PROVIDE FOR SPECIAL PENALTY EXCEPTIONS FOR THESE SPECIFIC OFFENSES.

PENALTY: PURSUANT TO THE AUTHORITY GRANTED BY RSA 179:57 LICENSE #3286047 IS HEREBY REVOKED."
COMMISSION ACKNOWLEDGED.

16. MISCELLANEOUS ITEM FOR COMMISSION APPROVAL:

None

17. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. AHEAD, Inc., River Glen Lane Property, Littleton, NH 03561.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/10/2017.
Recommendation: Expedited approval.
Commission approved on 6/7/2017.
COMMISSION ACKNOWLEDGED.
- b. NH Roller Derby, JFK Memorial Arena, 303 Beech Street, Manchester, NH 03103.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/17/2017.
Recommendation: Expedited approval.
Commission approved on 6/8/2017.
COMMISSION ACKNOWLEDGED.
- c. Rise ... For Baby and Family, Keene Country Club, 755 West Hill Road, Keene, NH 03431.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/8/2017.
Recommendation: Expedited approval.
Commission approved on 6/6/2017.
COMMISSION ACKNOWLEDGED.
- d. Seacoast Science Center, Inc., Odiorne State Park, 570 Ocean Boulevard, Rye, NH 03870.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 6/15/2017.
Recommendation: Expedited approval.
Commission approved on 6/6/2017.
COMMISSION ACKNOWLEDGED.
- e. Stay Work Play New Hampshire, Inc.,
Northeast Delta Dental Stadium, 1 Line Drive, Manchester, NH 03101.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).

Event date: 6/15/2017.
Recommendation: Expedited approval.
Commission approved on 6/6/2017.
COMMISSION ACKNOWLEDGED.