

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, DECEMBER 7, 2017

1. SCHEDULED ADMINISTRATIVE HEARINGS:

December 15, 2017 at 9:30 a.m.:

Hobb's Tavern & Brewing Company, 2415 NH Route 16, West Ossipee, NH.
Brew Pub License #2002115 issued pursuant to RSA 178:13.
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.
Date of violations: May 6, 2017.
Case #: 17-198-OF.

2. NOTIFICATION OF DISCIPLINARY ACTION:

- a. Berlin Mills Variety, 1725 Riverside Drive, Berlin, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3327947 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 individual who was under the age of twenty-one.
Date of violation: September 23, 2017.
Case #: 17-319-OF.
An administrative fine of \$500, four (4) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended for three (3) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing December 16, 2017 and re-granted on December 18, 2017 and John Roy shall complete a Total Education in Alcohol Management (TEAM) seminar online within thirty (30) days from the date of this approved agreement.
COMMISSION ACKNOWLEDGED.
- b. Romy's Market, 89 Marlboro Street, Keene, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3326847 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 individual who was under the age of twenty-one.
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 or older.
Date of violations: September 8, 2017.
Case #: 17-306-OF.
For violation of RSA 179:5, I, an administrative fine of \$500, four (4) points shall be assessed to the liquor license and the license to sell alcohol shall be suspended for three (3) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing December 14, 2017 and re-granted on December 16, 2017; for violation of RSA 179:8, I, an administrative fine of \$100.
COMMISSION ACKNOWLEDGED.

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

None

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Concord Hospital Trust, Grappone Conference Center, 70 Constitution Drive, Concord, NH 03301.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 2/16/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- b. Greater Portsmouth Chamber of Commerce,
Portsmouth Harbor Events Conference Center, 22 Portwalk Place, Portsmouth, NH 03801.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 12/14/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Marina 17, Inc. DBA 7-Eleven #37365A, 530 Central Avenue, Dover, NH 03820.
To be issued Combination Off-Premise Beverage, Wine/Tobacco License #3358647 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 11/30/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. US Mart LLC, 540 Hall Street, Manchester, NH 03103.
To be issued Combination Off-Premise Beverage, Wine/Tobacco License #3360647 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 12/1/2017.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. VRTP Corporation DBA Varney Street Quick Stop, 323 Varney Street, Manchester, NH 03102.
To be issued Combination Off-Premise Beverage, Wine/Tobacco License #3361847 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 11/01/2017.
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 DECEMBER 1, 2017: 1,167

- a. Aloft Wines LLC, 3125 St. Helena Highway, Saint Helena, CA 94574.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Catherine-Elizabeth, Inc. DBA Occidental, 14701 Bodega Highway, Bodega, CA 94922.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM PENDING INVESTIGATION OF THE LICENSEE; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Jackson Winery & Vineyards LLC DBA Belle Joli Winery, 1218 6th Avenue, Belle Fourche, SD 57717.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Matthew Rorick Wines, Inc. DBA Forlorn Hope Wines, 110 Camino Oruga, Napa, CA 94558.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- e. Modus Operandi Cellars LLC, 3125 St. Helena Highway North, St. Helena, CA 94574.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. San Saba Vineyards, Inc. DBA Wrath Wines, 35801 Foothill Road, Soledad, CA 93960.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Steffens Family Wines LLC DBA Vineyard 7 & 8; Correlation Wine Company,
4028 Spring Mountain Road, Saint Helena, CA 94574.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. Stonecushion, Inc. DBA Greenwood Ridge Vineyards, 5501 Highway 128, Philo, CA 95466.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
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. Coffin Cellars LLC, 1224 Battle Street, Webster, NH 03303.
Wine Manufacturer, Off-Premise Only License #562930 licensed pursuant to RSA 178:8.
Date petition received: 11/22/2017.
Date petition approved: 11/28/2017.
Requested approval for authorization of other area, to wit, Warner Area Farmers' Market, Warner Town Hall, 5 East Main Street, Warner, NH on Saturday, December 2, 2017 between 9:00 am and 2:00 pm pursuant to RSA 178:24 and Liq. 404.05; retail sales only; no sampling.
COMMISSION ACKNOWLEDGED.
- b. Fulchino Vineyard, Inc., 178 Pine Hill Road, Hollis, NH 03049.
Wine Manufacturer Off-Premise Wine Only License #562830 licensed pursuant to RSA 178:8.
Date petition received: 11/22/2017.
Date petition approved: 11/22/2017.
Requested approval for authorization of other areas, to wit, Made in NE EXPO, Radisson Hotel, 700 Elm Street, Manchester NH from Saturday, December 9, 2017 between 10:00 am and 5:00 pm and Sunday, December 10, 2017 between 10:00 am and 5:00 pm pursuant to RSA 178:24 and RSA 179:44, II-a; the City of Manchester has approved retail sales at this event but has not approved tasting.
COMMISSION ACKNOWLEDGED.
- c. JPA III Management Co., Inc. DBA Radisson Hotel @ CTR of NH,
700 Elm Street, Manchester, NH 03101.
Hotel On-Premise Cocktail Lounge License #214602 licensed pursuant to RSA 178:22, V(k).
Date petition received: 11/30/2017.
Date petition approved: 11/30/2017
Requested approval for an extension of service areas, to wit, during a holiday party event on December 6, 2017, guests will be allowed to carry their alcoholic beverages from the expo center to the café and ballrooms and back to the expo center; the staff will provide security and will control people carrying their alcoholic beverages from area to area pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

- d. Long Blue Cat Brewing Company LLC, 298 Rockingham Road, Londonderry, NH 03053. Nano Brewery, Beer and/or Specialty Beer Restaurant License #205222 licensed pursuant to RSA 178:12-a. Date petition received: 11/29/2017. Date petition approved: 11/30/2017. Requested approval for authorization of other area, to wit, an outside area with a capacity of 150 on December 2, 2017 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- e. Sap House Meadery LLC, 6 Folsom Road, Center Ossipee, NH 03814. Wine Manufacturer, Off-Premise Only License #562930 licensed pursuant to RSA 178:8. Date petition received: 11/22/2017. Date petition approved: 11/28/2017. Requested approval for authorization of other areas, to wit, Made in NE Expo, Radisson Hotel, 700 Elm Street, Manchester, NH from Saturday, December 9, 2017 between 10:00 am and 8:00 pm and Sunday, December 10, 2017 between 10:00 am and 5:00 pm pursuant to RSA 178:24 and Liq. 404.05; the City of Manchester has approved retail sales at this event but has not approved tasting.
COMMISSION ACKNOWLEDGED.

9. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

None

11. NOTIFICATION OF DENIED FELON EXCEPTIONS:

None

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

Manchester, NH – on and off sale.

13. NOTIFICATION OF COMPLIANCE CHECKS:

None

14. ADMINISTRATIVE HEARING DECISION PENDING:

None

15. NOTIFICATION OF HEARING RESULTS:

None

16. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

- a. Anheuser-Busch LLC, One Busch Place, St. Louis, MO 63118. Beverage Vendor License #54131 licensed pursuant to RSA 178:15. Date petition received: 11/29/2017. Requests approval of Goose Island Islay Barrel Aged Imperial Stout with an alcohol content of 13.4% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a; no sample was provided. Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- b. Country Corner Mile LLC, Route 31, Greenville, NH 03048.
Agency Store Off-Premise Liquor Only License #980404 licensed pursuant to RSA 177:9.
Requested approval for renewal of license, to wit, to renew Agency Store Off-Premise Liquor Only License for renewal period 1/1/2018 to 12/31/2018 pursuant to RSA 177:9.
Recommendation: Approval.
ON NOVEMBER 16, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM TO ASSURE THAT DIRECTOR BRASSARD-JORDAN CONTACTED THE LICENSEE TO OFFER WHATEVER ASSISTANCE THEY MAY NEED RELATIVE TO THEIR LIQUOR LICENSE; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
ON NOVEMBER 30, 2017, THIS ITEM REMAINED TABLED UNTIL DIRECTOR BRASSARD-JORDAN CONTACTS THE LICENSEE FOR THE PURPOSE INDICATED AT THE NOVEMBER 16, 2017 MEETING; **DIRECTOR BRASSARD-JORDAN CONTACTED THE LICENSEE WHO STATED THAT HE WAS CONTENT WITH HIS LICENSE; DEPUTY COMMISSIONER MILLIGAN MOVED TO REMOVE THIS ITEM FROM THE TABLE; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED; DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- c. Hemispheres LLC, 1650 Ramada Drive, Suite 180, Paso Robles, CA 93446.
Direct Shipper Permit Wholesaler pursuant to RSA 178:27.
(Wholesale)
Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED AND THE MEETING WAS ADJOURNED; THE CHAIRMAN RE-OPENED THE MEETING A FEW MINUTES LATER TO RECONSIDER THIS ITEM; CHAIRMAN MOLLICA MOVED TO RECONSIDER THIS ITEM; DEPUTY COMMISSIONER MILLIGAN SECONDED AND ALL VOTED IN FAVOR TO RECONSIDER THIS ITEM; DEPUTY COMMISSIONER MILLIGAN THEN MOVED TO TABLE THIS ITEM FOR FURTHER INVESTIGATION; THE CHAIRMAN SECONDED AND ALL VOTED IN FAVOR.

17. **MISCELLANEOUS ITEMS FOR INFORMATION ONLY:**

Family Promise of Greater Nashua, Inc., Radisson Ballroom, 11 Tara Boulevard, Nashua, NH 03062.
To be issued an Off-Sale Special Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:17, II.
Event date: 11/30/2017.
Recommendation: Expedited approval.
Commission approved on 11/27/2017.
COMMISSION ACKNOWLEDGED.