

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JANUARY 11, 2018

1. SCHEDULED ADMINISTRATIVE HEARINGS:

January 19, 2018 at 11:30 a.m.

Ron's Variety, 737 Main Street, Berlin, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3267947 licensed pursuant to RSA 178:18/RSA 126-K:4.

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: September 22, 2017.

Case #: 17-318-OF.

2. NOTIFICATION OF DISCIPLINARY ACTION:

a. Farm Bar & Grille, 25A Portland Avenue, Dover, NH.

Restaurant Full Service With Lounge License #1424403 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 resulting in personal injury – 2 counts.

Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.

Cited for violation of RSA 179:51 – failed to maintain an orderly premises.

Date of violations: December 5, 2016.

Case #: 16-385-OF.

For violation of RSA 179:5, I, an administrative fine of \$2,000 with \$500 suspended for twelve (12) months pending no like violation, four (4) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended for five (5) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing January 21, 2018 and re-granted on January 25, 2018; for violation of RSA 179:20, an administrative fine of \$250; and for violation of RSA 179:51, an administrative fine of \$250.

COMMISSION ACKNOWLEDGED.

b. 99 Restaurant & Pub, 683 Meadow Street, Littleton, NH.

Restaurant On-Premises Beverage/Wine/Liquor License #1297403 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.

Cited for violation of RSA 179:44, I – gave free drinks to customers, patrons, members or guests.

Date of violations: August 22, 2017.

Case #: 17-309-OF.

For violation of RSA 179:5, I, 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 January 23, 2018 and re-granted on January 25, 2018 and Talietha Lewis shall attend a Total Education in Alcohol Management (TEAM) seminar in a classroom within forty-five (45) days from the date of this fully executed agreement; for violation of RSA 179:44, an administrative fine of \$250 shall be suspended for twelve (12) months pending no like violation.

COMMISSION ACKNOWLEDGED.

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

None

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Casamigos, Inc., 276 Main Street, Tilton, NH 03276.
To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1557603 pursuant to RSA 178:21.
30-Day Temporary License issued 1/4/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. DG Retail LLC DBA Dollar General Store #17739, 410 NH Route 49, Campton, NH 03223.
To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3363447 pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 1/5/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Jesse's Steakhouse in Hanover LLC DBA Jesse's Steakhouse,
224 Lebanon Street, Hanover, NH 03755.
To be issued Restaurant On-Premise Cocktail Lounge License #1548403 pursuant to RSA 178:22.
30-Day Temporary License issued 1/2/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. JR Specialties LLC DBA Cava De Vino, 14 Canal Street, Nashua, NH 03064.
To be issued Retail Table Wine, Off-Premise, Wine Only License #3162846 pursuant to RSA 178:19.
30-Day Temporary License issued 1/3/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Molly's Restaurant in Hanover LLC DBA Molly's Restaurant,
43 South Main Street, Hanover, NH 03755.
To be issued Restaurant On-Premise Cocktail Lounge License #1548303 pursuant to RSA 178:22.
30-Day Temporary License issued 1/2/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED..
- f. Rocal LLC DBA Live Free and Dine, 45 Main Street, Plymouth, NH 03264.
To be issued Restaurant On-Premise Cocktail Lounge License #1553903 pursuant to RSA 178:22.
30-Day Temporary License issued 1/5/2018.
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 JANUARY 5, 2018: 1,174

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. NOTIFICATION OF APPROVED PETITIONS:

- a. Jesse's Steakhouse in Hanover LLC DBA Jesse's Steakhouse,
224 Lebanon Street, Hanover, NH 03755.
Restaurant On-Premise Cocktail Lounge License #1548403 licensed pursuant to RSA 178:22.
Date petition received: 1/2/2018.

Date petition approved: 1/2/2018.

Requested approval for additional areas, to wit, an outside patio with capacity of 40 and a porch area with a capacity of 69 pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

- b. Molly's Restaurant in Hanover LLC DBA Molly's Restaurant,
43 South Main Street, Hanover, NH 03755.
Restaurant On-Premise Cocktail Lounge License #1548303 licensed pursuant to RSA 178:22.
Date petition received: 1/2/2018.
Date petition approved: 1/2/2018.
Requested approval for additional area, to wit, an outside patio with a capacity of 49 pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

9. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. TABLED ITEMS:

- a. Catherine-Elizabeth, Inc. DBA Occidental, 14701 Bodega Highway, Bodega, CA 94922.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
ON DECEMBER 7, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM
PENDING INVESTIGATION OF THE LICENSEE; CHAIRMAN MOLLIKA SECONDED THE MOTION;
THE MOTION PASSED.
AS OF DECEMBER 14, 2017, THIS ITEM REMAINED TABLED.
AS OF DECEMBER 21, 2017, THIS ITEM REMAINS TABLED.
AS OF JANUARY 4, 2018, THIS ITEM REMAINS TABLED.
THIS ITEM REMAINS TABLED.
- b. Hemispheres LLC, 1650 Ramada Drive, Suite 180, Paso Robles, CA 93446.
Direct Shipper Permit Wholesaler pursuant to RSA 178:27.
(Wholesale)
Recommendation: Approval.
ON SEPTEMBER 21, 2017, CHAIRMAN MOLLIKA MOVED TO DENY THIS ITEM; DEPUTY
COMMISSIONER MILLIGAN SECONDED THE MOTION; THE MOTION PASSED.
ON OCTOBER 18, 2017, HEMISPHERES LLC SUBMITTED DOCUMENTATION TO EXPLAIN THAT
SUBMISSION OF A NEW PERMIT APPLICATION WAS FOR THE PURPOSE OF CHANGING
THEIR CORPORATE NAME FROM DRINKS LICENSING LLC.
ON DECEMBER 7, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM;
CHAIRMAN MOLLIKA 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 MOLLIKA 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.
AS OF DECEMBER 14, 2017, THIS ITEM REMAINS TABLED.
AS OF DECEMBER 21, 2017, THIS ITEM REMAINS TABLED.
AS OF JANUARY 4, 2018, THIS ITEM REMAINS TABLED.
THIS ITEM REMAINS TABLED.
- c. Langtry Vineyard & Winery LLC DBA Langtry Estate & Vineyards,
21000 Butts Canyon Road, Middletown, CA 95461.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
ON DECEMBER 21, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM;
CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
AS OF JANUARY 4, 2018, THIS ITEM REMAINS TABLED.
THIS ITEM REMAINS TABLED.

- d. Peloton Cellars, Inc., 178 Suburban Road, San Luis Obispo, CA 93401.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery)
ON DECEMBER 21, 2017, DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM;
CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
AS OF JANUARY 4, 2018, THIS ITEM REMAINS TABLED.
THIS ITEM REMAINS TABLED.
- e. The Wine Group, Inc., 17000 East Highway 120, Ripon, CA 95366.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery) **(Multiple Wineries)**
ON DECEMBER 14, 2017, CHIEF ARMAGANIAN RECOMMENDED THAT THIS ITEM BE TABLED
FOR FURTHER REVIEW; THE COMMISSION APPROVED THE RECOMMENDATION.
AS OF DECEMBER 21, 2017, THIS ITEM REMAINS TABLED.
AS OF JANUARY 4, 2018, THIS ITEM REMAINS TABLED.
THIS ITEM REMAINS TABLED.
- f. Young's General Store LLC, 2792 North Main Street, Pittsburg, NH 03592.
Agency Store Off-Premises Liquor Only License #980504 licensed pursuant to RSA 177:9.
Requested approval for renewal of license, to wit, to renew Agency Store Off-Premises Liquor Only
License pursuant to RSA 177:9.
Recommendation: Approval.
ON JANUARY 4, 2018, DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM SO
THAT DIRECTOR BRASSARD-JORDAN COULD CONTACT THE LICENSEE TO OFFER
WHATEVER ASSISTANCE THEY NEED RELATIVE TO THEIR LIQUOR LICENSE; CHAIRMAN
MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
**DIRECTOR BRASSARD-JORDAN CONTACTED THE LICENSEE TO ASSURE THEY NEED NO
ASSISTANCE FROM THE COMMISSION RELATIVE TO THEIR LIQUOR LICENSE; THE
LICENSEE INDICATED THAT THEY REQUIRED NOTHING AT THIS TIME.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TAKE THIS ITEM OFF 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.**

11. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

Mass Bay Brewing Company, Inc., 306 Northern Avenue, Boston, MA 02210.
Beverage Vendor License #9131 licensed pursuant to RSA 178:15.
Date petition received: 12/29/2017.
Requests approval of Clown Shoes Snow on the Maple Tree Imperial Stout with an alcohol content of 12.6%
at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a; no sample was provided.
Recommendation: Approval.
**A FACSIMILE OF THE LABEL WAS PROVIDED TO THE COMMISSION PRIOR TO THIS MEETING;
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**

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

Manchester, NH – on and off sale.

13. NOTIFICATION OF COMPLIANCE CHECKS:

TOBACCO –

Rockingham County:

- a. Hannaford Food & Drug, 6 Hampton Drive, Londonderry, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3153747 licensed pursuant to
RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check.
Date of violation: September 23, 2017.

Case #: 17-313-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days from the date of the violation.

COMMISSION ACKNOWLEDGED.

- b. Rowe's Corner Market, 1 Pond Road, Newton, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3259147 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check.

Date of violation: September 23, 2017.

Case #: 17-313-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days from the date of the violation.

COMMISSION ACKNOWLEDGED.

- c. Speedway #01962, 66 Nashua Road, Londonderry, NH.

Combination Off-Premises Beverage/Wine/Tobacco License #3336947 licensed pursuant to RSA 178:18/RSA 126-K:4.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check.

Date of violation: September 23, 2017.

Case #: 17-313-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety-days from the date of the violation.

COMMISSION ACKNOWLEDGED.

14. ADMINISTRATIVE HEARING DECISION PENDING:

None

15. NOTIFICATION OF HEARING RESULTS:

None

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Brew NH, UNH Manchester Function Space, 88 Commercial Street, 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: 1/4/2018.

Recommendation: Expedited approval.

Commission approved on 1/4/2018.

COMMISSION ACKNOWLEDGED.

- b. Brew NH, Millyard Museum Function Space, 200 Bedford Street, 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: 1/4/2018.

Recommendation: Expedited approval.

Commission approved on 1/4/2018.

COMMISSION ACKNOWLEDGED.

- c. Tuckerman Brewing Co. LLC, 66 Hobbs Street, Conway, NH 03818.

To be issued a Beer Festival License pursuant to RSA 178:30.

Event date: 1/13/2018.

Recommendation: Expedited approval.

Commission approved on 1/3/2018.

COMMISSION ACKNOWLEDGED.

- d. **THE COMMISSION INDICATED THAT THEY WILL REVIEW FUTURE PRODUCT SAMPLES FOR APPROPRIATE PRESENTATION OF LABELS PRIOR TO APPROVAL. A FACSIMILE OR MOCK-UP OF LABELS WILL BE SUBMITTED IN LIEU OF SAMPLES.**