

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, MARCH 8, 2018

1. **ACCEPTANCE OF MINUTES FROM COMMISSION MEETING HELD MARCH 1, 2018. DEPUTY COMMISSIONER MILLIGAN MOVED TO ACCEPT THE MINUTES OF MARCH 1, 2018; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**

2. **SCHEDULED ADMINISTRATIVE HEARINGS:**

March 9, 2018 at 11:00 a.m.:

Lucky Dog Tavern & Grill, 53 South Main Street, Plymouth, NH.

Restaurant Full Service With Lounge License #1267803 issued pursuant to

RSA 178:21, II(a)(1)/RSA 178:22, V(q).

Cited for violation of RSA 179:5, I – served alcoholic beverage to an individual who was under the age of twenty-one.

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

Date of violations: October 18, 2016.

Case #: 16-353-OF.

COMMISSION ACKNOWLEDGED.

MOTION TO CONTINUE HEARING FILED BY THE DIVISION OF ENFORCEMENT AND GRANTED ON MARCH 5, 2018.

COMMISSION ACKNOWLEDGED.

3. **NOTIFICATION OF DISCIPLINARY ACTION:**

None

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

- a. Carlo Rose Cigar Bar & Lounge, 10 Bridge Street, Units 4 & 5, Pelham, NH.
Cigar Bar On-Premises Beverage/Wine/Liquor/Cigar License #401606 issued pursuant to RSA 178:20-a.
Cited for violation of RSA 178:20-a – failed to provide evidence that 60% of its quarterly gross revenue was generated 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: January 24, 2018.
Case #: 18-21-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- b. Casa Mezcal Mexican Grill, 94-96 Main Street, Nashua, NH.
Restaurant On-Premises Beverage/Wine/Liquor License #1481303 issued pursuant to RSA 178:21.
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.
Date of violation: February 11, 2018.
Case #: 18-48-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- c. Taipei & Tokyo Chinese & Japanese Restaurant, 7 Colby Court, Unit 6, Bedford, NH.
Restaurant On-Premises Beverage/Wine/Liquor License #1055603 issued pursuant to RSA 178:21.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: February 8, 2018.
Case #: 18-.34-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Anderson, Ashley, 53 Old Sutton Road, Bradford, NH 03221.
To be issued Alcohol Consultant – Direct Shipper Affiliated License #513144 pursuant to RSA 178:27-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Copper Pig Brewery LLC, 1 Middle Street, Lancaster, NH 03584.
To be issued Nano Brewery Beer and/or Specialty Beer/Restaurant License #206122 pursuant to RSA 178:12-a.
30-Day Temporary License issued 3/2/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Easterseals NH, Inc., Manchester Downtown Hotel Ballroom, 700 Elm Street, Manchester, NH 03101.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).
Event date: 3/17/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Inxs6391, Inc. DBA Jr's Convenience, 204 By-Pass 28, Derry, NH 03038.
To be issued Combination Off-Premise Beverage & Wine License #3367147 pursuant to RSA 178:18.
30-Day Temporary License issued 3/1/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Manchester Historic Association, 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(I).
Event date: 3/15/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Smoking Turtle Smoke Shop LLC, 9 Pleasant Street Extension, Concord, NH 03301.
To be issued Retail Tobacco Off-Premise Tobacco Only License #142717 pursuant to RSA 178:19-a.
30-Day Temporary License issued 2/27/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Trudell, Tapley, 17 Pope Road, Atkinson, NH 03811.
To be issued Alcohol Consultant – Direct Shipper Affiliated License #513444 pursuant to RSA 178:27-a.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. YML Soho Asian Restaurant & Bar, Inc. DBA Soho Restaurant & Bar, 49 Lowell Road, Hudson, NH 03051.
To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1559503 pursuant to RSA 178:21.
30-Day Temporary License issued 3/1/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING MARCH 2, 2018: 1,165

- a. Brilliant Mistake Wines LLC, 21912 Verneti Way, Castro Valley, CA 94546.
Direct Shipper Permit Wholesaler pursuant to RSA 178:27.
(Wholesaler)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Napa Vineland Winery LLC DBA Marciano Estate, 2233 Sulphur Springs Road, 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.
- c. Philip Togni Vineyard LP, 3780 Spring Mountain Road, 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.
- d. Round Hill Cellars DBA Rutherford Wine Co., 1680 Silverado Trail, 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.
- e. Social Enjoyments LLC DBA Social Sparkling Wine, 219 Red River Avenue, Cold Springs, MN 56320.
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.

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

- a. Brotherhood, America's Oldest Winery DBA Vinecrest Company,
100 Brotherhood Plaza Drive, Washingtonville, NY 10992.
Renewal Application for Direct Shipper Retailer Permit #8124333 pursuant to RSA 178:27.
Recommend denial pursuant to RSA 176:11, II because they are a Retailer.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE RECOMMENDATION FOR DENIAL; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. SSG Digital Concepts LLC DBA Vibe Wines,
3275 E. Thousand Oaks Boulevard, Suite 100A, Thousand Oaks, CA 91362.
Renewal Application for Direct Shipper Retailer Permit #8235133 pursuant to RSA 178:27.
Recommend denial pursuant to RSA 176:11, II because they are a Retailer.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE RECOMMENDATION FOR DENIAL; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Walpole Main Holding LLC DBA Walpole Inn, 297 Main Street, Walpole, NH 03608.
Restaurant On-Premise Beverage/Wine/Liquor License #1479503 licensed pursuant to RSA 178:21.
Date petition received: 2/23/2018.
Date petition approved: 2/28/2018.
Requested approval for authorization of other area, to wit, an additional dining room in the potato barn with a capacity of 216 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Wentworth Hotel of Jackson, Inc., 1 Carter Notch Road, Jackson, NH 03846.
Hotel On-Premise Cocktail Lounge License #271002 licensed pursuant to RSA 178:22.
Date petition received: 1/24/2018.

Date petition approved: 2/28/2018.

Requested approval for authorization of other area, to wit, an outside ice bar with a total capacity of 100 from February 28 through March 19, 2018 pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

- a. Hemispheres LLC, 1650 Ramada Drive, Suite 180, Paso Robles, CA 93446.
Direct Shipper Permit Wholesaler pursuant to RSA 178:27.
(Retailer)
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.
AS OF JANUARY 11, 2018, THIS ITEM REMAINS TABLED.
AS OF JANUARY 18, 2018, THIS ITEM REMAINS TABLED.
ON JANUARY 25, 2018, FOLLOWING RESEARCH, CHIEF ARMAGANIAN RECOMMENDS DENIAL OF THIS APPLICATION; THE APPLICANT IS A RETAILER.
AS OF JANUARY 25, 2018, THIS ITEM REMAINS TABLED.
AS OF FEBRUARY 1, 2018, THIS ITEM REMAINS TABLED.
AS OF FEBRUARY 8, 2018, THIS ITEM REMAINS TABLED.
AS OF FEBRUARY 15, 2018, THIS ITEM REMAINS TABLED.
AS OF FEBRUARY 22, 2018, THIS ITEM REMAINS TABLED.
AS OF MARCH 1, 2018, THIS ITEM REMAINS TABLED.
THIS ITEM REMAINS TABLED.
- b. The Wine Group, Inc., 17000 East Highway 120, Ripon, CA 95366.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.
(Winery) (Multiple Wineries) (Franzia Winery)
Currently holds Direct Shipper Permits #8245733, #8159533 and #8186433.
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.
AS OF JANUARY 11, 2018, THIS ITEM REMAINS TABLED.
AS OF JANUARY 18, 2018, THIS ITEM REMAINS TABLED.
AS OF JANUARY 25, 2018, THIS ITEM REMAINS TABLED.
AS OF FEBRUARY 1, 2018, THIS ITEM REMAINS TABLED.
AS OF FEBRUARY 8, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 15, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 22, 2018, THIS ITEM REMAINS TABLED.

AS OF MARCH 1, 2018, THIS ITEM REMAINS TABLED.

THIS ITEM REMAINS TABLED.

- c. Vintage Wine Estates, Inc. DBA Cameron Hughes Wine, 13300 Buckman Drive, Hopland, CA 95649.
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

(Winery) (Multiple Wineries)

ON JANUARY 25, 2018, THE COMMISSION TABLED THIS ITEM.

AS OF FEBRUARY 1, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 8, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 15, 2018, THIS ITEM REMAINS TABLED.

AS OF FEBRUARY 22, 2018, THIS ITEM REMAINS TABLED.

AS OF MARCH 1, 2018, THIS ITEM REMAINS TABLED.

THIS ITEM REMAINS TABLED.

12. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

Downeast Cider House LLC, 200 Terminal Street, Boston, MA 02129.

Beverage Vendor License #31431 licensed pursuant to RSA 178:15.

Date petition received: 2/23/2018.

Requests approval of Downeast Cider Double Blend with an alcohol content of 7.56% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a; a sample was provided.

Recommendation: Approval.

DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM SO THAT ADDITIONAL INFORMATION ABOUT THE PRODUCT CAN BE OBTAINED; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

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

Manchester, NH – on premise.

COMMISSION ACKNOWLEDGED.

14. NOTIFICATION OF COMPLIANCE CHECKS:

None

15. ADMINISTRATIVE HEARING DECISION PENDING:

None

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

Roman Catholic Bishop of Manchester DBA St. Raphael Parish,

Parish Center, 85 Third Street, Manchester, NH 03102.

To be issued an off-sale special Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:17, II.

Event date: 3/10/2018.

Recommendation: Expedited approval.

Commission approved on 2/27/2018.

COMMISSION ACKNOWLEDGED.