

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR MONDAY, MARCH 19, 2018

1. **ACCEPTANCE OF MINUTES FROM COMMISSION MEETING HELD MARCH 8, 2018.**
DEPUTY COMMISSIONER MILLIGAN MOVED TO ACCEPT THE MINUTES OF MARCH 8, 2018;
CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
2. **SCHEDULED ADMINISTRATIVE HEARINGS:**

None
3. **NOTIFICATION OF DISCIPLINARY ACTION:**

None
4. **NOTIFICATION OF NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:**
 - a. Heavenz Smoke & Vape World, 380 South Broadway, Salem, NH.
Retail Tobacco License #132217 issued pursuant to RSA 178:19-a.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: February 12, 2018.
Case #: 18-38-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
 - b. I-Smoke, 341 South Broadway, Salem, NH.
Retail Tobacco License #132117 issued pursuant to RSA 178:19-a.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: February 12, 2018.
Case #: 18-39-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
 - c. Penuche's Ale House, 16 Bicentennial Square, Concord, NH.
Restaurant On-Premises Beverage/Wine/Liquor License #1092203 issued pursuant to RSA 178:21.
Cited for violation of RSA 178:21, II(a)(1) – failed to meet the food/alcohol ratio of 50% for food sales less than \$75,000.
Date of violation: March 1, 2018.
Case #: 18-58-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
 - d. Strikers East Bowling Center, 4 Essex Drive, Raymond, NH.
Restaurant On-Premises Beverage/Wine/Liquor License #1240903 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 #: 18-33-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. DG Retail LLC DBA Dollar General Store #18270, 510 State Route 202, Bennington, NH 03442.
To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3367447
pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 3/7/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- b. Falcons Booster Club, Baker Free Library, 509 South Street, Bow, NH 03304.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
pursuant to RSA 178:22, V(I).
Event date: 3/24/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- c. Heaven Hills Sales Co. DBA Heaven Hill Brands, 1064 Loretto Road, Bardstown, KY 40004.
To be issued Liquor & Wine Vendor License #123345 pursuant to RSA 178:9.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- d. Innovino International, Inc., 7707 North University Drive, Suite 108, Tamarac, FL 33321.
To be issued Liquor & Wine Vendor License #123045 pursuant to RSA 178:9.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- e. Mormax Beverages Corp. DBA BJ's Wholesale Club #220,
200 John E. Devine Drive, Manchester, NH 03103.
To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3361047
pursuant to RSA 178:18 & RSA 178:19-a.
30-Day Temporary License issued 3/5/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- f. Two Joes Coffee LLC DBA Cup of Joe, 31 Market Street, Portsmouth, NH 03801.
To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1557003
pursuant to RSA 178:21.
30-Day Temporary License issued 3/9/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- g. Young Mens' Christian Association of Concord, NH,
Concord Family YMCA, Capitol Center for the Arts, 44 South Main Street, 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: 3/27/2018.
**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 9, 2018: 1,173

- a. Nalle Winery, Inc., 2383 Dry Creek Road, Healdsburg, CA 95448.
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. Nine Suns LLC, 200 Long Ranch 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. Long Sword Winery, 8555 Highway 238, Jacksonville, OR 97530.
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. Roche Winery LLC DBA Roche Winery, 22097 Bonness Road, Sonoma, CA 95476.
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. 1-800 Wine Shop.com, Inc., 525 Airpark Road, Napa, CA 94558.
Renewal Application for Direct Shipper Retailer Permit #8007233 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. Angelini Wine LTD, 22 Industrial Park Road, Centerbrook, CT 06409.
Renewal Application for Direct Shipper Retailer Permit #8167133 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.
- c. B-21 Liquors, Inc. DBA B-21 Fine Wine and Spirits,
43380 US Highway 19 North, Tarpon Springs, FL 34689.
Applied for a Retailer Permit 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.
- d. California Beer and Wine Distributors, 90 Easy Street, Buelton, CA 93427.
Applied for a Wine Manufacturer Permit 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.
- e. Connoisseur Encounters, Inc. DBA The Wine Cellar Group,
1341 Barclay Blvd., Buffalo Grove, IL 60089.
Renewal Application for Direct Shipper Retailer Permit #8001733 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.
- f. Mora's Fine Wine, 280 Route 25A, East Setauket, NY 11733.
Applied for a Retailer Permit 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. La Boca LLC, 50 North Main Street, Wolfeboro, NH 03894.
Restaurant On-Premise Beverage/Wine/Liquor License #1542403 licensed pursuant to RSA 178:21.
Date petition received: 2/26/2018.
Date petition approved: 3/5/2018.

Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II a (5).

COMMISSION ACKNOWLEDGED.

- b. LBO Holding, Inc. DBA Attitash/Bear Peak Resort, Route 302, Bartlett, NH 03812.
Restaurant On-Premise Beverage/Wine/Liquor License #1009403 licensed pursuant to RSA 178:21.
Date petition received: 2/12/2018.
Date petition approved: 3/5/2018.
Requested approval for authorization of other area, to wit, an outside, fenced area with a total capacity of 400 from March 3 through April 15, 2018 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Pat's Peak Skiing LLC, 686 Flanders Road, Henniker, NH 03242.
Sports Recreation Facility On-Premise Cocktail Lounge License #572105 licensed pursuant to RSA 178:22.
Date petition received: 2/26/2018.
Date petition approved: 3/5/2018.
Requested approval for authorization of other area, to wit, outside, fenced area with a total capacity of 240 on March 17, 2018 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. Pitworks LLC DBA KC's Ribshack, 837 Second Street, Manchester, NH 03102.
Restaurant On-Premise Beverage/Wine/Liquor License #1179703 licensed pursuant to RSA 178:21.
Date petition received: 1/24/2018.
Date petition approved: 3/5/2018.
Requested approval for authorization of other area, to wit, an additional dining area with a total capacity of 90 pursuant to RSA 178:24 and Liq. 404.05.
COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

- a. 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.
ON MARCH 8, 2018, 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.
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.
(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.

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

THIS ITEM REMAINS TABLED.

- c. 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.

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

THIS ITEM REMAINS TABLED.

- d. 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.

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

THIS ITEM REMAINS TABLED.

12. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

- a. Firestone Walker LLC, 1400 Ramada Drive, Paso Robles, CA 93446.

Beverage Vendor License #54731 licensed pursuant to RSA 178:15.

Date petition received: 3/6/2018.

Requests approval of Firestone Walker Coconut Rye Parabola with an alcohol content of 12.41% 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; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- b. Omni Hotels Management Corporation DBA Mount Washington Hotel, 310 Mount Washington Road, Route 302, Bretton Woods, NH 03575. Hotel On-Premise Cocktail Lounge License #366302 licensed pursuant to RSA 178:22. Date petition received: 3/7/2018. Requests exception to RSA 178:27, III, to wit, for authorization to purchase wine from Direct Shipper Generations of Sonoma LLC, 21481 8th Street East, Suites 3-6, Sonoma, CA, Permit #8061633 pursuant to RSA 179:32, III. Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Oregon Brewing Company DBA Rogue Ales, 2320 Osu Drive, Newport, OR 97365. Beverage Vendor License #33231 licensed pursuant to RSA 178:15. Date petition received: 3/6/2018. Requests approval of Kulture Clash Imperial Blonde Ale Blended with Kombucha Tea with an alcohol content of 6.04% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a; sample was provided. Recommendation: Approval.
DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM; 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:

- a. Howe Library Corporation, Howe Library, 13 South Street, Hanover, NH 03755. 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. Recommendation: Expedited approval. Commission approved on 3/6/2018.
COMMISSION ACKNOWLEDGED.
- b. Nashua Center for the Multiply Handicapped, Courtyard by Marriott, 2200 Southwood Drive, Nashua, NH 03063. To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I). Event date: 3/16/2018. Recommendation: Expedited approval. Commission approved on 3/7/2018.
COMMISSION ACKNOWLEDGED.
- c. New England Disabled Sports, Governor's Pavillion, 60 Loon Mountain Road, Lincoln, NH 03251. 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 3/6/2018.
COMMISSION ACKNOWLEDGED.