MINUTES OF THE NHLC DIVISION OF ENFORCEMENT & LICENSING MEETING FOR WEDNESDAY, APRIL 4, 2018

1. RECOMMENDATION FOR ACCEPTANCE OF THE MINUTES FROM THE COMMISSION MEETING HELD MARCH 29, 2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO ACCEPT THE MINUTES OF MARCH 29, 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. Franklin Lodge Of Elks 1280, 192 Central Street, Franklin, NH.

Social Club License #11401 issued pursuant to RSA 178:22, V(h).

Cited for violation of RSA 179:19, VI/RSA 647:2 – allowed gambling and wagering on the premises.

Date of violation: January 18, 2018.

Case #: 18-20-OF.

\$100 administrative fine paid.

COMMISSION ACKNOWLEDGED.

b. Tropical Lounge, 14 West Hollis Street, Nashua, NH.

Restaurant Full Service With Lounge License #1533203 issued pursuant to

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

Cited for violation of RSA 178:21, V/RSA 175:1 - failed to promote food and have full course meals readily available.

Cited for violation of RSA 179:32, III – purchased beverages from other than a licensed wholesale distributor, manufacturer, brew pub or as provided by law.

Date of violations: February 9, 2018.

Case #: 18-45-OF.

\$350 administrative fine paid.

COMMISSION ACKNOWLEDGED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

9 Simon Street LLC DBA Bobola's Restaurant, 9 Simon Street, Nashua, NH 03060.

To be issued Restaurant Full Service With Lounge License #1556403 pursuant to

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

30-Day Temporary issued 3/27/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

b. Ayutla, Inc. DBA Jalisco Family Mexican Restaurant & Cantina,

89 Main Street, East Kingston, NH 03827.

To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1559603 pursuant to RSA 178:21.

30-Day Temporary issued 3/23/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

f.

c. Branch and Blade Brewing Company, 17 Bradco Street, Keene, NH 03431.

To be issued Beverage Manufacturer License #292618 pursuant to RSA 178:12.

30-Day Temporary issued 3/29/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

d. Café 532 and Deli LLC, 79 Hadley Road, Suite 5, Jaffrey, NH 03452.

To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1556003 pursuant to RSA 178:21.

30-Day Temporary issued 3/27/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

e. Felicia's Place LLC, 28 Railroad Square, Nashua, NH 03064.

To be issued Restaurant Full Service With Lounge License #1560903 pursuant to

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

30-Day Temporary issued 3/29/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

Guru LLC DBA Milano's Mini Market, 3 Broadway, Concord, NH 03301.

To be issued Combination Off-Premise Beverage/Wine/Tobacco License #3369147 pursuant to RSA 178:18/RSA 178:19-a.

30-Day Temporary License issued 3/29/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

g. Moosehorn Café LLP, 25 Parsons Street, Colebrook, NH 03576.

To be issued Restaurant On-Premise Beverage & Wine License #1558603 pursuant to RSA 178:20. 30-Day Temporary issued 3/27/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

h. Oddball Brewing LLC, 6 Glass Street, Pembroke, NH 03275.

To be issued Beverage Vendor License #85231 pursuant to RSA 178:15.

Manufacturer: Ipswich Brewing Company.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION: THE MOTION PASSED.

i. Reklis Adventures LLC DBA Rek-Lis Brewing Company, 2085 Main Street, Bethlehem, NH 03574. To be issued Brew Pub On-Premise Beverage/Wine/Liquor License #2003515 pursuant to RSA 178:21.

30-Day Temporary issued 3/23/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

j. T and S Enterprise LLC DBA Tillie's, 7-11 Court Street, Keene, NH 03431.

To be issued Restaurant On-Premise Beverage/Wine/Liquor License #1554903 pursuant to RSA 178:21.

30-Day Temporary issued 3/28/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

k. Travelers Gourmet LLC DBA Tim-Bir Alley Restaurant, 7 Main Street, Littleton, NH 03561.

To be issued Restaurant On-Premise Beverage & Wine License #1557103 pursuant to RSA 178:20.

30-Day Temporary issued 3/29/2018.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA 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 APRIL 2, 2018: 1,174

Greg & Greg, Inc. DBA Owl Ridge Wine Services,

2064 Gravenstein Highway North, Suite 120, Sebastopol, CA 95472.

Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.

(Winerv)

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

8. <u>DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:</u>

a. BAW, Inc. DBA Blue Apron Wine, 201 Devlin Road, Napa, CA 94558.

Applied for a Wine Manufacturer Permit pursuant to RSA 178:27.

Recommend denial pursuant to RSA 176:11, II because Applicant is a Retailer (renewal application denied 1/18/18).

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE RECOMMENDATION FOR DENIAL; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

b. BAW, Inc. DBA Blue Apron Wine, 35 & 70 Industrial Way, Buellton, CA 93427.

Applied for a Wine Manufacturer Permit pursuant to RSA 178:27.

Recommend denial pursuant to RSA 176:11, II because Applicant is a Retailer (renewal application denied 1/18/18).

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE RECOMMENDATION FOR DENIAL; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

c. BAW, Inc. DBA Blue Apron Wine, 4001 Highway 128, Geyersville, CA 95441.

Applied for a Wine Manufacturer Permit pursuant to RSA 178:27.

Recommend denial pursuant to RSA 176:11, II because Applicant is a Retailer (renewal application denied 1/18/18).

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE RECOMMENDATION FOR DENIAL; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

d. Beverages & More, Inc., 1401 Willow Pass Road, Suite 900, Concord, CA 94520.

Renewal Application for Direct Shipper Retailer Permit #8097333 pursuant to RSA 178:27.

Recommend denial pursuant to RSA 176:11, Il because Permitee is a Retailer.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE RECOMMENDATION FOR DENIAL; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

e. Zero Link Markets, Inc. DBA Vinoshipper.com, 228 Windsor River Road #111, Windsor, CA 95492. Renewal Application for Direct Shipper Retailer Permit #8102033 pursuant to RSA 178:27.

Recommend denial pursuant to RSA 176:11, II because Permitee is a Retailer.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE RECOMMENDATION FOR DENIAL; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

9. NOTIFICATION OF APPROVED PETITIONS:

Anheuser-Busch LLC, 221 Daniel Webster Highway, Merrimack, NH 03054.

Beverage Manufacturer License #286818 licensed pursuant to RSA 178:12.

Date petition received: 3/16/2018.

Date petition approved: 3/29/2018.

Requested approval for authorization of other area, to wit, an outside area identified as Clydesdale Hamlet Courtyard with a capacity of 300 for the season pursuant to RSA 178:24 and Liq. 404.05. **COMMISSION ACKNOWLEDGED.**

b. Lafavette Club. Inc., 34 High Street, Nashua, NH 03060.

Social Club On-Premise Cocktail Lounge License #24001 licensed pursuant to RSA 178:22.

Date petition received: 3/7/2018. Date petition approved: 3/30/2018.

Requested approval for authorization of other area, to wit, an outside deck area with capacity of 32 pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

c. Loon Mountain Recreation Co. DBA Loon Mountain Ski Area,

Octogon Lodge Café, 60 Loon Mountain Road, Lincoln, NH 03251.

Restaurant Beverage & Wine License #404103 licensed pursuant to RSA 178:20..

Date petition received: 3/15/2018. Date petition approved: 3/29/2018.

Requested approval for authorization of other area, to wit, an outside, fenced area with capacity of 500 on April 7, 2018 pursuant to RSA 178:24 and Liq. 404.05.

COMMISSION ACKNOWLEDGED.

d. Moonlight Meadery LLC, 23 Londonderry Road, Unit 17, Londonderry, NH 03053.

Wine Manufacturer Off-Premise Wine Only License #563230 licensed pursuant to RSA 178:8.

Date petition received: 3/20/2018.

Date petition approved: 3/20/2018.

Requested approval for authorization for tastings at farmers' markets, to wit, Made in NH EXPO, Radisson Hotel, 700 Elm Street, Manchester, NH between 1 pm - 8 pm on Friday, April 6, 2018, between 10 am - 7:30 pm on Saturday, April 7, 2018 and between 10 am - 4 pm on Sunday, April 8, 2018 pursuant to RSA 178:24 and RSA 179:44, II-a. The City of Manchester has approved both tastings and retail sales at these events.

COMMISSION ACKNOWLEDGED.

e. WVSR LLC DBA T-Bars Restaurant at Waterville, 220 Ski Area Road, Waterville Valley, NH 03215. Sports Recreation Facility On-Premise Cocktail Lounge License #6013605 licensed pursuant to RSA 178:22.

Date petition received: 3/15/2018.

Date petition approved: 3/29/2018.

Requested approval for authorization of other area, to wit, an outside area with capacity of 1,100 on April 7, 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 MOLLICA 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 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.

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.

AS OF MARCH 19, 2018, THIS ITEM REMAINS TABLED.

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

AS OF MARCH 29, 2018, THIS ITEM REMAINS TABLED.

THIS ITEM REMAINS TABLED.

The Wine Group, Inc., 17000 East Highway 120, Ripon, CA 95366. b.

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.

AS OF MARCH 19, 2018, THIS ITEM REMAINS TABLED. AS OF MARCH 22, 2018, THIS ITEM REMAINS TABLED.

AS OF MARCH 29, 2018, THIS ITEM REMAINS TABLED.

THIS ITEM REMAINS TABLED.

Vintage Wine Estates, Inc. DBA Cameron Hughes Wine, 13300 Buckman Drive, Hopland, CA 95649. c. 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.

AS OF MARCH 19, 2018, THIS ITEM REMAINS TABLED.

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

AS OF MARCH 29, 2018, THIS ITEM REMAINS TABLED.

THIS ITEM REMAINS TABLED.

12. **MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:**

Anheuser-Busch LLC, One Busch Place, St. Louis, MO 63118. a. Beverage Vendor License #4631 licensed pursuant to RSA 178:15. Date petition received: 3/28/2018.

Requests approval of Bud Light Lime Berry-A-Rita with an alcohol content of 8.0% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a; a sample was provided.

Recommendation: Approval.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

b. Dogfish Head Craft Brewery LLC, 6 Cannery Village Court, Milton, DE 19968.

Beverage Vendor License #34731 licensed pursuant to RSA 178:15.

Date petition received: 3/26/2018.

Requests approval of Bourbon Barrel Aged Palo Santo Marron Ale with an alcohol content of 13.28% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-a; a sample was provided.

Recommendation: Approval.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

c. Winenot LLC DBA Winenot Boutique, 221 Main Street, Nashua, NH 03060.

Combination Off-Premise Beverage & Wine License #3340647 licensed pursuant to RSA 178:18. Date petition received: 3/29/2018.

Requests an exception to RSA 178:27, III, to wit, for authorization to purchase wine from Direct Shipper Due Fratelli Imports LLC, 190 US Route 1, Box 268, Falmouth, ME 04105, Permit #8238933 pursuant to RSA 179:32. III.

Recommendation: Approval.

DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

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

Goffstown, NH; off-sale

COMMISSION ACKNOWLEDGED.

14. NOTIFICATION OF COMPLIANCE CHECKS:

None

15. ADMINISTRATIVE HEARING DECISION PENDING:

None

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

NH Operation Game Thief, Inc., Bektash Shriners, 189 Pembroke Road, 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: 3/30/2018.

Recommendation: Expedited approval. Commission approved on 3/27/2018. **COMMISSION ACKNOWLEDGED.**