

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, NOVEMBER 1, 2018

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD OCTOBER 25, 2018.**
DEPUTY COMMISSIONER MILLIGAN ACCEPTED THE MINUTES OF OCTOBER 25, 2018.

2. **SCHEDULED HEARINGS:**

**REVOCATION HEARING TO BE HELD AT THE ALDERMANIC CHAMBERS,
ONE CITY HALL PLAZA, MANCHESTER, NH:**

November 9, 2018 at 9:00 a.m.:

Glowbar, 123 Hanover Street, Manchester, NH.

Cigar Bar, On-Premises Beverage/Wine/Liquor/Cigar License #403906 issued pursuant to RSA 178:20-a.

ON 9/18/18, AN ASSENTED-TO MOTION TO CONTINUE WAS FILED BY THE CITY SOLICITOR ON BEHALF OF COUNSEL FOR THE LICENSEE AND GRANTED; HEARING DATE YET TO BE DETERMINED. THE HEARING IS CONTINUED UNTIL NOVEMBER 9, 2018 AT 9:00 A.M.

3. **NOTIFICATION OF DISCIPLINARY ACTION:**

None

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

- a. CJ's Great West Grill, 782 South Willow Street, Manchester, NH.
Restaurant Full Service With Lounge License #1013403 issued pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 178:22, V(q) – failed to be open for evening meals five days a week.
Date of violation: October 4, 2018.
Case #: 18-300-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.
- b. Jackson Family Fine Wines, 421 Aviation Blvd., Santa Rosa, CA.
Liquor & Wine Vendor, Off-Premises License #992045 issued pursuant to RSA 178:9.
Cited for violation of RSA 178/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: October 9, 2018.
Case #: 18-304-OF.
\$100 administrative fine paid.
COMMISSION ACKNOWLEDGED.

5. **LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

- a. ABK Retailers LLC, 276 Elm Street, Manchester, NH 03101.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3377147 pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 10/19/2018.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- b. Chopstick, Inc. DBA China Gourmet, 25 Main Street, Goffstown, NH 03045.
To be issued Restaurant, On-Premise Beverage/Wine/Liquor License #1570703
pursuant to RSA 178:21.
30-Day Temporary License issued 10/24/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- c. Cucina Napoli IV LLC DBA Armando's Portsmouth, 70 State Street, Portsmouth, NH 03801.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1572003
pursuant to RSA 178:21.
30-Day Temporary License issued 10/25/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- d. F & B Distributors, Inc. DBA J F Bouche Company, 4 Meredith Road, Salem, NH 03079.
To be issued Liquor & Wine Representative License #609335 pursuant to RSA 178:10.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- e. F & B Distributors, Inc. DBA J F Bouche Company, 4 Meredith Road, Salem, NH 03079.
To be issued Liquor & Wine Vendor License #125245 pursuant to RSA 178:9.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- f. HEG Incorporated, 309 Route 104, New Hampton, NH 03256.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3376047
pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 10/19/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- g. HEG Incorporated, 309 Route 104, New Hampton, NH 03256.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3376147
pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 10/19/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- h. HEG Incorporated, 162 Main Street, Ashland, NH 03217.
To be issued Combination, Off-Premises Beverage/Wine/Tobacco License #3376247
pursuant to RSA 178:18/RSA 178:19-a.
30-Day Temporary License issued 10/19/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- i. Jacques Flower Shop, Inc., 712 Mast Road, Manchester, NH 03102.
To be issued Retail Wine License #3164046 pursuant to RSA 178:19
30-Day Temporary License issued 10/24/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- j. On The Corner Grill LLC, 418 Island Pond Road, Derry, NH 03038.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1568403
pursuant to RSA 178:21.
30-Day Temporary License issued 10/25/2018.
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA
SECONDED THE MOTION; THE MOTION PASSED.**
- k. Pomer, Amanda, 5 Lake Avenue, Derry, NH 03038.
To be issued Alcohol Consultant Affiliated License #515044 pursuant to RSA 178:27-a.
Direct Shipper Name: ITO Wines, License #8190233.
**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 OCTOBER 26, 2018: 1,193

Keller Estate LTD DBA Keller Estate, 5875 Cannon Lane, Petaluma, CA 94954.
To be issued Direct Shipper, Wine Manufacturer Permit 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:**

None

9. **NOTIFICATION OF APPROVED PETITIONS:**

- a. Burnt Timber Brewing, 96 Lehner Street, Wolfeboro, NH 03894.
Beverage Manufacturer License #290918 licensed pursuant to RSA 178:12.
Date petition received: 10/25/2018.
Date petition approved: 10/25/2018.
Requested approval for authorization of service to another area for retail sales only at farmers' market, to wit, Wolfeboro Area Winter Farmers' Market, 115 South Main Street, Wolfeboro, NH on the first and third Saturdays between 10:00 am and 2:00 pm from November 3, 2018 to April 20, 2019 pursuant to RSA 178:24/RSA 179:44, II-a; the town of Wolfeboro requested that there be no sampling or tasting of alcoholic beverages at this event.
COMMISSION ACKNOWLEDGED.
- b. Nashua Elks Lodge 720, 12 Murphy Drive, Nashua, NH 03060.
Social Club License #11601 licensed pursuant to RSA 178:22, V(h).
Date petition received: 10/4/2018.
Date petition approved: 10/19/2018.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 300 on October 21, 2018 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Tandy Stephens, Inc. DBA Tandy's Top Shelf, 1 Eagle Square, Concord, NH 03301.
Restaurant, On-Premises Beverage/Wine/Liquor License #1404103 licensed pursuant to RSA 178:21.
Date petition received: 10/12/2018.
Date petition approved: 10/25/2018.
Requested approval for authorization of other area, to wit, an outside area with a capacity of 206 on October 27, 2018 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. Wesco Incorporated DBA Fastop, 188 Washington Street, Claremont, NH 03743.
Combination, Off-Premises Beverage/Wine/Tobacco License #3292847 licensed pursuant to RSA 178:18/RSA 178:19-a
Date petition received: 10/19/2018.
Date petition approved: 10/24/2018.
Requested permission to transfer alcohol inventory to a new location, to wit, from Fastop, Combination Off-Premises Beverage/Wine/Tobacco License #3292847 to Fastop, Combination Off-Premises Beverage/Wine/Tobacco License #3213847 located at 114 Hanover Street, Lebanon, NH 03766 pursuant to RSA 178:29, VIII.
COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Anheuser-Busch LLC, One Busch Place, St. Louis, MO 63118.
Beverage Vendor License #54131 licensed pursuant to RSA 178:15.
Requests approval of Goose Island Bourbon County Brand Coffee Barleywine with an alcohol content of 15.03% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a/RSA 179:40-a; sample provided.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Kettlehead Brewing Company LLC, 407 West Main Street, Tilton, NH 03276.
Brew Pub License #2003015 licensed pursuant to RSA 178:13.
Requests approval of 1.101 Quadruple IPA with an alcohol content of 12.5% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 178:1, LXIV-a/RSA 179:40-a; sample provided.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

None

15. NOTIFICATION OF COMPLIANCE CHECKS:

ALCOHOL COMPLIANCE CHECKS –

Hillsborough County:

Hannaford Food & Drug, 7 Kilton Road, Bedford, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #788547 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: October 12, 2018.
Case #: 18-303-OF.
Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.
COMMISSION ACKNOWLEDGED.

Strafford County:

- a. Lexie's Joint, 8 Jenkins Court, Durham, NH.
Restaurant Beverage & Wine License #1524003 issued pursuant to RSA 178:20.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: October 10, 2018.
Case #: 18-299-OF.

Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

COMMISSION ACKNOWLEDGED.

- b. Phillips 66, 7 Old Dover Road, Durham, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3144647 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: October 10, 2018.
Case #: 18-299-OF.

Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

COMMISSION ACKNOWLEDGED.

- c. Three Chimneys Inn, 17 Newmarket Road, Durham, NH.
Hotel Full Service With Lounge License #359802 issued pursuant to RSA 178:21, II(b)(1)/RSA 178:22, V(k).
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: October 10, 2018.
Case #: 18-299-OF.

Verbal warning, four (4) points assessed to the liquor license and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

COMMISSION ACKNOWLEDGED.

TOBACCO COMPLIANCE CHECKS –

Cheshire County:

- a. Global Montello Group, 97 Route 9, Chesterfield, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3315847 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 28, 2018.
Case #: 18-295-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.
COMMISSION ACKNOWLEDGED.
- b. Marlborough Country Convenience, 227 Main Street, Marlborough, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3121847 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 24, 2018.
Case #: 18-288-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.
COMMISSION ACKNOWLEDGED.
- c. Walgreen's Stores, 440 West Street, Keene, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3247647 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 24, 2018.
Case #: 18-288-OF.

Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.

COMMISSION ACKNOWLEDGED.

Hillsborough County:

- a. Market Basket, 539 Donald Street, Bedford, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3302047 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 11, 2018.
Case #: 18-255-OF.
COMMISSION ACKNOWLEDGED.
- b. Walgreen's Stores, 258 Wallace Road, Bedford, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3246547 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 10, 2018.
Case #: 18-258-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.
COMMISSION ACKNOWLEDGED.
- c. Wal-Mart Supercenter 1796, 85 Route 101A, Amherst, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3088147 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 10, 2018.
Case #: 18-258-OF.
Verbal warning and mandatory attendance for a manager at a Management Training Seminar (MTS) within ninety (90) days from the date of the violation.
COMMISSION ACKNOWLEDGED.

16. NOTIFICATION OF DENIED FELON WAIVER:

None

17. ADMINISTRATIVE HEARING DECISION PENDING:

None

18. ADMINISTRATIVE HEARING DECISION:

None

19. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Children's Museum of New Hampshire, 6 Washington Street, Dover, NH 03820.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #588641 pursuant to RSA 178:22, V(l).
Event date: November 3, 2018.
Recommendation: Expedited approval.
Commission approved on October 23, 2018.
COMMISSION ACKNOWLEDGED.

- b. Deciduous Brewing Company LLC, 12 Weaver Street, Suite B, Newmarket, NH 03857.
To be issued 2-Day Beer Festival License #4004814 pursuant to RSA 178:30.
Event dates: November 3 & 4, 2018.
Recommendation: Expedited approval.
Commission approved on October 22, 2018.
COMMISSION ACKNOWLEDGED.
- c. Granite State Brewers Association,
Executive Court Banquet Facility, 1199 S. Mammoth Road, Manchester, NH 03109.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #588541
pursuant to RSA 178:22, V(I).
Event date: November 2, 2018.
Recommendation: Expedited approval.
Commission approved on October 23, 2018.
COMMISSION ACKNOWLEDGED.
- d. High Hopes Foundation of NH, Labelle Winery, 345 NH Route 101, Amherst, NH 03031.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #588441
pursuant to RSA 178:22, V(I).
Event date: November 2, 2018.
Recommendation: Expedited approval.
Commission approved on October 22, 2018.
COMMISSION ACKNOWLEDGED.
- e. Roman Catholic Bishop of Manchester,
St. Mark the Evangelist, One South Road, Londonderry, NH 03053.
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #588741
pursuant to RSA 178:22, V(I).
Event date: November 2, 2018.
Recommendation: Expedited approval.
Commission approved on October 25, 2018.
COMMISSION ACKNOWLEDGED.