

**MINUTES OF THE NHLC**  
**DIVISION OF ENFORCEMENT & LICENSING MEETING**  
**FOR THURSDAY, JANUARY 17, 2019**

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JANUARY 10, 2019.**  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO ACCEPT THE MINUTES OF JANUARY 10, 2019; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
  
2. **SCHEDULED HEARINGS:**  
  
None
  
3. **NOTIFICATION OF DISCIPLINARY ACTION:**
  - a. Broken Spoke Saloon, 1072 Watson Road, Laconia, NH.  
Restaurant, Full Service With Lounge License #1507303 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 alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.  
Date of violation: June 12, 2018.  
Case #: 18-156-OF.  
An administrative fine of \$1,000 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, serve or consume alcohol shall be suspended for three (3) days commencing April 8, 2019 and re-granted on April 11, 2019 and all servers shall complete a Total Education in Alcohol Management (TEAM) seminar online prior to the commencement of Bike Week, 2019.  
**COMMISSION ACKNOWLEDGED.**
  - b. Tower Hill Tavern, 264 Lakeside Avenue, Laconia, NH.  
Restaurant, Full Service With Lounge License #1369903 issued pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Date of violation: September 15, 2018.  
Case #: 18-267-OF.  
This violation shall be placed on file for twelve (12) months pending no like violation.  
**COMMISSION ACKNOWLEDGED.**
  
4. **NOTIFICATION OF NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:**  
  
Western Express, 7135 Centennial Place, Nashville, TN.  
Carrier, Beverage/Wine/Liquor License #751316 issued pursuant to RSA 178:14.  
Date of violation: January 8, 2019.  
Case #: 19-17-OF.  
\$100 administrative fine paid.  
**COMMISSION ACKNOWLEDGED.**
  
5. **LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**
  - a. CNJ Food LLC DBA Family Pizza and Roast Beef of Nashua, 9 Merrit Parkway, Nashua, NH 03062.  
To be issued Restaurant, On-Premises Beverage & Wine License #1276903 pursuant to RSA 178:20.  
30-Day Temporary License issued 1/7/2019.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**

- b. Foreign Objects Beer Company LLC, 27 North Ohioville Road, New Paltz, NY 12561.  
To be issued Beverage Vendor License #91231 pursuant to RSA 178:15.  
Manufacturer: Two Roads Brewing Company, CT.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- c. Jass Boxing, Tri City Christian Academy, 12 Rocky Hill Road, Somersworth, NH 03878.  
To be issued a Special, One-Day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 1/26/2019.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- d. Mazuera, Beatriz DBA Casa Blanca, 34 ½ Canal Street, Manchester, NH 03064.  
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1578403 pursuant to RSA 178:21.  
30-Day Temporary License issued 1/8/2019.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- e. Queen City Rotary Foundation, Hellenic Center, 650 Hanover Street, Manchester, NH 03104.  
To be issued a Special, One-Day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 1/26/2019.  
**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 JANUARY 11, 2019: 1,197**

- a. Beaumont Cellars LLC, 8634 Road U Northwest, Quincy, WA 98848.  
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.  
(Winery)  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- b. Black Cat Vineyard LLC, 194 Camino Oruga, Suite 17-20, Napa, CA 94558.  
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.  
(Winery)  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- c. Dongyi International LLC DBA Constant Diamond Mountain Vineyard,  
2121 Diamond Mountain Road, Calistoga, CA 94515.  
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.  
(Winery)  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- d. Lobo Wines LLC, 2275 Soda Canyon Road, Napa, CA 94558.  
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.  
(Winery)  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**

- e. Promise Wine LLC, 3524 North Silverado Trail, St. Helena, CA 94574.  
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. Grotto, Inc., 5 Railroad Square, Plymouth, NH 03264.  
Restaurant, On-Premises Beverage & Wine License #1575703 licensed pursuant to RSA 178:20.  
Date petition requested: 12/12/2018.  
Date petition approved: 1/2/2019.  
Requested approval for an outside area, to wit, an outside area with a capacity of 20 pursuant to RSA 178:24/Liq. 404.05.  
**COMMISSION ACKNOWLEDGED.**
- b. Philbrick's North Hampton LLC DBA Philbrick's Fresh Market,  
69 Lafayette Road, North Hampton, NH 03862.  
Combination, Off-Premises Beverage/Wine/Tobacco License #3269647 licensed pursuant to RSA 178:18/RSA 178:19-a.  
Date petition received: 1/8/2019.  
Date petition approved: 1/9/2019.  
Requested permission to transfer alcohol inventory to a new location, to wit, from Philbrick's Fresh Market, License #3269647 to Philbrick's Fresh Market, Combination License #3269647 located at 775 Lafayette Road, Portsmouth, NH 03801 pursuant to RSA 178:29, VIII.  
**COMMISSION ACKNOWLEDGED.**
- c. Pitman, Amy DBA Mountain Music Winery & Vineyards, 3447 US Route 3, Thornton, NH 03285.  
Wine Manufacturer, Off-Premises Wine Only License #567230 licensed pursuant to RSA 178:8.  
Date petition received: 12/31/2018.  
Date petition approved: 1/9/2019.  
Requested approval for authorization for other areas for retail sales at farmers' market, to wit, Penacook Winter Farmers' Market, Penacook, NH on Wednesdays from 3:00 p.m. to 6:00 p.m. between January 9, 2019 and May 29, 2019 pursuant to RSA 178:8; the City of Concord will not allow sampling of wine at this event.  
**COMMISSION ACKNOWLEDGED.**

**10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

**11. TABLED ITEMS:**

Club 14 LLC, 55 Governor Dinsmore Road, Windham, NH 03087.  
Restaurant, On-Premises Beverage & Wine License #1571803 licensed pursuant to RSA 178:20.  
Requesting an exception to RSA 178:22 and RSA 175:1, LXIV-c, to wit, that an indoor golf facility be considered a Sports Recreation Facility.  
Recommendation: Denial.  
ON JANUARY 10, 2019, JAIME SLOCUM, MANAGER OF THIS FACILITY, APPEARED BEFORE THE COMMISSION TO PROVIDE A PRESENTATION OF THIS VIRTUAL GOLF CLUB; SHE DESCRIBED ITS FEATURES AND EXPLAINED THE BREAKDOWN OF REVENUE; SHE EXPRESSED CONCERN FOR BEING ABLE TO MEET THE REQUIREMENTS OF A RESTAURANT LICENSE IN THE FUTURE WHEN THEIR REVENUE IS GENERATED PRIMARILY FROM SPORTS-RELATED ACTIVITIES; BECAUSE THIS CLUB DOES NOT MEET THE CURRENT DESCRIPTION OF A GOLF COURSE PURSUANT TO THE

ADMINISTRATIVE RULES, SHE IS SEEKING AN EXEMPTION TO ACCOMMODATE HER BUSINESS MODEL.

DEPUTY COMMISSIONER MILLIGAN STATED THAT THE RULES MAY NOT BE UP-TO-DATE FOR THIS TYPE OF FACILITY; HE PROPOSED THAT HE, CHAIRMAN MOLLIKA AND ATTORNEY ROSEMARY WIANT, COUNSEL TO THE COMMISSION, VISIT THE CLUB WITHIN THE NEXT WEEK; HE THEN MOVED TO TABLE THE DIVISION OF ENFORCEMENT'S RECOMMENDATION TO DENY THIS APPLICATION PENDING FURTHER REVIEW; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED. **DEPUTY COMMISSIONER MILLIGAN HAS SPOKEN WITH THE LICENSEE AND WILL BE VISITING HER FACILITY ON JANUARY 18, 2019; THIS ITEM WILL REMAIN TABLED.**

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

- a. Shacksbury LLC, 11 Main Street, Vergennes, VT 05491.  
Beverage Vendor License #85731 licensed pursuant to RSA 178:15.  
Requests approval of Arlo with an alcohol content of 6.33% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 175:1, VIII; sample provided.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**
- b. Wolffer Estate Vineyard, Inc., 133 Sagg Road, Sagaponack, NY 11962.  
Beverage Vendor License #87631 licensed pursuant to RSA 178:15.  
Requests approval of Wolffer 139 Dry Rose Cider with an alcohol content of 6.9% at 60 degrees Fahrenheit by volume, Wolffer 139 Red Cider with an alcohol content of 6.8% at 60 degrees Fahrenheit by volume and Wolffer 139 Dry White Cider with an alcohol content of 6.9% at 60 degrees Fahrenheit by volume; licensed pursuant to RSA 175:1, VIII; samples 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:**

None

**16. NOTIFICATION OF DENIED FELON WAIVER:**

None

**17. ADMINISTRATIVE HEARING DECISION PENDING:**

None

**18. ADMINISTRATIVE HEARING DECISION:**

None

**19. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:**

Jass Boxing, Tri City Christian Academy, 12 Rocky Hill Road, Somersworth, NH 03878.  
Issued a Special, One-Day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(I).  
Event date: 1/19/2019.  
Recommendation: Expedited approval.  
Commission approved on 1/8/2019.  
**COMMISSION ACKNOWLEDGED.**