

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, MAY 9, 2019

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD MAY 2, 2019.**
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THE MINUTES OF MAY 2, 2019; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

2. **SCHEDULED HEARINGS:**

May 10, 2019 at 9:00 a.m.

- a. 82 Scores Sports Bar & Grill, 82-84 Main Street, Keene, NH.
Restaurant, Full Service With Lounge License #1473903 licensed 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 – 5 counts.
Cited for violation of RSA 179:5, II – allowed an under-aged individual to possess or consume alcoholic beverage – 3 counts.
Cited for violation of RSA 179:8, I – failed to require the purchaser to furnish a motor vehicle driver's license issued by the state of New Hampshire, or a valid driver's license issued by another state, or province of Canada, which bears the date of birth, name, address and picture of the licensee.
Cited for violation of RSA 179:44, I – gave free drinks to customers, patrons, members or guests.
Dates of violations: September 30, 2018, October 12, 2018, November 3, 2018, March 23, 2019, March 24, 2019 & April 25, 2019.
Case #: 18-307-OF, 18-322-OF, 19-42-OF, 19-200-OF & 19-255-OF.
COMMISSION ACKNOWLEDGED.

June 7, 2019 at 9:30 a.m. - Motions Hearing:

- b. Jade Palace, 28 Portsmouth Avenue, Stratham, NH.
Restaurant, Full Service With Lounge License #1476403 licensed 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 – 3 counts.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an individual who was under the age of twenty-one.
Cited for violation of RSA 179:8, I – failed to require the purchaser to furnish a motor vehicle driver's license issued by the state of New Hampshire, or a valid driver's license issued by another state, or province of Canada, which bears the date of birth, name, address and picture of the licensee.
Cited for violation of RSA 179:40, II – refilled bottles of legally purchased beverage or liquor.
Cited for violation of RSA 179:49 – stored beverages or liquor in any building other than that designated in their license.
Dates of violations: 2/29/2016 & 3/1/2016.
Case #: 16-65-OF.
A PRE-HEARING CONFERENCE WAS HELD ON APRIL 5, 2019 TO DISCUSS SETTLEMENT; THE HEARING THAT WAS TO BE HELD ON MAY 2 - 3, 2019 WAS POSTPONED AND A MOTIONS HEARING WAS SCHEDULED FOR MAY 17, 2019 AT 9:30 A.M. TO CONTINUE NEGOTIATIONS AND LITIGATE ISSUES PRIOR TO A FULL ADJUDICATORY HEARING.
COMMISSION ACKNOWLEDGED.
ON MAY 6, 2019, AN ASSENTED-TO MOTION TO CONTINUE THIS HEARING WAS FILED BY THE LICENSEE AND GRANTED ON MAY 7, 2019.
COMMISSION ACKNOWLEDGED.

3. NOTIFICATION OF DISCIPLINARY ACTION:

None

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

None

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 7 Star Pizza & Restaurant LLC DBA 7 Star Pizza Sports Bar, 235 Main Street, Nashua, NH 03060.
To be issued Retail Tobacco License #146817 pursuant to RSA 178:19-a.
30-Day Temporary License issued 5/2/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Cold Springs Camp Resort LLC DBA Cold Springs Campground,
62 Barnard Road, Weare, NH 03281.
To be issued Seasonal Restaurant, Beverage and Wine License #3380547 pursuant to RSA 178:20.
30-Day Temporary License issued 4/26/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Dan & Patty's Café LLC DBA Element Lounge, 1055 Elm Street, Manchester, NH 03101.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1584103
pursuant to RSA 178:21.
30-Day Temporary License issued 5/1/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Dos Amigos Burritos LLC 15 Portwalk Place, Portsmouth, NH 03801.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1584303
pursuant to RSA 178:21.
30-Day Temporary License issued 4/26/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Gatetree Corp. DBA Big Papa's Fruit and Vegetable, 387 Meadow Street, Littleton, NH 03561.
To be issued Restaurant, Beverage and Wine License #3381147 pursuant to RSA 178:20.
30-Day Temporary License issued 4/29/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Gilmanton Country Foods LLC DBA Gilmanton Pub, 506 Province Road, Gilmanton, NH 03237.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1576103
pursuant to RSA 178:21.
30-Day Temporary License issued 4/30/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Greenleaf LLC, 54 Nashua Street, Milford, NH 03055.
To be issued Restaurant, On-Premises Beverage/Wine/Liquor License #1579503
pursuant to RSA 178:21.
30-Day Temporary License issued 4/26/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- h. Heritage Distilling Company LLC, 3207 57th Street, CT NW, Suite 1, Gig Harbor, WA 98335.
To be issued Liquor and Wine Vendor License #127045 pursuant to RSA 178:9.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- i. Shree Narnarayan, Inc. DBA Discount Beverage King, 9 Interchange Drive, West Lebanon, NH 03784. To be issued Combination, Beer/Specialty/Beverage/Wine/Tobacco License #4001407 pursuant to RSA 178:17-a/RSA 178:19-a.
30-Day Temporary License issued 5/1/2019.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- j. Wright Museum of World War II, 77 Center Street, Wolfeboro, NH 03894.
To be issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).
Event date: 8/6/2019.
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 MAY 3, 2019: 1,206

- a. 1-800 Wineshop.com, Inc. DBA Wineshop at Home, 525 Airpark Road, Napa, CA 94558.
To be issued Direct Shipper, Importer Permit pursuant to RSA 178:27.
(Importer)
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Heritance Vintners LLC DBA Saracina Vineyards, 11684 Highway 101, Hopland, CA 95499.
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.
- c. ONX Winery, Inc. DBA ONX Wines, 2910 Limestone Way, Paso Robles, CA 93446.
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.
- d. Plymouth Rocks Wine LLC DBA Plymouth Bay Winery, 114 Water Street, Plymouth, MA 02360.
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.
- e. Riverbench LLC DBA Riverbench Vineyard & Winery, 6020 Foxen Canyon Road, Santa Maria, CA. 93454.
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.
- f. Two Wolves Wine LLC, 1480 Count Fleet Street, Santa Ynez, CA 93460.
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. Anheuser-Busch LLC, 221 Daniel Webster Highway, Merrimack, NH 03054.
Restaurant, Beverage and Wine License #1513103 licensed pursuant to RSA 178:20.
Date petition received: 4/22/2019.
Date petition approved: 4/29/2019.
Requested approval for an outside area, to wit, an outside, tented area with a capacity of 6,900 from 5/26/2019 through 12/30/2019 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- b. Coffin Cellars, 1224 Battle Street, Webster, NH 03303.
Wine Manufacturer, Off-Premises Wine Only License #562930 licensed pursuant to RSA 178:8.
Date petition received: 5/2/2019.
Date petition approved: 5/2/2019.
Requested approval for authorization of other areas, to wit, City of Concord Farmers' Market between 8:00 a.m. and 1:00 p.m. from Saturday, 5/4/2019 through Saturday, 10/26/2019 pursuant to RSA 178:24/Liq. 404.05. The City of Concord prohibits sampling of alcoholic beverages at community markets.
COMMISSION ACKNOWLEDGED.
- c. Currier Winter Garden Café LLC, 150 Ash Street, Manchester, NH 03104.
Caterer, On-Site, On-Premises Cocktail Lounge License #1279626 licensed pursuant to RSA 178:22.
Date petition received: 4/16/2019.
Date petition approved: 5/2/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 500 for May 21, 2019 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- d. Manchester Press Club, 157 Franklin Street, Manchester, NH 03101.
Social Club License #11801 licensed pursuant to RSA 178:22, V(h).
Date petition received: 4/25/2019.
Date petition approved: 5/2/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 80 for May 3, 4 & 5, 2019 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- e. Polyculture Brewing Company, 3 Camel Hump Road, Croydon, NH 03773.
Beverage Manufacturer License #292818 licensed pursuant to RSA 178:12.
Date petition received: 4/26/2019.
Date petition approved: 4/30/2019.
Requested approval for authorization of other areas for tasting and retail sales at Farmers' Market, to wit, City of Lebanon in Colburn Park, Lebanon, NH on Thursdays between 4:00 p.m. and 7:00 p.m. from 5/16/2019 through 9/26/2019 pursuant to RSA 178:24/RSA 179:44, II, a.
COMMISSION ACKNOWLEDGED.
- f. Salem Rest Group, Inc., Tio Juan's Margaritas, 1 Keewaydin Drive, Salem, NH 03079.
Restaurant, On-Premises Cocktail Lounge License #1241003 licensed pursuant to RSA 178:22.
Date petition received: 4/16/2019.
Date petition approved: 4/26/2019.
Requested approval for an outside area, to wit, an outside area with a capacity of 120 for May 4 & 5, 2019 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- g. Squamscott Winery LLC, 12 River Road, Newfields, NH 03856.
Wine Manufacturer, Off-Premises Wine Only License #567030 licensed pursuant to RSA 178:8.
Date petition received: 4/24/2019.
Date petition approved: 4/29/2019.
Requested approval for authorization of other areas for tasting and retail sales at Farmers' Market, to wit, Portsmouth Farmer's Market on Saturdays between 8:00 a.m. and 1:00 p.m. from 5/4/2019 through 11/2/2019 pursuant to RSA 178:24/RSA 179:44, II, a.
COMMISSION ACKNOWLEDGED.

- h. Throwback Brewery LLC, 7 Hobbs Road, North Hampton, NH 03862.
Brew Pub License #2002415 licensed pursuant to RSA 178:13.
Date petition received: 4/25/2019.
Date petition approved: 5/1/2019.
Requested approval for authorization for retail sales at Farmers' Market, to wit, Town of Exeter, Swasey Parkway on Thursdays between 2:15 p.m. and 6:30 p.m. from 5/2/2019 through 10/31/2019 pursuant to RSA 178:24/RSA 179:44, II, a. The Town of Exeter has not approved tasting at these events.
COMMISSION ACKNOWLEDGED.
- i. Throwback Brewery LLC, 7 Hobbs Road, North Hampton, NH 03862.
Brew Pub License #2002415 licensed pursuant to RSA 178:13.
Date petition received: 4/26/2019.
Date petition approved: 5/1/2019.
Requested approval for authorization for retail sales Farmers' Market, to wit, Portsmouth Farmers' Market on Saturdays between 8:00 a.m. and 1:00 p.m. from 5/4/2019 through 11/2/2019 pursuant to RSA 178:24/ RSA 179:44, II, a.
COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

Home Brew Mart, Inc., Ballast Point Brewing Company, 9045 Carroll Way, San Diego, CA 02131.
Beverage Vendor License #74331 licensed pursuant to RSA 178:15.
Requests approval of Svedka Spiked Premium Seltzer Cucumber Lime with an alcohol content of 6.02 percent at 60 degrees Fahrenheit by volume, Svedka Spiked Premium Seltzer Ruby Red Grapefruit with an alcohol content of 6.01 percent at 60 degrees Fahrenheit by volume and Svedka Spiked Premium Seltzer Wild Strawberry with an alcohol content on 6.07 percent at 60 degrees Fahrrenehit by volume pursuant to RSA 175:1, VIII.
DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

Andover, NH;
Durham, NH;
Gilford, NH; and
Wakefield, NH.
COMMISSION ACKNOWLEDGED.

15. NOTIFICATION OF COMPLIANCE CHECKS:

None

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Barley & Hops Craft Beer and Wine Shopper,
Lorden Plaza, 614 Nashua Street, Suites 1-4, Milford, NH 03055.
Issued a Special, One-Day, Beer Festival License pursuant to RSA 178:30.
Event date: 5/4/2019.
Commission approved on 4/30/2019.
COMMISSION ACKNOWLEDGED.
- b. Londonderry Lions Club, Sportman's Field Lions Club, 30 Nashua Road, Bedford, NH 03110.
Issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
pursuant to RSA 178:22, V(l).
Event date: 5/5/2019.
Commission approved on 4/29/2019.
COMMISSION ACKNOWLEDGED.
- c. NH Roller Derby, JFK Arena, 303 Beech Street, Manchester, NH 03103.
Issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
pursuant to RSA 178:22, V(l).
Event date: 5/4/2019.
Commission approved on 4/30/2019.
COMMISSION ACKNOWLEDGED.
- d. Roman Catholic Bishop of Manchester, Saint Kathryn Church, 4 Dracut Road, Hudson, NH 03051.
Issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
pursuant to RSA 178:22, V(l).
Event date: 5/5/2019.
Commission approved on 4/30/2019.
COMMISSION ACKNOWLEDGED.
- e. Time to Put the Kids First, The Children's Museum of NH, 45 Ash Street, Dover, NH 03820.
Issued a Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License
pursuant to RSA 178:22, V(l).
Event date: 5/4/2019.
Commission approved on 4/30/2019.
COMMISSION ACKNOWLEDGED.