

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JANUARY 21, 2021

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD JANUARY 14, 2021.**
2. **SCHEDULED HEARINGS AT LIQUOR COMMISSION OFFICES, 50 STORRS STREET, CONCORD, NH:**

January 28, 2021 at 10:30 a.m.:

- a. Jewel Music Venue, 61 Canal Street, Manchester, NH 03101.
Restaurant, Full Service With Lounge License #1152911 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Recurring violations of Governor Sununu's Emergency Order #52 – Exhibit B.
Dates of violation(s): June 20, 2020 – January 3, 2021.
MOTION TO CONTINUE FILED BY LICENSEE'S COUNSEL ON JANUARY 11, 2021; MOTION WAS GRANTED.

January 28, 2021 at 1:30 p.m.

- b. Opus Lounge, 14 West Hollis Street, Nashua, NH 03060.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1593703 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:27 – restrictions on serving and congregating of patrons.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Date of violations: January 16, 2021.
Case #: 21-7-OF.

February 25, 2021 at 10:30 a.m.:

- c. Cara Irish Pub & Restaurant, 11 Fourth Street, Dover, NH 03820.
Restaurant, Full Service With Lounge License #1440403 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.
Cited for violation of RSA 179:51 - failed to maintain an orderly premise – 2 counts.
Date of violations: February 15, 2020.
Case #: 20-109-OF.
LICENSEE FILED AN ASSENTED-TO MOTION TO CONTINUE THAT WAS GRANTED ON AUGUST 28, 2020.
LICENSEE FILED A 2ND ASSENTED-TO MOTION TO CONTINUE THE HEARING OF OCTOBER 7, 2020; MOTION GRANTED ON SEPTEMBER 30, 2020.
LICENSEE FILED A 3RD ASSENTED-TO MOTION TO CONTINUE THE HEARING OF NOVEMBER 5, 2020; MOTION GRANTED ON NOVEMBER 10, 2020.
DIVISION OF ENFORCEMENT FILED AN ASSENTED-TO MOTION TO CONTINUE ON DECEMBER 4, 2020; MOTION WAS GRANTED; HEARING TO BE RESCHEDULED IN MID-JANUARY, 2021.

Date to be determined:

- d. Pint Public House, 1111 Elm Street, Manchester, NH 03101.
Restaurant, Full Service With Lounge License #1475403 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.
Date of violation: July 18, 2020.
Case #: 20-294-OF.
LICENSEE FILED AN ASSENTED-TO MOTION TO CONTINUE HEARING; MOTION WAS GRANTED ON DECEMBER 10, 2020.

3. NOTIFICATION OF DISCIPLINARY ACTION:

Whiskeys 20, 20 Old Granite Street, Manchester, NH 03101.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1516403 licensed pursuant to RSA 178:21.
Cited for recurring violations of Governor Sununu's Emergency Order #52 – Exhibit B.
Dates of violation(s): September 26, 2020 – January 1, 2021.
Case #: 20-614-OF.

1. The licensee shall remain in compliance with RSA 178:21 - On Premise Beverage and Liquor License -Full Service Restaurant to include:
 - a. Licensee may sell beverages, specialty beverages, and liquor at tables in the approved dining rooms of the restaurant with or without meals when the restaurant kitchen is in operation and meals are being actively promoted and served in that dining room.
 - b. The dining room shall not, however, be used as a substitute for lounge operations.
 - c. At least 50 percent of gross sales shall fall within the category of food. Restaurants with annual food sales of at least \$75,000 shall be exempt from the 50 percent requirement.
 - d. The restaurant shall be open 5 nights a week for evening meals. The restaurant shall be defined as indicated in the diagram included in Attachment A.
2. The hours of sale in the restaurant shall be 6:00 am -1:00 am.
3. Effective January 14, 2021 the hours of sale for all other cocktail lounges and approved areas of service will be restricted for a period of 90 days. The hours of sale will be reviewed by the Division of Enforcement, with input from the Division of Public Health Services through the Attorney General's Office, and the Manchester Police Department in 30, 60, and 90 - day increments. The hours of sale will be as follows:
 - a. Effective immediately, for a period of 30 days, the licensee may sell beverages or liquor from 6:00 am - 10:00 pm, 7 days a week.
 - b. Upon satisfactory review of the first 30-day increment, the licensee may sell beverages or liquor from 6:00 am - 11:00 pm, 7 days a week.
 - c. Upon satisfactory review of the previous-60 day increment, the licensee may sell beverages or liquor from 6:00 am - 12:00 am, 7 days a week.
 - d. Upon satisfactory review of the 90-day increment, the licensee may sell beverages or liquor as outlined by RSA 179:17 - Hours of Sale.
4. All beverages and liquor served on the premises of on-premises licensees shall be consumed no later than 30 minutes after the expiration of the serving hour.
5. The licensee is required to comply with Emergency Order #52 - Exhibit B guidelines and all applicable Emergency Orders as issued by Governor Christopher Sununu.
6. Live Entertainment as defined by RSA 175:1, XLVII, and as prohibited in Emergency Order #52 -Exhibit B or any other applicable or new Emergency Orders, shall be prohibited for a period of 90 days throughout the entire premise.
7. Upon an unsatisfactory review that demonstrates the licensee is not in compliance with all Emergency Order #52 - Exhibit B guidelines and/or any other applicable Emergency Orders, or is in violation of this order, the hours of sale and service of beverages and liquor will return to 9:00 pm immediately throughout the entire premises upon written notification from the Division and will remain in effect until such case is adjudicated.
8. This settlement constitutes the complete agreement between and among the Parties and supersedes any and all other written or oral communications or agreements related thereto.
9. This agreement will remain in effect until such time the Emergency Orders expire.

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

None

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 7-Eleven, Inc. DBA 7-Eleven 37390J, 36 Main Street, Lincoln, NH 03251.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3400647 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 1/12/2021.
- b. 19 LLC DBA Pine Garden, 85 Portsmouth Avenue, Suite #2, Exeter, NH 03833.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1616303 pursuant to RSA 178:21.
30-Day Temporary License issued 1/12/2021.
- c. 21st Amendment Brewery Café LLC DBA 21st Amendment Brewery,
2010 Williams Street, San Leandro, CA 94577.
To be issued Beverage Vendor License #105431 pursuant to RSA 178:15.
Manufacturer: 21 Amendment Brewery.
30-Day Temporary License issued 1/12/2021.
- d. Alarajy, Mohammed K. DBA Babylon Hookah Lounge, 245 Maple Street, Manchester, NH 03103.
To be issued Cigar Bar, On-Premises Beverage/Wine/Liquor/Cigar/Tobacco License #405006 pursuant to RSA 178:20-a/RSA 178:9-a.
30-Day Temporary License issued 1/15/2021.
- e. AR Country Store Corp. DBA Tenney Mountain Country Store,
312 Meyhew Turnpike, Plymouth, NH 03264.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3398647 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 1/13/2021.
- f. CMC Hospitality LLC DBA White Birch Eatery, 571 Mast Road, Goffstown, NH 03045.
To be issued Restaurant, On-Premises, Beverage & Wine License #1618203 pursuant to RSA 178:20.
30-Day Temporary License issued 1/13/2021.
- g. DDC Holdings LLC DBA Dollar Deluxe One, 334 Union Street, Manchester, NH 03103.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3400747 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 1/12/2021.
- h. Diageo Americas, Inc., 3 World Trade Center, New York, NY 10007.
To be issued Liquor & Wine Vendor License #134245 pursuant to RSA 178:9.
30-Day Temporary License issued 1/12/2021.
- i. Diageo Beer Company USA DBA Diageo Beer Company,
3 World Trade Center, 175 Greenwich Street, New York, NY 10007.
To be issued Beverage Vendor License #107531 pursuant to RSA 178:15.
Manufacturer: Tangueray USA.
30-Day Temporary License issued 1/14/2021.
- j. Dinner Table Restaurant LLC (The) DBA The Dinner Table,
121 Old Homestead Highway, Swanzey, NH 03446.
To be issued Caterer, Off-Site License #1295634 pursuant to RSA 178:22, V(e).
30-Day Temporary License issued 1/15/2021.

- k. Exile LLC DBA Exile Burrito, 161 Main Street, Berlin, NH 03570.
To be issued Restaurant, On-Premises, Beverage & Wine License #1617303 pursuant to RSA 178:20.
30-Day Temporary License issued 1/12/2021.
- l. Gordon Biersch Brewing Company DBA Hopfen Und Malz Brewing Company,
357 East Taylor Street, San Jose, CA 95112.
To be issued Beverage Vendor License #105931 pursuant to RSA 178:15.
Manufacturer: Hopfen Und Malz Brewing.
30-Day Temporary License issued 1/13/2021.
- m. Lime Ventures, Inc., 3951 Industrial Way, Suite D, Concord, CA 94520.
To be issued Beverage Vendor License #106731 pursuant to RSA 178:15.
Manufacturer: Brasserie De La Senne.
30-Day Temporary License issued 1/13/2021.
- n. Octopi Brewing LLC DBA Wild Mind Artisan Ales, 1131 Uniek Drive, Waunakee, WI 53597.
To be issued Beverage Vendor License #106531 pursuant to RSA 178:15.
Manufacturer: Wild Mind Artisan Ales.
30-Day Temporary License issued 1/14/2021.
- o. R & J Texas Style BBQ On Wheels LLC, 183 Elm Street, Milford, NH 03055.
To be issued Restaurant, On-Premises, Beverage & Wine License #1615403 pursuant to RSA 178:20.
30-Day Temporary License issued 1/14/2021.
- p. Sinai Wholesale LLC DBA The Hub Smoke and Vape, 433 Amherst Street, Nashua, NH 03063.
To be issued Retail Tobacco License #155117 pursuant to RSA 178:19-a.
30-Day Temporary License issued 1/12/2021.
- q. TMC Convenience LLC, 77 Bremer Street, Manchester, NH 03102.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3400047
pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 1/14/2021.
- r. Trios Café & Cantina LLC, 264 North Broadway, Salem, NH 03079.
To be issued Restaurant, On-Premises, Beverage & Wine License #1613703 pursuant to RSA 178:20.
30-Day Temporary License issued 1/14/2021.

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 15, 2021: 1,307

None

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Dam Brewhouse, 1323 NH Route 175, Campton, NH 03223.
Beverage Manufacturer License #293218 licensed pursuant to RSA 178:12.
Requested approval for extension of service, to wit, a tasting room with a capacity of 40
pursuant to RSA 178:24/Liq. 404.05.

- b. Schilling Beer Company, 18 Mill Street, Littleton, NH 03561.
Brew Pub License #2001915 licensed pursuant to RSA 178:13.
Requested approval for extension of service, to wit, an adjacent building at 16 Mill Street, Littleton, NH with a capacity of 36 and 2 outside areas with capacities of 28 and 20 pursuant to RSA 178:24/Liq. 404.05.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 'Merican Mule, Inc., 2300 Trumbauersville Road, Quakertown, PA 18951.
Beverage Vendor License #105631 licensed pursuant to RSA 178:15.
Requests approval of Fire Mule with an alcohol content of 7% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa; sample provided.
- b. Oregon Brewing Company DBA Rogue Ales, 2320 Osu Drive, Newport, OR 97365.
Beverage Vendor License #33231 licensed pursuant to RSA 178:15.
Requests approval of Rogue Spirits Lemonade Iced Tea Vodka Soda with an alcohol content of 7.5% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa; sample provided.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

Slurp LLC DBA Slrrrp, 14416 Victory Blvd, #206, Van Nuys, CA 91410.
Beverage Vendor License #106231 licensed pursuant to RSA 178:15.
Requests approval of Slrrrp Blue Raspberry Smash, Slrrrp Strawberry Slammer and Slrrrp Watermelon Wiggler, each with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII; samples provided.

Recommendation for denial. These products are reasonably likely to induce consumption by minors.

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

None

15. NOTIFICATION OF COMPLIANCE CHECKS:

None

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None