

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, MARCH 18, 2021

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD MARCH 11, 2021.**
DEPUTY COMMISSIONER JORDAN MOVED TO ACCEPT THE MINUTES OF MARCH 11, 2021; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

2. **SCHEDULED HEARINGS AT LIQUOR COMMISSION OFFICES, 50 STORRS STREET, CONCORD, NH:**

March 24, 2021 at 10:30 a.m.:

- a. 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.

March 24, 2021 at 1:30 p.m.:

- b. 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.
THE DOE FILED AN ASSENTED-TO MOTION TO CONTINUE HEARING ON MARCH 1, 2021; MOTION WAS GRANTED.

3. **NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:**

None

4. **RECOMMENDATION FOR NON-CONTESTED ADMINISTRATIVE ACTION FOR COMMISSION APPROVAL:**

- a. 21 Roxbury Bar and Grill, 21 Roxbury Street, Keene, NH 03431.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1607603 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:21, II(a)(1) – failed to meet the food/alcohol ratio of 50% for food sales less than \$75,000.

Date of violation: December 22, 2020.

Case #: 20-600-OF.

Warning.

DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- b. American Legion Post #4, 797 Court Street, Keene, NH 03431.
Veterans Club License #17539 licensed 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: March 4, 2021.
Case #: 21-91-OF.
\$100 administrative fine.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Black Hog Brewing, 115 Hurley Road, Bldg. #9A, Oxford, CT 06478.
Beverage Vendor License #82731 licensed pursuant to RSA 178:15.
Cited for violation of RSA 178:15, – failed to file a monthly report by the 10th of the following month.
Date of violation: February 25, 2021.
Case #: 21-124-OF.
\$100 administrative fine.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Pour House (The), 39 Central Square, Suite #300, Keene, NH 03431.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1375803 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:21, II(a)(1) – failed to meet the food/alcohol ratio of 50% for food sales less than \$75,000.
Date of violation: January 30, 2021.
Case #: 21-83-OF.
\$100 administrative fine.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Salem Vape & Smoke, 436 South Broadway, Unit #2, Salem, NH 03079.
Retail Tobacco License #145917 licensed pursuant to RSA 178:19-a.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Date of violation: January 28, 2021.
Case #: 21-63-OF.
Warning.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Smoke Shop Outlet, 33 Indian Rock Road, Unit #2, Windham, NH 03087.
Retail Tobacco License #154117 licensed pursuant to RSA 178:19-a.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Date of violation: January 15, 2021.
Case #: 21-26-OF.
Warning.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Temptation Mexican Restaurant & Lounge, 60 West Hollis Street, Nashua, NH 03060.
Restaurant, Full Service With Lounge License #1602903 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Date of violation: January 27, 2021.
Case #: 21-54-OF.
Warning.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- h. World Famous Stateline Market, 24 Bridge Street, Pelham, NH 03076.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3389747 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Date of violation: January 14, 2021.
Case #: 21-22-OF.
Warning.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 55 S. Broadway LLC DBA Exit 1 Smoke Shop & Market, 55 South Broadway, Salem, NH 03079.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3403147 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 3/11/2021.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. 6 Kids Convenience LLC DBA Jr's Convenience, 28 192 Bypass, Derry, NH 03038.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3400847 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 3/12/2021.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. Bee's Knees LLC, 2 Storer Street, Kennebunk, ME 04043.
To be issued Beverage Vendor License #110031 pursuant to RSA 178:15.
Manufacturer: Brew Detroit.
30-Day Temporary License issued 3/12/2021.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- d. Grey Sail Brewing Company LLC DBA Grey Sail Brewing of Rhode Island, 63 Canal Street, Westerly, RI 02891.
To be issued Beverage Vendor License #108431 pursuant to RSA 178:15.
Manufacturer: Grey Sail Brewing Company.
30-Day Temporary License issued 3/10/2021.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- e. Island District Provisions LLC DBA Island District, 21 Noble Farm Road, Lee, NH 03861.
To be issued Beverage Vendor License #109231 pursuant to RSA 178:15.
Manufacturer: Island District.
30-Day Temporary License issued 3/15/2021.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- f. Lime Ventures, Inc., 3951 Industrial Way, Suite D, Concord, CA 94520.
To be issued Beverage Vendor License #109931 pursuant to RSA 178:15.
Manufacturer: 3 Fonteinien.
30-Day Temporary License issued 3/11/2021.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- g. Riviera Nayarit Mexican Style Seafood LLC, 116 West Pearl Street, Nashua, NH 03060.
To be issued Restaurant, Full Service With Lounge License #1614403 pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
30-Day Temporary License issued 3/11/2021.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.

- h. Tempesta's LLC, 401 Winchester Street, Keene, NH 03431.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1620203 pursuant to RSA 178:21.
30-Day Temporary License issued 3/11/2021.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- i. Upper Pass Beer Company LLC, 321 Sharon Meadows, South Royalton, VT 05068.
To be issued Beverage Vendor License #108931 pursuant to RSA 178:15.
Manufacturer: Upper Pass Beer Company.
30-Day Temporary License issued 3/10/2021.
DEPUTY COMMISSIONER JORDAN 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 MARCH 12, 2021: 1,323

- a. Atwater Vineyards LLC, 5055 State Route #414, Burdett, NY 14818.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- b. Broc Cellars LLC, 1300 & 1310 5th Street, Berkeley, CA 94710.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- c. E & J Gallo DBA Courtside Cellars, 2425 Mission Street, San Miguel, CA 93451.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- d. Kane Brewing Company LLC, 1750 Bloomsbury Avenue, Ocean, NJ 07712.
To be issued Direct Shipper, Retailer Permit pursuant to RSA 178:27.
(Beverage Manufacturer)
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- e. Spacefaring Wine Company LLC DBA Moonbase Cellars, 7 North 2nd Avenue, Walla Walla, WA 99362.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.
- f. Winesellers Direct LLC DBA Kind of Wild, 499 Moore Lane, Healdsburg, CA 95448.
To be issued Direct Shipper, Importer Permit pursuant to RSA 178:27.
(Importer)
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Averill House Vineyard, 21 Averill Road, Brookline, NH 03033.
Wine Manufacturer License #566730 licensed pursuant to RSA 178:8.
Requested approval for authorization of other areas for retail sales at farmers' market, to wit, Peterborough Farmers' Market, 25 Elm Street, Peterborough, NH on Wednesdays between 3:00 p.m. and 6:00 p.m. from 4/7/2021 through 10/20/2021 pursuant to RSA 178:24/RSA 179:44, II-a.
COMMISSION ACKNOWLEDGED.
- b. Hinsdale VFW Post 4234, 66 Main Street, Hinsdale, NH 03451.
Veterans Club License #6439 licensed pursuant to RSA 178:22, V(h).
Requested approval for authorization of other area, to wit, an outside area with a capacity of 12 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.
- c. Portsmouth Music Hall (The), 28 Chestnut Street, Portsmouth, NH 03801.
Performing Arts License #398108 licensed pursuant to RSA 178:22, V(m).
Requested approval for extension of service, to wit, an outside area to host events from 5/1/2021 through 10/31/2021 pursuant to RSA 178:24/Liq. 404.05.
COMMISSION ACKNOWLEDGED.

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Anheuser-Busch, One Busch Place, St. Louis, MO 63118.
Beverage Vendor License #4631 licensed pursuant to RSA 178:15.
Requests approval of Devil's Backbone Lime Margarita that has an alcohol content of 7.5% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa; sample provided.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- b. Mark Anthony Brands, Inc. DBA Mike's Hard Lemonade Co.,
328 South Jefferson Street, Chicago, IL 60661.
Beverage Vendor License #29131 licensed pursuant to RSA 178:15.
Requests approval of White Claw Hard Seltzer Surge Blood Orange and White Claw Hard Seltzer Surge Cranberry, each with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII; samples provided.
DEPUTY COMMISSIONER JORDAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.
- c. White Mountain Distillery LLC DBA Stowe Cider, Town Farm Lane, Stowe, VT 05672.
Beverage Vendor License #86231 licensed pursuant to RSA 178:15.
Requests approval of Gin and Juice Hard Cider with an alcohol content of 6.9% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII; sample provided.
DEPUTY COMMISSIONER JORDAN 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:

Acworth, NH;
Allenstown, NH;
Antrim, NH;
Bennington, NH;
Charlestown, NH;
Chichester, NH;
Claremont, NH;
Concord, NH;
Cornish, NH;
Croydon, NH;
Epping, NH;
Epsom, NH;
Exeter, NH;
Georges Mills, NH;
Goshen, NH;
Grantham, NH;
Hampton, NH;
Hillsboro, NH;
Laconia, NH;
Lincoln, NH;
Meriden, NH;
Merrimack, NH;
Newport, NH;
North Hampton, NH;
Pembroke, NH;
Plainfield, NH;
Rye, NH;
Salem, NH;
Seabrook, NH;
Springfield, NH;
Stratham, NH;
Sunapee, NH;
Wakefield, NH;
Washington, NH;
Windham, NH; and
Wolfeboro, NH.

COMMISSION ACKNOWLEDGED.

15. RECOMMENDATION FOR ADMINISTRATIVE ACTION ON COMPLIANCE CHECKS FOR COMMISSION APPROVAL:

None

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

The Commission has granted authority to the Director of the Division of Enforcement & Licensing to approve license petitions to extend service areas in accordance with RSA 178:24 and Liq 404.05, including the authority to add such terms and conditions as he deems appropriate to preserve public health and safety.