

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, SEPTEMBER 2, 2021

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD AUGUST 26, 2021.

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

Tuesday, September 7, 2021 at 12:30 p.m.:

Lot 18/Tasting Room, 33 Prescott Place, Old Beth Page, NY 11804.

Direct Shipper Permit #8246333 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27, V(a)(b) - failed to file direct shipper reports and pay fees by the 15th of the following month from June, 2020 through May, 2021.

Date of violation: July 1, 2021.

Case #: 21-332-OF.

3. NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:

- a. Abbott & Staples General Store, 540 Route 25 East, Center Ossipee, NH 03814.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3386347 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I - did sell alcoholic beverage to a person who was under the age of twenty-one.
Cited for violation of RSA 179:35 - failed to retain all invoices, sales slips and delivery slips, current and covering a period of 60 days prior to the current date pertaining to purchases of beverages and liquor on the premises or be readily available for examination by the commission or its liquor investigators.
Date of violations: January 2, 2021 & February 17, 2021.
Case #: 21-18-OF.
For violation of RSA 179:5, I, an administrative fine of \$500, four (4) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication, the license to sell alcohol shall be suspended for three (3) days commencing September 11, 2021 and re-granted on September 14, 2021 and Prince Patel shall complete a Management Training Seminar (MTS) online within thirty (30) days from the date of the fully executed agreement; for violation of RSA 179:35, an administrative fine of \$250.
- b. Lab'n Lager Food and Spirits, 122 Main Street, Keene, NH 03431.
Restaurant, Full Service With Lounge License #1327303 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: February 13, 2021.
Case #: 21-107-OF.
An administrative fine of \$500, four (4) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication, the license to serve, consume or possess alcohol shall be suspended for three (3) days commencing September 4, 2021 and re-granted on September 7, 2021, Manager, Jared Sparks shall complete a Management Training Seminar (MTS) online within thirty (30) days from the date of the fully executed agreement and Bartender, Andrew Berrouard shall complete a Total Education in Alcohol Management (TEAM) seminar online within thirty (30) days from the date of the fully executed agreement.

- c. Smoke N Barley, 485 Laconia Road, Tilton, NH 03276.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3352447 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:3 –failed to require a purchaser to furnish an acceptable form of identification that such person is 21 years of age or older prior to making the sale of tobacco products, e-cigarettes or liquid nicotine.
Cited for violation of RSA 126-K:4 – sold tobacco products to a person under the age of twenty-one.
Cited for violation of RSA 179:5, I – sold alcoholic beverage to a person who was under the age of twenty-one – 2 counts.
Cited for violation of RSA 179:8, I - failed to require the purchaser to furnish an acceptable form of identification showing that such person was 21 years of age or older – 2 counts.
Date of violations: December 30, 2020.
Case #: 21-144-OF.
For violation of RSA 179:5, I, an administrative fine of \$1,000, eight (8) points shall be assessed to and remain on the liquor license for twelve (12) calendar months commencing the date of adjudication, the license to sell alcohol shall be suspended for six (6) days commencing September 19, 2021 and re-granted on September 25, 2021; for violation of RSA 179:8, an administrative fine of \$200; for violation of RSA 126-K:3, an administrative fine of \$250 suspended for twelve (12) months from the date of adjudication pending no like violation; and for violation of RSA 126-K:4, an administrative fine of \$250 suspended for twelve (12) months from the date of adjudication pending no like violation.

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

- a. Banded Horn Brewing Co., 32 Main Street, Bldg. #13, Suite #102, Biddeford, ME 04005.
Beverage Vendor License #69531 licensed pursuant to RSA 178:15.
Cited for violation of RSA 178:15, II – failed to furnish before the tenth day of each month, a report showing the quantity of beverages sold or delivered to each wholesale distributor licensee during the preceding calendar month.
Date of violation: 8/25/2021.
Case #: 21-444-OF.
Warning.
- b. Central Ale House, 23 Central Street, Manchester, NH 03103.
Restaurant, Full Service With Lounge License #1567703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 178:22, II(a)(1) – failed to meet the food/alcohol ratio of 50% for food sales less than \$75,000.
Date of violation: 6/23/2021.
Case #: 21-329-OF.
\$100 administrative fine.
- c. My Friends Bar & Grill, 399 Silver Street, Manchester, NH 03104.
Restaurant, Full Service With Lounge License #1392403 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 178:22, II(a)(1) – failed to meet the food/alcohol ratio of 50% for food sales less than \$75,000.
Date of violation: 6/29/2021.
Case #: 21-330-OF.
\$100 administrative fine.
- d. Simple Skiff Beverages, 1770 Mass Avenue, Suite #2001, Cambridge, MA 02140.
Beverage Vendor License #97331 licensed pursuant to RSA 178:15.
Cited for violation of RSA 178:15, II – failed to furnish before the tenth day of each month, a report showing the quantity of beverages sold or delivered to each wholesale distributor licensee during the preceding calendar month.

Date of violation: 8/25/2021.

Case #: 21-445-OF.

Warning.

- e. Wildbloom Beer, 129 Centervale Road, Henniker, NH 03242.
Tenant Brewer License #300409 licensed pursuant to RSA 178:12-b.
Cited for violation of RSA 178:12-b/Liq. 506.11/Liq. 705.38 – failed to file a quarterly TTB
Brewers Report of Operations.
Date of violation: 8/24/2021.
Case #: 21-439-OF.
Warning.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 325 Bowery, Inc. DBA Jiant Kombucha, 722 Pier Avenue, Unit #4, Santa Monica, CA 90405.
To be issued Beverage Vendor License #113431 pursuant to RSA 178:15.
Manufacturer: Left Hand Brewing.
30-Day Temporary License issued 8/26/2021.
- b. 7-Eleven 32506J, 670 Center Street, Wolfeboro, NH 03894.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3408847
pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 8/25/2021.
- c. BWSC LLC, 35 & 70 Industrial Way, Buellton, CA 93427.
To be issued Liquor & Wine Vendor License #133545 pursuant to RSA 178:9.
Liquor/Wine Representatives: Crush Distributors, License #602935 and
Horizon Bev-Ultra Division, License #34535.
30-Day Temporary License issued 8/30/2021.
- d. Castor, Debra L. DBA Two Fruits and A Nut Farm,
127 Thatcher Hill Road, Marlborough, NH 03455.
To be issued Direct To Consumer Shipper Permit #1250 in conjunction with
Wine Manufacturer License #569330 pursuant to RSA 178:8/RSA 178:6.
- e. Colbea Enterprises LLC DBA Seasons Corner Market, 4 Blackstone Drive, Nashua, NH 03063.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3408447
pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 8/31/2021.
- f. Global Montello Group Corp. DBA Jiffy Mart #691, 1035 Route 12, Westmoreland, NH 03467.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3408647
pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 8/30/2021.
- g. Intercontinental Packaging Company DBA Prestige Beverage Group,
2300 Pilot Knob Road, Saint Paul, MN 55120.
To be issued Liquor & Wine Vendor License #136845 pursuant to RSA 178:9.
30-Day Temporary License issued 8/25/2021.
- h. Kettle Head Brewing Company LLC, 407 West Main Street, Tilton, NH 03276.
To be issued Direct To Consumer Shipper Permit #1150 in conjunction with
Brew Pub License #2003015 pursuant to RSA 178:13.
- i. MHW Ltd., 1129 Northern Blvd., Suite #312, Manhasset, NY 11030.
To be issued Beverage Vendor License #113531 pursuant to RSA 178:15.

Manufacturer: Great South Bay.
30-Day Temporary License issued 8/30/2021.

- j. Midwest Convenience, Inc. DBA Rebel #895, 543 Amherst Street, Nashua, NH 03063.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3408047 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 8/27/2021.
- k. Midwest Convenience, Inc. DBA Rebel #896, 66 Nashua Road, Londonderry, NH 03053.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3408147 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 8/27/2021.
- l. Off The Wall Kidz LLC, 45 Lafayette Road, Suite #8, North Hampton, NH 03862.
To be issued Restaurant, On-Premises, Beverage & Wine License #1626203 pursuant to RSA 178:20.
30-Day Temporary License issued 8/26/2021.
- m. Paradox Brewery LLC, 2781 US Route 9, North Hudson, NY 12855.
To be issued Beverage Vendor License #113731 pursuant to RSA 178:15.
Manufacturer: Paradox Brewery.
30-Day Temporary License issued 8/27/2021.
- n. Sky Meadow Country Club, Inc. 6 Mountain Laurels Drive, Nashua, NH 03062.
To be issued Sports Recreation Facility License #6023405 pursuant to RSA 178:22, V(u)(1).
30-Day Temporary License issued 8/30/2021.
- o. Sky Meadow Country Club, Inc. 6 Mountain Laurels Drive, Nashua, NH 03062.
To be issued Retail Tobacco License #159217 pursuant to RSA 178:19-a.
30-Day Temporary License issued 8/30/2021.
- p. Sky Meadow Country Club, Inc. 6 Mountain Laurels Drive, Nashua, NH 03062.
To be issued Retail Wine License #3167446 pursuant to RSA 178:19.
30-Day Temporary License issued 8/30/2021.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING AUGUST 27, 2021: 1,368

- a. Burial Beer Co. LLC, 40 Collier Avenue, Asheville, NC 28801.
To be issued Direct Shipper, Retailer Permit pursuant to RSA 178:27.
(Beverage Manufacturer)
- b. Grey Wolf Vineyards & Cellars, Inc., 2174 Highway 46 West, Paso Robles, CA 93446.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
- c. Hoffman, Carmela & Thomas DBA Heritage Oak Winery,
10100 East Woodbridge Road, Acampo, CA 95220.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)

- d. Leelanau Wine Cellars Ltd., 7161 Northwest Bay Shore Drive, Omena, MI 49674.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

- a. Café 532 & Deli, 79 Hadley Road #5, Jaffrey, NH 03452.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1556003 licensed pursuant to RSA 178:21.
Requested approval for extension of service, to wit, for a patio and dining room addition allowing a capacity of 35 and 44 respectively pursuant to RSA 178:24/Liq. 404.05.
- b. Casa Tequila, 620 Lafayette Road, Seabrook, NH 03874.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1517303 licensed pursuant to RSA 178:21.
Requested approval for extension of service, to wit, to increase outside seating from 28 to 80 seats pursuant to RSA 178:24/Liq. 404.05.
- c. Homestead Restaurant & Tavern, 641 DW Highway, Merrimack, NH 03054.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1409903 licensed pursuant to RSA 178:21.
Requested approval for extension of service, to wit, for an outside deck with a capacity of 40 pursuant to RSA 178:24/Liq. 404.05.
- d. Peking Sunrise, 1179 Eastman Road, North Conway, NH 03860.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1520403 licensed pursuant to RSA 178:21.
Requested approval for extension of service, to wit, for an outside patio with a capacity of 12 for Summer and Fall, 2021 pursuant to RSA 178:24/Liq. 404.05.
- e. Plymouth Lodge of Elks #2312, 1159 NH Route 175, Holderness, NH 03245.
Social Club License #30201 licensed pursuant to RSA 178:22, V(h).
Requested approval for extension of service, to wit, for an outside area with a capacity of 290 on 8/29/2021 pursuant to RSA 178:24/Liq. 404.05.
- f. Puddle Dock Restaurant (The), 66 Macy Street, Portsmouth, NH 03801.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1620703 licensed pursuant to RSA 178:21.
Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by a customer, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II, a(5).
- g. Pup's Cider Co., 193 East Road, Greenfield, NH 03047.
Beverage Manufacturer License #288918 licensed pursuant to RSA 178:12.
Requested approval for authorization of other area for retail sales at farmers' market, to wit, Bedford Farmers' Market at Murphy's Tap Room Parking Lot, 393 Route 101, Bedford, NH 03110 on Tuesdays between 3:00 p.m. and 6:00 p.m. from August 24, 2021 through October 30, 2021 pursuant to RSA 178:24/RSA 179:44, II-a.
- h. Restoration Café, 235 Hanover Street, Manchester, NH 03104.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1535203 licensed pursuant to RSA 178:21.
Requested a waiver for authorization for reduction of hours, to wit, to reduce the hours of operation to less than five (5) days a week from 10/1/2021 through 4/15/22 pursuant to RSA 178:21, II, a (2).

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

Anheuser-Busch, One Busch Place, St. Louis, MO 63118.
Beverage Vendor License #4631 licensed pursuant to RSA 178:15.
Requests approval of Goose Island Bourbon County Brand Classic Cola Stout and Goose Island Bourbon County Reserve Brand 150 Stout, with an alcohol content of 14% and 15.6% at 60 degrees Fahrenheit by volume respectively pursuant to RSA 175:1, LXIV-a; samples provided.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

Good Times Smoke Shop, 4498 Amherst Street, Nashua, NH 03063.
Cigar Bar, On-Premises Beverage/Wine/Liquor/Cigar/Tobacco License #400606 issued pursuant to RSA 178:20-a.
Recommendation for denial of license renewal; financial record audits conducted on July 14, 2021, June 21, 2021, August 8, 2019, February 29, 2016 and November 20, 2014 revealed that the licensee failed to meet the required 60% of the quarterly gross revenue for cigar related products pursuant to RSA 178:20-a; additionally, the licensee was cited on January 20, 2017 and May 20, 2016 for failing to submit quarterly gross cigar revenue reports in violation of RSA 178:20-a.

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

None

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:

- a. Annunciation Church, 93 Locust Street, Dover, NH 03820.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #623341 for 9/3 - 4/2021 pursuant to RSA 178:22, V(l).
- b. Bow Athletic Club, 35 Albin Road, Bow, NH 03304.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #625241 for 9/25/2021 pursuant to RSA 178:22, V(l).
- c. Exeter Area Chamber of Commerce, 120 Water Street, Exeter, NH 03833.
Issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #623241 for 10/2/2021 pursuant to RSA 178:22, V(l).

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- d. Rotary Club of Lebanon, PO Box 132, Lebanon, NH 03766.
Issued Beer Festival License #4010914 for 9/4/2021 pursuant to RSA 178:22, V(l).
- e. Branch & Blade Brewing, 17 Bradco Street, Keene, NH 03431.
Issued Beer Festival License #4010814 for 8/27 – 29/2021 pursuant to RSA 178:30.