

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JANUARY 6, 2022

1. **RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD DECEMBER 30, 2021.**
CHAIRMAN MOLLICA ACCEPTED THE MINUTES OF DECEMBER 30, 2021.

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

January 12, 2022 at 1:00 p.m.:

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 179:5, I - served alcoholic beverage to a person who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Cited for violation of RSA 179:27 – allowed patrons to self-serve alcohol beverages.
Cited for violation of RSA 179:50 – allowed patrons to smoke hookah devices on the premises – 2 counts.
Dates of violation: 1/25/2021, 5/7/ 2021 & 10/30/2021.
Case #s: 21-57-OF, 21-258-OF & 21-575-OF.
THE DIVISION OF ENFORCEMENT REQUESTED AND WAS GRANTED A CONTINUANCE ON 11/29/2021; THE HEARING HAS BEEN RESCHEDULED FOR 1/12/2021 AT 1:00 P.M.

January 14, 2022 at 1:30 p.m.: EMERGENCY HEARING

Happy Crab, 369 South Broadway, Salem, NH 03079.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1613903 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I – Aggravated – served alcoholic beverage to a person who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated – 2 counts.
Cited for violation of RSA 179:5, I – Aggravated – served or sold alcoholic beverage to an individual who was under the age of twenty-one – 2 counts.
Cited for violation of RSA 179:8 – Aggravated – failed to require the purchaser whose age was in question to furnish identification that such person was 21 years of age – 2 counts.
Cited for violation of RSA 179:20 – allowed an employee to consume alcoholic beverage while working.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Case #: 21-595-OF.

Date to be determined:

7-Eleven, 670 Center Street, Wolfeboro Falls, NH 03896.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3198147 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an individual who was under the age of twenty-one – 2 counts.
Cited for violation of RSA 179:8, I – failed to require the purchaser whose age was in question to furnish identification that such person was 21 years of age – 3 counts.
Date of violations: 1/27/2021.
Case #: 21-94-OF.
COUNSEL FOR WASSIM DAABOUL REQUESTED AND WAS GRANTED A CONTINUANCE ON 12/28/2021; NEW HEARING DATE TO BE DETERMINED.

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

- a. Heavenz Smoke & Vape World, 380 South Broadway, Salem, NH 03079.
Retail Tobacco License #132217 licensed pursuant to RSA 178:19-a.
Cited for violation of Liq. 1003.01 – possessed and/or sold tobacco products, e-cigarettes or liquid nicotine not sold in the original packaging as provided by the manufacturer and bearing all federally required warnings.

Cited for violation of Liq. 1004.01 - failed to abide by all federal laws, regulations and rules governing the sale, packaging, distribution and advertising of tobacco products, e-cigarettes and liquid nicotine.

Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law – purchased, sold or possessed untaxed tobacco products.

Date of violations: August 5, 2020.

Case #: 20-308-OF.

For violation of RSA 179:50, an administrative fine of \$250; for violation of Liq. 1003.01, an administrative fine of \$100; and for violation of Liq. 1004.01, an administrative fine of \$100.

CHAIRMAN MOLLICA ACKNOWLEDGED.

- b. The Hub, 105 Ocean Blvd., Hampton, NH 03842.

Retail Tobacco License #153717 licensed pursuant to RSA 178:19-a.

Cited for violation of Liq. 1003.01 – possessed and/or sold tobacco products, e-cigarettes or liquid nicotine not sold in the original packaging as provided by the manufacturer and bearing all federally required warnings.

Cited for violation of Liq. 1004.01 - failed to abide by all federal laws, regulations and rules governing the sale, packaging, distribution and advertising of tobacco products, e-cigarettes and liquid nicotine.

Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.

Cited for violation of RSA 179:52 – failed to post license in a conspicuous place on the premises.

Date of violations: August 24, 2020.

Case #: 20-383-OF.

For violation of RSA 179:50, an administrative fine of \$250; for violation of RSA 179:52, an administrative fine of \$250; for violation of Liq. 1003.01, an administrative fine of \$100; and for violation of Liq. 1004.01, an administrative fine of \$100.

CHAIRMAN MOLLICA ACKNOWLEDGED.

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

- a. Franklin Lodge of Elks 1280, 125 South Main Street, Franklin, NH 03235.

Social Club License #11401 licensed pursuant to RSA 178:22, V(h).

Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.

Date of violation: 12/28/2021.

Case #: 21-651-OF.

Warning.

CHAIRMAN MOLLICA APPROVED.

- b. Mason Ale Works, 255 Redel Road, Escondido, Ca 92027.

Beverage Vendor License #108231 licensed pursuant to RSA 178:15.

Cited for violation of RSA 178:15, II – failed to file Forms 258/334 by the 10th of the following month.

Date of violation: 12/28/2021.

Case #: 21-648-OF.

Warning.

CHAIRMAN MOLLICA APPROVED.

- c. Raymond Post #90 American Legion, 32B Harriman Hill Road, Raymond, NH 03077.

Veterans Club License #394939 licensed pursuant to RSA 178:22, V(h).

Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.

Date of violation: 12/29/2021.

Case #: 21-659-OF.

Warning.

CHAIRMAN MOLLICA APPROVED.

- d. Temptations 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 178:22, III – allowed consumption of alcohol on the premises that was not sold by the licensee.
Date of violation: 10/17/2021.
Case #: 21-633-OF.
\$100 administrative fine.
CHAIRMAN MOLLICA APPROVED.
- e. Ten Bends Beer, 590 East Main Street, Hide Park, VT 05655.
Beverage Vendor License #97731 licensed pursuant to RSA 178:15.
Cited for violation of RSA 178:15, II – failed to file Forms 258/334 by the 10th of the following month.
Date of violation: 12/28/2021.
Case #: 21-649-OF.
Warning.
CHAIRMAN MOLLICA APPROVED.
- f. VFW Club 816, 600 Cottage Street, Littleton, NH 03561.
Veterans Club License #17339 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial report by the 15th of the following month.
Date of violation: 12/28/2021.
Case #: 21-650-OF.
Warning.
CHAIRMAN MOLLICA APPROVED.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Cogliano, Stephen DBA Cog's Convenience Store, 560 High Street, Hampton, NH 03842.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3413247 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 12/30/2021.
CHAIRMAN MOLLICA APPROVED.
- b. El Tequila Mexican Restaurant – Gilford LLC DBA El Tequila Mexican Restaurant, 1458 Lake Shore Road, Suite #5, Gilford, NH 03249.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1636703 pursuant to RSA 178:21.
90-Day Temporary License issued 12/29/2021.
CHAIRMAN MOLLICA APPROVED.
- c. FJG Food Enterprises, Inc. DBA TJ's Deli and Catering Pizza and Subs, 2 Pittsburgh Avenue, Nashua, NH 03062.
To be issued Restaurant, On-Premises, Beverage & Wine License #1637903 pursuant to RSA 178:20.
30-Day Temporary License issued 1/4/2022.
CHAIRMAN MOLLICA APPROVED.
- d. Shabby 2 Chic LLC, 633 John Stark Highway, Newport, NH 03773.
To be issued Retail Wine License #3167746 pursuant to RSA 178:19.
30-Day Temporary License issued 12/29/2021.
CHAIRMAN MOLLICA APPROVED.
- e. Tacos Y Tequila Hanover, Inc., 3 Lebanon Street, Hanover, NH 03755.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1634603 pursuant to RSA 178:21.
90-Day Temporary License issued 12/30/2021.
CHAIRMAN MOLLICA APPROVED.

- f. Titanium Group, Inc. DBA Smoke Lane, 294-4C West Street, Keene, NH 03431.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3412447 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 12/30/2021.
CHAIRMAN MOLLICA APPROVED.
- g. Tobacco Barn II LLC, 8 Moonstone Court, Nashua, NH 03062.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3413847 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued 12/30/2021.
CHAIRMAN MOLLICA APPROVED.
- h. Village Store at Madison, LLC (The) DBA The Village Store,
1808 Village Road, Silver Lake, NH 03875.
To be issued Combination License #3410047 pursuant to RSA 178:18.
30-Day Temporary License issued 12/29/2021.
CHAIRMAN MOLLICA APPROVED.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING DECEMBER 30, 2021: 1,363

- a. Foley Family Wines, Inc. DBA Chateau St. Jean, 8555 Sonoma Highway, Kenwood, CA. 95452.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
CHAIRMAN MOLLICA APPROVED.
- b. John Hawley Wines, Inc. DBA Hawley Winery, 6387 West Dry Creek Road, Healdsburg, CA 95448.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)
CHAIRMAN MOLLICA APPROVED.

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

None

10. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

11. TABLED ITEMS:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

Diageo Beer Company USA, 3 World Trade Center, 175 Greenwich Street, New York, NY 10007.
Beverage Vendor License #30031 licensed pursuant to RSA 178:15.

Requests approval of Smirnoff Ice Smash Peach Lemonade and Smirnoff Ice Smash Pink Lemonade, each with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, VIII; samples provided.

CHAIRMAN MOLLICA APPROVED.

13. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION DENIAL:

None

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

None

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

None

16. ADMINISTRATIVE HEARING DECISION PENDING:

None

17. ADMINISTRATIVE HEARING DECISION:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

- a. Moonlight Meadery LLC DBA Hidden Moon Brewing,
23 Londonderry Road, Unit #17, Londonderry, NH 03053.
Issued Direct To Consumer, Shipper Permit #2050 in conjunction with Beverage Manufacturer License #291418 pursuant to RSA 178:12.
CHAIRMAN MOLLICA ACKNOWLEDGED.
- b. Moonlight Meadery LLC, 23 Londonderry Road, Unit #17, Londonderry, NH 03053.
Issued Direct To Consumer, Shipper Permit #2150 in conjunction with Wine Manufacturer License #563230 pursuant to RSA 178:8/RSA 178:6.
CHAIRMAN MOLLICA ACKNOWLEDGED.