

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, NOVEMBER 10, 2022

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD NOVEMBER 3, 2022.

2. TABLED ITEMS:

None

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

November 10, 2022 at 1:00 p.m.

Smoke & Flame Hookah Lounge, 10 Bridge Street, Unit #5, Pelham, NH 03076.
Temporary Cigar Bar, On-Premises Beverage/Wine/Liquor/Cigar/Tobacco License #406906 licensed pursuant to RSA 178:20-a/RSA 178:9-a.
Denial of Permanent License.
HEARING WAS HELD 10/17/2022.

The Licensee was issued a 90-day temporary Cigar Bar license on 6/17/2022 and was denied a permanent license based on public safety issues and failure to follow its business plan that had been approved by the Commission. Consequently, the NH Liquor Commission denied the license for Smoke and Flame Hookah lounge on 9/23/2022.

A hearing on the denial was held on 10/17/2022 at the request of the licensee who sought a continuance for that hearing and an extension of the liquor license pending the outcome of the license denial hearing.

The licensee has submitted a partial application for a new Cigar Bar License. It is the Division's position that the pending licensing denial issue be resolved before any consideration is given to the new application.
NOTICE OF DECISION AND ORDER ON LICENSEE'S MOTION FOR EXPEDITED HEARING ISSUED 10/28/2022: A hearing will be conducted on November 10, 2022. SEE #7 BELOW.

Date to be determined:

Soho Bistro & Lounge, 20 Old Granite Street, Manchester, NH.
Restaurant, Full Service With Lounge License #1628703 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:5, I – Aggravated - served or sold alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated resulting in a fatality – 2 counts.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor – 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 – 2 counts.
Date of violations: 11/12/2021.
Case #: 21-465-OF & 21-599-OF.
9/1/2022 – LICENSEE REQUESTED AND WAS GRANTED A CONTINUANCE.

4. NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:

- a. Mi Jalisco Mexican Grill, 300 South Willow Street, Manchester, NH 03103.
Restaurant, Full Service With Lounge License #1612203 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:57Liq. 603.05 – failed to comply with the requirements of a Commission order.
Date of violation: 9/18/2022.
Case #: 22-84-OF.
\$2,000 administrative fine and the license to serve alcohol suspended for ten (10) days held in abeyance for twelve (12) months pending no like violation.

- b. Tenney Mountain Country Store, 112 Mayhew Turnpike, Plymouth, NH 03264.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3398647 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:5, I - sold alcoholic beverage to a person under the age of twenty-one.
Cited for violation of RSA 179:8, I – failed to require the purchaser whose age is in question to furnish identification that such person is twenty-one years of age.
Cited for violation of RSA 126-K:4, I – sold tobacco products to a person under the age of twenty-one.
Cited for violation of RSA 126-K:3 – failed to require a purchaser to furnish identification that such person is twenty-one years of age.
Date of violations: 9/9/2022.
Case #: 22-265-OF.
For violation of RSA 179:5, 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 November 18, 2022 and re-granted on November 21, 2022, Ravi Patel shall complete a Management Training Seminar (MTS) online within thirty (30) days from the date of the fully signed agreement and Rutvik Kishorbhai Patel shall complete a Grocer Education Training Seminar (GETS) online within thirty (30) days from the date of the fully signed agreement; for violation of RSA 179:8, an administrative fine of \$100; for violation of RSA 126-K:4, an administrative fine of \$250; and for violation of RSA 126-K:3, an administrative fine of \$250.

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

- a. 603 Brewery, 42 Main Street, Londonderry, NH 03053.
Beverage Manufacturer License #293518 licensed pursuant to RSA 178:12.
Cited for violation of RSA 178:13/RSA 178:26 - failed to a monthly tax report and pay required taxes by the 10th of the following month.
Date of violation: 10/4/2022.
Case #: 22-573-OF.
Administrative fine of \$100 and an additional fee of \$99.08 that represents 10% of the taxes due.

- b. American Legion Post 72, Route #28, Alton, NH 03809.
Veterans Club License #20839 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial statement by the 15th of the following month.
Date of violation: 10/16/2022.
Case #: 22-714-OF.
Warning.

- c. American Legion Post 23, 15 Cottage Street, Milford, NH 03055.
Veterans Club License #20439 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial statement by the 15th of the following month.

Date of violation: 9/16/2022.

Case #: 22-716-OF.

Warning.

- d. American Legion, 32 Windham Road, Pelham, NH 03076.
Veterans Club License #30139 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial statement by the 15th of the following month.
Date of violation: 10/16/2022.
Case #: 22-715-OF.
Warning.
- e. American Legion, 176 Main Street, Plaistow, NH 03865.
Veterans Club License #28239 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial statement for the months of July, August and September, 2022 by the 15th of the following month.
Date of violation: 8/16/2022.
Case #: 22-681-OF.
\$300 administrative fine.
- f. Appolo Vineyards, 49 Lawrence Road, Derry, NH 03038.
Wine Manufacturer License #563830 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 10th of the following month.
Date of violation: 10/11/2022.
Case #: 22-667-OF.
Warning.
- g. Averill House Vineyard, 21 Averill Road, Brookline, NH 03033.
Wine Manufacturer License #566730 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 10th of the following month.
Date of violation: 10/11/2022.
Case #: 22-665-OF.
Warning.
- h. Beach Plum (The), 3 Brickyard Square, 24 Calef Highway, Epping, NH 03042.
Restaurant, On-Premises, Beverage & Wine License #1520803 licensed pursuant to RSA 178:20.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 10/28/2022.
Case #: 22-702-OF.
Warning.
- i. Black Bear Vineyard, 289 New Road, Salisbury, NH 03268.
Wine Manufacturer License #566230 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 10th of the following month.
Dates of violation: 10/4/2022 & 10/11/2022.
Case #s: 22-601-OF & 22-666-OF.
Warning.

- j. Black Forest Café, 212 Route #101, Amherst, NH 03031.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1563103 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 10/27/2022.
Case #: 22-700-OF.
Warning.
- k. Candia Vineyards, 702 High Street, Candia, NH 03034.
Wine Manufacturer License #561430 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 10th of the following month.
Date of violation: 10/11/2022.
Case #: 22-661-OF.
Warning.
- l. Elm City Brewing, 222 West Street, Keene, NH 03431.
Brew Pub License #2006515 licensed pursuant to RSA 178:13.
Cited for violation of RSA 178:13/RSA 178:26 - failed to a monthly tax report and pay required taxes by the 10th of the following month – 2 counts.
Dates of violation: 10/4/2022 & 10/13/2022.
Case #s: 22-564-OF & 22-653-OF.
Administrative fine of \$200 and an additional fee of \$60.45 that represents 10% of the tax due.
- m. Exit 1 Smoke Shop & Market, 55 South Broadway, Salem, NH 03079.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3403147 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 175:1/Liq. 404.02 - failed to have representative grocery items commonly found in a grocery or convenience store.
Date of violation: 10/13/2022.
Case #: 22-613-OF.
Warning.
- n. Foothills Café & Curio, 25 Main Street, Center Sandwich, NH 03227.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3403847 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 10/4/2022.
Case #: 22-600-OF.
Warning.
- o. Foothills Café & Curio, 25 Main Street, Center Sandwich, NH 03227.
Restaurant, On-Premises, Beverage & Wine License #1621803 licensed pursuant to RSA 178:20.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 10/4/2022.
Case #: 22-599-OF.
Warning.
- p. Hobbs Brewing, 765 NH Route #16, Ossipee, NH 03864.
Beverage Manufacturer License #294518 licensed pursuant to RSA 178:12.
Cited for violation of RSA 178:13/RSA 178:26 - failed to a monthly tax report and pay required taxes by the 10th of the following month – 2 counts.

Dates of violation: 10/4/2022 & 10/13/2022.

Case #: 22-579-OF & 22-640-OF.

Administrative fine of \$200 and an additional fee of \$26.53 that represents 10% of the taxes due.

- q. Imperio Lounge, 990 Elm Street, Manchester, NH 03101.
Restaurant, Full Service With Lounge License #1634703 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 – allowed hookah to be smoked on the premises.
Date of violation: 8/12/2022.
Case #: 22-451-OF.
Warning.
- r. Khaophums II, 55 Glenwood Avenue, Dover, NH 03820.
Restaurant, On-Premises, Beverage & Wine License #1610303 licensed pursuant to RSA 178:20.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 9/27/2022.
Case #: 22-556-OF.
Warning.
- s. La Esquina Restaurant, 363 Chestnut Street, Manchester, NH 03103.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1644303 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law – allowed hookah on the premises.
Date of violation: 9/10/2022.
Case #: 22-503-OF.
Warning.
- t. Last Chapter Pub, 2500 North River Road, Hooksett, NH 03106.
College Club License #393228 licensed pursuant to RSA 178:22, V(f).
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 9/15/2022.
Case #: 22-555-OF.
Warning.
- u. Loyal Order of Moose 1298, 288 White Mountain Highway, Milton, NH 03581.
Social Club License #31401 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: 10/16/2022.
Case #: 22-705-OF.
Warning.
- v. Mary Ann's Diner, 4 Cobbett's Pond Road, Unit #16, Windham, NH 03087.
Restaurant, On-Premises, Beverage & Wine License #1481703 licensed pursuant to RSA 178:20.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 10/25/2022.
Case #: 22-699-OF.
Warning.
- w. Mountain Music, 3447 US Route #3, Thornton, NH 03285.
Wine Manufacturer License #567230 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 10th of the

following month.
Date of violation: 10/11/2022.
Case #: 22-660-OF.
Warning.

- x. Northeast Wine Co., 197 Skyline Drive, Keene, NH 03431.
Liquor & Wine Representative License #611335 licensed pursuant to RSA 178:10.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 9/8/2022.
Case #: 22-553-OF.
Warning.
- y. Northeast Wine Co., 197 Skyline Drive, Keene, NH 03431.
Liquor & Wine Vendor License #137545 licensed pursuant to RSA 178:9.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 9/8/2022.
Case #: 22-554-OF.
Warning.
- z. Pepper's Pub, 326 South Broadway, Salem, NH 03079.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1635603 licensed pursuant to RSA 178:21.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 10/28/2022.
Case #: 22-701-OF.
Warning.
- aa. Temple Street Diner, 200 Temple Street, Nashua, NH 03060.
Restaurant, On-Premises, Beverage & Wine License #1491103 licensed pursuant to RSA 178:20.
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.
Date of violation: 9/26/2022.
Case #: 22-557-OF.
Warning.
- bb. Valhalla Farms, 244 Clark Hill Road, New Boston, NH 03070.
Wine Manufacturer License #569230 licensed pursuant to RSA 178:8.
Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 10th of the following month.
Date of violation: 10/11/2022.
Case #: 22-659-OF.
Warning.
- cc. Veterans of Foreign Wars 1617, 18 Railroad Street, Derry, NH 03038.
Veterans Club License #21239 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 178:22, V(h)(1) – failed to file a club financial statement by the 15th of the following month.
Date of violation: 10/10/2022.
Case #: 22-596-OF.
\$100 administrative fine.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Concord Centennial Investments LLC at Audubon Center, 84 Silk Farm Road, Concord, NH 03301. To be issued a Permanent Caterer, Off-Site License #1280134 pursuant to RSA 178:22, V(e). 30-Day Temporary License issued 11/4/2022.
- b. EMD Service LLC DBA Pours and Petals, 314 Laconia Road, Unit #1349, Tilton, NH 03276. To be issued Caterer, Off-Site License #1300634 pursuant to RSA 178:22, V(e). License for temporary site issued 11/4/2022.
- c. Ingenious Brewing Company LLC 1986 South Houston Street, Humble, TX 77396. To be issued Beverage Vendor License #122331 pursuant to RSA 178:15. Manufacturer: Ingenious Brewing Co. 30-Day Temporary License issued 11/4/2022.
- d. La Casita Berlin LLC, 4 Hillside Avenue, Berlin, NH 03570. To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1652703 licensed pursuant to RSA 178:21. 90-Day Temporary License issued 11/3/28/2022.
- e. Lakeside Thai Kitchen, 5 St. James Avenue, Milton, NH 03851. To be issued Restaurant, On-Premises, Beverage & Wine License #1652103 pursuant to RSA 178:20. 30-Day Temporary License issued 10/4/2022.
- f. Ogie Brewing LLC, 12 South Street, Suite #1, Milford, NH 03055. To be issued Nano Brewery, Beer and/or Specialty Beer License #209322 pursuant to RSA 178:12-a. 30-Day Temporary License issued 11/4/2022.

7. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING NOVEMBER 4, 2022: 1,383

Rutherford Cross Winery, Inc., 849 Zinfandel Lane, St. Helena, CA 94574.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)

9. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. NOTIFICATION OF APPROVED PETITIONS:

Dubai Night Club and Grill, 253 Wilson Street, Manchester, NH 03103.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1601103 licensed pursuant to RSA 178:21.
Requested a waiver for authorization of extension of hours, to wit, to extend the hours of operation on January 1, 2023 to 1:30 am with drinks off the table and no further consumption by 2:00 am pursuant to RSA 178:21, II, a (2).

11. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Anheuser-Busch LLC, One Busch Place, St. Louis, MO 63118.
Beverage Vendor License #4631 licensed pursuant to RSA 178:15.
Requests approval of Devil's Backbone Tequila Smash Mango Margarita, Devil's Backbone Tequila Smash Lime Margarita and Devil's Backbone Tequila Smash Strawberry Margarita, each with an alcohol content of 7.5% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa.
- b. Fore Craft Cocktails, 6101 Three Chopt Road, Richmond, VA 23226.
Beverage Vendor License #123331 licensed pursuant to RSA 178:15.
Requests approval of Fore Tea with an alcohol content of 7% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa.

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 DECISIONS:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None