

MINUTES OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR WEDNESDAY, NOVEMBER 23, 2022

1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD NOVEMBER 17, 2022.

DEPUTY COMMISSIONER JORDAN ACCEPTED THE MINUTES OF NOVEMBER 17, 2022.

2. TABLED ITEMS:

None

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

None

4. NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:

- a. Pho Tai Loc, 28 Railroad Square, Nashua, NH 03064.
Restaurant, Full Service With Lounge License #1573303 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:5, II – allowed a person under the age of twenty-one to possess alcohol.
Date of violation: 10/28/2022.
Case #: 22-604-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 November 24, 2022 and re-granted on November 27, 2022 and Hien Mai shall complete a Management Training Seminar (MTS) online within thirty (30) days from the date of the fully signed agreement.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.
- b. Smok'in Deal, 112 DW Highway, Nashua, NH 03061.
Restaurant, On-Premises, Beverage/Wine/Liquor License #3348447 pursuant to RSA 178:21.
Cited for violation of RSA 178/Liq. 404.02 – failed to have and maintain at least \$3,000 wholesale value of groceries commonly found in such stores and readily available to the public.
Cited for violation of RSA 179:50 – allowed the premises to be used for a purpose contrary to law.
Date of violation: 8/30/2022.
Case #: 22-485-OF.
For violation of RSA 179:50, a \$2,000 administrative fine with \$500 suspended for twelve (12) months pending no like violation and the license to sell alcohol shall be suspended for ten (10) days held in abeyance for twelve (12) months pending no like violation; for violation of RSA 175:/Liq. 404.02, an administrative fine of \$250.
DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

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

- a. American Legion, 38 Webster Street, Jaffrey, NH 03452.
Veterans Club License #311139 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 #: 22-682-OF.
\$100 administrative fine.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- b. Brookline Event Center, 32 Proctor Hill Road, Brookline, NH 03033.
Caterer, On-Site License #1276826 pursuant to RSA 178:22, V(e).
Cited for violation of RSA 178:3/Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.

Date of violation: 8/9/2022.

Case #: 22-472-OF.

Warning.

DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

- c. Dollar General, 76 Derry Street, Hudson, NH 03051.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3323147 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 179:18 – failed to post age requirement sign.
Date of violation: 8/30/2022.
Case #: 22-737-OF.

Warning.

DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

- d. Kingston Veterans Club, 36 Church Street, Kingston, NH 03848.
Veterans Club License #31239 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: 9/16/2022.
Case #: 22-688-OF.
\$200 administrative fine.

DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

- e. NH Discount Store, 534 South Broadway, Salem, NH 03079.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3395447 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: 11/7/2022.
Case #: 22-728-OF.

Warning.

DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

- f. Polish American Club Of Nashua, 15 School Street, Nashua, NH 03060.
Social Club License #8401 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 #: 22-691-OF.
\$200 administrative fine.

DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. 7-Eleven Inc., DBA 7-Eleven 37376K, 2 Back River Road, Dover, NH 03820.
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3421947 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued on 11/21/2022
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- b. 7-Eleven Inc., DBA 7-Eleven 33202H, 85 South Main Street, Manchester, NH 03102
To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3421847 pursuant to RSA 178:18/RSA 126-K:4.
30-Day Temporary License issued on 11/21/2022
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- c. 15 Pine Street LLC DBA Grill 17, 15 Pine Street, Seabrook, NH 03874.
To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1656703 pursuant to RSA 178:21.
90-Day Temporary License issued 11/21/2022
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

- d. Bear Tree Rental Properties LLC DBA Murphy's Steakhouse, 41 Metallak Road, Pittsburg, NH 03592.
To be issued Caterer, Off-Site License #1303034 pursuant to RSA 178:22, V(e).
Transfer Location Issued 11/18/2022
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- e. Beer Tree Brew Co. LLC, 197 State Road #369, Port Crane, NY 13833.
To be issued Beverage Vendor License #123731 pursuant to RSA 178:15.
Manufacturer: Beer Tree Brew Co.
30-Day Temporary License issued 11/17/2022.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- f. Contoocook Chamber of Commerce at Riverway Park, Contoocook, NH 03229.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #656141 for 12/3/2022 between 2:00 p.m. – 8:00 p.m. pursuant to RSA 178:22, V(l).
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- g. Jondoug LLC DBA North Conway Grand Hotel, 72 Common Ct, North Conway, NH 03860.
To be issued Caterer, Off-Site License #1303034 pursuant to RSA 178:22, V(e).
Seasonal Changed to year round 11/18/2022
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- h. Jondoug LLC DBA North Conway Grand Hotel, 72 Common Ct, North Conway, NH 03860.
To be issued Caterer, Off-Site License #1303034 pursuant to RSA 178:22, V(e)
Permanent Site Event 11/19/2022 - 11/20/2022
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- i. Newfound Grocery, 408 Mayhew Turnpike, Bridgewater, NH 03222.
To be issued Caterer, Off-Site License #1302534 pursuant to RSA 178:22, V(e).
Temporary site for 11/19/2022 between 5:00 p.m. – 9:00 p.m.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- j. North Conway Community Center, 76 Norcross Circle, North Conway, NH 03860.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License # 656041 for 11/25/2022 Between 5:00 p.m. – 8:00 p.m. pursuant to RSA 178:22, V(l).
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- k. North Conway Community Center, 76 Norcross Circle, North Conway, NH 03860.
To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License # 655941 for 12/02/2022 Between 5:00 p.m. – 8:00 p.m. pursuant to RSA 178:22, V(l).
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- l. Nutfield Spirits LLC, 49 South Main Street, Derry, NH 03038.
To be issued Caterer, Off-Site License #1302034 pursuant to RSA 178:22, V(e).
Permanent site for 11/17/2022 – 11/18/2022.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- m. Par28 Corp., 23 South Broadway, Unit #10, Salem, NH 03079.
To be issued Sports Recreation Facility License #6025005 pursuant to RSA 178:22, V(u)(1).
90-Day Temporary License issued 11/17/2022.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- n. Pizza On Main LLC DBA Fireworks Restaurant, 22 Main Street, Keene, NH 03431.
To be issued Caterer, Off-Site License #1302834 pursuant to RSA 178:22, V(e).
90-Day Temporary License issued 11/15/2022.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- o. University of New Hampshire, 20 Ballard Street, Durham, NH 03824
To be issued Caterer, Off-Site License #215634 pursuant to RSA 178:22, V(e).
Permanent Site for The University of New Hampshire Campus.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

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 18, 2022: 1,391

Bell Family Vineyards LLC, 484 Corral De Tierra Road, Salinas, CA 93908.
To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
(Winery)

DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

9. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. NOTIFICATION OF APPROVED PETITIONS:

Fulchino Vineyard Inc., 187 Pine Hill Road, Hollis, NH 03049.
Wine Manufacturer License # 562830 licensed pursuant to RSA 178:8
Requested approval for authorization of other area for retail sales only at farmers' market, to wit,
Made in New England Expo at the Doubletree by Hilton, 700 Elm Street, Manchester, NH 03101 on
Saturday 12/03/2022 and Sunday 12/04/2022, between the hours of 10:00 a.m.- 6:00p.m
pursuant to RSA 178:24/RSA 179:44, II-a.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

Throwback Brewery LLC, 7 Hobbs Road, North Hampton, NH 03862.
Brew Pub License #2002415 licensed pursuant to RSA 178:13.

Requested approval for authorization of other area for retail sales only at farmers' market, to wit,
Seacoast Eat Local Winter Market at Wentworth Greenhouses, 141 Rollins Road, Rollinsford, NH
on Saturdays between 10:00 a.m. - 2:00 p.m. from 11/19/2022 – 3/18/2023 pursuant to
RSA 178:24/RSA 179:44, II-a.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

Whippletree Winery, 372 Turkey Street, Tamworth, NH 03886.

Wine Manufacturer License# 566430 licensed pursuant to RSA 178:8

Requested approval for authorization of other area for retail sales only at farmers' market, to wit,
Made in New Hampshire Expo at the Doubletree by Hilton, 700 Elm Street, Manchester, NH 03101 on
Saturday 12/03/2022 and Sunday 12/04/2022, between the hours of 10:00 a.m.- 6:00p.m
pursuant to RSA 178:24/RSA 179:44, II-a.

DEPUTY COMMISSIONER JORDAN ACKNOWLEDGED.

11. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

a. American Craft Brewery LLC, 1 Design Center Place, Suite 850, Boston, MA 02210.
Beverage Vendor License # 29731 licensed pursuant to RSA 178:15.
Requests approval of Dogfish Head Vodka Mule Cranberry Apple with an alcohol content of 7%
at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa.

DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

b. 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 Fruit Punch Smash with an alcohol content of 7.5%
at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa.

DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

- c. Country Corner Mile, Route 31, Greenville, NH 03048.
Agency Store, Off-Premises, Liquor Only License #980404 licensed pursuant to RSA 177:9.
Requests approval for renewal of license, to wit, to renew Agency Store, Off-Premises, Liquor Only License for renewal period 1/1/2023 to 12/31/2023 pursuant to RSA 177:9.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- d. PremBev Distribution of FL, 270 Talleyrand Avenue, Jacksonville, FL 03302.
Beverage Vendor License #121931 licensed pursuant to RSA 178:15.
Requests approval of Sundial Cocktails Island Rum Punch, Sundial Cocktails Spiced Rum & Ginger, Sundial Cocktails Sunset Mojito and Sundial Cocktails Tropical Mai Tai, each with an alcohol content of 8% at 60 degrees Fahrenheit by volume pursuant to RSA 175:1, LXIV-aaa.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- e. Purple Tomato LLC, 78 Main Street, Unit 6, Lincoln, NH 03251
Off-Premises Wine Only #3161846 licensed pursuant to RSA 178:20
Date petition received: 10-24-22.
Requests exception to RSA 178:27, III, to wit, for authorization to purchase wine from a Direct Shipper, David Coffaro Winery, 7485 Dry Creek Rd, permit #8078533, pursuant to RSA 178:32, III.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

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:

Alcohol Compliance Checks –

Rindge, NH:

- a. Woodbound Inn, 247 Woodbound Road, Rindge, NH.
Hotel License #369302 licensed pursuant to RSA 178:24, II(b)(1).
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: 11/4/2022.
Case #: 22-708-OF.
Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

Grafton County:

- b. JL Sullivan's, 891 NH Route #49, Thornton, NH.
Restaurant, Full Service With Lounge License #1575203 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 a minor during a compliance check.
Date of violation: 10/6/2022.
Case #: 22-582-OF.
Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

- c. Valley Pub & Restaurant, 29 Village Road, Waterville Valley, NH.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1614703 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: 10/6/2022.
Case #: 22-582-OF.
Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- d. Waterville Valley Golf Club, 3 Lost Pass Road, Waterville Valley, NH.
Sports Recreation Facility License #6019205 licensed pursuant to RSA 178:22, V(u)(1).
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a minor during a compliance check.
Date of violation: 10/6/2022.
Case #: 22-582-OF.
Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- e. Wild Coyote Grille, Village Road, Waterville Valley, NH.
Restaurant, Full Service With Lounge License #1033103 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 a minor during a compliance check.
Date of violation: 10/6/2022.
Case #: 22-582-OF.
Warning, four (4) points assessed to the liquor license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

Tobacco Compliance Checks

Bristol, NH:

- f. Bristol Village Store, 311 Lake Street, Bristol, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3382347 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check.
Date of violation: 10/29/2022.
Case #: 22-697-OF.
Warning and mandatory completion of a Retail Tobacco Management Training Seminar (RTMTS) by a manager within thirty (30) days from the date of the violation.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

Grafton & Merrimack Counties:

- g. Sandri Stop Smart, 201 South Main Street, West Lebanon, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #57147 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check.
Date of violation: 10/30/2022.
Case #: 22-634-OF.
Warning and mandatory completion of a Retail Tobacco Management Training Seminar (RTMTS) by a manager within thirty (30) days from the date of the violation.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

Rockingham County:

- h. Epping Getty, 242 Calef Highway, Route #125, Epping, NH.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3051747 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check.
Date of violation: 10/17/2022.
Case #: 22-609-OF.
Warning and mandatory completion of a Retail Tobacco Management Training Seminar (RTMTS) by a manager within thirty (30) days from the date of the violation.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.
- i. Exeter Market, 201 Front Street, Exeter, NH
Combination, Off-Premises, Beverage/Wine/Tobacco License #3301647 licensed pursuant to RSA 178:18/RSA 126-K:4.
Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check.
Date of violation: 10/25/2022.
Case #: 22-610-OF.
DEPUTY COMMISSIONER JORDAN APPROVED THIS ITEM.

16. ADMINISTRATIVE HEARING DECISION PENDING:

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.
HEARING WAS HELD NOVEMBER 10, 2022.

17. ADMINISTRATIVE HEARING DECISIONS:

None

18. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None