# AGENDA OF THE NHLC DIVISION OF ENFORCEMENT & LICENSING MEETING FOR THURSDAY, DECEMBER 8, 2022

- 1. RECOMMENDATION TO ACCEPT THE MINUTES FROM THE COMMISSION MEETING HELD DECEMBER 1, 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:

None

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

a. American Legion Grill, 96 Islington Street, Portsmouth, NH 03801.

Veterans Club License #19439 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 #: 22-853-OF.

Warning.

b. American Legion Post 98, Merrimack, NH 03054.

Veterans Club License #27939 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: 11/16/2022.

Case #: 22-846-OF. \$100 administrative fine.

Back Hill Beer Company, 73 Pickering Road, Rochester, NH 03839.

Nano Brewery, Beer and/or Specialty Beer License #208222 licensed pursuant to RSA 178:12-a. Cited for violation of RSA 178:12-a, I – failed to file a monthly tax report and pay required fees by the 10<sup>th</sup> of the following month – 3 counts.

Date of violation: 10/11/2022.

Case #: 22-752-OF. \$300 administrative fine.

d. Bella Vineyards, 9711 West Dry Creek Road, Healdsburg, CA 95448.

Wine Manufacturer #8051333 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-848-OF.

Warning.

e. Blasty Bough Brewing Co., 3 Griffin Road, Epsom, NH 03234.

Nano Brewery, Beer and/or Specialty Beer License #204522 licensed pursuant to RSA 178:12-a. Cited for violation of RSA 178:12-a, I – failed to file a monthly tax report and pay required fees by the 10<sup>th</sup> of the following month.

Date of violation: 10/11/2022.

Case #: 22-753-OF.

Warning.

f. Campanology Untitled Art Ales, 1131 Uniek Drive, Waunakee, WI 53597.

Beverage Vendor License #106531 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: 10/11/2022.

Case #: 22-892-OF.

Warning.

g. Casatera, 485 Foley Street, Somerville, MA 02145.

Beverage Vendor License #119331 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 - 3 counts.

Date of violation: 9/11/2022.

Case #: 22-883-OF.

\$300 administrative fine.

h. Chateau Morrisette, 287 Winery Road, Floyd, VA 24091.

Wine Manufacturer #8129633 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-818-OF.

Warning.

i. Col Solare Winery, 50207 Antinori Road, Benton City, WA 99320.

Wine Manufacturer #8195333 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-822-OF.

Warning.

j. David Coffaro Winery, 7485 Dry Creek Road, Geyserville, CA 95441.

Wine Manufacturer #8078533 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-814-OF.

Warning.

k. Deerfield Ranch Winery, 10200 Sonoma Highway, Kenwood, CA 95452.

Wine Manufacturer #8072433 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-895-OF.

Warning.

I. Deutsch Family Winey & Spirits, 1077 Dunaweal Lane, Calistoga, CA 94515.

Direct Shipper/Retail Permit #8068833 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-813-OF.

Warning.

m. Dry Creek Vineyard, 3770 Lamber Bridge Road, Healdsburg, CA 95448.

Wine Manufacturer #8127833 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-816-OF.

Warning.

n. East Manchester Fish & Game, 50 Massabesic Street, Manchester, NH 03103.

Social Club License #13201 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 #: 22-703-OF. \$100 administrative fine.

o. Equilibrium Brewery, 22 Henry Street, Middletown, NY 10940.

Beverage Manufacturer License #8291033 licensed pursuant to RSA 178:12.

Cited for violation of Liq. 1103.01 – failed to file a monthly direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-828-OF.

Warning.

p. Flickinger Fine Wine, 1600 South Stewart Avenue, Chicago, IL 60616.

Direct Shipper/Retail Permit #8076833 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-833-OF.

Warning.

q. Flora Springs Wine Company, 1885 West Zinfandel Lane, St. Helena, CA 94574.

Wine Manufacturer #8015633 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-811-OF.

Warning.

r. Gary Farrell Winery, 10701 Westside Road, Healdsburg, CA 95448.

Wine Manufacturer #8185833 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-826-OF.

Warning.

s. Gary's Wine & Marketplace, 1308 Route #23, Wayne, NJ 07470.

Direct Shipper/Retail Permit #8129233 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month. Date of violation: 11/16/2022.

Case #: 22-817-OF.

Warning.

t. Gold Medal Wine Club. 5330 Debbie Road. Santa Barbara. CA 93111.

Direct Shipper/Retail Permit #8001833 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-845-OF.

Warning.

u. Gordon's Fine Wines & Liquors, 894 Main Street, Waltham, MA 02451.

Direct Shipper/Retail Permit #8153533 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-855-OF.

Warning.

v. Graft Cider, 218 Ann Street, Newburgh, NY 12550.

Beverage Vendor License #98731 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: 10/11/2022.

Case #: 22-884-OF. \$100 administrative fine.

w. Grand Vin Merchants, 2950 32nd Avenue SW, Suite A, Tumwater, WA 98512.

Direct Shipper/Importer Permit #8224433 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-834-OF.

Warning.

x. Great Notion Brewing, 2444 NW 28th Avenue, Portland, OR 97210.

Beverage Manufacturer License #8305133 licensed pursuant to RSA 178:12.

Cited for violation of Liq. 1103.01 – failed to file a monthly direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-889-OF.

Warning.

y. J. Lohr Winery, 1000 Lenzen Avenue, San Jose, CA 95126.

Wine Manufacturer #8007333 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-810-OF.

Warning.

z. Kelsen Brewing Company, 80 North High Street, Unit #3, Derry, NH 03038.

Brew Pub License #2006815 licensed pursuant to RSA 178:13.

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

Date of violation: 10/11/2022.

Case #: 22-893-OF.

Warning.

aa. La Michoacana Market, 112 Pine Street, Nashua, NH 03060.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3181247 licensed pursuant to RSA 178:18/RSA 126-K:4.

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

Date of violation: 11/9/2022.

Case #: 22-735-OF.

Warning.

bb. Littleton Elks 1831, 42 Main Street, Bethlehem, NH 03574.

Social Club License #17601 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 #: 22-851-OF.

Warning.

cc. Loyal Order of Moose 443, 45 Chestnut Street, Dover, NH 03820.

Social Club License #14701 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 #: 22-847-OF.

Warning.

dd. Manchester Press Club, 157 Franklin Street, Manchester, NH 03101.

Social Club License #11801 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 #: 22-849-OF.

Warning.

ee. Martellotto Wine Productions, 100 Los Padres Way, Suite #7, Buellton, CA 93427.

Wine Manufacturer #8288933 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the  $15^{th}$  of the following month.

Date of violation: 11/16/2022.

Case #: 22-808-OF.

Warning.

ff. Miramonte Winery, 33410 Rancho California Road, Temecula, CA 92591.

Direct Shipper/Retail Permit #8304033 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-835-OF.

Warning.

gg. Mollydooker International, 1033 Highway #49, San Andreas, CA 95249.

Direct Shipper/Importer Permit #8267133 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month. Date of violation: 11/16/2022.

Case #: 22-824-OF.

Warning.

hh. Mountain Music Winery & Vineyard, 43 Main Street, Plymouth, NH 03264.

Wine Manufacturer Retail Outlet, Wine Only #20629 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 10<sup>th</sup> of the following month.

Date of violation: 10/11/2022.

Case #: 22-756-OF.

Warning.

ii. Nashua Elks Lodge 720, 12 Murphy Drive, Nashua, NH 03060.

Social Club License #11601 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 15<sup>th</sup> of the following month.

Date of violation: 10/16/2022.

Case #: 22-850-OF.

Warning.

jj. New England Sweetwater Farm & Distillery, 136 Main Street, Winchester, NH 03470.

Liquor Manufacturer License #289719 licensed pursuant to RSA 178:6.

Cited for violation of RSA 178:6, VI – failed to file a tax report by the 10<sup>th</sup> of the following month.

Date of violation: 10/11/2022.

Case #: 22-759-OF.

Warning.

kk. One Hope, 8301 Saint Helena Highway, Napa, CA 94558.

Wine Manufacturer #8324333 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-832-OF.

Warning.

II. Personalwine.com, 3636 Dime Circle, Suite A, Austin, TX 78744.

Direct Shipper/Retail Permit #8204833 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-858-OF.

Warning.

mm. Polish American Citizens Club, 138 Main Street, Claremont, NH 03743.

Social Club License #14301 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: 4/29/2022.

Case #: 22-256-OF.

\$100 administrative fine.

nn. Porter Creek Vineyards, 8735 Westside Road, Healdsburg, CA 95448.

Wine Manufacturer #8187133 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the  $15^{th}$  of the following month.

Date of violation: 11/16/2022.

Case #: 22-819-OF.

Warning.

oo. Schramsberg Vineyards, 1400 Schramsberg Road, Calistoga, CA 94515.

Wine Manufacturer #8034133 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-812-OF.

Warning.

pp. Shacksbury, 11 Main Street, Vergennes, VT 05491.

Beverage Vendor License #85731 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 - 2 counts.

Date of violation: 9/11/2022.

Case #: 22-885-OF. \$200 administrative fine.

qq. Sea Hagg Distillery, 119 Broadway, Dover, NH 03820.

Rectifier License #281132 licensed pursuant to RSA 178:7.

Cited for violation of RSA 178:7 – failed to file a monthly report by the 10<sup>th</sup> of the following month.

Date of violation: 9/11/2022.

Case #: 22-755-OF.

Warning.

rr. Sea Hagg Distillery, 119 Broadway, Dover, NH 03820.

Liquor Manufacturer License #287219 licensed pursuant to RSA 178:6.

Cited for violation of RSA 178:6, VI – failed to file a tax report by the 10<sup>th</sup> of the following month.

Date of violation: 9/11/2022.

Case #: 22-754-OF.

Warning.

ss. Smoky Quartz Distillery, 894 Lafayette Road, Seabrook, NH 03874.

Liquor Manufacturer License #287519 licensed pursuant to RSA 178:6.

Cited for violation of RSA 178:6, VI – failed to file a tax report by the 10<sup>th</sup> of the following month.

Date of violation: 10/11/2022.

Case #: 22-760-OF.

Warning.

tt. Stags Leap Wine Cellars, 5766 Silverado Trail, Napa, CA 94558.

Wine Manufacturer #8127633 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-815-OF.

Warning.

uu. Ste. Michelle Wine Estates. 14111 NE 145<sup>th</sup> Street, Woodinville, WA 98072.

Direct Shipper/Retail Permit #8000933 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-809-OF.

Warning.

vv. VFW Keene Post 799, 459 Winchester Street, Keene, NH 03431.

Veterans Club License #30939 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 #: 22-843-OF.

Warning.

ww. VFW 3968 Winchester, 35 Main Street, Winchester, NH 03470.

Veterans Club License #26639 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: 11/16/2022.

Case #: 22-842-OF.

Warning.

xx. Wally's Wine & Spirits, 10459 Jefferson Blvd., Culver City, CA 90232.

Wine Manufacturer #8117033 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-838-OF.

Warning.

yy. Wine Country Connection, 201 Devlin Road, Napa, CA 94558.

Direct Shipper/Retail Permit #8273233 licensed pursuant to RSA 178:27.

Cited for violation of RSA 178:27 – failed to file a direct shipper report by the 15th of the following month.

Date of violation: 11/16/2022.

Case #: 22-827-OF.

Warning.

zz. Wine Foundry, 45 Enterprise Court, Napa, CA 94558.

Wine Manufacturer #8204033 licensed pursuant to RSA 178:19.

Cited for violation of RSA 178:8, IV – failed to file a wine manufacturer tax report by the 15<sup>th</sup> of the following month.

Date of violation: 11/16/2022.

Case #: 22-823-OF.

Warning.

## 6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- Arts Industry Alliance at Exeter Town Hall, 10 Front Street, Exeter, NH 03833.
   To be issued Special, One-Day, Voluntary Nonprofit Organizations Beverage/Wine/Liquor License #657041 for 12/6/2022 between 7:00 p.m. –11:00 p.m. pursuant to RSA 178:22, V(I).
- b. Claremont Opera House, Inc. 58 Opera House Square, Claremont, NH 03743. To be issued Performing Arts License #401008 pursuant to RSA 178:22, V(m). 90-Day Temporary License issued 12/2/2022.
- c. Craft Beer & More LLC DBA Craft Beer Xchange, 604 Endicott Street North, Laconia, NH 03246. To be issued Restaurant, On-Premises, Beverage & Wine License #1659203 pursuant to RSA 178:20. 30-Day Temporary License issued 11/29/2022.
- d. Hart's Restaurant, Inc. DBA Frog Rock Tavern, 67 Main Street, Meredith, NH 03253.
   To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1659103 pursuant to RSA 178:21.
   90-Day Temporary License issued 12/1/2022.
- e. Kasani, Inc. DBA The Windham Restaurant, 59 Range Road, Windham, NH 03087. To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1658203 pursuant to RSA 178:21. 90-Day Temporary License issued 12/2/2022.
- f. Lundy, Thomas J., Pease Air Force Base, Portsmouth, NH 03801.

  To be issued Transport License #0140 effective from 1/4/2023 to 6/4/2023 to a military serviceman who wishes to import his collection of alcohol to New Hampshire from overseas where he is currently stationed and have the 25% fee waived pursuant to RSA 175.6.

  See attached list of 47 bottles.

- g. La Patrona Sports Bar LLC, 201 Merrimack Street, Manchester, NH 03103.
   To be issued Restaurant, On-Premises, Beverage & Wine License #1649003 pursuant to RSA 178:20.
   30-Day Temporary License issued 12/2/2022.
- h. Moonlight Meadery LLC DBA Over The Moon Farmstand, 1253 Upper City Road, Pittsfield, NH 03263. To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1654103 pursuant to RSA 178:21.

  90-Day Temporary License issued 12/2/2022.
- i. Patel Brew LLC DBA Omnium Brewing, 460 High Street, Somersworth, NH 03878.
   To be issued Brew Pub, License #2007215 pursuant to RSA 178:13.
   90-Day Temporary License issued 11/30/2022.
- j. Pour Decisions Brewing LLC, 504 Laconia Road, Tilton, NH 03276.
   To be issued Beverage Manufacturer License #298118 pursuant to RSA 178:12.
   30-Day Temporary License issued 12/5/2022.
- k. PTS Food Enterprises LLC DBA Stark Brewing Company, 500 Commercial Street, Manchester, NH 03101.
   To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1657503 pursuant to RSA 178:21.
   90-Day Temporary License issued 12/2/2022.
- PTS Food Enterprises LLC DBA Stark Brewing Company,
   500 Commercial Street, Manchester, NH 03101.
   To be issued Beverage Manufacturer License #297718 pursuant to RSA 178:12.
   30-Day Temporary License issued 12/2/2022.

# 7. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8.

# DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

#### TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING DECEMBER 2, 2022: 1,384

- a. DK Wine Group LLC, 3358 Coffey Lane, Suite D, Santa Rosa, CA 95403.
   To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
   (Winery)
- Gestalt Wine Company, 707 Technology Way, Napa, CA 94558.
   To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
   (Winery)
- c. Little Creek Vineyard LLC, 3125 St. Helena Highway North, St. Helena, CA 94574. To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27. (Winery)
- Rowg LLC, 831 Latour Court, Suite C, Napa, CA 94558.
   To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27.
   (Winery)
- e. RWC Oregon LLC, 2441 76th Avenue SE, #541, Mercer Island, WA 98040. To be issued Direct Shipper, Wine Manufacturer Permit pursuant to RSA 178:27. (Winery)

## 9. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

# 10. <u>NOTIFICATION OF APPROVED PETITIONS</u>:

- a. Dartmouth Dining Service, Murdough Center, 31 Tuck Mall, Hanover, NH 03755.
   Caterer, Off-Site License #1281034 licensed pursuant to RSA 178:22, V(e).
   Requested approval for a temporary site, to wit, for a temporary site between 2:30 p.m. 5:00 p.m. on 12/1/2022 pursuant to RSA 178:24/Liq. 404.05.
- Earth Eagle Brewings, 350 Route #108, Unit #208, Somersworth, NH 03878.
   Restaurant, On-Premises, Beverage & Wine License #1634303 licensed pursuant to RSA 178:20.
   Requested to upgrade license, to wit, to upgrade the license to include liquor pursuant to RSA 178:21.
- c. Friendly Toast (The), 4 Main Street, Bedford, NH 03110.
  Restaurant, On-Premises, Beverage/Wine/Liquor License #1579703 licensed pursuant to RSA 178:21.
  Requested authorization to reduce hours of operation, to wit, to be open for meals from 8:00 a.m. 3:00 p.m., Monday Friday and 8:00 a.m. 5 p.m. on Saturdays and Sundays until 10/31/2023 pursuant to RSA 178:21, II, a (2).
- d. Friendly Toast (The), 113 Congress Street, Portsmouth, NH 03801.
   Restaurant, On-Premises, Beverage/Wine/Liquor License #1475103 licensed pursuant to RSA 178:21.
   Requested authorization to reduce hours of operation, to wit, to be open for meals from 8:00 a.m. 3:00 p.m., Monday Sunday until 4/30/2024 pursuant to RSA 178:21, II, a (2).
- e. Frogg Brewing at Greenfield, NH Volunteer Fire Department, 971 Forest Road, Greenfield, NH 03047. Caterer, Off-Site License #1298834 licensed pursuant to RSA 178:22, V(e).

  Requested approval for a permanent site, to wit, for a permanent site between 8:00 a.m. 8:00 p.m. on 12/3/2022 pursuant to RSA 178:24/Liq. 404.05.
- f. Josiah's Meetinghouse, 521 Calef Highway, Epping, NH 03042. Caterer, Off-Site License #1288234 licensed pursuant to RSA 178:22, V(e). Requested approval for a permanent site, to wit, between 1:00 p.m. 4:00 p.m. on 12/4/2022 and 12/10/2022 pursuant to RSA 178:24/Liq. 404.05.
- g. Maple Street Catering at Ava Gallery, 11 Banks Street, Lebanon, NH 03766.
   Caterer, Off-Site License #1300034 licensed pursuant to RSA 178:22, V(e).
   Requested approval for a permanent site, to wit, for Upper Valley Neurology between 2:30 p.m. 5:30 p.m. on 12/2/2022 pursuant to RSA 178:24/Liq. 404.05.
- h. Maple Street Catering at Dartmouth Hitchcock Medical Center,
  1 Medical Center Drive, Lebanon, NH 03766.
  Caterer, Off-Site License #1300034 licensed pursuant to RSA 178:22, V(e).
  Requested approval for a permanent site, to wit, between 6:00 p.m. 8:30 p.m. on 11/16/2022 pursuant to RSA 178:24/Liq. 404.05.
- i. Maple Street Catering at Haldeman Russo Gallery, 27 North Main Street, Hanover, NH 03755.
   Caterer, Off-Site License #1300034 licensed pursuant to RSA 178:22, V(e).
   Requested approval for a permanent site, to wit, for Neukom Institute-Life between 2:30 p.m. 5:30 p.m. on 12/2/2022 pursuant to RSA 178:24/Liq. 404.05.
- j. Maple Street Catering at Hood Russo Atrium, 4 East Wheelock Road, Hanover, NH 03755. Caterer, Off-Site License #1300034 licensed pursuant to RSA 178:22, V(e). Requested approval for a permanent site, to wit, for Neukom Institute between 5:30 p.m. 9:30 p.m. on 12/3/2022 pursuant to RSA 178:24/Lig. 404.05.

- k. Maple Street Catering at Dartmouth Hitchcock Medical Center, 1 Medical Center Drive, Lebanon, NH 03766.
  Caterer, Off-Site License #1300034 licensed pursuant to RSA 178:22, V(e).
  Requested approval for a permanent site, to wit, for Geisel School of Medicine between 2:30 p.m. – 5:30 p.m. on 12/1/2022 pursuant to RSA 178:24/Liq. 404.05.
- m. Night Owl Catering Co. at M.E. Productions, 1 Grove Street, Peterborough, 03458.
   Caterer, Off-Site License #1292334 licensed pursuant to RSA 178:22, V(e).
   Requested approval for a temporary site, to wit, for Town House between 7:00 p.m. 11:00 p.m. on 11/26/2022 pursuant to RSA 178:24/Liq. 404.05.
- n. Nok Vino LLC, 82 Currier Road, Concord, NH 03301.
  Wine Manufacturer License # 570130 licensed pursuant to RSA 178:8.
  Requested approval for authorization of other area for retail sales only at farmers' market, to wit, Holiday Shopping Extravaganza Market, 50 Emerson Road, Milford NH between the hours of 5:00 p.m. 9:00 p.m. on Friday, 12/9/2022 and Saturday, 12/10/2022 pursuant to RSA 178:24/RSA 179:44, II-a.
- O'Connor Bartending Services at Powder Major Farm, 6 Cherry Lane, Madbury, NH 03823.
   Caterer, Off-Site License #1298134 licensed pursuant to RSA 178:22, V(e).
   Requested approval for a temporary site, to wit, for Powder Major Farm between 2:30 p.m. 7:30 p.m. on 12/3/2022 pursuant to RSA 178:24/Lig. 404.05.
- p. Old Salt E&D Place & Apts. at Seashell Ocean Front Pavilion, 170 Ocean Blvd., Hampton, NH 03842. Caterer, Off-Site License #1282334 licensed pursuant to RSA 178:22, V(e). Requested approval for a temporary site, to wit, for the Hampton Fire Department Holiday Party between 6:00 p.m. 10:00 p.m. on 12/2/2022 pursuant to RSA 178:24/Lig. 404.05.
- q. Prancing Pony at Crossing Life Church and Community Center,
   122 North Lowell Road, Windham, NH 03087.
   Caterer, Off-Site License #1297534 licensed pursuant to RSA 178:22, V(e).
   Requested approval for a permanent site, to wit, for events between 4:00 p.m. 9:00 p.m. on 12/2/2022 and 12/3/2022 pursuant to RSA 178:24/Lig. 404.05.

#### 11. PETITIONS RECOMMENDED FOR COMMISSION DENIAL:

None

12. MISCELLANEOUS ITEMS RECOMMENDED FOR COMMISSION APPROVAL:

None

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:

#### **Tobacco Compliance Checks**

# Portsmouth, NH:

a. Market Basket #21, K-Mart Plaza, Portsmouth, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3003547 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: 11/7/2022.

Case #: 22-669-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.

b. Penguin Portsmouth, 856 Route #1 Bypass North, Portsmouth, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3387647 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: 11/7/2022.

Case #: 22-669-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.

c. Portsmouth Truck Stop North, 1010 Route #1 Bypass North, Portsmouth, NH.

Retail Tobacco License #133517 licensed pursuant to RSA 178:19-a.

Cited for violation of RSA 126-K:4 - sold tobacco to an underage person during a compliance check.

Date of violation: 11/7/2022.

Case #: 22-669-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.

#### **Grafton County:**

d. George's AG Super Value, 66 Main Street, Enfield, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3362447 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: 10/2/2022.

Case #: 22-535-OF.

\$250 administrative fine and mandatory completion of a Retail Tobacco Management Training Seminar (RTMTS) by a manager within thirty (30) days from the date of the violation.

e. Simon's Exit 16, 786 Methodist Hill Road, Enfield, NH.

Combination, Off-Premises, Beverage/Wine/Tobacco License #3200047 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: 10/2/2022.

Case #: 22-535-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.

#### 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