

AGENDA OF THE NHLC
DIVISION OF ENFORCEMENT & LICENSING
MEETING FOR JANUARY 11, 2024

1. ACCEPTANCE OF MINUTES:

RECOMMENDATION TO ACCEPT THE MINUTES OF THE COMMISSION MEETING HELD JANUARY 04, 2024.

2. TABLED ITEMS:

None

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

January 23, 2024 at 9:00 a.m.:

- a. Black Bear Vineyard, 289 New Road, Salisbury, NH 03268.
Wine Manufacturer License #566230 pursuant to RSA 178:8.
Cited for violation of RSA 178:8, IV – failed to file a monthly tax report by the 10th of the following month.
Date of violation: 08/11/2023.
Case #: 23-1263-OF.

January 23, 2024 at 10:00 a.m.:

- b. Niko Grill and Lounge Corporation DBA Slade's Food and Spirits,
4 West Hollis Street, Nashua, NH 03060.
Cocktail Lounge-Full Service Restaurant License #1071603 pursuant to
RSA 178:22, V(q)/ RSA 178:21, II(a)(1).
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a patron who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: 01/28/2023.
Case #: 23-99-OF.
**THE NEW HAMPSHIRE LIQUOR COMMISSION-DIVISION OF ENFORCEMENT AND LICENSING
REQUESTED A CONTINUANCE FOR THE HEARING SCHEDULED ON DECEMBER 19, 2023,
GRANTED ON DECEMBER 08, 2023.**

January 23, 2024 at 11:00 a.m.:

- c. Soho, 20 Old Granite Street, Manchester, NH 03101.
Cocktail Lounge-Full Service Restaurant License #1646003 pursuant to
RSA 178:22, V(q)/ RSA 178:21, II(a)(1).
Cited for violation of RSA 179:5, II – allowed an under-aged individual to possess or consume alcoholic beverage.
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.
Date of violation: 11/03/2023.
Case #: 23-1472-OF.

January 23, 2024 at 1:00 p.m.:

- d. Global Montello Group Corp DBA Alltown Market, 1050 South Willow Street, Manchester, NH 03103.
Combination, Off-Premises, Beverage/Wine/Tobacco License #3357447 pursuant to
RSA 178:18/RSA 178:19-a.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a patron who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: 07/28/2022
Case #: 23-1127-OF.

4. NOTIFICATION OF ADMINISTRATIVE ACTION PER SETTLEMENT AGREEMENT:

- a. Ayasofia Mediterranean Restaurant, 82 East Broadway, Salem, NH 03079.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1615703 pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I – served alcoholic beverage to a patron who was under the age of twenty-one during a compliance check.
Cited for violation of RSA 179:57Liq. 603.05 – failed to comply with the requirements of a Commission Order.
Date of violation: 07/27/2023 & 08/27/2023.
Case #: 23-1049-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. A manager completed a Management Training Seminar (MTS) online on September 29, 2023.
For violation of RSA 179:57Liq. 603.05– An administrative fine of \$500 with \$250 suspended for twelve (12) months pending no like violation.
- b. Buffalo Wild Wings Grill & Bar, 160 Washington Street #103, Rochester, NH 03867.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1455803 pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a patron who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: 12/15/2022
Case #: 23-98-OF.
An administrative fine of \$2500, 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 ten (10) days commencing 01/08/2024 and re-granted on 01/18/2024. The licensee shall increase and preserve their video surveillance capacity for no less than thirty (30) Days.
- c. Caduceus Cellars, 103 Dundee Avenue, Jerome, AZ 86331.
Direct Shipper Permit/ Wine Manufacturer #8174733 pursuant to RSA 178:27.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 10/16/2023.
Case #: 23-1446-OF.
An administrative fine of \$250 and the licensee shall remain in compliance with all statutes and administrative rules pertaining to the filing of reports by the 15th of the following month pursuant to RSA 178:27/Liq. 1103.01
- d. Prager Wine & Port Works Inc, 1281 Lewelling Lane, St. Helena, CA 94574.
Direct Shipper Permit/ Wine Manufacturer #8177633 pursuant to RSA 178:27.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 11/16/2023.
Case #: 23-1567-OF.
An administrative fine of \$250 and the licensee shall remain in compliance with all statutes and administrative rules pertaining to the filing of reports by the 15th of the following month pursuant to RSA 178:27/Liq. 1103.01
- e. Roederer Estate Inc, 4501 Highway 128, Philo, CA 95466.
Direct Shipper Permit/ Wine Manufacturer #8128133 pursuant to RSA 178:27.
Cited for violation of RSA 178:27/Liq. 1103.01 – failed to file a monthly report by the 15th of the following month.
Date of violation: 11/16/2023.

Case #: 23-1568-OF.

An administrative fine of \$250 and the licensee shall remain in compliance with all statutes and administrative rules pertaining to the filing of reports by the 15th of the following month pursuant to RSA 178:27/Liq. 1103.01

- f. Tio Juan's Margarita's Mexican Rest. & Watering Hole, 23 Members Way, Dover, NH 03820. Cocktail Lounge-Full Service Restaurant License #1357503 pursuant to RSA 178:22, V(q)/ RSA 178:21, II(a)(1). Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a patron who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated. Date of violation: 04/04/2022
Case #: 22-200-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 01/07/2024 and re-granted on 01/10/2024.

- g. US Mart, 540 Hall Street, Manchester, NH 03102. Combination, Off-Premises, Beverage/Wine/Tobacco License #3416447 pursuant to RSA 178:18/RSA 178:19-a. Cited for violation of RSA 179:5, I - served or sold alcoholic beverage to a patron who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated. Date of violation: 11/08/2023.
Case #: 23-1491-OF.
An administrative fine of \$500 and 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 01/15/2024 and re-granted on 01/18/2024.

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

None

6. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Famiglia LLC DBA Black Forest Café, 212 Route 101, Amherst, NH 03031. To be issued Combination License #3434447 pursuant to RSA 178:18. 30-Day Temporary License issued 01/05/2024.

- b. Famiglia LLC DBA Black Forest Café, 212 Route 101, Amherst, NH 03031. To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1686003 pursuant to RSA 178:21. 90-Day Temporary License issued 01/05/2024.

- c. Famiglia LLC DBA Black Forest Café, 212 Route 101, Amherst, NH 03031. To be issued Conditional Combination License #3434447/Restaurant, On-Premises, Beverage & Wine License #1686003 pursuant to RSA 178:17-a/RSA 178:20.

- d. Fiore Dining Group LLC DBA Luk's Bar & Grill, 142 Lowell Road, Unit 1, Hudson, NH 03051. To be issued Cocktail Lounge-Full Service Restaurant License #1685803 pursuant to RSA 178:22, V(q)/ RSA 178:21, II(a)(1). 90-Day Temporary License issued 01/05/2024.

- e. Ketu Convenience LLC DBA Three Sisters Country Store, 160 S Main Street, Wolfeboro 03894. To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3433947 pursuant to RSA 178:18/RSA 178:19-a. 30-Day Temporary License issued 01/04/2024.

- f. Marcos Spaghetti Factory Corp DBA Lui Lui, 8 Glen Road, West Lebanon, NH 03784. To be issued Restaurant, On-Premises, Beverage/Wine/Liquor License #1682503 pursuant to RSA 178:21. 90-Day Temporary License issued 01/05/2024.
- g. RK Bottoms Up Convenience LLC, 637 Route 12, Fitzwilliam, NH 03447. To be issued Combination, Off-Premises, Beverage/Wine/Tobacco License #3433547 pursuant to RSA 178:18/RSA 178:19-a. 30-Day Temporary License issued 01/04/2024.
- h. Stoned Wall & Grill LLC (The), 37 Manchester Street, Manchester, NH 03101. To be issued Cocktail Lounge-Full Service Restaurant License #1684103 pursuant to RSA 178:22, V(q)/ RSA 178:21, II(a)(1). 90-Day Temporary License issued 01/04/2024.

7. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JANUARY 09, 2024: 1,358.

None

9. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

10. NOTIFICATION OF APPROVED PETITIONS:

- a. Energy North Inc DBA Haffners, 63 Gilford East Drive, Gilford, NH 03249. Combination, Off-Premises, Beverage/Wine/Tobacco License #3401247 pursuant to RSA 178:18/RSA 178:19-a. Requested to transfer alcohol, to wit, to transfer alcohol from 63 Gilford East Drive, Gilford, NH 03249 to Haffners, 268 Whittier Highway, Moultonborough, NH 03254, License #3420147 pursuant to RSA 178:29, VIII.
- b. Marcos Spaghetti Factory Inc DBA Lui Lui, 8 Glen Road, W Lebanon, NH 03784. Restaurant, On-Premises, Beverage/Wine/Liquor License #1682503 pursuant to RSA 178:21. Requested approval for a permanent extension of service, to wit, for an outdoor area (patio) with a capacity of 48 pursuant to RSA 178:24/Liq. 404.05.
- c. Monadnock Country Café LLC, 80 Peterborough Street, Jaffrey, Nh 03452. Restaurant, On-Premises, Beverage/Wine/Liquor License #1618003 pursuant to RSA 178:21. Requested a waiver for authorization of reduction of hours, to wit, to reduce the hours of operation to exclude the dinner hour pursuant to RSA 178:21, II, a (2) and as indicated in an email dated 01/05/2024.

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 ALCOHOL COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:

None

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

- a. KCD Enterprises LLC DBA Luna Bistro, 254 N Broadway, Salem, NH 03079.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1630703 pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to a patron who was under the age of twenty-one during a compliance check.
Date of violation: 07/27/2023
Case #: 23-1049-OF
Warning, four (4) points assessed to the license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.
- b. Market at Tuscan Kitchen (The), 9 Via Toscana, Suite 600, Salem, NH 03079.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1469603 pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to a patron who was under the age of twenty-one during a compliance check.
Date of violation: 07/27/2023
Case #: 23-1049-OF
An administrative fine of \$ 500, four (4) points assessed to the license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.
- c. Pug Indian Grill LLC DBA Grand India, 264 N Broadway, Salem, NH 03079.
Restaurant, On-Premises, Beverage/Wine/Liquor License #1649103 pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to a patron who was under the age of twenty-one during a compliance check.
Date of violation: 07/27/2023
Case #: 23-1049-OF
Warning, four (4) points assessed to the license and mandatory completion of a Management Training Seminar (MTS) by a manager within thirty (30) days from the date of the violation.

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

- a. Center Sandwich, NH
- b. Dover, NH;
- c. Durham, NH;
- d. East Wakefield, NH;
- e. Farmington, NH;
- f. Franconia, NH;
- g. Hampton, NH;
- h. Hanover, NH;
- i. Hebron, NH;
- j. Hinsdale, NH;
- k. Keene, NH;
- l. Lee, NH;
- m. Lyme, NH;
- n. Milton, NH;
- o. Monroe, NH;
- p. New Durham, NH;

- q. North Haverhill, NH;
- r. North Woodstock, NH;
- s. Orford, NH;
- t. Piermont, NH;
- u. Plaistow, NH;
- v. Rochester, NH;
- w. Rollinsford, NH;
- x. Somersworth, NH; and
- y. West Lebanon, NH;

17. ADMINISTRATIVE ACTION ON TOBACCO COMPLIANCE CHECKS RECOMMENDED FOR COMMISSION APPROVAL:

- a. Brookline Country Store Inc DBA Caryn's Country Convenience, 75 Route 13, Brookline, NH 03033. Combination, Off-Premises, Beverage/Wine/Tobacco License #3301947 pursuant to RSA 178:18/RSA 178:19-a. Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check. Date of violation: 12/03/2023. Case #: 23-1527-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. Cournoyer, Margaret DBA Willard's Store, 19 Main Street, Temple, NH 03084. Combination, Off-Premises, Beverage/Wine/Tobacco License #489047 pursuant to RSA 178:18/RSA 178:19-a. Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check. Date of violation: 12/03/2023. Case #: 23-1527-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. DG Retail LLC DBA Dollar General Store, 70 Wilton Road, Milford, NH 03055. Combination, Off-Premises, Beverage/Wine/Tobacco License #3396147 pursuant to RSA 178:18/RSA 178:19-a. Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check. Date of violation: 12/03/2023. Case #: 23-1527-OF. \$250.00 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.
- d. Shaw's Supermarkets Inc DBA Shaw's 7695, 141 Dublin Road, Peterborough, NH 03458. Combination, Off-Premises, Beverage/Wine/Tobacco License #3234547 pursuant to RSA 178:18/RSA 178:19-a. Cited for violation of RSA 126-K:4, I – sold tobacco products to an underage person during a compliance check. Date of violation: 12/08/2023. Case #: 23-1583-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.

18. ADMINISTRATIVE HEARING DECISION PENDING:

None

19. ADMINISTRATIVE HEARING DECISIONS:

None

20. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

None