

Tab

50

ABC Board Meeting, May 30th, 2013

Notice of Violation Summary

= Current Violation

LIC #	ESTABLISHMENT NAME	CASE NO.	DATE OF VIOLATION	VIOLATION NOTED
45	Mykel's	13-0265	3/5/2013	Furnishing Alcohol to a Person Under 21
		13-0265	3/5/2013	Allowing Under 21 to Remain on Licensed Premises
No Previous Violations				
297	De Canter Inn	13-0406	4/10/2013	No Server Education
		13-0406	4/10/2013	Failure to Show Proof of Server Education
No Previous Violations				
493	Hamilton's Place	13-0307	3/7/2013	Furnishing Alcohol to a Person Under 21
		10-1221	7/21/2010	Furnishing Alcohol to a Person Under 21
		07-0015	1/3/2007	Furnishing Alcohol to a Person Under 21
		07-0015	1/3/2007	Failure to Show Proof of Server Education
621	Kalsin Bay Inn	13-0321	3/8/2013	Responsibility of Licensee / Agents / Employees
No Previous Violations				
685	Tug Bar and Liquor Store	13-0149	2/20/2013	Furnishing Alcohol to a Person Under 21
No Previous Violations				
688	In and Out Bush Liquor #2	13-0203	3/1/2013	Furnishing Alcohol to a Person Under 21
		13-0203	3/1/2013	Failure to Show Proof of Server Education
No Previous Violations				
834	Party Time / Boniface Liquor	13-0158	2/25/2013	Furnishing Alcohol to a Person Under 21
		13-0158	2/25/2013	Failure to Show Proof of Server Education
		13-0158	2/25/2013	Alcohol Server Education Required
		07-1143	5/6/2007	Furnishing Alcohol to a Person Under 21
		06-2290	11/2/2006	Furnishing Alcohol to a Person Under 21
		06-2290	11/2/2006	Licensed Premises

1002	Salty Dawg Saloon	13-0287	3/16/2013	Furnishing Alcohol to a Person Under 21
		13-0287	3/16/2013	Allowing Under 21 to Remain on Licensed Premises
No Previous Violations				

1043	Hooper Bay Café	13-0033	1/9/2013	Furnishing Alcohol to a Person Under 21
		13-0026	1/9/2013	Furnishing Alcohol to a Person Under 21
		09-0238	11/24/2009	Furnishing Alcohol to a Person Under 21
		09-0238	11/24/2009	Allowing Under 21 to Remain on Licensed Premises

1143	Tok Lodge Bar	13-0330	3/8/2013	Responsibility of Licensee / Agents / Employees
No Previous Violations				

1211	Village Bar	12-1276	11/20/2012	Furnishing alcohol to a person under 21
		12-1276	11/20/2012	Allowing under 21 person on licensed premises
No Previous Violations				

1410	Brown Jug	13-0034	1/10/2013	Furnishing Alcohol to a Person Under 21
No Previous Violations				

1561	Brown Jug	13-0353	3/27/2013	Furnishing Alcohol to a Person Under 21
		09-1516	8/31/2009	Furnishing Alcohol to a Person Under 21

2227	2Go Mart #112	12-1294	11/29/2012	Furnishing Alcohol to a Person Under 21
		08-1676	12/28/2008	Furnishing Alcohol to a Person Under 21

2476	American Legion Post #33	12-0985	9/12/2012	Furnishing Alcohol to a Person Under 21
		12-0985	9/12/2012	Club License Violation
		09-1385	8/5/2009	Inspection
		07-0496	3/13/2007	Furnishing Alcohol to a Person Under 21
		07-0496	3/13/2007	Posting of Warning Signs
		07-0496	3/13/2007	Licensed Premises

2616	Chepo's Fiesta	13-0049	1/10/2013	Furnishing Alcohol to a Person Under 21
		13-0049	1/10/2013	Alcohol Server Education Required
		13-0049	1/10/2013	Licensee Responsible for Violations
		13-0049	1/10/2013	Penalty for making false statements
		05-1142	12/2/2005	Furnishing Alcohol to a Person Under 21
		05-1142	12/2/2005	Allowing Under 21 to Remain on Licensed Premises
		05-1142	12/2/2005	Failure to show proof of Server Education
		05-1142	12/2/2005	Allowing another to sell to an under 21 person
		05-1142	12/2/2005	Failure to obtain server education
		01-0066	11/24/2001	Obligation to Enforce Restrictions

2684	Kasilof River View Lodge	13-0271	3/5/2012	Furnishing Alcohol to a Person Under 21
		10-1190	7/20/2010	Furnishing Alcohol to a Person Under 21
		06-1223	7/7/2006	Furnishing Alcohol to a Person Under 21

2706	VFW #9981	13-0211	3/1/2013	Club License
No Previous Violations				

3032	Pizza Paradisos	13-0304	3/7/2013	Furnishing Alcohol to a Person Under 21
No Previous Violations				

3077	Panda Restaurant	13-0354	3/27/2013	Furnishing Alcohol to a Person Under 21
		07-1156	5/22/2007	Furnishing Alcohol to a Person Under 21

3316	Fairbanks Princess Riverside Lodge	12-1410	12/28/2012	Furnishing alcohol to a person under 21
		12-1410	12/28/2012	Allowing a person under 21 to remain on licensed premises
No Previous Violations				

3461	Puddle Jumper's Saloon	13-0317	3/8/2013	Responsibility of Licensee / Agents / Employees
		09-1207	6/27/2009	Furnishing alcohol to a person under 21
		09-0959	6/2/2009	Restaurant / Caterers / Diner Permit
		09-0959	6/2/2009	Caterers Permit
		09-0959	6/2/2009	License or Permit Required

3695	Triple F Bar and Grill	13-0333	3/18/2013	Prohibited conduct relating to a drunken person
		10-1717	10/19/2010	Furnishing Alcohol to a Person Under 21
		10-1717	10/19/2010	Allowing Under 21 to Remain on Licensed Premises
		10-1717	10/19/2010	Failure to show proof of Server Education
		06-1255	7/11/2006	Furnishing Alcohol to a Person Under 21
		06-1255	7/11/2006	Allowing Under 21 to Remain on Licensed Premises
		06-0291	2/15/2006	Failure to obtain server education
		05-0337	4/27/2005	Failure to obtain server education
3887	Fred Meyer #653	12-1367	12/12/2012	Furnishing Alcohol to a Person Under 21
		07-0491	3/7/2007	Furnishing Alcohol to a Person Under 21
		09-2217	12/30/2009	Furnishing Alcohol to a Person Under 21
4109	Fu Do Restaurant	13-0300	3/7/2013	Alcohol Server Education Required
		07-0129	1/27/2007	Furnishing Alcohol to a Person Under 21
		07-0129	1/27/2007	Alcohol Server Education Required
4247	Brewsters	12-1388	12/27/2012	Furnishing Alcohol to a Person Under 21
		11-1335	11/29/2011	Furnishing Alcohol to a Person Under 21
		11-1335	11/29/2011	Allowing Under 21 Person on Licensed Premise
4275	Gumbo House	13-0200	3/1/2013	Furnishing Alcohol to a Person Under 21
		13-0200	3/1/2013	Licensee Responsible for Violations
		13-0200	3/1/2013	Responsibility of Licensees / Agents / Employees
No Previous Violations				
4279	TGIF	13-0375	3/29/2013	Furnishing Alcohol to a Person Under 21
No Previous Violations				
4435	Ronnie Sushi	13-0431	4/23/2013	Alcohol Server Education Required
No Previous Violations				

4529	Samurai Sushi Garden	13-0020	1/9/2013	Furnishing alcohol to a person under 21
		13-0020	1/9/2013	Server Education Required
		10-1793	10/28/2010	Furnishing alcohol to a person under 21
		10-1793	10/28/2010	Responsibility of Licensee / Agents / Employees
		10-1793	10/28/2010	Licensee Responsible for Violations
		09-1772	10/13/2009	Alcohol Server Education Required
4574	North Lakes Liquor	13-0145	2/20/2013	Furnishing Alcohol to a Person Under 21
		08-0563	5/19/2008	Furnishing Alcohol to a Person Under 21
4675	The Fat Mermaid	13-0319	3/8/2013	Responsibility of Licensee / Agents / Employees
		09-1139	6/26/2009	Furnishing alcohol to a person under 21
4680	Little BBQ House Korean Cuisine	13-0030	1/9/2013	Furnishing alcohol to a person under 21
		13-0030	1/9/2013	Alcohol Server Education Required
		13-0030	1/9/2013	Responsibility of Licensee / Agents / Employees
		13-0030	1/9/2013	Licensed Premises
		No Previous Violations		
4778	The Finish Line	12-1389	12/27/2012	Furnishing Alcohol to a Person Under 21
		12-1389	12/27/2012	Allowing Under 21 to Remain on Licensed Premises
No Previous Violations				
4863	Comfort Suites	13-0174	2/27/2013	Furnishing Alcohol to a Person Under 21
		13-0174	2/27/2013	Allowing Under 21 to Remain on Licensed Premises
		10-2112	12/9/2019	Furnishing Alcohol to a Person Under 21
		10-2112	12/9/2010	Allowing Under 21 to Remain on Licensed Premises
4933	Hula Hands	13-0083	2/5/2013	Furnishing Alcohol to a Person Under 21
		13-0083	2/5/2013	Alcohol Server Education Required
		13-0083	2/5/2013	Licensee Responsibility
		No Previous Violations		

4941	Seoul Gate Restaurant	12-1393	12/27/2012	Furnishing Alcohol to a Person Under 21
		12-1393	12/27/2012	No Server Education
		12-1393	12/27/2012	Licensee Responsible for Violations
No Previous Violations				

5033	Jimmy's Sushi	13-0395	4/18/2013	Furnishing Alcohol to a Person Under 21
No Previous Violations				

5035	Alaska Boathouse	12-1378	12/13/2012	Furnishing Alcohol to a Person Under 21
No Previous Violations				

4354	Homewood Suites	13-0345	3/26/2013	Responsibility of Licensees / Agents / Employees
		13-0345	3/26/2013	Licensee Responsible for Violations
		08-1620	12/11/2008	Pricing and Marketing
		08-1620	12/11/2008	Removal or Introduction of Alcoholic Beverages



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-12-13
Number 13-0265
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Mykel's Restaurant, Inc.	License Number 45	Type of License Beverage Dispensary - Tourism
D.B.A. Mykel's Restaurant	How Delivered <input checked="" type="checkbox"/> [X] Certified Mail # On-File <input type="checkbox"/> [] In Person	Law Enforcement Agency Soldotna Police Department
Street or P.O. Box 35041 Kenai Spur Road	City, State Soldotna, AK	Zip 99669

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-5-13, at about 1541 hours, Mykel's Restaurant server Diana Kay Vega furnished an alcoholic beverage to a person under the age of 21 and then allowed the underage person to remain on the premises. The incident occurred during a compliance check. Vega was issued summonses for furnishing alcohol to a person under 21 and allowing an under 21 person on a licensed premises. A mandatory court date of 3-22-13, 0830 hours, Kenai District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

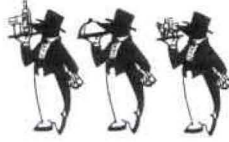
**Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507**

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB's 13-001
Filed By: <i>JR Hamilton</i>	Title: Investigator III

Mykel's



Restaurant & Lounge

35041 Kenai Spur Highway

Soldotna, AK 99669

(907) 262-4305 ♦ (907) 262-4353 fax ♦ www.mykels.com

TO: Shirley A. Cote', Director
Alcohol Beverage Control Board



FROM: Alice Kerkvliet – (907) 398-3693 - cell

DATE: Thursday, March 14, 2013

SUBJECT: Liquor License #45 - Response to Notice of Violation
and actions taken to prevent reoccurrence

On 3-5-13 one of my senior servers, Diana Kay Vega sold a beer to a person under age after looking at his ID, but not reading it correctly because she wasn't wearing her glasses and thought she saw 1992 for the year. Immediately after the violation I posted a note to all of the servers about the issue, then in a few days we had a staff meeting which included a discussion about the importance of clearly reading the dates and not just giving it a glance, and to always error on the side of caution. My older staff members have been told to always carry their reading glasses with them or to take ID's into the kitchen for better lighting and to get their glasses before ever serving drinks. In addition I have posted new labels on all of the registers, bar areas, banquet room areas and swinging doors reminding all the servers about the correct birth year necessary for being 21 years of age, just to prevent any possible confusion.

I believe I have the a very qualified and well trained staff who generally do an exemplary job of following the law, but this time Kay failed to take the extra caution that is necessary to be absolutely certain of being in compliance. In my 15 years of running this restaurant and lounge, this is our first violation and I would assume that for good long time my servers will be excessively thorough in ensuring that everyone who drinks here at Mykel's is of age and with proper identification.

Please call me if you have any questions or concerns, (907) 398-3693 cell; (907) 262-4305 restaurant.

Regards,

Alice Kerkvliet
Owner / Manager



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 4-17-13
Number 13-0406
Page 1 of 1 Page

Notice of Violation

(3AAC 304.525)

Licensee UMFA Inc.	License Number 297	Type of License Beverage Dispensary
D.B.A. De Canter Inn Mile 107 Sterling Hwy	How Delivered <input checked="" type="checkbox"/> [X] Certified Mail # On-File <input type="checkbox"/> [] In Person	Law Enforcement Agency Alaska State Troopers
Street or P.O. Box PO Box 703	City, State Soldotna, AK	Zip 99669

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On or about 4-10-13, Alaska State Trooper Eric Olsen contacted you at the De Canter Inn where you are the licensee. When Trooper Olsen asked for proof of current server education, you provided an expired TAM card of 3-18-12. In reviewing your license file, it appears you are aware of your need for server education as you signed a notarized document on or about 12-20-11 stating you and your employees have current server education.

Your attention is directed to **AS 04.21.025: Alcohol server education course** and **03AAC104.465: Alcohol server education course**.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

3 AAC 304.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Alaska State Trooper Eric Olsen
Filed By: <i>JL Hamilton</i>	Title: Investigator III



Decanter Inn

P.O. Box 1089 Kasilof, AK 99610 (907) 262-5933 (907) 262-5917 www.decanterinn.com

4/22/13

Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

re: notice of violation dated 4/17/13
UMFA Inc. License # 297

Ms. Cote'

My usual routine would be my wife and myself renewing our TAM cards when due in May with Steve Cornish as the instructor. Steve would stop by the Decanter whenever he would be having classes going on. That has been the routine for 12 years.

Beginning in early 2012 my father had some serious health issues and I spent the majority of the summer and fall moving them outside closer to medical facilities. While my wife renewed and she probably reminded me to renew, it just slipped my mind.

This is no excuse and I corrected the problem as soon as Trooper Olson brought it to my attention. I'm sure our routine of renewing prior to expiration date will be back to normal and always maintained.



Glenn A. Tisdale



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-10-13
Number 13-0307
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Mark R. & Dolores A. Wilson	License Number 493	Type of License Package Store
D.B.A. Hamilton's Place 18280 Sterling Hwy	How Delivered <input checked="" type="checkbox"/> [X] Certified Mail # On-File <input type="checkbox"/> [] In Person	Law Enforcement Agency Alaska State Troopers
Street or P.O. Box PO Box 505	City, State Cooper Landing, AK	Zip 99572

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-7-13, at about 1540 hours, Hamilton's Place licensee Mark Raymond Wilson sold an alcoholic beverage to a person under the age of 21. The sale occurred during a compliance check. Wilson was issued a summons for furnishing alcohol to a person under the age of 21. A mandatory court date of 3-26-13, 1400 hours, Seward District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB's 13-002
Filed By: <i>JR Hamilton</i>	Title: Investigator III

HAMILTON'S PLACE
P O Box 569
Cooper Landing, AK 99572

March 27, 2013

Shirley A Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

RE: Notice of Violation – License Number 493 – Number 13-0307 - dated 3-10-13

Dear Ms. Cote',

I am responding to your above referenced Notice of Violation which asked for an explanation of what action we have taken to prevent a reoccurrence of this violation.

After much thought and research, I have come up with the following:

1. Made a new sign to be posted on the wall of the Package Store and on the door window facing outside stating: "ONLY State Drivers Licenses OR State Identifications USED For Identification. Manager" Enclosing a copy.
2. Made a new sign to be posted on the wall of the Package Store and on the door window facing outside stating: Alcohol Restricted (licenses): three samples listed: Under 21 – Provisional Identification - DRIVERS LICENSE AND MOTORCYCLE Alcohol Restricted. Enclosing a copy.
3. Bought 6 new "DO THE MATH" hand held "age" checkers. Not yet received. Was hoping to receive before I had to wrote this letter to check how it worked.

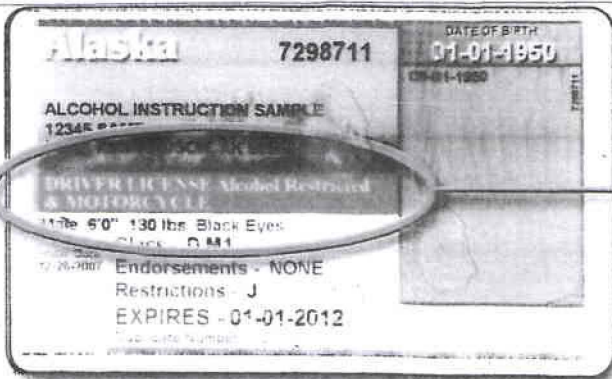
With these signs posted, everyone will know what is expected of them when they enter the premises. All your other signs are posted. I will write a further letter after Mark Wilson has gone to court.

Thank you for your time,



Dolores A & Mark R Wilson
Licensee

Alcohol Restricted



Provisional



Identification

Under 21



ONLY

State Drivers Licenses
or

State Identifications

USED

For

Identification

Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, AK 99501



Date: 3/11/2013
Number: 13-0321
Page 1 of 1

Notice of Violation

(13 AAC 104.525)

Licensee Wayne Sargent	License Number 621	Type of License Beverage Dispensary
D.B.A. Kalsin Bay Inn	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Kodiak Police Department
Street or P.O. Box PO Box 8928	City, State Kodiak	Zip 99615

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On March 8, 2013, the Alcoholic Beverage Control Board received information from the State of Alaska, Department of Environmental Conservation, Division of Environmental Health, Food Safety and Sanitation Program, that you are in violation of 18AAC 31.030(e) - Permit Application and Renewal. This subsection states that to continue operating, an operator must renew a permit each year on or before December 31 by paying the fee required by 18 AAC 31.050. If the operator operates only during the summer season, the operator must renew a permit each year on or before May 1 by paying the fee required by 18 AAC 31.050. As of this writing, the Department of Environmental Conservation's records indicate that you have not renewed your permit.

Your attention is directed to **AS 04.21.030: Responsibility of licensees, agents, and employees.**


You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: DEC Food Safety and Sanitation Program
Filed: 	Title: Investigator III

7006 3450 0003 7321 2791

Wayne Sargent

April 05/05/13

PO BOX 8928

Kodiak, AK 99615

To: Alcohol Beverage Control Board. As of October 10/1/13. I no longer am the owner of the Kalsin Bay Inn. It was sold to Ron and Julie Kavanaugh. I do still have owner of the beverage and package store licenses. I am currently in negotiation with them for the two licenses. I am aware that they must be operated and am working toward that goal. If you have any questions you can reach me at (907) 942 2659. I have already had this conversation with the DEC, but it seems it was lost in the mix. I will be sending them a copy of this same letter. Sincerely Wayne L. Sargent

Wayne L. Sargent



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 2-21-13
Number 13-0149
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Tim L. Cornelius	685	Package Store
D.B.A. The Tug Bar & Liquor Store Mile 18.5 Knik Goose Bay Rd	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Alaska State Troopers
Street or P.O. Box PO Box 877590	City, State Wasilla, AK	Zip 99687

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 2-20-13, at about 1734 hours, Tug Bar & Liquor clerk Mischel Anna Landlord sold an alcoholic beverage to a person under the age of 21. The sale occurred during a compliance check. Landlord was issued a summons for furnishing alcohol to a person under 21. A mandatory court date of 3-19-13, 0830 hours, Palmer District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

**Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501**

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Underage Buyer 12-002 and F.R. Hamilton
Filed By: <i>J.R. Hamilton</i>	Title: Investigator III

**Tug Bar @ Goose Bay inn
Po Box 877590, 18.5 Knik-Goose Bay Rd
Wasilla, AK 99687
907-376-3132; 907-376-5720; fax: 907-376-3182
cornelius@mtaonline.net**

March 11, 2013

RE: Response to Notice of Violation
Tug Bar & Liquor Store
Tug Bar License #684 / Packaged Liquor Store License # 685

Attention: Shirley A Cote, Director
Alcoholic Beverage Control Board

We sincerely regret the violation that occurred on the above date at the Tug Bar referenced in the Notice of Violation that we received. We will make every effort to correct the situation by the following corrective measures:

- Thorough review and retraining as per the TAPS, state and local laws and regulations. We have a copy of the current training manual and purchased necessary literature on 2/21/2013 in your Anchorage office.
- Closer monitoring, supervising and frequent reviews with employees.
- Regular review of employee progress in all of the above area's.

Any other suggestions would be greatly appreciated.

Thank you f or time and attention,



Tim Cornelius

Carmel
PO Box 57590
Wesley, AR 99687

ST of Sentance

263-5930
2400 Viking
please
no contest

AGE STICKER AT TOP OF ENVELOPE
OF THE RETURN ADDRESS. FOLD AS

CERTIFIED MAIL™



7012 1010 0000 6370 1232

Alcoholic Beverage Control Board
5848 East Tudor Rd
Hr AL 99507

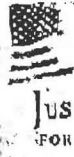
NIXIE 995 CE 1 01.03/15/13

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 99687759090 *1989-05754-13-42

99507#1286

99687@7590



Mar 18 13 04:12P
Jus
FOR
Ing Bar Goose Bay Inn

907-376-3182



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-4-13
Number 13-0203
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Kay Inc.	License Number 688	Type of License Package Store
D.B.A. In and Out Bush Liquor #2	How Delivered [X] Certified Mail # On-File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 1100 W. Benson Blvd	City, State Anchorage, AK	Zip 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-1-13, at about 1357 hours In and Out Bush Liquor #2 licensee Martin Moochan Kim sold an alcoholic beverage to a person under the age of 21. The sale occurred during a compliance check. Kim was told to stop selling alcoholic beverages until he could provide proof of server education. Kim was issued summonses for furnishing alcohol to a person under 21 and failing to provide proof of server education.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees** and **13AAC104.465: Alcohol server education course**.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB 11-005
Filed By: <i>JL Hamilton</i>	Title: Investigator III



THE LAW OFFICES OF
ERNOUF & COFFEY

A Professional Corporation

3606 Rhone Circle
Suite 110
Anchorage, AK 99508
t: 907/274-3385
f: 907/274-4258

March 21, 2013

Ms. Shirley Coté
Executive Director
Alcoholic Beverage Control Board
2400 Viking Dr.
Anchorage, Alaska, 99501

HE did NOT ASK AGE.
DOB IS ON BACK OF CARD

**Re: Notice of Violation
No. 13-0203
Kay Inc.**

Dear Ms. Coté:

This firm represents Kay Inc. Please let this letter serve as a response to the notice of violation ("NOV") issued on March 4, 2013. The NOV refers to two (2) violations: service to a minor and failure to have proof of completion of an approved alcohol served education course.

Kay Inc, and Mr. Martin Kim, take these matters very seriously. Responding first to the service to a minor violation, I am advised by Mr. Kim that what happened was simply a mistake. It should be known that Mr. Kim is an elderly gentleman with great respect for the military, and those that serve. Mr. Kim was confused because the identification furnished by the informant was a military identification card, but it did not have a date of birth on it. To this end, Mr. Kim asked the patron his age, and the patron represented that he was over the age of 21. This is where my client made his mistake.

I have spoken to Mr. Kim regarding this incident. He understands that in the future, he must adequately ensure that the patron furnishes their date of birth via a proper identification card, so that he can establish whether they are of the legal age. He will not make this mistake in the future. Kay Inc. has held a meeting of all its employees to discuss this issue, and how to assure it does not happen again in the future.

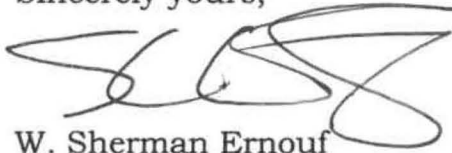
Further, on the date in question Mr. Kim did not have his TAM card on his person. He did, however, have valid TAM training. As a result of this incident, I have spoken with Kay Inc and Mr. Kim regarding ways to prevent

this mistake in the future. We have discussed that the business should keep a binder containing copies of the TAM cards for all employees. This will help to ensure that this will never happen again.

Finally, as you are aware, Mr. Kim has been a licensee for over nine years. He has no criminal record. Mr. Kim accepts and realizes that he made a mistake in this instance.

My client and I would be glad to come down and talk to you about this NOV should you wish for us to do so. If further action is required, please contact me directly. Thank you for your time and consideration in this regard.

Sincerely yours,

A handwritten signature in black ink, appearing to be 'W. Sherman Ernouf', written over the printed name.

W. Sherman Ernouf

cc: Kay Inc.
Martin Kim



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 2-26-13
Number 13-0158
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Party Time/Boniface Liquors Inc.	834	Package Store
D.B.A.	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency
Party Time/Boniface Liquor		Anchorage Police Department
Street or P.O. Box	City, State	Zip
341 Boniface Parkway	Anchorage, AK	99504

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 2-25-13, at about 1855 hours, Party Time/Boniface Liquor clerk Sedrick T. Hamilton was arrested and booked for not having current server education. The incident stemmed from a passed compliance check where Hamilton refused to return the underage buyers ID to ABC Investigators. Hamilton was asked to provide proof of current server education and identification and refused. He was told to stop selling alcoholic beverages but continued to sell. After arrival of Anchorage Police Officers, Hamilton provided ID and his server card to them. The server card had expired on 12-16-11. After refusing a summons and promise to appear in court, Hamilton was arrested and booked at the Anchorage Jail with a \$200 unsecured appearance bond.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees, 13AAC104.465 & AS 04.21.025: Alcohol server education course.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Inv. Ed Smyers, Anchorage Police Officers Lofton and Meier
Filed By: <i>SL Hamilton</i>	Title: Investigator III

FROM: PARTYTIME LIQUORS BONIFACE, INC—License # 834
C/O: Roy M. Cappadona
341 Boniface Parkway, Unit H
Anchorage, AK 99504

TO: ALCOHOL BEVERAGE CONTROL BOARD
C/O: Shirley A. Cote, Director
5848 East Tudor Road
Anchorage, AK 99507

DATED: MARCH 6, 2012

RE: Response to Notice of Violation, Dated 2-26-13

Mrs. Cote,

Good day. This correspondence is an official response to your initial correspondence titled Notice of Violation (please see attachment 1). I have read and reviewed the contents within and am prepared now to provide the following response:

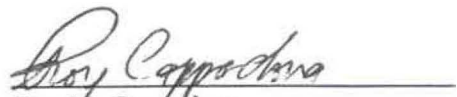
In your letter you cited the date and time in which Mr. Hamilton had been involved in an incident that led to his arrest. I spoke with Mr. Hamilton concerning the incident to obtain his input on the incident that took place. He informed me that he was under a lot of stress at that particular time because he had a few issues prior to that with a “shady character” and was trying to maintain safety on the premises prior to the incident involving the underage minor that attempted to purchase alcohol. He also stated that was his first time having an encounter with the ABC agents. I informed him that, periodically, these inspections occur to insure that alcohol is being kept out of the hands of minors and there was no need for him to make a huge deal of the matter. Also, I reminded Hamilton that the store has posters all over concerning the Zero Tolerance Policy regarding state liquor laws and the violation thereof so he was made fully aware that I cannot and will not tolerate any actions that violate state liquor laws.

After further discussion, he mentioned that he was told in training that when an incident involves a minor attempting to purchase alcohol that he is supposed to confiscate the ID of the minor in question and release it to the local uniformed police officers so that they may make record of the incident. I then clarified with him that the ABC Inspector is considered law enforcement and he should have given the ID to the Inspector. After I explained and showed him some guidelines he then realized that he did not need to “err to the side of caution” and that these inspections are just a part of the business.

Regarding the matter surrounding his expired TAMS Card, I was unaware that his card was expired as he told me that he was up-to-date before we agreed to bring him in to assist the store in addressing security protocols in an effort to cut back on crime around the premises. Within 24 hours of the incident, he took the initiative to have the card renewed (see attachment 2).

If you have any further questions then you can contact me at 337-9392.

Sincerely,


Roy M. Cappadona
PARTYTIME LIQUORS BONIFACE



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 2-26-13
Number 13-0158
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Party Time/Boniface Liquors Inc.	834	Package Store
D.B.A.	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency
Party Time/Boniface Liquor		Anchorage Police Department
Street or P.O. Box	City, State	Zip
341 Boniface Parkway	Anchorage, AK	99504

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44 62 330 - AS 44 62 630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 2-25-13, at about 1855 hours, Party Time/Boniface Liquor clerk Sedrick T. Hamilton was arrested and booked for not having current server education. The incident stemmed from a passed compliance check where Hamilton refused to return the underage buyers ID to ABC Investigators. Hamilton was asked to provide proof of current server education and identification and refused. He was told to stop selling alcoholic beverages but continued to sell. After arrival of Anchorage Police Officers, Hamilton provided ID and his server card to them. The server card had expired on 12-16-11. After refusing a summons and promise to appear in court, Hamilton was arrested and booked at the Anchorage Jail with a \$200 unsecured appearance bond.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees, 13AAC104.465 & AS 04.21.025: Alcohol server education course.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Inv. Ed Smyers, Anchorage Police Officers Lofton and Meier
Filed By: <i>JL Hamilton</i>	Title: Investigator III

Attachment 1



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-10-13
Number 13-0287
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Sdawg Inc.	License Number 1002	Type of License Beverage Dispensary
D.B.A. Salty Dawg Saloon 4380 Homer Spit Road	How Delivered <input checked="" type="checkbox"/> Certified Mail # On-File <input type="checkbox"/> In Person	Law Enforcement Agency Homer Police Department
Street or P.O. Box PO Box 2581	City, State Homer, AK	Zip 99603

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-6-13, at about 1411 hours, Salty Dawg Saloon bartender Robert Lawrence Bain sold an alcoholic beverage to a person under the age of 21 and then allowed the underage person to remain on the premises. The incident occurred during a compliance check. Bain was issued summonses for furnishing alcohol to a person under the age of 21 and allowing an under 21 person on the licensed premises. A mandatory court date of 3-26-13, 0845 hours, Homer District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB's 13-002
Filed By: <i>JL Hamilton</i>	Title: Investigator III

03/18/2013

To: Shirley A. Cote', Director
Alcohol Beverage Control Board
5848 East Tudor Road
Anchorage, AK. 99507

From: Sdawg Inc.
Salty Dawg Saloon
4380 Homer Spit Road
Homer, AK. 99603

License Number: 1002

To Whom It May Concern:

This matter was taken quite seriously as you may expect by ownership and management of the Salty Dawg Saloon.

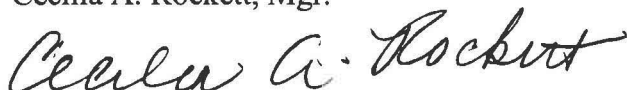
A meeting was held with all bartenders and employees of the Salty Dawg Saloon the next day to discuss this very situation. Procedures were gone over and it was let known that any further violation are not to be expected and will be dealt with termination of ones employment. All employees were asked to review their training (TAP) and their employee hand books.

On March 7, 2013 a private meeting was held with Robert Lawrence Bain, at which time he was once again chastised about his actions of the prior day and was let known that any further violation of any Alcohol Beverage Control Board would lead to his immediate dismissal. Once again, it was gone over with him about procedures and technique for checking of identification of all customers of the Salty Dawg Saloon. Upon conclusion of said discussion a letter of reprimand was signed and put into his employee file (a copy of said reprimand will be attached to this letter for your review).

We here at the Salty Dawg Saloon take pride in the work that we do and are embarrassed by this situation, that has never happened in all the years that we have been in business. We will strive to make sure that our compliance and our employee's compliance with all State of Alaska laws will be met.

Sincerely,

Cecilia A. Rockett, Mgr.

A handwritten signature in cursive script that reads "Cecilia A. Rockett".

Cc: John Warren, Owner

To: Robert Lawrence Bain

From: Cecilia A. Rockett, Mgr. _____

Date: March 07, 2013

Subject: Letter of Reprimand

At our meeting today we will discuss your unsatisfactory work performance regarding the unannounced inspection by Alaska Alcohol Beverage Control Board, (ABC), and your subsequent lack of following procedures.

1. Your lack of checking patrons identification or not following proper techniques, (TAP) on March 6, 2013 is cause for great concern about your ability to do your required job. Because of your lack of following your training and procedures you were cited for serving an underage minor in our establishment.
2. This performance is unsatisfactory and requires immediate correction in order to support the efficient and legal operation of our business. Continued unsatisfactory performance could result in further disciplinary action and may lead to termination of employment.

Immediate, consistent and sustained improvements is required. Suggested below are steps you may take to improve your performance:

1. Review proper techniques for checking identification.
2. Review of employee hand book.
3. Mind on task.

I acknowledge receipt of this Letter of Reprimand:


Employee Signature

3-8-13
Date

Cc: John Warren, Owner



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 1-16-13
Number 13-0033
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
CP Anchorage Hotel 2, LLC	1043	Beverage Dispensary
D.B.A. Hooper Bay Café 500 W. 3 rd Ave	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 740 Centre View Blvd	City, State Crestview Hills, KY	Zip 41017-5434

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 1-9-13, at about 1859 hours, Hilton's Hooper Bay Café server Fernando Cifuentes furnished an alcoholic beverage to a person under the age of 21. The incident occurred during a compliance check. Cifuentes was issued a summons for furnishing alcohol to a person under 21. A mandatory court date of 2-4-13, 0830 hours, Anchorage District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees,**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Underage Buyer 11-005 and F.R. Hamilton
Filed By: <i>F.R. Hamilton</i>	Title: Investigator III



Thursday, January 24, 2013

Shirley A. Cote', Director
Alcoholic Beverage Control Board
Anchorage, Alaska 99507

Dear Ms. Cote',

I am writing this letter in response to the unfortunate incident which took place at our Hotel, the Hilton Anchorage on January 9, 2013. Two of our employees, **Fernando Cifuentes** and **Monica Mabee** were cited with furnishing alcoholic beverages to persons under the age of 21.

Please understand how seriously we take the offenses committed by our employees. Any employee that may be called upon to serve alcoholic beverages within our establishment is required to provide a current or obtain their TIPS card before beginning work. We, as a company, invest the time and money to make sure that all of our employees are current. In addition, we require quarterly Alcohol Awareness refresher training.

As a response to this incident, we terminated the employment of each of the offenders mentioned previously. We also conducted staff training immediately to ensure that this does not happen again and to stress the importance of the situation. We will continue to train, document and monitor all of our servers to make sure they are TIPS certified.

Finally, we conducted and scheduled our own self audit, through ABC Investigator III, Brandon Hunter, with all Food and Beverage Management and Supervisors to make sure all areas of the establishment are compliant.

Again, we take these incidents very seriously and are disappointed that two staff members made these mistakes, even when they had received all of their appropriate training. Please let me know if you have any further questions or concerns.

Thank you,

A handwritten signature in black ink, appearing to read 'Scott Doonan', with a long horizontal line extending to the right.

Scott Doonan
General Manager
Hilton Anchorage

License Number: 1043

HILTON ANCHORAGE
500 West Third Avenue | Anchorage, AK 99501



AMERICAS • EUROPE • MIDDLE EAST • AFRICA • ASIA • AUSTRALASIA



Notice of Violation

(13 AAC 104.525)

Licensee CP Anchorage Hotel 2, LLC	License Number 1043	Type of License Beverage Dispensary
D.B.A. Bruins	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 500 W 3rd Ave	City, State Anchorage, Alaska	Zip 99501

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 1-9-2013 at approximately 1905 hours, Monica Mabee, an employee of the Anchorage Hilton / Bruins Bar, sold an underage buyer an alcoholic beverage. This incident happened during a compliance check. Mabee was issued a summons for furnishing alcohol to a person under 21 years of age with a mandatory court appearance of 1-30-13 at the Anchorage Courthouse.

Your attention is directed to AS 04.16.052: **Furnishing of alcoholic beverages to persons under the age of 21 by licensees.**


You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UAB 10-003
Filed: 	Title: Investigator III



Thursday, January 24, 2013

Shirley A. Cote', Director
Alcoholic Beverage Control Board
Anchorage, Alaska 99507

Dear Ms. Cote',

I am writing this letter in response to the unfortunate incident which took place at our Hotel, the Hilton Anchorage on January 9, 2013. Two of our employees, **Fernando Cifuentes** and **Monica Mabee** were cited with furnishing alcoholic beverages to persons under the age of 21.

Please understand how seriously we take the offenses committed by our employees. Any employee that may be called upon to serve alcoholic beverages within our establishment is required to provide a current or obtain their TIPS card before beginning work. We, as a company, invest the time and money to make sure that all of our employees are current. In addition, we require quarterly Alcohol Awareness refresher training.

As a response to this incident, we terminated the employment of each of the offenders mentioned previously. We also conducted staff training immediately to ensure that this does not happen again and to stress the importance of the situation. We will continue to train, document and monitor all of our servers to make sure they are TIPS certified.

Finally, we conducted and scheduled our own self audit, through ABC Investigator III, Brandon Hunter, with all Food and Beverage Management and Supervisors to make sure all areas of the establishment are compliant.

Again, we take these incidents very seriously and are disappointed that two staff members made these mistakes, even when they had received all of their appropriate training. Please let me know if you have any further questions or concerns.

Thank you,

A handwritten signature in black ink, appearing to read 'Scott Doonan', followed by a horizontal line.

Scott Doonan
General Manager
Hilton Anchorage

License Number: 1043

HILTON ANCHORAGE
500 West Third Avenue | Anchorage, AK 99501



AMERICAS • EUROPE • MIDDLE EAST • AFRICA • ASIA • AUSTRALASIA



Notice of Violation

(13 AAC 104.525)

Licensee Rory & Kathy Warren	License Number 1143	Type of License Beverage Dispensary
D.B.A. Tok Lodge Bar	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Alaska State Troopers
Street or P.O. Box PO Box 961	City, State Tok, AK	Zip 99780

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On March 8, 2013, the Alcoholic Beverage Control Board received information from the State of Alaska, Department of Environmental Conservation, Division of Environmental Health, Food Safety and Sanitation Program, that you are in violation of 18AAC 31.030(e) - Permit Application and Renewal. This subsection states that to continue operating, an operator must renew a permit each year on or before December 31 by paying the fee required by 18 AAC 31.050. If the operator operates only during the summer season, the operator must renew a permit each year on or before May 1 by paying the fee required by 18 AAC 31.050. As of this writing, the Department of Environmental Conservation's records indicate that you have not renewed your permit.

Your attention is directed to **AS 04.21.030: Responsibility of licensees, agents, and employees.**


You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: DEC Food Safety and Sanitation Program
Filed: 	Title: Investigator III

7006 3450 0003 7321 2876

Tok Lodge

P.O. Box 961

Tok, AK. 99780

Liquor License # 1143

To: Shirley A. Cote, Director

A.B.C. Board

In response to violation 18AAC 31.050(e) – permit Application and
Renewal

I'm sorry for the oversight in applying for the renewal of Alaska Food
Code Permit on time. It was renewed on 3/20/2013. And so that it will
be renewed on time in the future I put it on my accounts to do list.

Sorry for your inconvenience

Sincerely Rory Warren

3/26/13



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 1-14-13
Number 13-0034
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Liquor Stores USA North Inc.	License Number 1410	Type of License Package Store
D.B.A. Brown Jug 1350 Seward Meridian	How Delivered <input checked="" type="checkbox"/> [X] Certified Mail # E-Mail w/OC <input type="checkbox"/> [] In Person Madden sent 1-14-13, 1115 hours	Law Enforcement Agency Wasilla Police Department
Street or P.O. Box PO Box 190027	City, State Anchorage, AK	Zip 99519

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 1-10-13, at about 1554 hours, Brown Jug clerk Marie Anita Jackson sold an alcoholic beverage to a person under 21. The sale occurred during a compliance check. Jackson was issued a summons for furnishing alcohol to a person under 21. A mandatory court date of 2-5-13, Palmer District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III

**LIQUOR STORES USA NORTH dba
BROWN JUG
P O BOX 190027
ANCHORAGE, AK 99519-0027
563-3815**

Shirley Cote`
Director
Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

01/21/13

RE: Notice of Violation 13-0034
License # 1410

Dear Ms. Cote`,

I want to take this opportunity to respond to the Notice of Violation, 13-0034. As stated in the Notice, on January 10, 2013 former Brown Jug employee Marie Jackson did make a sale of alcoholic beverages to an underage person in violation of AS 04.16.052.

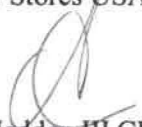
Ms. Jackson's conduct in this matter does not meet the professional standard of care we require our employees to exercise at Brown Jug. Accordingly, her employment was immediately terminated, she was trespassed from all Brown Jug locations, and a notice regarding the circumstances of her termination was posted on our internal website, all employees see this notice each time they clock in and out. We have made it very clear to all employees that the sale of alcohol to a minor will result in criminal prosecution, and immediate termination of employment.

At Brown Jug, we make every effort to prevent the sale of alcohol to minors. All store employees are required to attend a 'TAPS' alcohol server class before working in a store, and they are required by company policy to be in possession of the server card while at work. Since July of 1998, we have seized over 2350 ID cards from minors attempting to make a purchase at a Brown Jug location. Additionally since 2002, we have performed over 6000 in-house policy compliance tests on our employees to ensure that they are requesting ID from all customers as required by company policy. Employees that fail these in-house tests are subject to disciplinary action up to and including immediate discharge. Each day when an employee reports for work, they sign a statement advising that they understand the policy regarding ID checks, and that they will follow the policy. Each time a transaction occurs on one of our registers, a pop up appears, reminding the employee that "Age Verification Is Required", displaying the "on or before" date of birth to legally make a sale. Additionally, any employee that successfully passes an ABC compliance test is eligible for a \$250 bonus.

If you have any questions regarding this letter, please do not hesitate to call.

Sincerely,

Liquor Stores USA North, Inc.,


O C Madden III CFE
Director of Operations



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 4-1-13
Number 13-0353
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Liquor Stores USA North Inc.	1561	Package Store
D.B.A.	How Delivered [X] Certified Mail # On-File [] In Person	Law Enforcement Agency
Brown Jug		Anchorage Police Department
Street or P.O. Box	City, State	Zip
PO Box 190027	Anchorage, AK	99519

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-27-13, at about 1829 hours, Brown Jug West Mt View clerk Georgianna Dame sold an alcoholic beverage to a person under the age of 21. The incident occurred during a compliance check. Dame was issued a summons for furnishing alcohol to a person under 21. A mandatory court date of 4-22-13, 0830 hours, Anchorage District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverage to a person under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Inv. F.R. Hamilton & UB 11-005
Filed By: <i>FR Hamilton</i>	Title: Investigator III

**LIQUOR STORES USA NORTH dba
BROWN JUG
P O BOX 190027
ANCHORAGE, AK 99519-0027
563-3815**

Shirley Cote`
Director
Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

4/10/13

RE: Notice of Violation 13-0353
License # 1561

Dear Ms. Cote`,

I want to take this opportunity to respond to the Notice of Violation, 13-0353. As stated in the Notice, on March 27, 2013 former Brown Jug employee Georgianna Dame did make a sale of alcoholic beverages to an underage person in violation of AS 04.16.052.


Ms. Dame's conduct in this matter does not meet the professional standard of care we require our employees to exercise at Brown Jug. Accordingly, her employment was immediately terminated, she was trespassed from all Brown Jug locations, and a notice regarding the circumstances of her termination was posted on our internal website, all employees see this notice each time they clock in and out. We have made it very clear to all employees that the sale of alcohol to a minor will result in criminal prosecution, and immediate termination of employment.

At Brown Jug, we make every effort to prevent the sale of alcohol to minors. All store employees are required to attend a 'TAPS' alcohol server class before working in a store, and they are required by company policy to be in possession of the server card while at work. Since July of 1998, we have seized over 2355 ID cards from minors attempting to make a purchase at a Brown Jug location. Additionally since 2002, we have performed over 6000 in-house policy compliance tests on our employees to ensure that they are requesting ID from all customers as required by company policy. Employees that fail these in-house tests are subject to disciplinary action up to and including immediate discharge. Each day when an employee reports for work, they sign a statement advising that they understand the policy regarding ID checks, and that they will follow the policy. Each time a transaction occurs on one of our registers, a pop up appears, reminding the employee that "Age Verification Is Required", displaying the "on or before" date of birth to legally make a sale. Additionally, any employee that successfully passes an ABC compliance test is eligible for a \$250 bonus.

If you have any questions regarding this letter, please do not hesitate to call.

Sincerely,

Liquor Stores USA North, Inc.,


O C Madden III CFE
Director of Operations

RECEIVED

APR 10 2013

ABC BOARD 



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 12-9-12
Number 12-1294
Page 1 of 1 Pages

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Tesoro Northstore Company	2227	Package Store
D.B.A. 2 Go Mart #112 3392 Badger Road	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Alaska State Troopers
Street or P.O. Box 19100 Ridgewood Pkwy	City, State San Antonio, TX	Zip 78259

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 11-29-12, at about 1337 hours, 2 Go Mart clerk Kristopher Ian Cox sold an alcoholic beverage to a person under the age of 21. The sale occurred during a compliance check. A charge of furnishing alcohol to a person under 21 was forwarded to the district attorneys office for prosecution. .

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB 11-005
Filed By: <i>JL Hamilton</i>	Title: Investigator III



TESORO

Tesoro Northstore Company
1211 East Huffman Road
Anchorage, AK 99515

March 18, 2013

State of Alaska
Department of Public Safety
Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Attn: Investigator Hamilton

Dear Mr. Hamilton:

On November 29, 2012, our Customer Service Associate Kristopher Ian Cox, was found to have sold an alcoholic beverage to a person under the age of 21 and thereby violated AS 04.16.052. As you know from past experience, this is a very serious matter for us since we work very hard to ensure that we perform all restricted age sales in a proper manner.

Kris Cox was employed by Tesoro starting May 31, 2012 and ending in December 4, 2012. Kris completed our initial, internal training for restricted product sales on June 2, 2012. Additionally, Kris completed the Techniques of Alcohol Management Course provided by CHARR on June 5, 2012. He also received additional in-house training conducted in October 18, 2012 to reinforce appropriate ID policy and practices (these verbal communications were documented and signed by him as part of our ongoing employee quality control and performance evaluation policies).

Our operating procedure requires all personnel to enter the DOB into the POS for verification of legal age, if the individual appears to be 30-years of age or younger. Kris failed to ask for identification. Kris Cox's employment was terminated following this incident.

We will continue to work diligently to minimize occurrences of improperly performed restricted product sales. Further review of standard policy, practices and expectations will be emphasized and conducted with our store employees and their managers to ensure correct future performance practices and compliance.

Thank you,

James Sturley,
Regional Manager - Alaska
Tesoro Northstore Company

cc: Linda Pieper, Tesoro 2Go Retail Area Manager



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 9-13-12
Number 12-0985
Page 1 of 1 Pages

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
American Legion Post #33	2476	Club License
D.B.A. American Legion Club Post #33, 21426 Old Glenn Hwy	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box PO Box 670118	City, State Chugiak, AK	Zip 99567

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 9-12-12, at about 1906 hours, American Legion Post #33 bartender Mary Christine Spiroski sold an alcoholic beverage to a non-club member under the age of 21 and then allowed the underage person to remain on the licensed premises. The incident occurred during a compliance check. Spiroski was issued summonses for furnishing alcohol to a person under 21 and allowing an under 21 person on a licensed premises. A mandatory court date of 10-5-12, 0830 hours, Anchorage District Court was assigned. The District Attorney's Office was asked to consider charging bar manager Brandy Lynn Weber with allowing another to serve alcoholic beverage to a person under 21 and allowing an under 21 on a licensed premise. Weber is the one who signed the underage buyer in without checking identification.

Your attention is directed to AS 04.15.052: Furnishing alcoholic beverages to persons under 21 and AS 04.11.110(d): Club License.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation. ***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB 08-011
Filed By: F.R. Hamilton	Title: Investigator III



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 4-24-13
Number 12-0985
Page 1 of 1 Pages

Notice of Violation

(3AAC 304.525)

Licensee	License Number	Type of License
American Legion Post #33	2476	Club License
D.B.A. American Legion Club Post #33, 21426 Old Glenn Hwy	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box PO Box 670118	City, State Chugiak, AK	Zip 99567

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

Below is the original violation content. The original notice of violation was received by your organization on or about 9-18-12. As of 4-24-13, this office has no record of a response. I refer you to 13 Alaska Administrative Code 104.525: Communications with licensees.

VIOLATION: On 9-12-12, at about 1906 hours, American Legion Post #33 bartender Mary Christine Spiroski sold an alcoholic beverage to a non-club member under the age of 21 and then allowed the underage person to remain on the licensed premises. The incident occurred during a compliance check. Spiroski was issued summonses for furnishing alcohol to a person under 21 and allowing an under 21 person on a licensed premises. A mandatory court date of 10-5-12, 0830 hours, Anchorage District Court was assigned. The District Attorney's Office was asked to consider charging bar manager Brandy Lynn Weber with allowing another to serve alcoholic beverage to a person under 21 and allowing an under 21 on a licensed premise. Weber is the one who signed the underage buyer in without checking identification.

Your attention is directed to AS 04.15.052: Furnishing alcoholic beverages to persons under 21 and AS 04.11.110(d): Club License.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation. ***Please include your Alcohol License Number in your response.**

**Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507**

A Response is Required

3 AAC 304.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB 08-011
Filed By: F.R. Hamilton	Title: Investigator III



MAY 3, 2013

This is in response to your letter # 12-0985 dated 04-24-2013 citing American Legion Post 33 license #2476 with a violation. First of all, let me apologize for the delay in response as we had a turn over in the position of Post Commander and thought this had been resolved.

As the result of the violation bartender Mary Christine Spiroski's employment was terminated.

Canteen manager Brandy Lynn Webber was verbally reprimanded for her part and was instructed to furnish further training to the other canteen employees, which has been completed.

Once again sorry for the delay. If you need to contact me my work number is 907-729-1484

Sincerely

Tim Linder
Interim Post Commander
Post 33 Peters Creek



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 1-15-13
Number 13-0049
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Jose Nanez	2616	Beverage Dispensary
D.B.A.	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency
Chepo's Fiesta		Wasilla Police Department
Street or P.O. Box	City, State	Zip
731 W. Parks Hwy	Wasilla, AK	99687

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 1-10-13, at about 1919 hours, Chepo's Fiesta waitress Theresa Lynn Burton, a three month employee, furnished an alcoholic beverage to a person under the age of 21. When asked to present proof of current alcohol server education, she presented a TAM card which had expired on 6-3-12. A check of the license file revealed the establishment has received a prior notice of violation for licensee Jose Nanez and employees not having server education. Burton was issued summonses for furnishing alcohol to a person under 21 and failing to maintain server education. A mandatory court date of 2-5-13, 0830 hours, Palmer District Court was assigned. She was also advised not to serve any alcoholic beverage until she attended current server training. Also noted in the file was a December 14, 2012 document signed by Nanez and notarized, that all of his agents and employees tasked with patron identification verification have received alcohol server training and their certification is currently valid. A charge of licensee responsible for violations and penalty for making false statements is forwarded to the DAO for prosecution.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees, AS 04.21.025: Server education, AS 04.16.150: Licensee responsible for violations and AS 04.16.210: Penalty for making a false statement.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation. ***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Underage Buyer 11-005 and F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III

DEF Jose Nanez



THE LAW OFFICES OF
ERNOUF & COFFEY

A Professional Corporation

3606 Rhone Circle
Suite 110
Anchorage, AK 99508
t: 907/274-3385
f: 907/274-4258

January 25, 2013

Ms. Shirley Cote, Director
Alcoholic Beverage Control Board
5848 East Tudor Rd.
Anchorage, Alaska 99507
VIA FACSIMILE AND EMAIL

Re: **Notice of Violation, Number 13-0049**
Chepo's Fiesta

Dear Shirley:

This firm represents Chepo's Fiesta and Jose Nanez. As such, please let this letter serve as a response to Notice of Violation No. 13-0049. We are providing you with this letter to explain our client's account of this alleged violation and to describe what actions have been taken to reinforce the policies in place at Chepo's with regard to its employees relative to AS 04.16.030(A)(1) and all other pertinent statutes in Title 4 pertaining to the illegal sale of alcohol to minors.

This is my client's second NOV since opening over 27 years ago. It has been over 7 years since his first NOV. It appears from our investigation into this particular matter, that Chepos waitress, Theresa Burton, carded the minor, but misread the minor's identification. Ms. Burton apparently looked at the identification and then processed with the sale. This was a very serious mistake. Ms. Burton has been terminated from employment from Chepo's Fiesta as my client has a zero-tolerance policy for sales to minors or drunken persons.

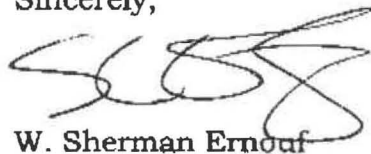
Further, the NOV alleges that my client somehow made an intentional false statement to the ABC Board in his 2012 renewal and that this matter has been referred to the District Attorney's office for review regarding potential criminal charges. Please be advised that my client did not ever intentionally make false statements about anything to this Board or any other person for that matter. As such, he never had the requisite mens rea and a criminal prosecution will never succeed not to mention it seems like an overly harsh penalty based upon the facts and circumstances of this matter. Nonetheless, my client made a mistake and did not catch that Ms. Burton's TAM card was recently expired. In fact, she herself did not even know it was expired. As a result of this mistake, my client has fresh copies of all employee TAM cards in

his possession for both of his restaurants. Suffice it to say, my client will not make this mistake again.

In response to the sale to a minor issue, my client has met with all employees of Chepo's in both locations to stress the importance of their obligation to sell alcohol in a legal and accountable manner, with an emphasis on sales to minors and drunken persons. They will continue to implement policies and provide in-restaurant and supplemental training to insure that all employees conduct themselves in a professional, accountable, and legal manner. My client takes this Notice of Violation very seriously and welcomes the opportunity to come and speak to you personally about the efforts of the business to increase compliance and education to prevent these kinds of incidents from occurring at all.

Please let me know of a suitable time to meet with you and answer any questions that you may have, if you choose to do so. Thank you for your time and courtesies in this matter and should you have any questions or concerns please feel free to contact me at anytime.

Sincerely,

A handwritten signature in black ink, appearing to read 'W. Sherman Ernouf', with a stylized, cursive script.

W. Sherman Ernouf

cc: Client



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-10-13
Number 13-0271
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Joanne & Joseph Browning	2684	Package Store
D.B.A. Kasilof Riverview Lodge 57440 Sterling Hwy	How Delivered <input checked="" type="checkbox"/> Certified Mail # On-File <input type="checkbox"/> In Person	Law Enforcement Agency Alaska State Troopers
Street or P.O. Box PO Box 254	City, State Kasilof, AK	Zip 99610

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-5-13, at about 1757 hours, Kasilof Riverview clerk Robin Lee Hansen sold alcoholic beverage to a person under the age of 21. The sale occurred during a compliance check. Hansen was issued a summons for furnishing alcoholic beverages to a person under 21. A mandatory court date of 3-22-13, Kenai District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB's 13-001
Filed By: <i>JL Hamilton</i>	Title: Investigator III

ABC Board
5848 E. Tudor Rd.
Anchorage AK 99507

3/18/13

re: Notice of violation Lic. # 2684

We very much regret the fact that Robin Harsen sold liquor to an underaged person. She claims she misread the I.D. she asked for.

Robin has worked for us a few days a week for about 5 years, and has a TAM card, so we have confidence it won't happen again. She felt terrible about it. There is the date stamp re: don't sell to anybody born after this date in 92 on the till and the counter top in the liquor store. All employees have attended the TAM classes and have current cards.

If there are any questions you may call us at 907 262-1573

Joanne Browning
Karl of Riverside
PO Box 254
Karl of AK 99610



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-8-13
Number 13-0211
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee V.F.W. Post #9981	License Number 2706	Type of License Club License
D.B.A. V.F.W. Post #9981	How Delivered <input checked="" type="checkbox"/> Certified Mail # On-File <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 12870 Old Seward Hwy, Ste 109	City, State Anchorage, AK	Zip 99515

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-1-13, the Alcoholic Beverage Control Board received a complaint that your organization was allowing anyone to enter your establishment and purchase alcoholic beverages in violation of your Club License. At about 2130 hours, Inv. Hamilton, not a club member, arrived at your establishment and observed the establishment fairly busy. Inv. Hamilton approached the bar and was sold an alcoholic beverage. A second buy was made from a different bartender. Neither bartender asked for club membership. A charge of selling to non-club members is being forwarded to the Anchorage DAO against the V.F.W. Post #9981 for prosecution.

Your attention is directed to **AS 04.11.110: Club license**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III

March 14, 2013

Shirley A. Cole', Director
Alcoholic Beverage Control Board
5848 Tudor Road
Anchorage, Alaska 99507

Dear Shirley,

I have addressed the issue of the "Notice of Violation" filed by Joe Hamilton on 03/08/2013. The Post License # is 2706. I am enclosing the document from the Meeting that I had with all Bartenders concerning the issue immediately following the incident. Corrective measures on this issue have been addressed and will continue to be monitored by the Officer's of the Post. The following actions have been taken.

- Meeting on March 4th that is attached
- Meeting with the Officer's of the Post putting into action any function of special events hosted by the VFW will be that a member or Officer of the Post will be at the door to make sure id's are checked and sponsorship verified for sign in
- Specialized training of all bartender's in relationship to checking ID's and procedures will be conducted by a specialized trainer that is a member and currently works in that position for the Airline Industry and specializes in ID verification and security training for the Airlines
- Dismissal of Afton Hofeldt the senior bartender that was training and making sure the new bartender was complying with the standard guidelines of the State Laws and procedures of the Post

Please feel free to contact me if you have any questions or concerns on this matter. My cell # is 382-6506 and my e-mail is shubb53@msn.com. Thank you.

Sincerely,

Steven Hubbard
VFW 9981 Post Commander

March 4, 2013

Bartenders Meeting

- It is essential to make sure all id's are checked and membership or sponsorship is established before anyone is served
- The Bartender can be held liable by the ABC board and fined \$500.00 and possible jail time if this occurs
- ABC Board will continue to monitor activity and occasionally comes in with a minor to see if we check id's so it is essential that you remain on the ball
- If we have non – member that are supported by that guest make sure the member is paying for the drinks – money flying across the bar in exchange of drinks will be monitored by camera's
- Communication is essential and my e-mail address is shubb53@msn.com if anyone has questions or concerns on this issue as well as other issues
- Entertainment payouts will be limited to \$300.00 period! Anything above that need my approval
- Music is to be kept at levels that are appropriate and anyone running the karaoke or band will be let know that the bartender has the authority to overrule extreme loudness. It will not be tolerated. Period!
- No one at anytime is allowed to drink while on duty. Period!
- Your immediate dismissal with follow if this is not followed!
- No Officer or member is allowed behind the bar while they are drinking to serve drinks. Period!
- No one is allowed outside the bar with drinks until we have re-established the summer beer garden
- No one is allowed to bring bottles of Liquor into the bar. Monitor those that you are suspicious of
- We need to work as a team and make sure that you communicate and remain on that team for the benefit of the Post
- We are a user friendly Post and it WILL remain that way!



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-12-13
Number 13-0304
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee George Pitsilionis	License Number 3032	Type of License Beverage Dispensary
D.B.A. Pizza Paradisos 815 Frontage Road	How Delivered <input checked="" type="checkbox"/> [X] Certified Mail # On-File <input type="checkbox"/> [] In Person	Law Enforcement Agency Kenai Police Department
Street or P.O. Box PO Box 2917	City, State Kenai, AK	Zip 99611

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-7-13, at about 1214 hours, Pizza Paradisos server Nena Ann Brewer furnished an alcoholic beverage to a person under the age of 21. The incident occurred during a compliance check. Brewer was issued a summons for furnishing alcohol to a person under 21. A mandatory court date of 3-22-13, 0830 hours, Kenai District Court.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB's 13-002
Filed By: <i>JR Hamilton</i>	Title: Investigator III

Hamilton, Joe (CED)

From: Cote, Shirley A (CED)
Sent: Thursday, March 28, 2013 1:38 PM
To: Giana
Cc: Hamilton, Joe (CED)
Subject: RE: Compliance Violation License #3032, Pizza Paradisos

Dear Mr. Pitsilionis,

Thank you for your response to the NOV and quick actions you took to ensure this type of thing not happen again. I am glad that you have provided Ms. Brewer with a magnifying glass. I would further suggest that if she cannot read the dates of birth that she have someone else double check her work when the buyer appears to be 30 years of age or younger. Thanks again for your efforts.

Shirley

Shirley A. Cote
 Director
 Alcoholic Beverage Control Board
 (907) 269-0351

From: Giana [mailto:akres26@hotmail.com]
Sent: Thursday, March 28, 2013 1:31 PM
To: Cote, Shirley A (CED)
Subject: Fwd: Compliance Violation License #3032, Pizza Paradisos

Sent from my iPhone

Begin forwarded message:

From: Giana Pitsilionis <akres26@hotmail.com>
Date: March 24, 2013, 7:20:49 PM AKDT
To: Gianna <akres26@hotmail.com>
Subject: Compliance Violation License #3032, Pizza Paradisos

Dear Ms. Cote,

On March 7, 2013 a employee of Pizza Paradisos, Nena Ann Brewer, in Kenai, Alaska furnished alcohol during a compliance check to a person under 21. Ms. Brewer has worked at Pizza Paradisos for 25 years as a server, she has been an exemplary employee and asset to us. Unfortunately she has been diagnosed with both cataracts and stigmatism in both eyes. She wears either contact lenses or glasses while at work. During this incident Nena felt the person requesting the alcoholic drink appeared under the age of 21, she said the ID given to her was a stainless steel looking military ID, she had never seen one before and carried the ID from the table into the the servers station to better see and determine the date and authenticity; she said she saw the 1994 birthdate on the ID as 1992! She provided the drink. She said the fact that it was not a typical alaska ID made it hard for her to

see the number correctly. It was a shock to us that Nena of all servers at Paradisos would have made this type of mistake. We have had very few incidents of this kind in 42 years of business. We immediately had a staff meeting and explained to all our servers the severity of checking ID's properly. We have a large poster on wall with the year 1992 marked as a reference, we insisted all servers must ask another trained server to read the dates of ID's in question. We have provided a magnifying glass to Nena and anyone else who may have a hard time focusing on small print. We realize the consequences and responsibility we must abide by when serving alcohol to the public. Nena has gone to court and pled guilty of the charge, we too accept the responsibility of what occurred and as I said immediately called a meeting concerning only this issue. We hope this is satisfactory. Our liquor license number is 3032.

Thank You

George Pitsilionis



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 4-2-13
Number 13-0354
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Tseng Chiang Lee, Cheng Chi Lee, Jin Song Zhao	License Number 3077	Type of License Restaurant / Eating Place
D.B.A. Panda Restaurant	How Delivered [X] Certified Mail # On-File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 605 E. Northern Lights Blvd	City, State Anchorage, AK	Zip 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will received an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-27-13, at about 1905 hours, Panda Restaurant server Hyon Nam Kim furnished an alcoholic beverage to a person under the age of 21. The incident occurred during a compliance check. Kim was issued a summons for furnishing alcohol to a person under 21. A mandatory court date of 4-24-13, 0830 hours, Anchorage District Court was assigned

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverage to a person under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

**Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501**

A Response is Required

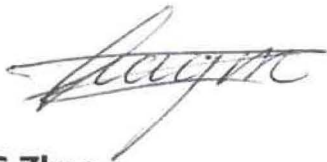
13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Underage Buyer 11-005
Filed By: <i>JR Hamilton</i>	Title: Investigator III

Alcoholic Beverage Control Board

To Director of ABCD

On 3-27-13, Panda restaurant server Hyon Nam Kim furnished an alcoholic beverage to a person under the age 21. Every months We always talk to all sever must check ID for every customer who want to drink beer or wine. This time although she check out his ID, but it is a special ID and she look at not very carefully so it is happened. anyway there are no excuse and it is our mistakes. so in order avoid happen again all sever had meeting, and require every sever as long as special ID like military ID and student ID must two people check ID and make sure. and one sever can not sure the sever must ask another sever make double ~~sure~~ ^{check} make sure no more happen violation sever to under 21 age customer.



Jin S Zhao

**Manager of Panda Restaurant License No: 3077
04-08-13**



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 1-5-13
Number 12-1410
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Alaska Hotel Properties LLC	3316	Beverage Dispensary - Tourism
D.B.A. Fairbanks Princess Riverside Lodge, 4477 Pikes Landing Rd	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Fairbanks Police Department
Street or P.O. Box 800 5 th Ave, Ste 2600	City, State Seattle, WA	Zip 98104-3176

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 12-28-12, at about 1528 hours, Fairbanks Princess Riverside Lodge (Tracker's) bartender Erica Jane Kulwicki furnished an alcoholic beverage to a person under the age of 21 and then allowed the underage person to remain on the licensed premises. The incident occurred during a compliance check. Kulwicki was issued summonses for furnishing alcohol to a person under 21 and allowing an under 21 person on a licensed premises. A mandatory court date of 1-22-13, 0900 hours, Fairbanks District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation. ***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III



RE: Notice of Violation # 12-1410 License # 3316

Dear Ms. Cote':

I am writing in response to the above referenced Notice of Violation issued on 12-28-2012 and received by myself and Rebecca Gerleve on 1-5-2013. I am the Food and Beverage Manager and Rebecca is the Restaurant & Lounge Manager, at the Fairbanks Princess Riverside Lodge.

As to the substance of the Notice of Violation, a citation and summons was issued to Erica Jane Kulwicki on 12-28-2012. She is employed as a bartender at the Fairbanks Princess Riverside Lodge. However, formal charges have yet to be filled by the District Attorney's Office.

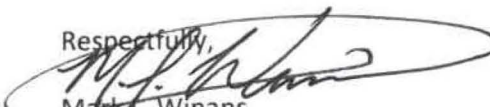
Until the charges against Erica Jane Kulwicki are resolved, any actions on the Notice of Violation would be premature.

Following this incident, I have taken the following steps to ensure all staff are adhering to the laws of Title IV and providing responsible service.

1. I have reviewed with the staff, the regulations pertaining to this Notice of Violation in the 2011-2012 Edition of the ABC Title IV statute book. AS 04.16.049 on page 56 and AS04.16.052 on page 62.
2. I have held a meeting with my Bartenders, Servers and Catering staff to review proper ID checking procedures and the types of identifications we accept.
3. I will be setting up a refresher course with the local TAPS instructor to go over the laws and proper identification checking procedures. I will also set up the same kind of meeting with all new seasonal employees before our busy summer season starts.
4. Our policy at The Fairbanks Princess Riverside Lodge is not to accept State of Alaska identification in the vertical format. We are asking for a second form of Identification when a customer presents a Military Identification. We are using the state identification to verify date of birth and alcohol restrictions.
5. We are requiring Erica to attend a TAPS course for a refresher on state laws and procedures in regards to serving alcoholic beverages.

In conclusion, I thank you for considering this response to the Notice of Violation. I may be contacted by phone or email.

Respectfully,


Mark L. Winans

Food and Beverage Manager
Fairbanks Princess Riverside Lodge
907-455-5044
mwinans@hollandamerica-princess.com

Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, AK 99501



Date: 03/11/2013
Number: 13-0317
Page 1 of 1

Notice of Violation

(13 AAC 104.525)

Licensee Landing Lights LLC	License Number 3461	Type of License Beverage Dispensary
D.B.A. Puddle Jumpers Saloon	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Valdez Police Department
Street or P.O. Box PO Box 1999	City, State Valdez	Zip 99686

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On March 8, 2013, the Alcoholic Beverage Control Board received information from the State of Alaska, Department of Environmental Conservation, Division of Environmental Health, Food Safety and Sanitation Program, that you are in violation of 18AAC 31.030(e) - Permit Application and Renewal. This subsection states that to continue operating, an operator must renew a permit each year on or before December 31 by paying the fee required by 18 AAC 31.050. If the operator operates only during the summer season, the operator must renew a permit each year on or before May 1 by paying the fee required by 18 AAC 31.050. As of this writing, the Department of Environmental Conservation's records indicate that you have not renewed your permit.

Your attention is directed to **AS 04.21.030: Responsibility of licensees, agents, and employees.**

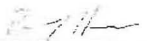
You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: DEC Food Safety and Sanitation Program
Filed: 	Title: Investigator III

7006 3450 0003 7321 2838

North Harbor Project Inc.

P.O. Box 1999

907-835-3000 | 907-835-2586 | www.thefatmermaid.com

fax

TO: Shirley A. Cote, Director

FROM: Karen Ables,
The Fat Mermaid & Puddle Jumpers
Saloon

FAX: 907-263-5390

PAGES: 5

PHONE: 907-263-5928

DATE: 4/4/2013

RE: Violation

CC:

☒ Urgent

☐ For Review

☐ Please Comment

☐ Please Reply

☐ Please Recycle

Comments: Hi Shirley, I have received two different violations for not renewing my Food Permits; one with Puddle Jumpers Saloon and the other with the Fat Mermaid. I worked out a payment program with the DEC last month for both businesses and they set me up on a payment program. Today I received one of them for a conditional permit and I am sure the other is in the mail. I have attached the permit for puddle jumpers for your review. I hope that this satisfies the situation on the violation. Please let me know if You need to have a duplicate of this letter for the Fat Mermaid. I will be happy to fax the copy of the conditional permit as soon as I get it.

Sincerely,

Karen Ables

Puddle Jumpers Saloon and,

The Fat Mermaid



Alaska Food Code 2013 Conditional Permit

Division of Environmental Health
Food Safety & Sanitation

Permit Number: **246860037**
Issued to: **The Landing Lights LLC**
For: **Landing Lights Restaurant & Lounge**
For Operation of: **FN-4B Bar/Tavern w/Food Service at the Bar**
Located at: **VALDEZ**
Condition: **Payment Plan**

This permit, issued under the provisions of 18 AAC 31, is valid until the noted expiration date or unless suspended or revoked by the department.

This permit is not transferable for change of ownership, shop location, or type of operation. It must be posted in plain view in the establishment and is the property of the State of Alaska.

Expiration Date:
August 15, 2013

Program Manager:

A handwritten signature in black ink, appearing to read "Kimberly 880", is written over the printed name "Kimberly 880".

**If you have questions or concerns regarding
safe food handling practices call toll free:**

1-87-SAFE-FOOD

(in Anchorage call 334-2560)





STATE OF ALASKA
Department of Environmental Conservation
Application for Fee Payment Schedule Due to Hardship



APPLICATION SECTION (All Applicants Complete Entire Section) PLEASE PRINT

Permit ID Bar 246860037^{3K} Establishment Name Landing Lights dba Dudell's Jump
 Operator Name Karen Ables Date Submitted 3 15 13 So. Eastern

Hardship/Reason for Request

Very bad winter down 50%

Total Amount Due: 350.00

Proposed Fee Payment Schedule (must not exceed 6 months within a calendar year)

Date of Scheduled Payment	Payment Amount
<u>July 30 2013</u>	<u>\$350</u>

Failure to meet the terms of the fee payment schedule you propose above may result in suspension of your conditional permit per 18 AAC 31.905 (a)(7) or civil action against to collect the fee.

If approved, I agree to the fee payment schedule I proposed and the terms listed above.

Operator Signature Karen Ables Date 3 15 13

DEPARTMENT USE ONLY

Date Received 3/15/13

☒ Approved

☐ Disapproved

Comments Conditional permit issued to expire 8/15/13

Department Signature Li JRP Date 3/28/13



Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, AK 99501

Date: 03-22-2013
Number 13-00333
Page 1 of 2 Pages

Notice of Violation

(13AAC 104.525)

Licensee 64 Thunderbird LLC	License Number 3695	Type of License Beverage Dispensary
D.B.A. Triple F Bar & Grill	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Juneau Police Department
Street or P.O. Box P.O. Box 210306	City, State Auke Bay, AK	Zip 99821

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 03-18-2013 I, Investigator Steven Johnson, was notified of Juneau Police Department report #130317-010 in where it was reported the owner of Triple F Bar & Grill, David Sanden, was issued a summons for being a drunken person on a licensed premises. This incident was observed and reported by Juneau Police Department officers, Brink and Scherrer.

Your attention is directed to **Sec. 04.16.030. Prohibited conduct relating to drunken persons.**

(a) A licensee, an agent, or employee may not with criminal negligence

(3) allow a drunken person to enter and remain within licensed premises or to consume an alcoholic beverage within licensed premises;


You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

**Shirley A. Cote, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501**

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Ofc's Brink/Scherrer, Juneau Police Dept.
Filed By: 	Title: Investigator III

LAW OFFICE OF
BRUCE B. WEYHRAUCH, LLC

whyrock@gci.net

114 S. FRANKLIN ST.
SUITE 200
JUNEAU, ALASKA 99801
TELEPHONE: (907) 463-5566 FAX: (907) 463-5858

March 28, 2013

Ms Shirley A. Cote, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

Re: Notice of Violation Dated March 22, 2013, Number 13-00333
Licensee: 64 Thunderbird, LLC, License Number 3695
Our File 500.718

Dear Ms Cote:

We represent 64 Thunderbird, LLC ("Licensee") and received a copy of the above-referenced Notice of Violation from the Licensee. Mr. David Sanden, the managing member of Licensee, has been charged by the state of Alaska in a criminal complaint for allegedly violating AS 04.16.050. This case was just filed and there are serious factual issues and disputes related to the state's charge against Mr. Sanden. There are no charges against the Licensee.

The Licensee wants to cooperate fully with you and the ABC Board in carrying your responsibilities, and at the same time we want to protect Mr. Sanden from any prejudice that may result from him participating in an administrative process related to the Licensee.

We therefore, pursuant to 3 AAC 304.525(a)(1)(B), request to appear before you on this matter. However, we also ask that you hold this matter, and hold any hearing, administrative proceeding, or appearance in abeyance until the criminal complaint against Mr. Sanden has been resolved. We believe this is a reasonable request and that the ABC's interests, the public's

Ms Shirley A. Cote
March 28, 2013
Page 2

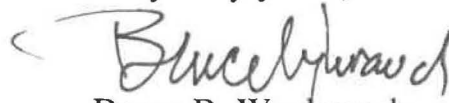
interests, and Mr. Sanden's interests can be protected by granting this request. Mr. Sanden has been ordered by the District Court, and has agreed, to: 1) obey all court orders and all local, state, and federal laws, 2) maintain contact with his counsel which includes notifying us of any change in residence, 3) notify the court of any change in residence, 4) not leave the City and Borough of Juneau ("CBJ") without written court permission, and 5) not consume or possess alcohol or be where alcohol is sold or consumed as the primary item of sale except for work purposes. Violation of any of these conditions exposes him to serious repercussions.

We are actively working with Mr. Sanden, the Licensee, the CBJ, and the state of Alaska to fully resolve the criminal complaint, and we believe that a resolution of this matter will save you, your investigator, and the ABC Board time by not having to deal with this the state matter until it has been concluded.

We will continue to advise you of the status of the criminal complaint as part of any decision you may make on our request for a temporary stay of action by your office, the ABC's investigator, and the ABC Board on the Notice of Violation. We believe that this too will meet your needs and the mission of the ABC Board on its regulation of the Licensee.

We want to emphasize the Licensee's desire to continue to work with you openly and in good faith. Thank you, and please let me know if you have any questions.

Very truly yours,


Bruce B. Weyhrauch

C: 64 Thunderbird, LLC



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 12-19-12
Number 12-1367
Page 1 of 1 Pages

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Fred Meyer Stores Inc.	3887	Package Store
D.B.A. Fred Meyer #653 1501 E. Parks Hwy	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Wasilla Police Department
Street or P.O. Box PO Box 305103	City, State Nashville, TN	Zip 37230-5103

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 12-12-12 at about 1841 hours, Fred Meyer clerk Kimberly Kay Swinburne sold an alcoholic beverage to a person under the age of 21. The sale occurred during a compliance check. Swinburne was advised a charge of furnishing alcohol to a person under 21 would be referred to the DAO for prosecution.

Your attention is directed to **AS 04.16.052: Furnishing alcoholic beverages to persons under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: F.R. Hamilton
Filed By: F.R. Hamilton	Title: Investigator

What's on your list today? You'll find it at

FredMeyer

FRED MEYER STORES • P.O. Box 42121 • Portland, OR 97242-0121 • 3800 SE 22nd Ave. • Portland, OR 97202-2999 • 503 232-8844 • <http://www.fredmeyer.com>

TO: Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507
907-272-9412 (fax)
Attn: Shirley A. Cote', Director

FROM: Fred Meyer, Inc.
District 7, Alaska
2000 West Dimond BLVD
Anchorage, AK 99515

DATE: January 2, 2013

RE: Violation on 12/12/2012, Fred Meyer store number 00653 located at 1501
East Parks Highway, Wasilla, Alaska. **Alcohol license number 3887.**

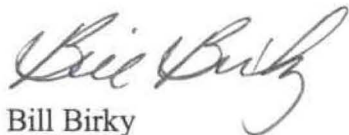
Greetings, Shirley.

With regards to the violation which occurred at Fred Meyer store 00653 on 12/12/2012 at approximately 18:41 hours involving Fred Meyer clerk Kimberly Kay Swinburne; the following actions have been taken to prevent a reoccurrence of the violation.

Fred Meyer requires that all employees who sell alcohol take a test annually to ensure the employee understands that it is their responsibility to ask for valid photo identification containing the birth date of all persons appearing to be under the age of 27 when they are purchasing alcohol. It is stressed with our employees that violating this policy can result in disciplinary action up to and including termination. Ms. Swinburne most recently took this test on 8/23/12.

As a result of her actions, Kimberly Kay Swinburne's employment with Fred Meyer has been terminated effective 12/12/2012. The Store Director of this location has followed up with all other employees who sell alcohol and has personally readdressed the policy.

Respectfully Submitted,



Bill Birky
Operations Coordinator
Fred Meyer, District 7
907-267-6778

WJB:car



Notice of Violation

(13 AAC 104.525)

Licensee Mong Chen, Inc	License Number 4109	Type of License Beverage Dispensary
D.B.A. Fu-Do	How Delivered <input type="checkbox"/> Certified Mail # On File <input checked="" type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 2600 East Tudor Road	City, State Anchorage, AK	Zip 99507

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On March 7th, 2013, Investigator Hunter conducted an inspection of the Fu-Do Chinese Restaurant. Investigator Hunter spoke with Thomas Hsu, who provided a copy of his expired TAM card (34691). This card expired on January 30th, 2010 and Mr. Hsu stated that he has not been to a more recent course.

Your attention is directed to AS 04.21.025(c) – Alcohol Server Education Course.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Brandon Hunter
Filed: 	Title: Investigator III

Alcoholic Beverage Control Board

March 08, 2013

Reference License # 4109

As of 03/07/2013 Thomas Hsu has completed the required course and has a new TAM card expiring in 2016. The inspector has already seen the new card as of 03/08/2013 in the morning. Per the inspector this violation has been resolved. Thank you.

Respectfully,

Dana Ma
Owner fo Fu-Do

A handwritten signature in dark ink, consisting of a large, stylized loop followed by a long, sweeping horizontal line that extends to the right.



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 1-8-13
Number 12-1388
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Restaurant Concepts LLC	License Number 4247	Type of License Beverage Dispensary
D.B.A. Brewster's	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Fairbanks Police Department
Street or P.O. Box 3578 Airport Way	City, State Fairbanks	Zip 99709

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 12-27-12, at about 1842 hours, Brewster's bartender James Duane Williams furnished an alcoholic beverage to a person under 21 and then allowed the under 21 person to remain on the licensed premises. The incident occurred during a compliance check. Charges of furnishing alcohol to a person under 21 and allowing an under 21 person on the licensed premises were referred to the DAO for prosecution.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

**Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507**

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III

BREWSTER'S®

"Great food. Great Alaskan Spirits"

354 Old Steese Hwy
907-374-9663
Fax 907-374-9662

3578 Airport Way
907-456-2538
Fax 907-452-7634

To: Shirley

Re: Liquor license violation (License# 4247)

Our goal in regards to liquor sales to our guests has always been to ensure the integrity of the law and that our patrons receive the service of alcohol in this manner. One of our most senior bartenders made an error in judgment and restaurant protocol and has been temporarily suspended from his position. We will work vigilantly through training and management to ensure our team of bartenders and servers are aware of all alcohol related regulations and abide by them. While I am sure in this case our bartender of course knew the regulations, he got busy and abandoned what he knew was the normal procedure of checking ID. Because of this, we have made clear to all who serve alcohol at Brewsters that this will not be tolerated and suspension or termination will be the result.

Management will of course make this issue a priority and I apologize for our error in judgment. Feel free to call me if you have any questions.

Sincerely,

Kimberly Kelsch
General Manager
907-590-1130



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-12-13
Number 13-0200
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Robert Del Real	License Number 4275	Type of License Restaurant / Eating Place
D.B.A. Gumbo House	How Delivered [X] Certified Mail # On-File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 611 W. 9th Ave	City, State Anchorage, AK	Zip 99501

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-1-13, at about 1251 hrs, Gumbo House server Kelli Sue Cantrell, age 18, no formal alcohol server education, improperly checked an under 21 patrons ID, which resulted in Gumbo House owner Gustavo Del-Real furnishing the under 21 person an alcoholic beverage. The incident occurred during a compliance check. Del-Real was told he cannot have a person under 21 checking ID. He was advised a charge would be forwarded to the DAO for prosecution. A charge of furnishing alcohol to a person under 21 was referred to the DAO.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees; AS 04.21.030: Responsibility of licensee; AS 04.16.150: Licensee responsible for violations.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

**Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507**

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB's 13-004 & 11-005
Filed By: <i>JR Hamilton</i>	Title: Investigator III

Anchorage, Alaska
March 15, 2013

Shirley A. Cote' Director
Alcoholic Beverage Control Board
5948 East Tudor Road
Anchorage, AK 99507

Re: Alcohol License Number 4275

Dear Ms. Cote',

We sincerely regret the incident of 3-1-13 at our establishment Gumbo House. We have talked to staff and are making sure alcoholic beverages are only dispensed by servers with a current Alaska Alcohol Seller / Server Certification. As you know we have a clean record and had never had a citation. We will make sure this type of incident will not happen again.

Sincerely,

Roberto del Real
Gumbo House
611 W 9th Ave
Anchorage, AK 99501
(907) 222-2930





Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 4-3-13
Number 13-0375
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Out in the Boonies, Inc.	License Number 4279	Type of License Beverage Dispensary
D.B.A. T.G.I. Friday's C St and Tudor Road	How Delivered <input checked="" type="checkbox"/> [X] Certified Mail # On-File <input type="checkbox"/> [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 4240 Old Seward Hwy Ste 13	City, State Anchorage, AK	Zip 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-29-13, at about 1721 hours, T.G.I Friday's server Alyssa Ann Meader furnished an alcoholic beverage to a person under 21. Investigation revealed the ID was improperly checked by server Donald Allen Rosenow which allowed Meader to serve an underage person. The incident occurred during a compliance check. This is a violation of Title IV.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverage to a person under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

**Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501**

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB 11-005
Filed By: <i>JL Hamilton</i>	Title: Investigator III

4-5-13

This is in response to the violation that occurred on 3-29-13 at the C st and tudor location of Tgi Fridays.

The server who improperly checked the ID that was presented to him was terminated that evening. We go through a lengthy training on the hows and whys of responsible service. Besides the TAP training all servers receive from the state, we have an in house SURF program as well.

All our shift meetings have been tailored to bring this issue to the forefront, so as all of our employees are aware of the strict consequences the state, as well as we have, towards this behavior.

Thank you,



Kurt Smith

General Manager

Out in the Boonies, Inc

DBA Tgi Fridays

License # 4279



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 3-27-13
Number 13-0345
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Apple Six Services Anchorage II, LLC	License Number 4354	Type of License Beverage Dispensary - Tourism
D.B.A. Homewood Suites 101 W. 48 th Ave	How Delivered [X] Certified Mail # On-File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 814 E. Main Street	City, State Richmond, VA	Zip 23219

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 3-26-13, at about 1915 hours, Underage Buyer 13-003 was conducting a compliance check at Homewood Suites. The server station, which is accessible to the public, was left unattended. Underage Buyer 13-003 poured himself an alcoholic beverage and then sat at one of the tables. His actions were not challenged. Present at the time of the incident was General Manager Stiphan M. Beher, Task Force Director of Sales Susan J. Sullivan and server Aleena A. Tafa. Tafa had excused herself from the immediate area to perform another hotel task. Prior to departing the area, she had asked Beher and Sullivan to watch the beverage dispensary area. Inv. Hamilton had advised the three he would be forwarding a charge of furnishing to the DAO for prosecution. A charge of responsibility of licensees, agents and employees was referred for prosecution. Please contact licensing to change your physical address to 101 W. 48th Ave.

Your attention is directed to **AS 04.21.030: Responsibility of Licensees, agents and employees** and **AS 04.16.150: Licensee responsible for violations**.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Inv. F.R. Hamilton & UB 13-003
Filed By: <i>J.R. Hamilton</i>	Title: Investigator III

April 11, 2013

HAND DELIVERED

Shirley A. Gifford, Director
Alcohol Beverage Control Board
2400 Viking Drive
Anchorage, AK 99507

Re: Notice of Violation No. 13-0345
Licensee: Apple Six Services Anchorage II, LLC
d/b/a Homewood Suites
Hotel Operator: Stonebridge Companies
License No. 3234

Dear Ms. Gifford:

My client, Stonebridge Companies ("Stonebridge"), who operates the Homewood Suites for Apple Six Services Anchorage II, LLC, pursuant to a management agreement, has asked me to respond on its behalf to Notice of Violation No. 13-0345 ("Notice") which was received on April 1, 2013. Please consider this letter Stonebridge's written response required by the Notice as well its written request for an appearance and opportunity to respond orally.

Foremost, let me assure you that Stonebridge is a responsible purveyor of alcoholic beverages and it makes every effort to operate in a legal and accountable manner. It also takes any possible violations very seriously. This letter is designed to inform you of the policies and procedures that were in place on the date of the incident as well as steps it has taken or is in the process of taking in order to ensure that violations of the type alleged in the Notice do not reoccur.

Initially, it is important that you are aware of the circumstances surrounding the incident of March 26, 2013. Homewood Suites is an extended stay hotel where the average guest spends at least a week. It does not have a restaurant or bar. The only alcohol served is at a "Manager's Reception" which takes place Monday through Thursday from 5:00 to 7:00 p.m. at which a buffet dinner along with beer and wine are available to hotel guests. No spirits are served. The reception is held in the hotel's "breakfast" room where Homewood Suites offers its guests daily breakfast. [Pictures of the dining and food service area are attached hereto as Appendix 1.]

Shirley A. Gifford
April 11, 2013
Page 2

In the food service area, there are taps for two kegs of beer. [Appendix 1 at pp. 4-6] The kegs are kept in a locked cabinet. Only during the Manager's Reception are the tap heads in place and the kegs connected. At the completion of each reception, the tap heads are removed and the hoses disconnected from the keg and secured. Wine is served from bottles, brought into the reception from secured storage and then removed after the reception. The alcohol service area has proper signage including a sign that clearly indicates that (1) only hotel staff can serve alcohol; (2) that there is a two drink limit and that the alcohol must be consumed in the reception area; and (3) notifies guests that room keys and ID's must be presented. [Appendix 1 at pp. 6-7.] All of these requirements are standard Stonebridge Policy. All Stonebridge employees who serve alcohol are TAP trained and certified. Both employees working the reception that night have current TAP cards. [See Appendix B.] It is also company-wide policy that all GM's and Managers-on-Duty be TAPS/TAMS trained.

Standard procedure for the Manager's Reception is to have one TAPS certified employee in the room dedicated to serving alcohol and one TAPS certified employee responsible for food service including replenishing the buffet during the reception hours. Servers are required to card ID any individual who appears to be under 30 years of age.

Stonebridge company-wide policy is to verify guest status by checking patrons' names against a guest list to be provided daily by the Front Desk agent and deny service to any person not a registered guest or accompanied by a registered guest. [A copy of the Stonebridge Companies' policy for "Alcoholic Beverages – Legal Compliance" in place on the date of the incident is attached hereto as Appendix C.] Unfortunately, these last two policies were not being followed by the now former Homewood Suites' General Manager on the night in question.

The policies and procedures followed by Stonebridge are in place to ensure that its servers comply with the laws of the State of Alaska, the Municipality of Anchorage, as well as Stonebridge's management principles when serving alcoholic beverages. The incident of March 26 was not due to a lack of policy or institutional control. It was caused by the hotel GM's failure to follow proper policy and protocol. Stonebridge is taking steps as explained further below to ensure there is no reoccurrence.

Earlier in the evening of March 26, the person later identified as your "UB-13-003" entered the Homewood Suites and asked the Front Desk employee "if there was a bar where" he "could get a drink." That person was informed that there was "no bar in the hotel" and was directed to the nearby Hilton Garden Suites. The person then left the hotel. Subsequently, at approximately 7:15 p.m., that individual apparently came back,

Shirley A. Gifford
April 11, 2013
Page 3

entered the reception area unnoticed and poured himself a beer from the tap, which was inappropriately left momentarily unattended.

Normally, the alcohol area is never left unattended by standard protocol. However, on this particular night at approximately 7:10 p.m., the dedicated beverage server on duty was asked to step away from the service area to assist a guest in another area of the hotel, before she had the opportunity to break down and store the alcohol. Prior to doing so she reported to the hotel GM, who was physically present at the reception, received his permission to leave her post and secured the GM's assurance that he would monitor alcohol service. At no time was the room or alcohol left unattended. However, in a monumental error in judgment, the GM failed to reposition himself in order to have a clear line of sight to the alcohol service area. Because it was 7:15 p.m., the reception had ended 15 minutes prior so the dedicated food employee was busy removing/storing food in and out of the kitchen. There were only a handful (6-8) people left in the reception area. It was at this exact time that the underage buyer took the opportunity to serve himself a beer.

The alleged violation apparently occurred despite Stonebridge's policies and procedures. This is unacceptable. Stonebridge therefore has taken or is in the process of taking the following corrective actions to prevent a reoccurrence.

- Stonebridge policy makes clear that failure to comply with "all applicable laws and Company policies and procedures may result in disciplinary action up to and including termination." The GM's failure to ensure compliance with company policy and Alaska law is not behavior Stonebridge will ever tolerate. In mid-March Stonebridge's General Manager submitted a two-month notice of resignation, effective in mid-May. If the General Manager had not already resigned, Stonebridge would have taken the appropriate disciplinary action and terminated him. As a result of the incident, the GM has been removed from his duties and not allowed to finish out the remainder of his employment.
- The server who left the tap unattended was not disciplined as she followed appropriate procedure.
- Stonebridge ensured implementation of the following safeguards at the Homewood Suites effective immediately:
 - (1) Mandating compliance with its guest list policy requiring that a hotel guest list be provided to the servers prior to each Manager's Reception and that the list be used to verify every patron as a hotel guest prior to service;

Shirley A. Gifford
April 11, 2013
Page 4

- (2) Mandating tracking each alcoholic beverage served on the guest list to enforce the two (2) drink limit per guest;
- (3) Mandating and training servers and Managers on Duty that the "tap area" must under no circumstances ever be left unattended;
- (4) Mandating and training servers and Managers on Duty that liquor should be the first area secured and locked every night exactly at 7 p.m.
- The incident has also caused Stonebridge to re-evaluate and enhance its policies and procedures for alcohol service at Manager Receptions company-wide to ensure it is following best practices. Mandatory training of the revised policies will follow implementation. Accomplishing this task is a top priority for Stonebridge.

Ms. Gifford, Stonebridge is committed to the safe and lawful service of alcoholic beverages. It will continue to strive to ensure it has proper policies and procedures in place and that its employees are appropriately trained to implement those policies and procedures so that the risk of any violations is minimized.

My client appreciates the opportunity to provide you with this information and requests an opportunity to meet with you to answer any questions or entertain any comments you may have regarding this matter. I am available to meet with you at your convenience to discuss this matter further. My direct line is 263-6380.

Sincerely,

PATTON BOGGS LLP



Michael D. White

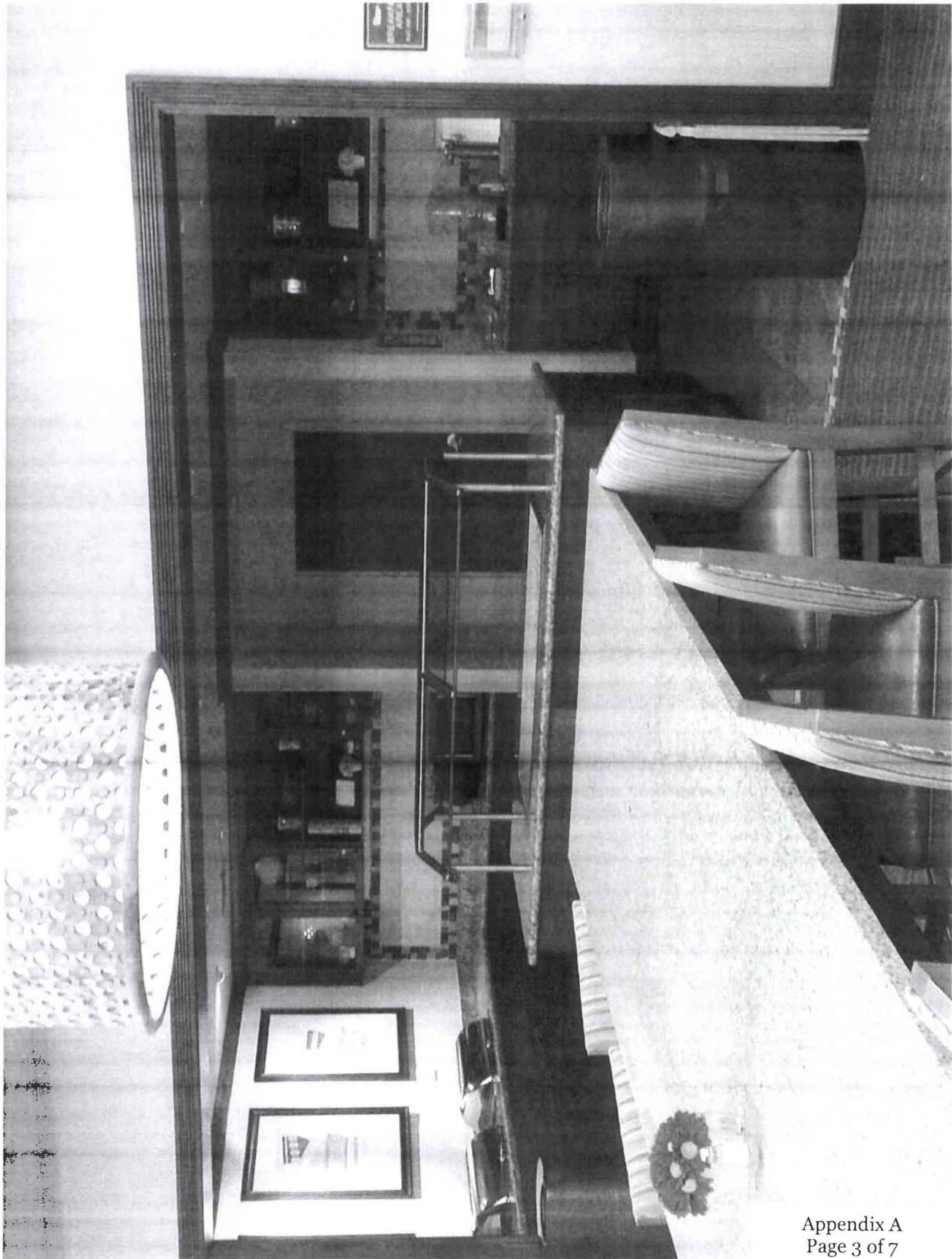
MDW/art

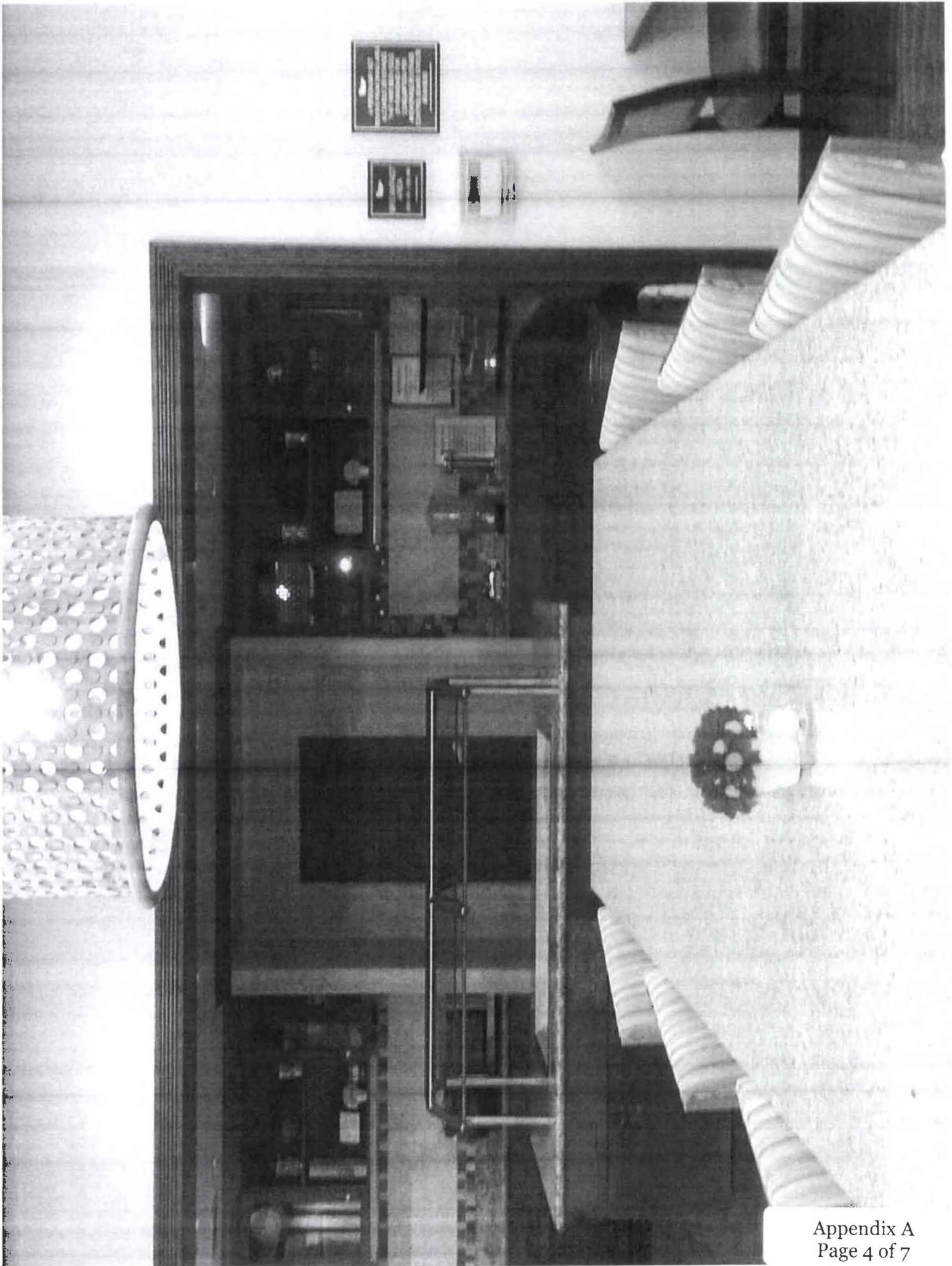
cc: Sheryl Hanebrink

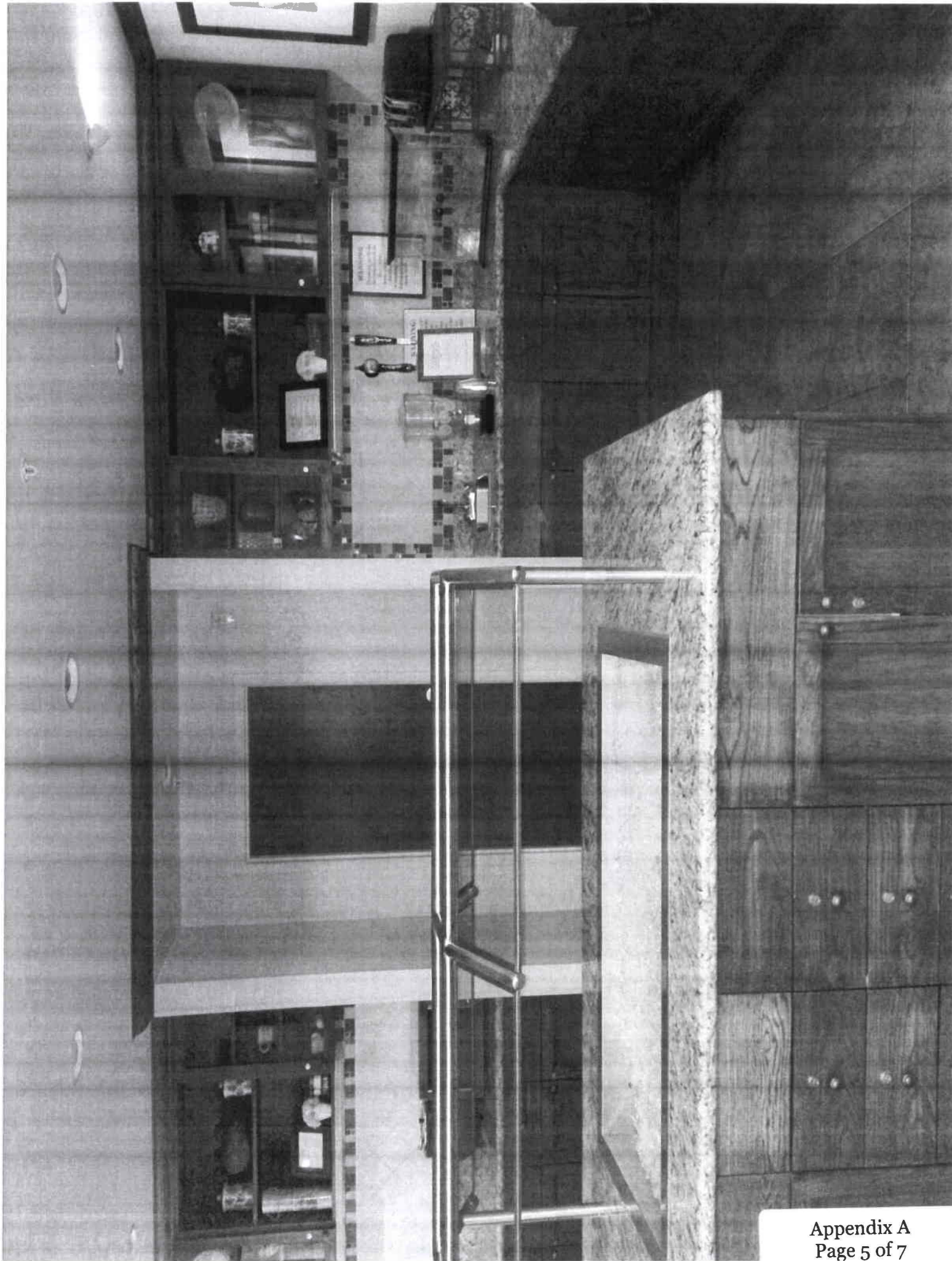
Enclosures













WARNING

Drinking alcoholic beverages such as beer, wine, wine coolers, or distilled spirits during pregnancy can cause birth defects.

WARNING:

Person under 21 years of age who enters these premises in violation of law could, under 04.16.049(e), be civilly liable for damages of \$15,000.

Per Alaska State Law, Alcoholic beverages may only be served by hotel staff.


**Per Alaska State Law:
Alcoholic beverages may
only be served by hotel
staff.**

There is a limit of two beverages per guest
and we ask that you remain in the reception
area as you consume your alcoholic beverage.

Please be prepared to present your room key
and identification card.

Thank you and enjoy the reception!

TAP!!
Training for Alcohol
Professionals
(not valid for law enforcement)



800-478-2427 or
907-274-8133
www.alaskacharr.com

CERTIFICATE # 112856

Name Aleena Green

Birth Date 7/8/90

Signature Aleena Green

EXPIRES ON 7/14/2015

Sarah Mulligan
Instructor

In system



(not valid for use as identification)

800-478-2427 or
907-274-8133
www.alaskachart.com

CERTIFICATE # 114294

Name Patria C. Munoz

Birthdate 11.23.'54

Signature PC Munoz

EXPIRES ON

Instructor ag Cruz

09/26/2015

ENTERED
10/24/12



**STONEBRIDGE
COMPANIES**

STANDARD OPERATING PROCEDURE

SUBJECT ALCOHOLIC BEVERAGES – LEGAL COMPLIANCE	SECTION Operations
	PAGE 1 OF 3
APPLIES TO Hotels	EFFECTIVE DATE August 1, 2009
	APPROVAL <i>K Mahy</i>

Policy:

All associates with job responsibilities pertaining to selling, serving and/or pouring alcoholic beverages will be trained and certified in a TIPS, TAM or Serve Safe program within thirty (30) days of hire, and will comply with applicable federal, state and local laws at all times.

Procedures:

1. No alcoholic beverages can be served, sold or poured on hotel premises by associates unless the hotel or restaurant has a valid liquor license.
2. The hotel's liquor license must be displayed prominently in the designated service and/or sales area(s) as required by law.
3. General Managers, MODs, F&B/Banquet/Room Service Managers and Supervisors and Sales Directors and Managers must be knowledgeable about the type and restrictions of the liquor license held by the hotel and federal, state and local regulations applicable to alcoholic beverages available in the hotel and/or restaurant.
 - a. General Managers will notify their Regional Operations Director of any changes in applicable laws or discrepancies between Company policies and procedures, applicable laws or franchise requirements. In all cases, the law supersedes any Company or franchise policy or procedure.
 - b. Regional Operations Directors and General Managers will contact the responsible corporate associate to file required notifications of management changes with regulatory authorities and to comply with procedures for management qualification.
4. Alcoholic beverage compliance (ABC) certification is required in states where certification is voluntary as well as in states where it is mandatory.
 - a. Associates whose job duties include supervision of or the actual sale, serving or pouring of alcoholic beverages and who do not have a valid ABC certification when hired will be trained and certified in a TIPS, TAM, Serve Safe or comparable program within thirty (30) days of hire or within the time required in the jurisdiction of the hotel, whichever is sooner. Training must be done by an approved vendor or a Stonebridge associate who is a certified trainer for an approved program.
 - b. Associates must advise their manager or supervisor at least sixty (60) days prior to expiration of their certifications to arrange to complete required training to renew their certification before expiration.



**STONEBRIDGE
COMPANIES**

- c. Associates must carry their ABC certification cards when on duty. Copies of current certification cards must be retained in associates' personnel files.
 - d. Managers and supervisors will maintain the attached *Alcoholic Beverage Compliance Training* form listing all associates who are required to be certified, and monitor certification compliance monthly to assure all certifications are current.
 - e. The birth date, i.e. month/day/year, will be reviewed with associates at the start of each shift.
5. **Hotel Restaurant and Bar Operations:**
- a. Signage stating the legal drinking age and reserving the right to check IDs of any patrons and refuse service will be prominently posted in the service and/or sales area(s).
 - b. IDs will be checked for any patrons appearing to be under thirty (30) years old prior to serving alcoholic beverages.
 - c. Patrons are not permitted to bring in alcoholic beverages obtained outside the restaurant or bar or to take open containers out of the serving area designated by the liquor license.
6. **Room Service**
- a. Associates delivering alcoholic beverages with room service orders must be 21 years of age or older.
 - b. Guests accepting delivery of alcoholic beverages with room service orders must be of legal age as required by applicable laws. IDs must be checked for any individuals who appear to be under thirty (30) years old.
 - c. Alcoholic beverages must be excluded on menus for room service provided by a Stonebridge managed hotel to another Stonebridge managed hotel.
 - d. Alcoholic beverages must be excluded from menus for outsourced room service.
7. **Manager's Receptions:**
- a. Signage stating that alcoholic beverages are available only to hotel guests of legal drinking age and reserving the right to check IDs of any individuals and to refuse service will be prominently posted in the reception area.
 - b. Prior to serving patrons requesting alcoholic beverages, IDs will be checked for any individuals who appear to be under thirty (30) years old.
 - c. Patrons will not be permitted to bring alcoholic beverages obtained elsewhere into the reception area or to take alcoholic beverages outside of the reception area unless permitted by the hotel's liquor license.
 - d. The reception area where alcoholic beverages may be consumed according to the liquor license will be clearly marked by signage or other obvious boundaries.
 - e. To the extent possible, the associate host will verify guest status by checking names of patrons requesting alcoholic beverages against the guest list provided daily by the Front Desk agent. Any patron who is not a registered guest or accompanied by a registered guest will be denied service.



STONEBRIDGE
COMPANIES

8. **Gift / Suite Shop Sales of Alcoholic Beverages:**
 - a. Signage stating the legal age for purchase and reserving the right to check IDs of any individuals and to refuse service will be prominently posted in the shop.
 - b. IDs will be checked for any individuals who appear to be under thirty (30) years old.
 - c. No alcoholic beverages can be sold by guest service agents or other associates who are under 21 years of age or who are not ABC certified. Managers must coach associates on how to effectively communicate with guests when alcoholic beverages cannot be sold because no associates aged 21 or older who are ABC certified are on duty.
 - d. Associates cannot deliver alcoholic beverages purchased in the shop to guests' rooms.
9. **Banquets, Meetings, Events, Catering, Hotel Promotions On Premises:**
 - a. No alcoholic beverages may be served, poured or sold on premises unless the hotel or restaurant has a valid liquor license as required by law.
 - b. Associates who serve at banquets and other events must be ABC certified.
 - c. Associates serving at banquets and other events will be instructed to notify the banquet/event supervisor on duty of any patrons who appear to be underage or intoxicated. The banquet/event manager or supervisor will take appropriate action to deny service if warranted.
10. **Alcoholic Beverages Purchased Outside Hotel by Guests**
 - a. In hotels that do not sell or serve alcoholic beverages, guests may not consume alcoholic beverages in public areas of the hotel. Guests are allowed to consume their own alcoholic beverages in their rooms, private hospitality suites or private event rooms not serviced by hotel associates or subcontractors.
 - b. In hotels that sell or serve alcohol, guests may not bring alcoholic beverages that they purchase outside the hotel into areas where alcoholic beverages are sold or served by the hotel.
 - c. Hotels shall have a written policy and signage in appropriate areas, e.g. pool/spa, to advise guests of hotel policy.
11. **Additional Requirements:**
 - a. Associates cannot purchase alcoholic beverages for guests under any circumstances. This includes the grocery shopping service offered by some hotels.
 - b. Hours when alcoholic beverages can be sold or served will be posted in the appropriate places.
 - c. Corporate approval is required for any bar/lounge operations serving alcoholic beverages after midnight.
12. **Failure to comply with all applicable laws and Company policies and procedures may result in disciplinary action up to and including termination.**

[illegible]

Location:

[illegible]

Date of Training Certification

Date for Recertification

[illegible]



Notice of Violation

(13 AAC 104.525)

Licensee Central Comer LLC	License Number 4387	Type of License Beverage Dispensary
D.B.A. Central Comer Bar	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Alaska State Troopers
Street or P.O. Box PO Box 30046	City, State Central, AK	Zip 99730

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will received an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On March 8, 2013, the Alcoholic Beverage Control Board received information from the State of Alaska, Department of Environmental Conservation, Division of Environmental Health, Food Safety and Sanitation Program, that you are in violation of 18AAC 31.030(e) - Permit Application and Renewal. This subsection states that to continue operating, an operator must renew a permit each year on or before December 31 by paying the fee required by 18 AAC 31.050. If the operator operates only during the summer season, the operator must renew a permit each year on or before May 1 by paying the fee required by 18 AAC 31.050. As of this writing, the Department of Environmental Conservation's records indicate that you have not renewed your permit.

Your attention is directed to **AS 04.21.030: Responsibility of licensees, agents, and employees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this viofation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: DEC Food Safety and Sanitation Program
Filed: 	Title: Investigator III

April 17, 2013

Alcoholic Beverage Control Board

2400 Viking Dr.

Anchorage, AK 99501

To Director of the Alcohol Beverage Control Board

This is in response to the notice that was sent on 3/20/13 regarding not renewing permit
From the Department of Environmental Conservation. The license number is 4387. This will
not happen again as I have it marked on the calendar, have notified my
Bookkeeper to let me know when it is due and I have it flagged in my cell phone.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. J. Scott', with a long horizontal flourish extending to the right.

Michael J. Scott, Member

Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, AK 99501



Date: 04/25/2013
Number: 13-0431
Page 1 of 1

Notice of Violation

(3 AAC 304.525)

Licensee Ronnie, Inc	License Number 4435	Type of License Restaurant / Eating Place
D.B.A. Ronnie Sushi	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage PD
Street or P.O. Box 8901 Jewel Lake Road	City, State Anchorage, AK	Zip 99502

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On April 23rd, 2013, Investigator Hunter conducted an inspection of Ronnie Sushi (Jewel Lake Road). Investigator Hunter spoke with the licensee, Ronnie Lee, who provided a copy of his expired TAM card (3028). This card expired on August 15th, 2011. Lee stated that he was unaware that his server education card had expired and has made arrangements to take the next available TAM course.

Your attention is directed to AS 04.21.025(c) – Alcohol Server Education Course.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Brandon Hunter
Filed: 	Title: Investigator III

7009 2820 0001 7253 1661

From: Ronnie Lee

To: Brandon Hunter.

Hello, Dear investigator.

My name is Ronnie Lee, owner of Ronnie Sushi located at 8901 Jewel lake Rd, Anchorage, AK, 99502 I attended TAP class, and I renewed my TAP card.

Here's my new TAP Card.

Thank you.

Date: 5/03/2013



Sarah Mulligan
Instructor

CERTIFICATE # 120232

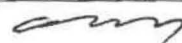
Name

Ronnie C. Lee

Birthdate

May 28, 1972

Signature



EXPIRES ON

5 / 3 / 2016



Notice of Violation (13 AAC 104.525)

Licensee Jong R Lee & Kenny H Lee	License Number 4529	Type of License Restaurant / Eating Place
D.B.A. Samurai Sushi Garden	How Delivered <input type="checkbox"/> Certified Mail # On File <input checked="" type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 1265 Muldoon Rd	City, State Anchorage, Alaska	Zip 99504

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On January 9th, 2013, at approximately 1659 hours, Takako Snow, an employee of Samurai Sushi Garden, furnished an alcoholic beverage to a person under the age of 21. This incident occurred during a compliance check. When asked to produce her server education card, Snow provided a TAM card which expired in September of 2011. A review of the license file for Samurai Garden shows that the licensees were cited in 2006 for failing to comply with server education requirements, received a NOV for same in 2009, and were subjected to a renewal protest by the City of Anchorage for same in 2011.

Your attention is directed to **AS 04.16.052- Furnishing of Alcoholic Beverages to Persons Under the Age of 21 by Licensees** and **AS 04.21.025- Server Education**

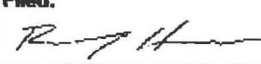
You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Brandon Hunter and UAB 10-003
Filed: 	Title: Investigator III

2/1/2013

Shirley A Gifford
Director
Alcoholic Beverage Control Board
5848 E Tudor Rd
Anchorage, AK 99507

RE: 10-1793

In regards to the violation with Takako Snow and Samurai Sushi serving an underage person with an expired TAM card. Takako is being disciplined for her oversight of serving a minor and her expired TAM card. We are upgrading our POS system to help track each servers TAM card expiration date so that we can manage this better. We regret the oversight and will make sure it does not happen again. Our Alcohol license number is: 4529.

Best Regards,

Kenny Lee
Owner
Samurai Sushi Garden
1265 Muldoon Rd
Anchorage, AK 99504



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 2-22-13
Number 13-0145
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
North Lakes Liquor Inc.	4574	Package Store
D.B.A.	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency
North Lakes Liquor		Alaska State Troopers
Street or P.O. Box	City, State	Zip
4981 Stoney Hollow Drive	Wasilla, AK	99654

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 2-20-13, at about 1621 hours, North Lakes Liquor clerk Sheila Marie Slocum sold an alcoholic beverage to a person under the age of 21. The incident occurred during a compliance check. When asked to provide proof of current server education, Slocum stated she did have current education but could not provide proof. Slocum was told to stop selling alcoholic beverages until she obtained proof of alcohol server education. Slocum was issued a summons for furnishing alcohol to a person under 21. A mandatory court date of 3-12-13, 0830 hours, Palmer District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Underage Buyer 13-001
Filed By: <i>JR Hamilton</i>	Title: Investigator III

North Lakes Liquor, Inc.
4891 E Stoney Hollow Dr.
Wasilla, AK 99654
February 27, 2013

Shirley A Cote
Director
Alcoholic Beverage Control Board
2400 Viking Dr.
Anchorage, AK 99501

License #: 4574

Dear Ms. Cote:

I am writing in response to the violation that occurred at our store on February 20, 2013. The employee that committed the offense has been put on probation for one year and if she has any other violations during that time she will be terminated. She did verify with TAMS that she did have a valid server's card and has since provided that information to the investigator and I will attach a copy with this letter as well. She will also be required to retake that TAMS/TAPS class at the next available date. We are also changing our store policy to not accept vertical ID cards as an acceptable form of identification.

Sincerely,

A handwritten signature in black ink, appearing to read 'Matthew Gittlein', with a stylized flourish at the end.

Matthew Gittlein
President
North Lakes Liquor, Inc.



Notice of Violation

(13 AAC 104.525)

Licensee North Harbor Project, LLC	License Number 4675	Type of License Beverage Dispensary
D.B.A. The Fat Mermaid	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Valdez Police Department
Street or P.O. Box PO Box 1999	City, State Valdez	Zip 99686

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will received an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On March 8, 2013, the Alcoholic Beverage Control Board received information from the State of Alaska, Department of Environmental Conservation, Division of Environmental Health, Food Safety and Sanitation Program, that you are in violation of 18AAC 31.030(e) - Permit Application and Renewal. This subsection states that to continue operating, an operator must renew a permit each year on or before December 31 by paying the fee required by 18 AAC 31.050. If the operator operates only during the summer season, the operator must renew a permit each year on or before May 1 by paying the fee required by 18 AAC 31.050. As of this writing, the Department of Environmental Conservation's records indicate that you have not renewed your permit.

Your attention is directed to **AS 04.21.030: Responsibility of licensees, agents, and employees.**


You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: DEC Food Safety and Sanitation Program
Filed: 	Title: Investigator III

North Harbor Project Inc.

P.O. Box 1999

907-835-3000 | 907-835-2586 | www.thefatmermaid.com

fax

TO: Shirley A. Cote, Director

FROM: Karen Ables,
The Fat Mermaid & Puddle Jumpers
Saloon

FAX: 907-263-5390

PAGES: 5

PHONE: 907-263-5928

DATE: 4/4/2013

RE: Violation

CC:

X Urgent

☐ For Review

☐ Please Comment

☐ Please Reply

☐ Please Recycle

Comments: Hi Shirley, I have received two different violations for not renewing my Food Permits; one with Puddle Jumpers Saloon and the other with the Fat Mermaid. I worked out a payment program with the DEC last month for both businesses and they set me up on a payment program. Today I received one of them for a conditional permit and I am sure the other is in the mail. I have attached the permit for puddle jumpers for your review. I hope that this satisfies the situation on the violation. Please let me know if You need to have a duplicate of this letter for the Fat Mermaid. I will be happy to fax the copy of the conditional permit as soon as I get it.

Sincerely,

Karen Ables

Puddle Jumpers Saloon and,

The Fat Mermaid



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 1-15-13
Number 13-0030
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Jung N. Kim	4680	Restaurant / Eating Place
D.B.A. Pho Anc. Bowl & Little BBQ House Korean Cuisine	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 6311 Debarr Road, Unit F	City, State Anchorage, AK	Zip 99504

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 1-9-13, at about 1748 hours, Pho Anc. Bowl aka Little BBQ House Korean Cuisine server David Wong furnished an alcoholic beverage to a person under 21. When asked to provide proof of server education, he stated he hasn't been to training. He has been working at the establishment for a "few months". Wong was told to stop serving alcoholic beverages until he received formal training. A summons for furnishing alcohol to a person under 21 was issued. A mandatory court date of 2-1-13, 0830 hours, Anchorage District Court was assigned. A charge of failing to obtain server education was forwarded to the DAO for consideration. It was also observed that the name of the establishment has been changed without Director's approval.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees, AS 04.21.025: Server education, AS 04.16.150: Licensee responsible for violations and 13AAC104.185: Licensed premises.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Underage Buyer 11-005 and F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III

Licensee - Jung N Kim

License # - 4680

in response to the violation that occurred 1-19-13.

First make sure that all new employees have their TAP card & that it is current before they can serve. Secondly make sure all employees who are able to serve are always checking ID for any person purchasing alcohol.

All new employees will be given ^{One month} ~~2 weeks~~ from hire date to obtain a TAP card & Proper Training

Today's Date: 5-3-13.

Responding person: Yul-Hoe Kim.





Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 1-4-13
Number 12-1389
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Alpine Lodge Hotel Operations, LLC	License Number 4778	Type of License Beverage Dispensary - Tourism
D.B.A. The Finish Line	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Fairbanks Police Department
Street or P.O. Box 4920 Dale Road	City, State Fairbanks, AK	Zip 99709

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 12-27-12, at about 1912 hours, The Finish Line bartender Samantha Jane Glazer furnished an alcoholic beverage to a person under 21 and then allowed the under aged person to remain on the premises. The incident occurred during a compliance check. Glazer was issued summonses for furnishing alcohol to a person under 21 and allowing an under 21 person to remain on a licensed premises. A mandatory court date of 1-22-13, 0900 hours, Fairbanks District Court was assigned. Please post your original alcohol license, not a copy.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

**Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507**

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III



To:
Alcohol Beverage Control Board
5848 East Tudor Road
Anchorage, Alaska 99507

From:
Alpine Lodge Hotel Operations D.B.A The Finish Line Restaurant
4920 Dale Road
Fairbanks, Alaska 99709

Alcohol License #4778

January 10, 2013

To whom it may concern:

In response to the notice of violation letter we received on January 10, 2013.

We have taken steps to prevent this occurrence from repeating itself in the future. It is a company policy that all staff check photo ID from every patron ordering an alcoholic beverage. All posters and calendars will be posted behind the bar above the cash register in full view of both employees and patrons of The Finish Line. Current employees of The Finish Line will attend a training seminar to refresh state laws and company policies no later than January 18, 2013 given by Alpine Lodge management. After this retraining session all employees will have to attend mandatory training every quarter.

Samantha Glazer has been given a final warning in written form.

Current company policy has been amended that if the infraction occurs employees will be terminated immediately.

In response to a copy of our alcohol license that has been posted. This has been removed and the original has been posted.

Thank you,

A handwritten signature in black ink that reads "Joe Pule". The signature is written in a cursive, flowing style.

Joe Pule
Head Chef/Restaurant Manager
Finish Line Restaurant
c/o Alpine Lodge Hotel Operations, LLC



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 2-28-13
Number 13-0174
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
B&L Motels, Inc.	4863	Restaurant / Eating Place
D.B.A. Comfort Suites of Anchorage 2919 W. Int'l Airport Road	How Delivered [X] Certified Mail # On-File [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 2810 Vine Street	City, State Hays, KS	Zip 67601

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 2-27-13, at about 1828 hours, Comfort Suites of Anchorage bartender Linda Maria Anderson furnished an alcoholic beverage to two under 21 persons and then allowed them to remain on the licensed premises. The incident occurred during a compliance check. Anderson was issued a summons for one count of furnishing alcohol to a person under 21 and one count of allowing an under 21 person to enter and remain on a licensed premises. A mandatory court date of 3-18-13, 0830 hours, Anchorage District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB's 13-001 & 13-003
Filed By: <i>JL Hamilton</i>	Title: Investigator III



BY CHOICE HOTELS

Comfort Suites
2919 W. International Airport Rd.
Anchorage, AK 99502
Phone: (907) 243-8080
Fax: (907) 243-8100

March 5, 2013

Shirley A. Cote', Director
Alcohol Beverage Control Board
5848 E. Tudor Rd.
Anchorage, AK 99507

Subject: Notice of Violation
License #4863

As stated in the violation dated 2-28-13, a member of my staff, Linda Anderson, served two minors in our dining room on the night of 2-27-13. In counseling her after the event, her explanation to me as to what happened, it came down to that, while checking the ID's of the two minors, she did not look close enough at the IDs presented her or notice that the birth dates clearly made them minors. When I asked why, "I didn't have my glasses on". Not a stellar defense, but honest.

I have verbally reprimanded her for failure to follow the regulations as set forth by the Alcohol Beverage Control Board in AS 04.16.052. Both citations are now part of her personnel file. She is acutely aware of her error. The experience of the events and her upcoming court appearance due to the actions on the night of 2-27-13 will make her a better bartender in the future.

Since then, I have purchased magnifying glasses that all dining room staff are currently using. I have required Linda Anderson to wear her glasses at all times while checking IDs. At the start of each day, the bartender is now required to post the date service is to begin for someone turning 21 years of age, i.e. 3-5-92 at the top of their paperwork. A small 1992 calendar is attached to their bank location, where they must circle the date on the calendar as well. We have already instituted a policy of checking everyone's ID in the dining room to insure compliance with the law. I have also posted additional warnings to our guests for either bringing in beverages from their guest room or taking beverages from the dining room out of our controlled serving area and consuming them on the Hotel property, i.e. parking lot, lobby, etc.

I will insure that all supervisors of staff have a current TAP card in their possession while on hotel property. I currently have a CHARR Trainer on staff, Sergio Infanzon that will be assisting in additional training for all dining room and front-desk personnel in Alcohol Awareness in the near future.

In all, having random checks for violations of licensee's is a good thing. It helps ensure the compliance of laws and regulations concerning Alcohol.

Sincerely,

John Tsoutsouvas, CHA
General Manager
Comfort Suites Anchorage Int'l Airport



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 2-6-13
Number 13-0083
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee	License Number	Type of License
Makau'a Enterprises Inc.	4933	Restaurant / Eating Place
D.B.A. Hula Hands Restaurant 501 W. Fireweed Lane	How Delivered <input checked="" type="checkbox"/> Certified Mail # On File <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 4636 Mt View Drive	City, State Anchorage, AK	Zip 99508

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 2-5-13, at about 1917 hours, Hula Hands Restaurant server Faaumu Tevaseu Jr furnished an alcoholic beverage to a person under the age of 21. Tevaseu has been employed at the establishment for more than 30 days and has failed to obtain server education, a violation of municipal ordinance also. Tevaseu was issued summonses for furnishing alcohol to a person under 21 and for not obtaining server education. He was advised to stop serving alcoholic beverages until he obtained a server card. A mandatory court date of 3-1-13, 0830 hours, Anchorage District Court was assigned.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**, **AS 04.21.025: Server education**, and **AS 04.16.150: Licensee responsible for violations**.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Underage Buyer 12-002 and F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III



Maka'ua Enterprises, Inc.

Fax Cover Sheet

Date: Friday, March 01, 2013

Pages sent including cover: 2

To: Alcoholic Beverage Control Board
Fax # 907-263-5930

From: Jonas Patterson GM
Fax # 907-278-0014

Attn: Shirley A. Cote Director

Attached please find response to Notice of Violation for license#4933

Thank you in advance for your assistance in this matter.

Corinna K. Kanaina
Office Manager of
Hula Hands Restaurant.

4630 Mt. View Drive
Anchorage, AK 99508-1822
(907) 278-0009

Hulahands @GCLNet



4630 Mountain View Drive
Anchorage Alaska 99508
907-278-0009
HulaHands@GCI.net

Friday, March 01, 2013

TO: Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, AK 99507

RE: License #4933 Notice of Violation

On 2/6/2013 after the violation occurred, the restaurant manager, held a meeting with all waits staff. During this meeting it was discussed what had happened the night before. It was reiterated to all staff the importance of checking ID's thoroughly and slowly insuring the date of birth to comply with state legal law regarding sale of alcohol. It was also reiterated that those without TAM cards are in no way to serve or receive orders for alcohol beverages.

Consequences for not following orders will lead to dismissal of position. In addition to the meeting the Vice president and GM also spoke with the wait staff individually affirming they understood what was asked of them by the manager.

New hires will continue to go through an orientation and a heavier emphasis will be placed on the service of alcohol beverages and the reasonability it encompasses under the state laws.

Thank you for your time and concern for our community. We truly appreciate your work.

Should you have any questions please feel free to contact me at (907) 278-0009

Regards,

Jonas Patterson
GM Makaua Enterprises Inc.

3/1/13
Date



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 1-7-13
Number 12-1393
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Chong Pak	License Number 4941	Type of License Restaurant / Eating Place
D.B.A. Seoul Gate Restaurant	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Fairbanks Police Department
Street or P.O. Box 958 Cowles Street	City, State Fairbanks, AK	Zip 99701

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 12-27-12, at about 2022 hours, Seoul Gate Restaurant waitress Chin Suk Wahlgren, a two year employee, furnished an alcoholic beverage to a person under 21. When asked to provide proof of server education, she stated she hasn't completed training in Alaska. On the premises at the time of the incident was licensee Chong Hwa Pak who stated she has told Wahlgren to get her server education at least three times over the past two years but let her continue to serve. The incident occurred during a compliance check. Wahlgren was issued summonses for furnishing alcohol to a person under 21 and for not having required server education. Pak was issued a summons for licensee responsible for violations. Both were assigned mandatory court dates of 1-22-13, 0900 hours, Fairbanks District Court.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees**, **AS 04.21.025: Alcohol server education**, **AS 04.16.150: Licensee responsible for violations**.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation. ***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>FR Hamilton</i>	Title: Investigator III

01/18/2013

Attn: Mr. Beasley, Investigator
ABC Board

Court Case # 4FA-13-00138CR

Re: Chong H. Pak, Licensee

I instructed my employee to take class but I did not check if she did class. Upon citation had employee take next available class. This is her card (copy).

TAP!!
Training for Alcohol Professionals
(not valid for use as identification)

CERTIFICATE # 118117

Name CHIN S. WAHLGRUN

Birthdate 03/28/55

Signature Chin S. Wahlgrun

800-478-2427 or
907-274-8133
www.alaskachary.com

EXPIRES ON JAN 14 / 2016

Instructor [Signature]

LAW OFFICES

BURNS & ASSOCIATES

A PROFESSIONAL LEGAL CORPORATION

KEYBANK CENTER • 100 CUSHMAN STREET • SUITE 311 • FAIRBANKS, ALASKA 99701

TELEPHONE (907) 452-1666

FACSIMILE (907) 456-5055

ATTORNEYS

Heidi M. Andre†

John J. Burns, Of Counsel

Joseph W. Evans, Of Counsel‡

† licensed also in MN

‡ licensed also in WA and DC

LEGAL ASSISTANTS

Patrick B. Carroll, CP

Karen A. Day

Anna M. Marley

January 14, 2013

TRANSMITTED VIA FACSIMILE and REGULAR MAIL

Shirley A. Côté
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, AK 99507
Fax: (907) 272-9412

Re: Chong Pak dba Seoul Gate Restaurant
License No. 4941
No. 12-1393

Dear Ms. Côté:

At the outset, thank you for taking the time to speak with me on Friday regarding Ms. Pak and the January 7th Notice of Violation which she received in connection with a violation of AS 04.16.150 stemming from the sale of alcohol by one of her wait staff. As I discussed with you, because of her limited English Ms. Pak asked me to assist her in responding to the Notice and in conveying to you and to the Board her embarrassment and distress over the fact that one of her wait staff evidently sold alcohol to an underage person - even after apparently first asking to see the individual's ID.

As reflected in Ms. Pak's Affidavit as enclosed, since receiving the Notice of Violation, Ms. Pak has met with each of her employees to re-emphasize the importance of checking every customer's ID and to underscore the necessity of confirming each customer's date of birth. In addition, Ms. Pak has mandated that each of her wait staff, including specifically Chin Suk Wahlgren, the waitress who evidently served the underage person, enroll in and complete the ABC Board's education course which is being offered in Fairbanks on January 16, 2013. In fact, Ms. Pak has emphasized to each of her employees that their failure to attend and complete the course will result in their being terminated from employment with Seoul Gate Restaurant.

Ms. Pak wishes to express her sincere apologies for the violation by one of her wait staff and wants to assure the Board that there will be no similar violations in the future.

Yours and the Board's understanding in connection with this situation is greatly appreciated.

Sincerely,
BURNS & ASSOCIATES, PC

John J. Burns
JJB:amm

F:\BURNS\NEW\00104831.DOCX

AFFIDAVIT OF CHONG PAK

STATE OF ALASKA)
) ss.
FOURTH JUDICIAL DISTRICT)

I, Chong Pak, being first duly sworn, under oath, depose and state as follows:

1. I am the owner and operator of Seoul Gate Restaurant in Fairbanks, Alaska, which restaurant has been issued a beverage dispensary license (No. 4941) by the State of Alaska, Alcoholic Beverage Board.
2. On or about December 27, 2012 an alleged violation of AS 04.16.052 (furnishing alcohol to underage persons) occurred at Seoul Gate Restaurant involving one of my wait staff, Chin Suk Wahlgren.
3. Subsequent to the violation, I have met with each of my wait staff to re-emphasize the need to check every customer's ID and to underscore the necessity of confirming the potential customer's date of birth with the date posted for that date.
4. I have reiterated to my wait staff that service of alcohol to a minor is against the law and that failure to obtain proper ID and to confirm the legal age of each customer will not be tolerated.
5. All of my wait staff, most particularly Ms. Chin Suk Wahlgren, are scheduled to take the ABC Board's educational class on January 16, 2013 here in Fairbanks. Failure to take or complete the class will result in the termination of their employment with Seoul Gate Restaurant.

Affidavit of Chong Pak

License No. 4941

No. 12-1393

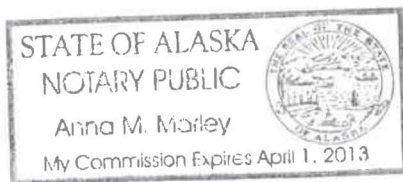
Page 1 of 2

6. I wish to apologize for the violation which occurred and want to assure the Board that a violation of the State's laws regarding service of alcohol to underage minors will not occur again at Seoul Gate Restaurant.

FURTHER YOUR AFFIANT SAYETH NAUGHT.


Chong Pak

SUBSCRIBED AND SWORN to before me this 15th day of January, 2013, at
Fairbanks, Alaska.




Notary Public in and for Alaska
My Commission Expires: 4/1/2013

F:\BURNS\NEW\00104834.DOC



Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

Date: 4-9-13
Number 13-0395
Page 1 of 1 Page

Notice of Violation

(13AAC 104.525)

Licensee Jimmy Zhou	License Number 5033	Type of License Restaurant / Eating Place
D.B.A. Jimmy Sushi Restaurant	How Delivered <input checked="" type="checkbox"/> [X] Certified Mail # On-File <input type="checkbox"/> [] In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 301 E. Dimond Blvd	City, State Anchorage, AK	Zip 99515

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 4-8-13, at about 1759 hours, Jimmy Sushi Restaurant licensee Jimmy H. Zhou furnished an alcoholic beverage to a person under the age of 21. The incident occurred during a compliance check. This is a violation of Title IV.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverage to a person under the age of 21 by licensees.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

**Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501**

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UB 12.002
Filed By: <i>JR Hamilton</i>	Title: Investigator III

Jimmy Sushi
301 E Dimond Blvd
Anchorage, AK 99515

April 12, 2013

Shirley A Cote, Director
Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

RE: Notice of Violation
License Number 5033

Dear Ms. Cote:

We are terribly sorry that we violated AS 04-16-052 on April 8, 2013. We always check ID to ensure the legal age of the person who asks for alcoholic drink.

On April 8, 2013, our regular server was sick and we asked a temporary to come in to help for the evening. It was not busy at that time, the patron came in and sat at the Sushi counter and I was trying to be friendly and efficient; and offered to help our temp. Without thinking and looking at the patron, I served the patron a drink and it was a big mistake.

After the incident, we told everyone in the restaurant right away (and the next day) that we have to check ID before serving any alcoholic drink. We do understand the seriousness of this violation and we will ensure that our servers have to be over legal age and no sale of alcoholic drinks to underage. Also, we shall always check for ID should the patron ask for an alcoholic drink.

We hope you can forgive us this time. Thank you very much for handling this matter.

Sincerely,

Jimmy Zhou
Licensee

License # 5033



04/12 / 2013



Notice of Violation

(13 AAC 104.525)

Licensee The Alaska Boathouse LLC	License Number 5035	Type of License Restaurant/Eating Place
D.B.A. The Alaska Boathouse	How Delivered [X] Certified Mail # On File [] In Person	Law Enforcement Agency Alaska State Troopers
Street or P.O. Box 5268 S. Big Lake Road	City, State Big Lake, AK	Zip 99652

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 12-13-12 at approximately 1909 hours, Jon Hambuch, an employee of the Alaska Boathouse, sold an underage buyer an alcoholic beverage. This incident happened during a compliance check. Hambuch was issued a summons for furnishing alcohol to a person under 21 years of age with a mandatory court appearance of 1-15-13 at the Palmer Courthouse.

Your attention is directed to **AS 04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees.**


You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Coté, Director
Alcoholic Beverage Control Board
5848 E. Tudor Road
Anchorage, Alaska 99507

A Response is Required

13 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: UAB 11-005
Filed: 	Title: Investigator III



License Number: 5035

ATTN:

Shirley A. Cote`, Director
Alcoholic Beverage Control Board
5848 East Tudor Road
Anchorage, AK 99507

I, Kathleen J. Glines, the owner of The Alaska Boathouse Restaurant, received a Notice of Violation that occurred on 12-13-12 at approximately 1909 hours by one of my employees, Jon Hambuch. It states that Jon sold and underage buyer an alcoholic beverage. I take this matter very seriously. I apologize this incident occurred and will make sure an incident like this won't happen again. I suspended the employee to ensure that all staff understand the importance of carding everyone. I also retrained all staff at one of our meetings to be sure that this matter was taken very seriously and make aware of the consequences so there will be no reoccurrence of this violation in the future.

I apologize for not responding in a timely matter.

Sincerely,

Kathleen J. Glines, Owner
Alaska Boathouse Restaurant
PO Box 521402
Big Lake, Alaska 99652
907 892-8595
Cell# 907 354-8885