

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 5-7-18 License #/Type: #2587 / Beverage Dispensary  
Licensee: Copper River & Northwest Limited Address: Lot 1 Block 88 Cordova Airport  
DBA: The Gandy Dancer Bar AMCO Case #: AB18-00519

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.

On 4-20-18, a formal request for documents was given to Licensee. A deadline of 5-4-18 was given to provide these documents for a minimum operating investigation. On 5-4-18, Amanda Shawcross, with the Law Offices of Ernouf & Coffey, P.C., contacted Director McConnell requesting an extension because the licensee's attorney was out of town. Shawcross requested the deadline be extended to 5-7-18 which Director McConnell approved. As of the end of business on 5-7-18, no documents have been provided. This is a violation.

Your attention is referred to 3 AAC 304.515(b): Inspection

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**  
**ATTN: Enforcement**  
**550 W. 7<sup>th</sup> Ave, Suite 1600**  
**Anchorage, Alaska 99501**  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Mail

Date:

7016 2710 0000 8600 3968

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**Copper River & Northwest Limited, Inc.**  
 dba Gandy Dancer  
 PO Box 1564  
 Cordova, AK 99574

COMPLETE THIS SECTION ON DELIVERY

A. Signature  Agent  Addressee  
*Becky Chapel*

B. Received by (Printed Name) C. Date of Delivery  
*Becky Chapel 5/19/10*

D. Is delivery address different from item 1?  Yes  No  
 delivery address below:

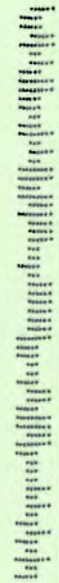
Express Mail  
 Return Receipt for Merchandise  
 C.O.D.

Registered  
 Insured Mail

4. Restricted Delivery? (Extra Fee)  Yes  No

2. Article Number **9996 9998 9999 0000 0000 0000 0000 0000**  
 (Transfer from service label)

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540



• Sender: Please print your name, address, and ZIP+4 in this box •

**Alcohol & Marijuana Control Office**  
**550 W. 7th Avenue, Suite 1600**  
**Anchorage, AK 99501**

First-Class Mail  
 Postage & Fees Paid  
 USPS  
 Permit No. G-10

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 5--7-18

License #/Type: #96 / Package Store

Licensee: Bonnie L. Wilson

Address: Mile 182.3 Glenn Hwy, Glennallen

DBA: Basin Liquor

AMCO Case #: 18-0490

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana 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.

On 5-3-18, an inspection was conducted at your establishment. You were asked to provide proof of currently server training. The card you presented had expired on 4-6-18. On an inspection conducted on 8-17-16, you were provided with new signs to post and placement of the signs discussed. You did not have a civil penalty sign posted at the entrance to your establishment or anywhere in your establishment. The other two signs were partially blocked by products.

Your attention is directed to AS 04.21.025: Alcohol server education and AS 04.21.065: Posting of warning signs

**3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.**

**IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.**

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

Basin Legion  
P O Box 316  
Glennallen, Alaska 99588

July 2 2018

Mr. Jason Davis

Dear Sir:

Per your request for a copy of my "tags"  
card, please find said enclosed.

All pastes & valid tags certifiact were  
pasted some night as brought to my  
attention.

Thank you

Bonnie L Wilson

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

CERTIFICATE # 162721

Name Bonnie Wilson

Birthdate 12.6.1934

Signature Onfile



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

online  
Instructor

EXPIRES ON

5 14 2021

REC ID  
JUL 03 2018  
ALCOHOL MARIJUANA CONTROL OFFICE  
STATE OF ALASKA

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Bonnie L. Wilson  
dba Basin Liquor  
PO Box 316  
Glennallen, AK 99588

2. Article Number  
(Transfer from service label)

7016 2710 0000 8600 3951

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Bonnie L. Wilson*  Agent  
 Addressee

B. Received by (Printed Name)

*Don Purdie*

C. Date of Delivery

*5/14/18*

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type

- Certified Mail  Express Mail
- Registered  Return Receipt for Merchandise
- Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

UNITED STATES POSTAL SERVICE

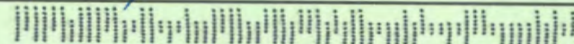


First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Alcohol & Marijuana Control Office  
550 W. 7th Avenue, Suite 1600  
Anchorage, AK 99501

*FRAS*



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 5-18-18

License #/Type: #5088 / Restaurant/Eating Place

Licensee: Elim Cafe Inc.

Address: 561 W. Dimond Blvd, Anchorage, AK

DBA: Elim Cafe

AMCO Case #: AB18-0581

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.

On 5-17-18 an inspection was conducted at your establishment. Both owners were asked to provide proof of current server education. R. Ball provided a TAP card #134010, which had expired on 11-24-17. C. Ball did not provide server education proof.

Your attention is directed to AS 04.21.025: Alcohol served education and 3 AAC 304.465: Alcohol server education course

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:



**From:** [Hamilton, Joe \(CED\)](#)  
**To:** [Davies, Jason M. \(CED\)](#)  
**Cc:** [Hoelscher, James C. \(CED\)](#); [McConnell, Erika B. \(CED\)](#)  
**Subject:** Fwd: Elim Cafe  
**Date:** Wednesday, June 13, 2018 5:14:23 PM

---

Sent from my iPhone

Begin forwarded message:

**From:** Russ Ball <[rball@acbsolutions.net](mailto:rball@acbsolutions.net)>  
**Date:** June 13, 2018 at 4:33:52 PM AKDT  
**To:** "[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)" <[joe.hamilton@alaska.gov](mailto:joe.hamilton@alaska.gov)>  
**Cc:** "[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)" <[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)>  
**Subject:** **Elim Cafe**

Joe,

I wanted to update you and respond to the notice of violation dated 05-18-18 for Elim Cafe License #5088.

Myself (Russell Ball) have renewed my TAP card certificate 162992 good until 06-13-21. Suk will be taking the Korean class scheduled for June 17th and should be complete at that time.

We have also moved the one notice sign we discussed on your visit.

Please let me know any other items you need from us so we are in good standing.

Thanks,

Russ Ball

ACB Solutions

888-238-4225 ext 201

Have I Responded? During regular business hours you may always reach ACB

Solutions at: 888-238-4225 or [dispatch@acbsolutions.net](mailto:dispatch@acbsolutions.net) Emergency? Call 888-238-4225 Ext 100



CERTIFICATE # 162992

Name Russell Ball

Birthdate 2/4/1961

Signature [Handwritten Signature]

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

Instructor Reception

EXPIRES ON

6/13/2021



CERTIFICATE # 163106

Name CHAE BALL

Birthdate 4-1-57

Signature [Handwritten Signature]

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

Instructor LEE

EXPIRES ON

6/17/2021

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 05/23/2018

License #/Type: 556 / Beverage Dispensary

Licensee: Dakota Ventures Inc.

Address: 122 N. Turner, Fairbanks, AK

DBA: International Hotel & Bar

AMCO Case #: AB18-0586

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.

On 05/04/2018 AMCO Enforcement saw advertisements on the Big-I Pub & Lounge (aka International Hotel & Bar) Facebook page advertising drink specials for Saturday, May 5. The advertisements included the information: "SATURDAY. MAY 5 \$7.00 PATRON DRINK SPECIALS - \$4.00 TUBE SHOTS." A separate post on the same Facebook page included the following information: "Come celebrate Cinco De Mayo at your favorite down town bar! Live band @10pm, DJ @12am \$7.00 PATRON drink SPECIALS \$4.00 TUBE SHOTS, \$3.00 JELLO SHOTS."

Your attention is directed to:

AS 04.16.015. Pricing and marketing of alcoholic beverages

AS 04.16.150: Licensee responsible for violations

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Mail

Date:

Article # 7017 0530 0000 9551 3220

Photos from The BIG-I Pub & Lounge's post in Cinco De Mayo



THE BIG I PUB & LOUNGE PRESENTS

# CINCO DE MAYO

SATURDAY, MAY 5

\$7 PATRON DRINK SPECIALS - \$4 TUBE SHOTS

10PM THE MUSIC MEDICINE BAND

12AM DJ RAVIE

CASH

\$5

Options

Like Comment Share

Hosted by Tony Taylor  
122 N TURNER ST | (907)456-6437



MAY  
5

## Cinco De Mayo

Public - Hosted by The BIG-I Pub & Lounge

★ Interested    ✓ Going

➔ Share ▼    ...

🕒 Tomorrow at 10 PM - 3:30 AM  
May 5 at 10 PM to May 6 at 3:30 AM

📍 The BIG-I Pub & Lounge  
122 N Turner St, Fairbanks, Alaska 99701

Show Map

About

Discussion

12 Going · 61 Interested

Share this event with your friends

➔ Share ▼

### Details

Come celebrate Cinco De Mayo at your favorite down town bar! Live band @10pm, DJ @12am \$7.00 PATRON drink SPECIALS \$4.00 TUBE SHOTS, \$3.00 JELLO SHOTS  
\$5 COVER 21+  
\*\*\*\*\* LOCOS TACOS WILL BE SERVING UP A GREAT MENU ALL NIGHT OUTSIDE\*\*\*\*\*

Music



John M Jackovich  
International Hotel & Bar, aka: Big-I Pub & Lounge  
122 N Turner St  
Fairbanks, Alaska 99701  
[Date]

Alcohol & Marijuana Control Office, Attn: Enforcement  
550W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[Amco.enforcement@alaska.gov](mailto:Amco.enforcement@alaska.gov)  
AMCO Case# :AB18-0586

Dear Alcohol & Marijuana Control Office, Attn: Enforcement:

I am responding to my second NOV Case#: AB18-0586 from investigator Michael Chiesa, per 3 AAC 304.525. According to this notice the investigator feels that we have violated AS 04.16.015 "Pricing and marketing of alcoholic beverages". Please refer to my exhibits (A) that clearly shows my manager starting this drink special eleven (11) days prior to our advertising the May 5<sup>th</sup> special for Cinco De Mayo on our Facebook page. Our understanding is also clear and consistent with AS 04.16.015 (3). In addition to further substantiate our claim this special is still currently running. After speaking to investigator Chiesa he indicated that presenting these exhibits/photos would help clarify our compliance. Exhibit (B) is added to show our special is still posted on our back porch and Exhibit (C) for the table tents that also exist currently on our tables. I also have spoken to my manager as to clarify AS 04.16.015 in its entirety because the ambiguity lies within AS 04.16.015 sec (3), the wording "Calendar week" as per definition (is a period of seven consecutive days starting on Sunday). I would respectfully request that our AMCO director be notified of this anomaly of understanding amongst all licensees of Alcoholic beverages in our state up to and including package stores, breweries, brew-pub's, beverage dispensaries and so on. I conclude that ambiguity sets up hundreds of business owners for a Notice of Violation. Thank you for this time, if you should have any additional questions or concerns please don't hesitate to contact me at your earliest convenience.

Sincerely,  
  
Jackovich  
907-978-7711

# Exhibit A

## Bar Log

4/24 All new Patron drinks are \$7<sup>00</sup>  
Please, take a look at them,  
Thank you!!

4/24 Patron Silver is still \$8<sup>00</sup>  
The new Patrons are \$9<sup>00</sup>  
The specials on the table tents are \$7<sup>00</sup>  
~ Thank You!!

4/30 Linca 337. 371. 7307 Lost keys this weekend.

5b Steady night, CO2ik tap handle loose & falling to the side. (X) fixed

5c new bud light orange \$4.00 ~~\$3.50~~ !!

5/5 new Prolet Point Fatrum IPA 5.00 !!

5/11 Patron key should open gate lock  
but will not zip tied gate.  
-mancu



# Exhibit B

## Back Porch



EXHIBIT C  
TABLE TENTS



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 05/30/2018

License #/Type: #968 / Package Store

Licensee: Riverview Retail, LLC

Address: 1316 Badger Road, North Pole AK

DBA: Riverview Quick Stop

AMCO Case #: AB18-0592

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.

On 05/23/2018 at approximately 1630 hrs., I was conducting a licensed premises inspection at the Riverview Quick Stop, package store license # 968, when I contacted one of the on-duty clerks in the package store, identified by her Alaska driver's license as Summer RIDGWAY. When I asked to see RIDGWAY's alcohol server education card I discovered her card expired on 05/18/2018. RIDGWAY stated she has been working for the licensee for over 30 days.

Your attention is directed to:

AS 04.21.025(a) Alcohol Server Education:

(a) As a condition of issuance or renewal of a license and selling alcoholic beverages under a license, the board shall require a licensee who sells or serves alcoholic beverages and a licensee's agents and employees who sell or serve alcoholic beverages or check the identification of a patron to complete an alcohol server education course approved by the board, if the license is for a

(4) package store;

3 AAC 304.465. Alcohol server education course

(a) While selling or serving alcoholic beverages, a person required under AS 04.21.025 to complete an alcohol server education course and the person's on-duty supervisor shall carry or have available to show a current course card or a photocopy of the card certifying completion of an approved alcohol server education course.

AS 04.16.150: Licensee responsible for violations

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Mail

Date:

U.S.P.S. Article # 7018 0040 0000 9068 7033

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 05/30/2018

License #/Type: #968 / Package Store

Licensee: Riverview Retail, LLC

Address: 1316 Badger Road, North Pole AK

DBA: Riverview Quick Stop

AMCO Case #: AB18-0592

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.

On 05/23/2018 at approximately 1630 hrs., I was conducting a licensed premises inspection at the Riverview Quick Stop, package store license # 968, when I contacted one of the on-duty clerks in the package store, identified by her Alaska driver's license as Summer RIDGWAY. When I asked to see RIDGWAY's alcohol server education card I discovered her card expired on 05/18/2018. RIDGWAY stated she has been working for the licensee for over 30 days.

Your attention is directed to:

AS 04.21.025(a) Alcohol Server Education:

(a) As a condition of issuance or renewal of a license and selling alcoholic beverages under a license, the board shall require a licensee who sells or serves alcoholic beverages and a licensee's agents and employees who sell or serve alcoholic beverages or check the identification of a patron to complete an alcohol server education course approved by the board, if the license is for a  
(4) package store;

3 AAC 304.465. Alcohol server education course

(a) While selling or serving alcoholic beverages, a person required under AS 04.21.025 to complete an alcohol server education course and the person's on-duty supervisor shall carry or have available to show a current course card or a photocopy of the card certifying completion of an approved alcohol server education course.

AS 04.16.150: Licensee responsible for violations

You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)



Issuing Investigator: M. Chiesa

Received by: *Dodie Caputo*

SIGNATURE: *[Signature]*

SIGNATURE: *[Signature]*

Delivered VIA: Mail

Date: *6/8/18*

U.S.P.S. Article # 7018 0040 0000 9068 7033

Alcohol & Marijuana Control Office

License # 968

ATTN. Enforcement

500 W7th Ave Suite 1600

Anchorage Alaska 99501

We will now keep all copy of All TAP Card on the clipboard with the Schedule.

All employees have been renewed

Thank you

Dodie Caputo

Riverview Quick Stop

1316 Badger Road

North Pole Alaska 99705

License # 968



June	10	11	12	13	14	15	16
	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Ashley	9:00-4:30	9:00-4:30	X	X	9:00-4:30	6:00-2:00	6:00-2:00
Cheri		6:00-2:00			Open	R	R
Jason	12:00-4:30	12:00-4:30	12:00-4:30	9:00-4:30	12:00-4:30	X	X
Jonna	X	X	X	5:00-Close	4:30-Close	4:30-Close	4:30-Close
Andi	X	X	6:00-2:00	6:00-2:00	6:00-2:00	Open	Open
Leslie	4:30-Close	4:30-Close	4:30-Close	X	X	4:30-Close	4:30-Close
Sammie	Open	Open	Open	Open	X	R	R
Summer	4:30-Close	4:30-Close	4:30-Close	4:30-Close	4:30-Close	X	X
Vandetta	X	X	X	X	X	pw/12:4:30w/12:00-4:30	
Vonda	X	X	9:00-4:30	12:00-5:00	R	9:00-4:30	9:00-4:30
Dodie	388-9230		Jason	888-4948			
Gene	590-1212		Jonna	378-7931			
Nick	978-3474		Leslie	370-3899			
Andi	328-9796		Sammie	750-5765			
Ashley	987-3324		Summer	750-6635			
Cheri	460-8198		Vandetta	488-6340			
			Vonda	699-6345			



IF YOU DO NOT FILL OUT YOUR TIME SHEET, YOU WILL NOT GET PAID!

Leslie Chambers ↑



CERTIFICATE # 161032

Name Ashley Davis  
Birthdate 01/03/1967  
Signature Ashley Davis



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

EXPIRES ON

4/12/2021

Instructor



CERTIFICATE # 156234

Name Leslie McCraven  
Birthdate 3/19/83  
Signature Leslie McCraven



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

EXPIRES ON

6/15/2020

Instructor



CERTIFICATE # 161212

Name Cheryl Radway  
Birthdate 12-26-1963  
Signature Cheryl Radway



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

EXPIRES ON

6/14/2021

Instructor



CERTIFICATE # 149371

Name SAMANTHA NOY  
Birthdate 03/28/86  
Signature Samantha Noy



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

EXPIRES ON

08/26/2019

Instructor



CERTIFICATE # 161058

Name Jason Main  
Birthdate 09/08/1982  
Signature Jason Main



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

EXPIRES ON

4/16/2021

Instructor



CERTIFICATE # 161202

Name Summer Ridgway  
Birthdate 07-16-1982  
Signature Summer Ridgway



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

EXPIRES ON

6/14/2021

Instructor



CERTIFICATE # 161211

Name Jenna Reynolds  
Birthdate 04/13/1984  
Signature Jenna Reynolds



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

EXPIRES ON

6/4/2021

Instructor



CERTIFICATE # 143464

Name [Faded]  
Birthdate [Faded]  
Signature [Faded]



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

EXPIRES ON

9/18/2020

Instructor



CERTIFICATE # 161206

Name Kestie Chambers  
Birthdate 7/27/74  
Signature Kestie Chambers



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

EXPIRES ON

6/14/2021

Instructor



CERTIFICATE # 161193

Name Wonda Caswell  
Birthdate 10/28/1965  
Signature Wonda Caswell



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

EXPIRES ON

6/14/2021

Instructor



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

CERTIFICATE # 157218

Name Dodie Caputo

Birthdate 6/4/1962

Signature D Caputo



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

Instructor W. Johnson

EXPIRES ON  
9 / 18 / 2020

RECEIVED  
JUN 11 2018  
ALCOHOL & MARIJUANA CONTROL OFFICE  
STATE OF ALASKA



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 05/30/2018

License #/Type: 4507 / Beverage Dispensary

Licensee: Miguel's LLC

Address: 1235 Airport Way Ste #1, Fairbanks, AK

DBA: Miguel's Restaurant

AMCO Case #: AB18-0617

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.

On 05/04/2018 AMCO Enforcement saw advertisement banners posted on the outside of Miguel's Restaurant licensed premises at 1235 Airport Way, Suite 1. The banners advertised a Lunazul Tequila shot and a 7 oz. Coronita for \$5.00 on Cinco de Mayo. I checked Miguel's Facebook page and saw two posts advertising drink specials on Saturday, May 5. One post dated 05/04/2018 read: "Who's ready for Cinco De Mayo? We are!!! Join us this Saturday for amazing deals and awesome giveaways! \$5 for a pint of Modelo & a Jell-O shot! \$5 for a Coronita & a shot of Lunazul Tequila! \$7 Margaritas with Lunazul or Herradura!"

The second post dated 05/05/2018 read: "Join us today from 11am - 10pm for awesome deals and fun giveaways! \$7 Margaritas with Lunazul or Herradura! \$5 for a Modelo & Jell-O shot! \$5 for a Coronita & shot of Lunazul! \$5 Chile Verde Burrito!"

Your attention is directed to:

AS 04.16.015. Pricing and marketing of alcoholic beverages

AS 04.16.150: Licensee responsible for violations

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Mail

Date:

Article # 7017 0530 0000 9551 3190





## Miguel's Authentic Mexican Cuisine

May 4 at 12:17am · 🌐

Who's ready for Cinco De Mayo? We are!!!

Join us this Saturday for amazing deals and awesome giveaways!

\$5 for a pint of Modelo & a Jell-O shot!

\$5 for a Coronita & a shot of Lunazul Tequila!

\$7 Margaritas with Lunazul or Herradura!

👍 Like

💬 Comment

➦ Share



👍 6

➦ Shares



## Miguel's Authentic Mexican Cuisine

May 5 at 9:25am · 🌐

Join us today from 11am - 10pm for awesome deals and fun giveaways!

\$7 Margaritas with Lunazul or Herradura!

\$5 for a Modelo & Jell-O shot!

\$5 for a Coronita & shot of Lunazul!

\$5 Chile Verde Burrito!



👍 Like

💬 Comment

➦ Share





Miguel's LLC 907-328-8965 Fax 907-374-8377  
1235 Airport Way Ste. 1  
Fairbanks, Alaska 99701

June 8, 2018

Alcohol & Marijuana Control Office

Attn: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

**AMCO Case #: AB18-0617**

This letter is in response to NOV received June 1, 2018 regarding signage for Cinco de Mayo.

I believe the misunderstanding is in the wording of the green lettering about the "Chile Verde burrito \$5.00" and under that also in green is (on Cinco de Mayo only). That was meant as ONLY the burrito was that price on that day. Also, the sign was meant to invite the public to join Miguel's for Cinco de Mayo. Having the liquor specials on the same sign could probably be confusing, but the liquor specials were run for a calendar week from Sunday to Sunday.

I wish that the investigator would have come in and asked the right questions to see if we were in violation and advised us about how the wording was misleading so that we could all learn and do business to benefit our community.

Please contact me with any other questions you may have, Lottie Ward 907-328-8965 or Miguel Montes De Oca 907-699-8226.

Miguel's LLC

License #/Type: 4507 / Beverage Dispensary

1235 Airport Way Ste. 1

Fairbanks, Alaska 99701



Alcohol & Marijuana Control Office  
 ATTN: Enforcement  
 550 W. 7th Ave., Suite 1600  
 Anchorage, AK 99501

• Sender: Please print your name, address, and ZIP+4® in this box\*

United States  
 Postal Service

22 1940 4602 5952 2046 0656

First-Class Mail  
 Postage & Fees Paid  
 USPS  
 Permit No. G-70



USPS TRACKING #

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Miguel's LLC  
 1134 Coppet Street  
 Fairbanks, AK 99709

9590 9402 2985 7094 0481 27



2. Article Number (Transfer from service label)

7017 0530 0000 9551 3190

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature  Agent  Addressee
- Signature *Richard*
- B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:



3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- 1 Mail
- 1 Mail Restricted Delivery (500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 06/01/2018

License #/Type: 5436 / Distillery

Licensee: Hoarfrost Distilling, LLC

Address: 3501 Lathrop Street, Unit F, Fairbanks, AK

DBA: Hoarfrost Distilling

AMCO Case #: AB18-0627

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.

On 03/20/2018, AMCO Enforcement received an anonymous complaint reporting Hoarfrost Distilling, license # 5436, was violating Title 4, relating to pricing and marketing statutes. The complainant provided a screen-shot of an advertisement posted on the Hoarfrost Distilling Facebook page. The advertisement stated "INDUSTRY EMPLOYEES GET THEIR 1ST DRINK FROM OUR SIGNATURE LIST FOR \$5."

After visiting the Hoarfrost Distilling Facebook page I located the post provided by the complainant and additional posts advertising drink specials and "Industry Night" advertising a special price for cocktails on Monday nights for "Industry Members."

Your attention is directed to the following Alaska Statutes:

AS 04.16.015: Pricing and marketing of alcoholic beverages

AS 04.16.150: Licensee responsible for violations

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Mail

Date:



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

**Department of Commerce, Community,  
and Economic Development**

ALCOHOL & MARIJUANA CONTROL OFFICE  
550 West 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501  
Main: 907.269.0350

June 4, 2018

Hoarfrost Distilling, LLC  
DBA Hoarfrost Distilling  
4345 Driftwood Ct.  
Fairbanks, AK 99709

Re: Hoarfrost Distilling, License #5436

Dear Hoarfrost Distilling, LLC:

Last week AMCO issued an advisory to you regarding a potential violation of AS 04.16.015, pricing and marketing, and stated that the advisory would be brought to the Alcoholic Beverage Control Board. Upon further consideration of this matter, I have determined that the best way to bring this issue before the board is through a Notice of Violation.

AMCO is issuing the attached Notice of Violation, which will be brought to the board at their next meeting on June 12, 2018. The meeting will be held in the Atwood Building, at 550 West 7th Avenue, Room 102, and will begin at 9am. A call-in number is available as well and will be listed on the agenda. The agenda will be published on AMCO's website no later than tomorrow.

([www.commerce.alaska.gov/web/amco/Home.aspx](http://www.commerce.alaska.gov/web/amco/Home.aspx))

Please contact me if you have any questions, at [erika.mcconnell@alaska.gov](mailto:erika.mcconnell@alaska.gov).

Sincerely,

A handwritten signature in cursive script that reads "Erika McConnell".

Erika McConnell  
Director

CC: License file



**Hoarfrost Distilling**

March 5 at 11:44am · Instagram · 🌟

It's industry night again at Hoarfrost. Come on by our Tasting Room for a drink or two tonight from 4 to 8.

# MONDAY IS INDUSTRY NIGHT AT HOARFROST DISTILLING

EVERY MONDAY FROM 4-8  
ENJOY YOUR DAY OFF AND  
HAVE A DRINK!  
HOSPITALITY AND TOURISM  
INDUSTRY EMPLOYEES GET  
THEIR 1ST DRINK FROM OUR  
SIGNATURE LIST FOR \$5.



ALPENGLOW



CPTN HEALY



RHUBARB PIE







**Hoarfrost Distilling** is at [Hoarfrost Distilling](#).

\*\*\*

March 11 at 8:54pm · Fairbanks, AK · 🌟

\*\*\* Spring Teacher's Holiday \*\*\*


I was going to mention spring break, but my lawyer says not to do that. While they are notorious gluttons for alcohol, most spring breakers can't drink legally and I am not supposed to encourage them. So let's call it Teacher Appreciation Week! Every teacher gets a \$5 drink to celebrate surviving till the break.

We're doing Industry Night every Monday. Hospitality and Tourism industry folks are invited by to relax on your day off with one of our signature cocktails for \$5.

Tuesday Toivo will do a short class on making infusions for special cocktails. We'll talk a bit about infusion theory and then go through our menu. The class is free and starts at 6 pm. If it goes well, we'll make it a regular thing. Recipes and formulas will be handed out.

Saturday is St. Patrick's Day, and we are planning on a very nice special in the color green. Get an early start on your St. Patty's partying with us.

SEE WHAT'S GOING ON!

 Click for details



**THIS WEEK IN OUR TASTING ROOM  
12-17 MARCH**

**HOARFROST DISTILLING**

MONDAY - INDUSTRY NIGHT SPECIALS.

TUESDAY - FREE INFUSIONS DEMO AT 6PM.

SATURDAY - ST. PATRICK'S DAY. START YOUR NIGHT OFF  
EARLY WITH ONE OF OUR GREEN SPECIALS!



**Hoarfrost Distilling** is at Hoarfrost Distilling.

...

March 26 at 5:01pm · Fairbanks, AK · 🌟

Industry Night is Monday. Your first drink from our signature selection is just \$5. Come take advantage of the slowest day of the week.

This is legal since the ABC Board has us selling alcohol separately from the virgin chaser. We sell you the vodka for the regular price of \$4.50, and the chaser for just \$0.50.

*You serve people every day.  
This time...*

**Let us serve you.**

*Hoarfrost Distilling Industry  
Night, every Monday 4-8PM.*

*Tourism and Service industry  
workers get one of our  
signature cocktails for \$5.*

*Try our finest vodka and learn  
a bit about distilling vodka in  
Alaska.*



**Hoarfrost Distilling**

Distillery

Send Message



**Hoarfrost Distilling** is at  **Hoarfrost Distilling**.

March 12 at 3:29pm · Fairbanks, AK · 🍷

...

\*\*\* Teachers Special \*\*\*

Are you enjoying your break from students? Make the most of this week by visiting our tasting room for a \$5 drink (first drink each day, visit multiple times)! It's cheaper than therapy and works faster.

That's our Crystal vodka at regular price, with a virgin chaser for \$0.50.

---

# Toivo Luick Hoarfrost Distilling



4345 Driftwood Court, Fairbanks, AK 99709  
License #5436  
907-460-7918  
[toivo@hoarfrost.vodka](mailto:toivo@hoarfrost.vodka)

13 June 2018

Dear Director McConnell:

I am writing in response to the Notice of Violation that I received (AMCO Case# AB18-0627). Thank you for the notice. I want to start out by saying that I have tried to follow the law as I understand it, but I seem to have strayed especially in the way my ads were written. The NOV is not very clear about what exactly the problem is so I am going to go out on a limb and attempt to address it anyhow.

## **Pricing**

I am guessing that the altering of some of our prices for individuals and/or not within the weekly limit is an issue. E.g. Lower some prices for Industry Night. My thinking there was that since the AMCO office explicitly stated that we are serving shots of vodka completely separately from other non-alcoholic drinks, there should be no issue with our altering the prices of the non-alcoholic beverages that we sell. It is my experience that bars often do the same- giving a coffee or soda water back as a free accompaniment to a shot of spirit.

Since we always sell a shot of our Crystal Vodka for \$4.50, and it was my understanding that AMCO has no authority to regulate non-alcoholic drinks, then our pricing can't be a legal issue. Because my logic isn't flawless I contacted my local ABC Enforcement office and spoke to an Investigator (actually two because another officer was listening in on half the conversation). I append a transcript of that phone call. It appears to confirm my interpretation.

## **Advertising**

I do notice that some of our social media ads seem to be missing the disclaimer that the spirits are sold



at regular price and the discount is only on the non-alcoholic beverages. That is definitely an error because it was my intention to make sure the terms were spelled out clearly each and every time. On top of that, we had a poster in the distillery which clearly defined the terms of the specials. I apologize for the poorly designed ads. Confusingly, some of the ads attached to the NOV as examples do contain the disclaimer language. I do not understand what is the problem with those.

#### **Steps we have taken**

Both of my points above are academic because we have discontinued all such specials, as well as the advertising thereof weeks ago. We will never do anything like that again. They were never popular, but the main reason was the recent passage of SB45. That bill will allow us to mix cocktails once it is signed by the Governor. At that time we will cease selling alcoholic and non-alcoholic beverages separately for the consumer to mix themselves, and any ambiguity about pricing will be removed.

#### **Question my own**

Is it AMCO's opinion that my understanding about pricing is incorrect? We have heard over and over that AMCO has no authority over non-alcoholic beverages from numerous sources. If my pricing is within the law (as I understood it to be) then is point at issue my advertising? I find the NOV to be very unclear.

#### **Confusion about dates**

I have made a good faith attempt to comply with the instructions, but I ran into some confusion. The instructions said to reply within 10 days of receipt. I take that for 10 business days, but the instructions do not specify. I received the NOV and accompanying letter on 04 June, which was the same day that they were sent to me by your office.

The instructions also said that if I didn't respond within 10 days, I'd have to appear in the ABC Board meeting on 12 June. Since that was before the 10 day limit was up, I assume you meant the following Board meeting. I noticed my NOV was not in the meeting packet. I tried to call in anyhow, but the meeting was about 40 minutes ahead of the agenda and was several tabs beyond the NOV discussion as scheduled.

I tried calling your office for guidance and left a message. To date no one has returned my call.

Warm regards,



Toivo Luick  
Hoarfrost Distilling



*Transcript of 3 minute call to Fbks AMCO Enforcement Office on 26 JAN 2018 at 14:26*

*Participants: IS- Investigator Stonecipher, and TL – Toivo Luick, owner of Hoarfrost Distilling*

\* \* \*

IS Investigator Stonecipher, how can I help you?"

TL Oh hi, this is Toivo Luick from Hoarfrost Distilling.

IS Yes. What can I do for you?

TL I was calling to let you know, and to confirm my interpretation is correct since we sell the vodka as a separate item on our menu from the virgin chaser that would make up the rest of the cocktail if someone was to mix it, we can do discounts however we like on the virgin chaser part, right?

IS I don't see why not because that's not an alcoholic beverage so that would not be something that we would regulate the price and marketing. Um, you know I didn't listen to that part of the [ABC] Board meeting. Let me put you on hold let me ask the other investigator and just confirm that..

TL Technically that doesn't come out of the [ABC] Board meeting, because that part won't go through the Governor's office until another 30 days go by or whatever it is...

IS Right, yeah...

TL But there are rules about changing and special pricing that it has to be done for an entire week period and it has to be applied to everyone.

IS Right, but I think that's only just for the alcohol. I don't see why that would affect any non-alcohol beverage like you know as far as like let's say for instance Red Fox decided to discount their cokes and give them away free to designated drivers, I don't see why we would have any regulation authority over that whatsoever so as long as there's no alcohol in it I wouldn't see why we'd have an issue or a violation there. But let me [garbled] just confirm okay?

TL Let me just specify just one thing because I made an advertisement on our facebook site for former Sam's employees that we would give them a steep discount on the non-alcohol drink...

IS Okay

TL and I just wanted to confirm that that seems okay.

IS Yeah, it does, and the other investigator actually just shook his head and says yeah, it sounds fine to him too so yeah as long as there's no alcohol in it, like I said I know I've been to places where they've offered free drinks to the designated drivers. You know, because it's non-alcoholic so I don't see where we'd have any authority to regulate a non-alcoholic drink. So I think you should be fine. Okay?

TL Thank you very much. I may call back... <end>



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 06/01/2018

License #/Type: 270 / Beverage Dispensary

Licensee: Lavelle's Taphouse, LLC

Address: 414 2nd Avenue, Ste. B, Fairbanks, AK

DBA: Lavelle's Taphouse

AMCO Case #: AB18-0589

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.

On 05/22/2018 AMCO Enforcement received a complaint with supporting photographs from a man indicating Lavelle's Taphouse, beverage dispensary (BD) license #270, may have violated Title 4 while operating under BD Catering Permit # 18-17088. The permit was issued for an outside consumption area on the sidewalk and in the closed street in front of their BD premises during the Third Thursday 'Block Party' event in Fairbanks. The permit application included a required security plan which stated the outside area "will be fenced off with a designated entrance (single file)." The submitted red line drawing on the premises diagram indicated the premises would extend from both sides of the front of their existing BD premises, across the sidewalk and partially into the street where the white shoulder designating stripe is painted on 2nd Avenue.

In reviewing the photographs of the premises operation during the event, it appeared as if the entire sidewalk was open on both sides of the permitted premises, there was no fence all the way around with a designated entrance, no required warning signs were posted and the caterer's permit was not visibly posted. I met with the licensee and she confirmed the photographs are an accurate description of what the premises looked like during the permit hours on 05/22/2018. She stated an employee was on site who had the permit on his person and the permit was not posted as required. The licensee also stated she did not post any warning signs on the permitted exterior premises. The licensee agreed the premises she established did not match what was submitted and approved on her caterer's permit application. She stated she did not block off the sidewalk because she thought the city required it to be open based on her recollection from her conversations with the city the previous year under different circumstances.

Your attention is directed to  
3 AAC 304.185: Licensed premises  
AS 04.21.065: Posting of Warning Signs  
AS 04.16.150: Licensee responsible for violatons

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Mail

Date:

Article # 7018 0040 0000 9069 2617

18-17088

# Alcoholic Beverage Control Board

## BD Catering Permit



Permit # **18-17088**

License # **270**

Licensee: *Lavelle's Taphouse*

Non Profit:

Event: *Third Thursday 'Block Party'*

Location: *2nd Ave Downtown Fairbanks, Noble St.* *5/17/2018 3:00:00 PM*

City: *Fairbanks* *5/17/2018 11:00:00 PM*

**\$50.00**

Please post this permit and "Warning" signs at premises for the duration of your event.

**No minors on licensed premises  
unless accompanied as required  
under AS 04.16.049**

*It is no longer necessary to return the completed permit to the ABC Board.*





Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board  
**Form AB-04: Caterer's Permit Application**

**What is this form?**

This caterer's permit application form is required for the holder of a **beverage dispensary** license to sell or dispense alcoholic beverages at a convention, picnic, social gathering, sporting event, or similar affair held off the holder's licensed premises. A separate form must be completed for each event. All sections of this form must be completed. The required \$50 caterer's permit fee may be made by credit card, check, or money order.

**PLEASE NOTE:**

This form must be completed and submitted to AMCO's main office in-person or to [alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov) at least one business day in advance of the event. Applications submitted after 12:00pm on Fridays for events to be held the following Saturday or Sunday will be denied. Applications that are submitted with inaccurate or incomplete fields will be returned to the applicant in the manner in which it was received, per AS 04.11.230, 3 AAC 304.105, 3 AAC 304.675, and 3 AAC 304.685.

Any event occurring in an outdoor location must have a written security plan attached to this form. This form must be signed by both the current licensee and by the law enforcement agency having jurisdiction over the site of the occasion for which this permit is sought before it is submitted to AMCO staff for review. If the completed application is approved by AMCO, a permit will be issued to the licensee for posting at the event.

**Section 1 - Licensee and Contact Information**

Enter information for the business seeking the permit.

Licensee:	Lavelle's Taphouse, LLC	License #:	270
Doing Business As:	Lavelle's Taphouse		
Premises Address:	414 2nd Ave		
City:	Fairbanks	State:	Alaska
		ZIP:	99701
Contact Person:	Arlette Eagle-Lavelle	Contact Phone:	907.378.2233
Contact Email:	artette.lavelle@gmail.com / Lavellestaphouse@gmail.com		

OFFICE USE ONLY			
Permit #:	18-17088	Transaction #:	81623
Issue Date:	5-15-18	BRE:	



5/17



Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/armco>  
 Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

**Form AB-04: Caterer's Permit Application**

**Section 2 - Event Information**

Enter information regarding the specific event for which you are seeking a permit.

Event Name:	Third Thursday 'Block party'		
Event Description:	Downtown street fair w/ local businesses Hosted by Downtown Association of Pkts.		
Event Location:	2nd Ave downtown Fairbanks (Between Venue (local coffee shop to Noble Street, past Lavelle's Taphouse)		
Event City:	Fairbanks		
Date(s):	Thursday 5/17/2018		
Start Time:	3	<input type="radio"/> am <input checked="" type="radio"/> pm	End Time: 11 <input type="radio"/> am <input checked="" type="radio"/> pm

The licensee, or a specified employee or agent of the licensee, must be present on the catered premises during all permit hours, as required by 3 AAC 304.685. Please provide the following information for the licensee, employee, or agent who will be present:

Person Present:	Arlette Eagle - Lavelle
Title:	Owner: Lavelle's Taphouse, LLC

Location of Event:

- |   | Yes                                 | No                                  |
|---|-------------------------------------|-------------------------------------|
| 1. Is this event going to take place on school or church grounds?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| If "Yes" to question 1, please attach authorization from the school or church for the service of alcohol during the event at the proposed location. |                                     |                                     |
| 2. Are you anticipating, or in the process of applying for a liquor license for the event location?   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 3. Is there an existing liquor license of any type and ownership at the event location?   | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |

If "Yes" to question 3, please provide the following information:

License Type:	Beverage Dispensary License	License #:	270
Doing Business As:	Lavelle's Taphouse		

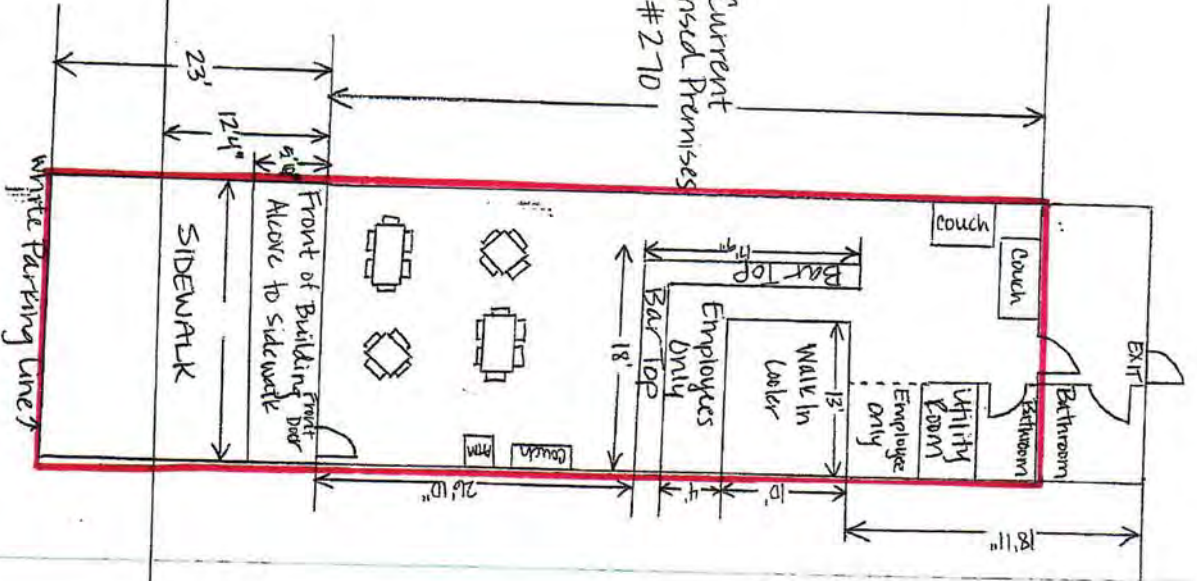
Reason event held on an existing licensed premises:

To extend in front of our business to be a part of the downtown street fair.




LACEY STREET

Current  
Licensed Premises  
# 2710



2ND  
Avenue  
ONE WAY





Alcohol and Marijuana Control Office  
550 W 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501  
alcohol.licensing@alaska.gov  
https://www.commerce.alaska.gov/web/amco  
Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

# Form AB-04: Caterer's Permit Application

## Section 4 - Servers

Enter information for all servers at the event. Additional copies of this page may be included.

Name:	Arlette Engle-Lavelle	AK Driver License #:	6679806
Date of Birth:	4/27/1986	Alcohol Server Education Card Expiration Date:	1/18/2019
Name:	Matthew Austin	AK Driver License #:	7344206
Date of Birth:	3/14/1984	Alcohol Server Education Card Expiration Date:	9/28/2018
Name:	Sara C. Ewers	AK Driver License #:	6799434
Date of Birth:	1/27/1986	Alcohol Server Education Card Expiration Date:	5/23/2019
Name:	Carey Fristoe	AK Driver License #:	7183580
Date of Birth:	12/2/1989	Alcohol Server Education Card Expiration Date:	11/20/2020
Name:	Hannah Kaiser	AK Driver License #:	7399144
Date of Birth:	8/10/1996	Alcohol Server Education Card Expiration Date:	10/30/2020
Name:		AK Driver License #:	
Date of Birth:		Alcohol Server Education Card Expiration Date:	
Name:		AK Driver License #:	
Date of Birth:		Alcohol Server Education Card Expiration Date:	
Name:		AK Driver License #:	
Date of Birth:		Alcohol Server Education Card Expiration Date:	
Name:		AK Driver License #:	
Date of Birth:		Alcohol Server Education Card Expiration Date:	
Name:		AK Driver License #:	
Date of Birth:		Alcohol Server Education Card Expiration Date:	





Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

**Form AB-04: Caterer's Permit Application**

**Section 5 - Declarations and Approvals**

Read each line below, and then sign your initials in the box to the right of each statement:

I certify that I am the current licensee, and that a licensee, employee, or agent will be present at the event during all hours of the permit.

Initials

*[Handwritten initials]*

I certify that I will comply with all statutes, ordinances, and regulations pertaining to the possession and sale of alcoholic beverages, and I understand that violation of any of these laws is grounds for suspension or revocation of my beverage dispensary license and/or denial of any future permit applications.

*[Handwritten initials]*

I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any permit issued.

*[Handwritten initials]*

As an applicant for a caterer's permit and holder of a beverage dispensary license, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete.

*Ariette E. Lavelle*  
 Signature of licensee

Executed on this 1<sup>st</sup> day of May, 2018.

Ariette Eagle-Lavelle  
 Printed name of licensee

**Law Enforcement and AMCO Review:**

*[Signature]*  
 Signature of local law enforcement

*[Signature]*  
 Badge number

Approved  Disapproved

Dan Welton  
 Printed name of local law enforcement

5318  
 Date

Signature of Program Coordinator

*[Signature]*  
 Signature of AMCO Investigator/Director

Approved  Disapproved

Printed name of Program Coordinator

KENNETH WHITEMAN  
 Printed name of AMCO Investigator/Director

5/11/2018  
 Date

**AMCO Comments:**

[Empty box for AMCO Comments]



# SECURITY PLAN

Outside area will be fenced off with a designated entrance (single file). A Lavelle's Taphouse employee will be at this outside entrance for entire event checking ID's and using a unique stamp to clearly identify who is of the legal drinking age. As always we will have extra staff onsite during entire event to monitor the safety and well being of all guests inside our establishment. Clean up of this extended area is always thorough and timely.



**FAIRBANKS POLICE DEPARTMENT  
APPLICATION FOR TEMPORARY CATERER'S PERMIT**

**INSTRUCTIONS:**

1. Application and all items listed in Section 3 are submitted to the Fairbanks Police Department Administrative Offices. Your application will be delayed if all items are not completed.
2. Application fee: \$25.00 per event when received 3 or more business days in advance.  
\$50.00 per event when received less than 3 business days in advance.
3. Questions should be directed to Yumi McCulloch, Administrative Assistant @ 450-6510.

**SECTION ONE - EVENT INFORMATION:**

DATE OF EVENT: Thursday May 17th, 2018 TIMES OF EVENT: 3PM-11PM  
 NUMBER OF ATTENDEES: ~ 200 - 250 Throughout The event  
 LOCATION OF EVENT 414 2nd Ave : outside front area at Lavelle's Taphouse  
 ORGANIZATION HOSTING EVENT: Downtown Association of Fairbanks : Third Thursday Block Party  
 MAILING ADDRESS: 414 2nd Ave CITY/STATE Fbks, AK ZIP 99701  
 CONTACT PERSON: Arlette Eagle-Lavelle PHONE # 907-378-2233  
 ONSIGHT CONTACT PERSON (S):

- |         |                            |              |                     |
|---------|----------------------------|--------------|---------------------|
| 1. NAME | <u>Devin Brett Swanson</u> | PHONE NUMBER | <u>907-347-6972</u> |
| 2. NAME | <u>Matthew Austin</u>      | PHONE NUMBER | <u>907-388-6908</u> |
| 3. NAME | _____                      | PHONE NUMBER | _____               |
| 4. NAME | _____                      | PHONE NUMBER | _____               |
| 5. NAME | _____                      | PHONE NUMBER | _____               |

**SECTION TWO - LIQUOR LICENSE HOLDER:**

BUSINESS NAME: Lavelle's Taphouse LLC  
 CONTACT PERSON: Arlette Eagle-Lavelle PHONE # 907-378-2233

**SECTION THREE - REQUIRED ATTACHMENTS**

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> ABC SPECIAL EVENT PERMIT APPLICATION | <input checked="" type="checkbox"/> PREMISES DIAGRAM |
| <input checked="" type="checkbox"/> SECURITY PLAN                        | <input type="checkbox"/> APPLICATION FEE             |

This application is submitted in accordance with the provisions of the Fairbanks Police Department Manual of Directives Procedure 10.85.  
Arlette E. Lavelle 4/30/2018  
 Signature of Liquor License Holder Date

FPD Use Only: Date Rec'd 5/1/18 Rec'd by NY Administration Rec'd/Data: \_\_\_\_\_  
 To DC: DPW Deputy Chief:  Approve  Disapprove Date 5-3-18  
 Applicant Contacted: \_\_\_\_\_ By: \_\_\_\_\_ Copy To WC \_\_\_\_\_ AA/FINANCE to File: \_\_\_\_\_



**May 17, 2018 Downtown Fairbanks 3rd Thursday**  
**The TAP House, 2nd Ave. Photographs between 6:00 p.m. and 6:30 p.m.**





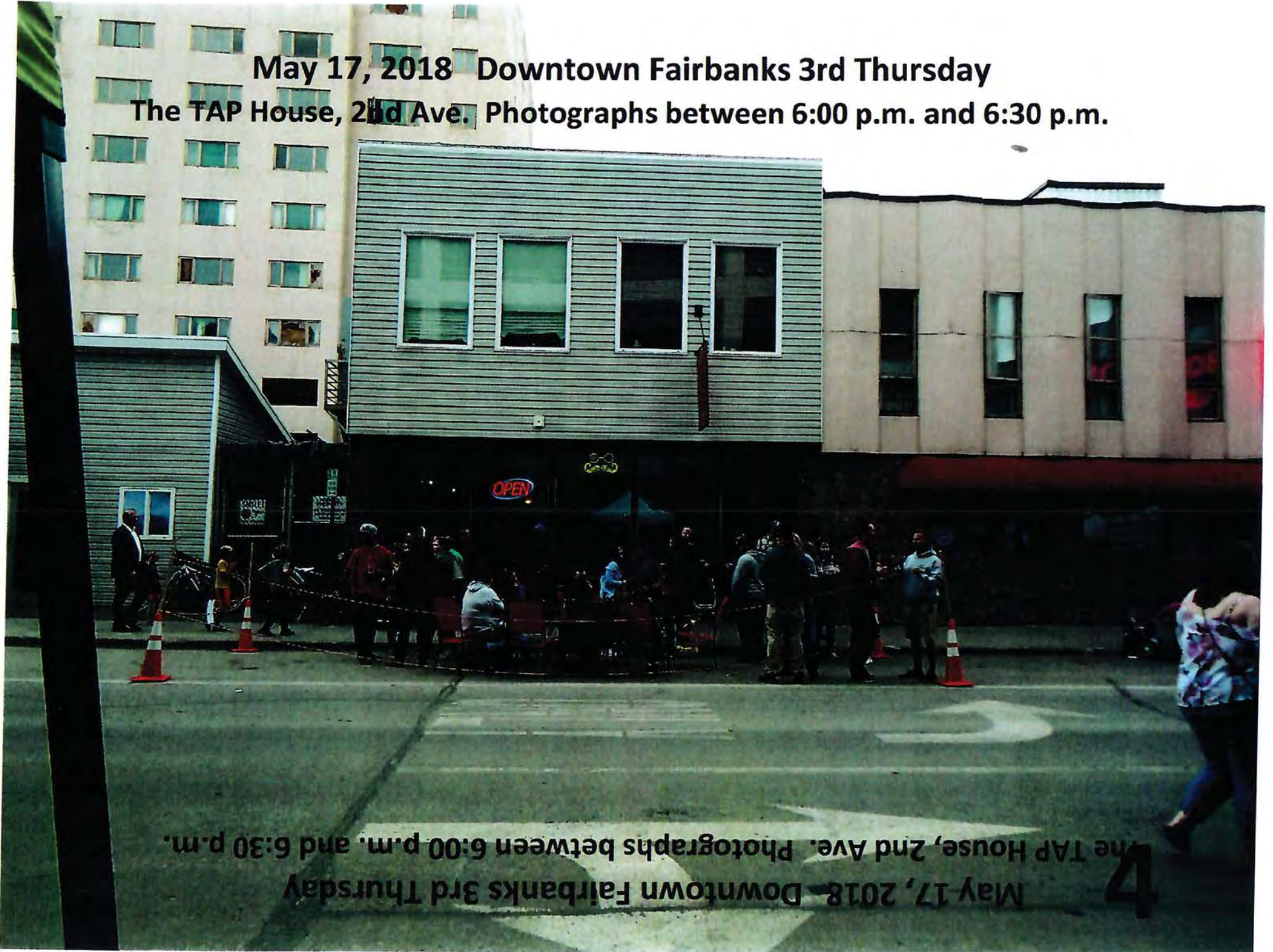
May 17, 2018 Downtown Fairbanks 3rd Thursday  
The TAP House, 2nd Ave. Photographs between 6:00 p.m. and 6:30 p.m.



**May 17, 2018 Downtown Fairbanks 3rd Thursday**  
**The TAP House, 2nd Ave. Photographs between 6:00 p.m. and 6:30 p.m.**



**May 17, 2018 Downtown Fairbanks 3rd Thursday  
The TAP House, 2nd Ave. Photographs between 6:00 p.m. and 6:30 p.m.**



**May 17, 2018 - Downtown Fairbanks 3rd Thursday  
The TAP House, 2nd Ave. Photographs between 6:00 p.m. and 6:30 p.m.**

**4**

May 17, 2018 Downtown Fairbanks 3rd Thursday  
The TAP House, 2nd Ave. Photographs between 6:00 p.m. and 6:30 p.m.



6/13/18

Licensee: Lavelle's Taphouse, LLC

License #/Type: 270/ Beverage Dispensary

DBA: Lavelle's Taphouse

AMCO Case#: AB-18-0589

To Alcohol & Marijuana Control Office ATTN: Enforcement,

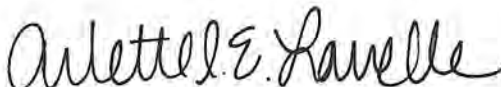
On May 17<sup>th</sup>, 2018 the first of six 'block parties' hosted by the Downtown Association of Fairbanks occurred. 2<sup>nd</sup> Ave was blocked by Road Closed signs from the front entrance of Venue (514 2<sup>nd</sup> Ave Fbks, AK 99701) east to the intersection of 2<sup>nd</sup> and Noble streets. Lavelle's Taphouse falls in the midst of this road closure at 414 2<sup>nd</sup> Ave. I submitted a Fairbanks police department application for temporary caterer's permit as well as Form AB-04: caterer's permit application that were signed off, paid for and returned to me on 5/15/18. The following have been brought to my attention in Notice of Violation 3AAC 304.525

(AS 04.21.065: Posting of Warning Signs) Warning signs are properly posted directly inside the door of the licensed premise, where everyone had to see them before they could purchase a beverage.

3 AAC 304.185: Licensed premises or AS 04.16.150: Licensee responsible for violations. I have read up on the following laws and nowhere in these would I have been in violation. In my drawing of the proposed extension (highlighted in red, on the following page) it includes the 'front of building or alcove' as well as the sidewalk which is clearly labeled on my drawing and partially into the street where the white shoulder stripe is located. I fenced in the extension of licensed premise on the road up to the white shoulder stripe as indicated and had an employee on site for the entire event checking ID's at the 'entrance' which was the sidewalk, as indicated in the security plan. Anyone walking into the licensed area had their ID checked. There was fence all the way around except at the entrance/exit which was the sidewalk. Unfortunately the entrances were not clearly indicated on the premise drawing but I didn't think it was an issue since the permit was granted. I never agreed with the AMCO inspector that the premises didn't match what was submitted and approved. The necessary entrances through the fence to access the building door were overlooked by all parties.

I have complied with the best of my ability to all of the legal requirements imposed by AMCO and the City of Fairbanks. I would appreciate in the future a pre-event inspection so as to avoid any possible misunderstandings. It's a sad commentary when a CHARR associate has to make anonymous accusations to AMCO rather than constructive guidance. Anything we can do to prevent future potential accusations of violations would be appreciated.

-Arlette Eagle-Lavelle



Owner Lavelle's Taphouse

(907)378-2233



LAUREY STREET

Current  
Licensed Premises  
#270

Entrance

23

12'4"

5'10"

Front of Building  
Alcove to Sidewalk

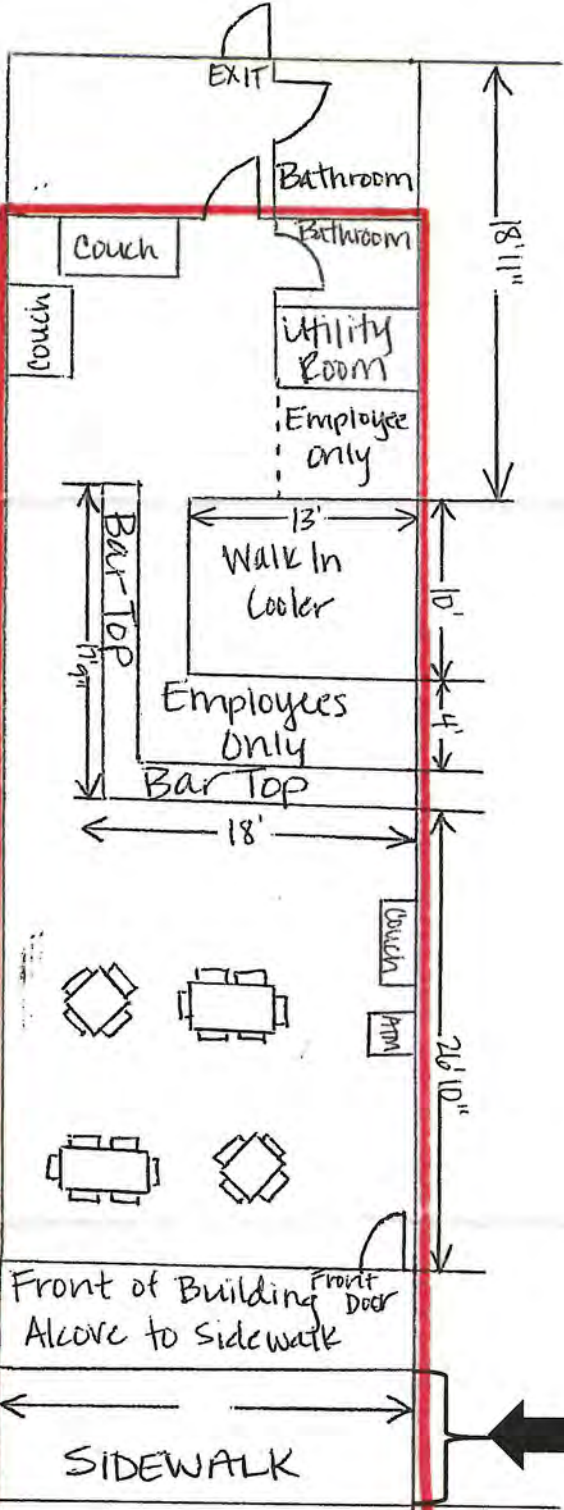
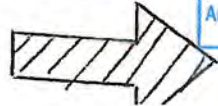
Front Door

SIDEWALK

Entrance

White Parking Line

2<sup>ND</sup>



### **3 AAC 304.185. Licensed premises**

(a) A license is issued for a specific place which is the licensed premises and which must be clearly designated in a line drawing accompanying an application. The licensed premises must be one area, but may include separate rooms if the rooms are adjacent to one another or if they are rooms described in AS 04.11.090(d). The address of the licensed premises and the business name under which the licensee is doing business at that address must be indicated on the license application. If the licensed premises consist of more than one room in which a fixed counter or service bar is regularly maintained, a duplicate license is required for the additional rooms.

(b) The licensee shall conspicuously post the license within the licensed premises.

(c) A licensee may not alter the functional floor plan, reduce or expand the area, or change the business name of the licensed premises without the prior written approval of the director. The licensee must provide a new line drawing showing the proposed changes in the premises. A licensee must pay fee of \$250 for changing the business name of the licensee's licensed premises when the name change is not part of a transfer of ownership or location. A request for a business name change for licensed premises not part of a transfer must be made on a form prescribed by the board.

(d) If a business establishment or facility consists of both licensed premises and an unlicensed area, the licensee shall clearly segregate the licensed premises and the unlicensed area.

## **AS 04.16.150. Licensee Responsible For Violations.**

A licensee may neither knowingly allow agents or employees to violate this title or regulations adopted under this title nor recklessly or with criminal negligence fail to act in accordance with the duty prescribed under AS [04.21.030](#) with the result that an agent or employee of the licensee violates a law or regulation.

## **AS 04.21.030. Responsibility of Licensees, Agents, and Employees.**

The licensee has a duty to exercise that degree of care that a reasonable person would observe to ensure that a business under the person's control is lawfully conducted. This duty of the licensee includes, but is not limited



**(1)** to ensuring the compliance by agents or employees with this title and regulations adopted under this title, including acting with reasonable diligence to determine that agents or employees are advised of the provisions of this title and the regulations adopted under this title, either by securing the agent's or employee's written acknowledgement of posted instructions or otherwise; and

**(2)** to ensuring the compliance of the premises with public health, fire, and safety codes and ordinances of the state or municipality having jurisdiction.





6850-819A

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7th Avenue, Suite 1600  
Anchorage, AK 99501

RECEIVED  
JUN 08 2018  
ALCOHOL MARIJUANA CONTROL OFFICE  
STATE OF ALASKA

\* Sender: Please print your name, address, and ZIP+4® in this box\*

First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10



68 1940 4602 5962 2046 0656

# USPS TRACKING #

United States  
Postal Service

**SENDER: COMPLETE THIS SECTION**

Complete items 1, 2, and 3.  
Print your name and address on the reverse  
so that we can return the card to you.  
Attach this card to the back of the mailpiece,  
or on the front if space permits.

Lavelle's Taphouse, LLC  
828 8th Avenue  
Fairbanks, AK 99701

9590 9402 2985 7094 0481 89

Article Number (Transfer from services label)  
7018 0040 0000 9069 2617

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Signature  Agent  
B. Received by (Printed Name)  Addressed  
C. Date of Delivery  
D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

**3. Service Type**

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 06/07/2018

License #/Type: 3969 / Beverage Dispensary

Licensee: JSR, Inc.

Address: 537 Gaffney Road, Suite 1, Fairbanks, AK

DBA: Tony's Sports Bar

AMCO Case #: AB18-0659

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.

On 06/02/2018 at approximately 1950 hrs. I conducted a licensed premises inspection at Tony's Sports Bar, beverage dispensary license # 3969. Aaron SCOTT, the general manager for the premises was present. I noticed an area enclosed by a cyclone fence outside the back door leading into the premises from the main parking lot. I looked in the outside area and saw customers in the area, some consuming alcohol. I asked SCOTT if the outside area was part of the licensed premises. He told me he believed it was. I told SCOTT I would check the approved premises diagram on file with AMCO and if it was not part of the premises I would notify him because it would be illegal for anybody to remove alcohol from the premises and consume it off of the licensed premises.

I later checked the ABC License files and discovered the enclosed outside area between the back door of Tony's Sports Bar and the adjacent but separate licensed premises, The Spur, license # 4232 was not an approved part of either licensed premises. I contacted SCOTT on 06/06/2018 and advised him the enclosed fenced area was not part of their licensed premises and they could not allow customers to remove alcohol from their premises and consume it in the outside area.

I advised SCOTT since The Spur and Tony's Sports Bar are two separate licensed premises, it is unlawful for customers to remove alcohol from one premises and introduce it into the other. SCOTT informed me they stored the alcohol for Tony's Sports Bar on the premises of The Spur. I did not see an off-site storage permit displayed on the premises. I checked the ABC files and found no record of an approved off-site alcohol storage permit allowing Tony's Sports Bar to store alcohol off of the licensed premises.

I measured the enclosed outside area between Tony's Sports Bar and The Spur and found it to be approximately 57' x 14' x 29' by 57'. The only approved outside section for either licensed premises is for a 20' x 16' deck listed to lead from a door leading from The Spur side of the building. The existing fence goes in the opposite direction of where the approved deck area for The Spur is. However, there currently is no deck in the area as denoted on the approved diagram. Additionally I noticed the inside of the Tony's Sports Bar premises was different from the approved licensed premises diagram. The area on the approved diagram labeled as "Garage and storage", now seems to be separated from the rest of the licensed premises by an additional wall and a business called "Mom's Kitchen" which has a walk-up food order counter built into a door through a wall not on the approved diagram. I also noticed the listed DBA on the liquor license is "Tony's Sports Bar." Signs posted identify the business as "Tony's Sports Bar & Grill."

Your attention is directed to: AS 04.11.090(a)- Beverage Dispensary License; AS 04.16.120- Removal or introduction of alcoholic beverages; AS 04.16.130(a)- Stock confined to licensed premises; AS 04.16.150- Licensee responsible for violations; AS 04.21.030- Responsibility of licensees, agents & employees and 3 AAC 304.185: Licensed premises

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**  
**ATTN: Enforcement**  
**550 W. 7<sup>th</sup> Ave, Suite 1600**  
**Anchorage, Alaska 99501**  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Mail

Date:

Article # 7018 0040 0000 9068 7064

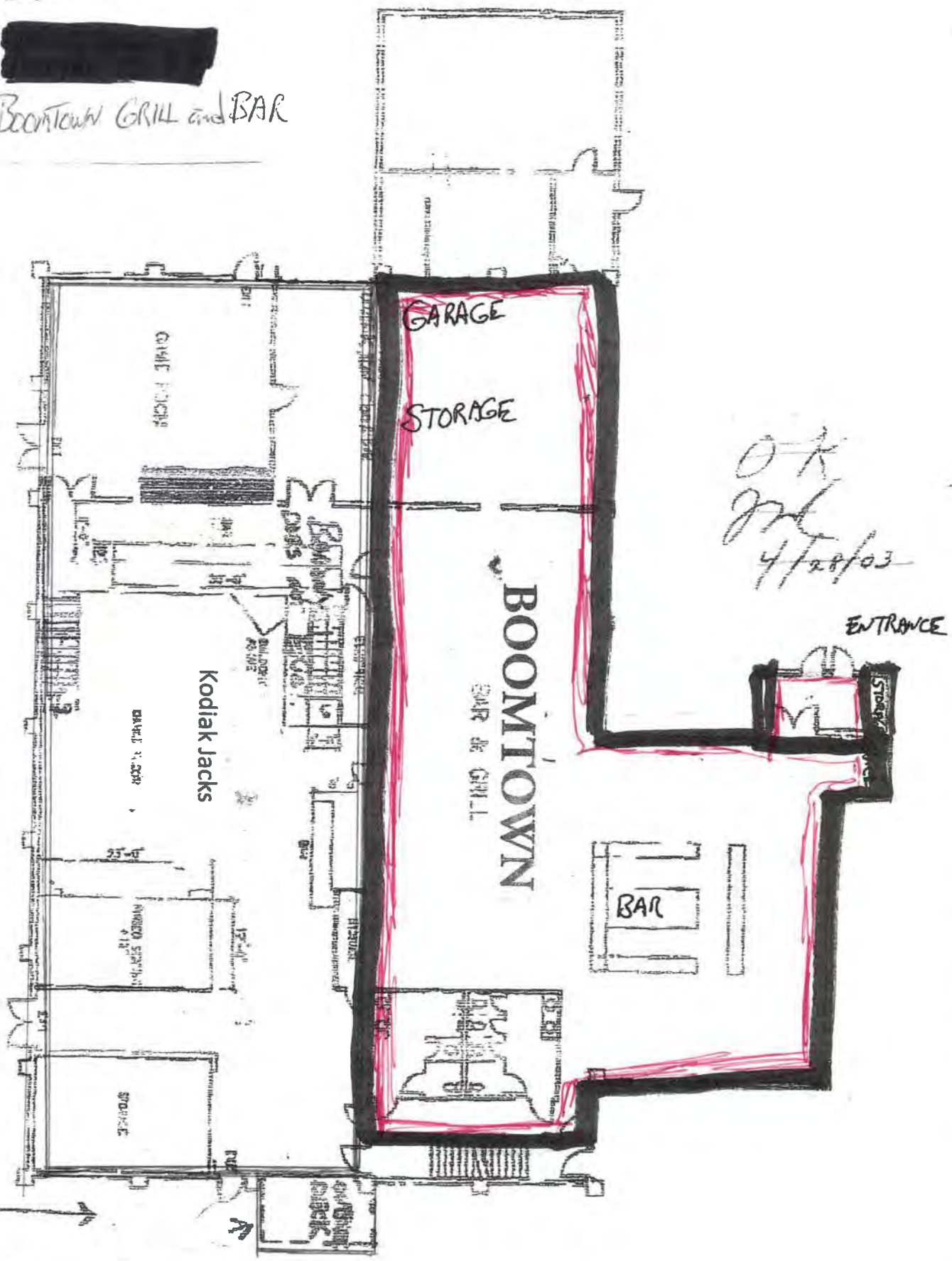
JSR INC.

dba

FAX NO.

F. W.

BOONTOWN GRILL and BAR



OK  
JH  
4/28/03

GO X/L  
OUTSIDE AREA

P-2/2

10:19072729412

10:19-19-19072729412

0:0000

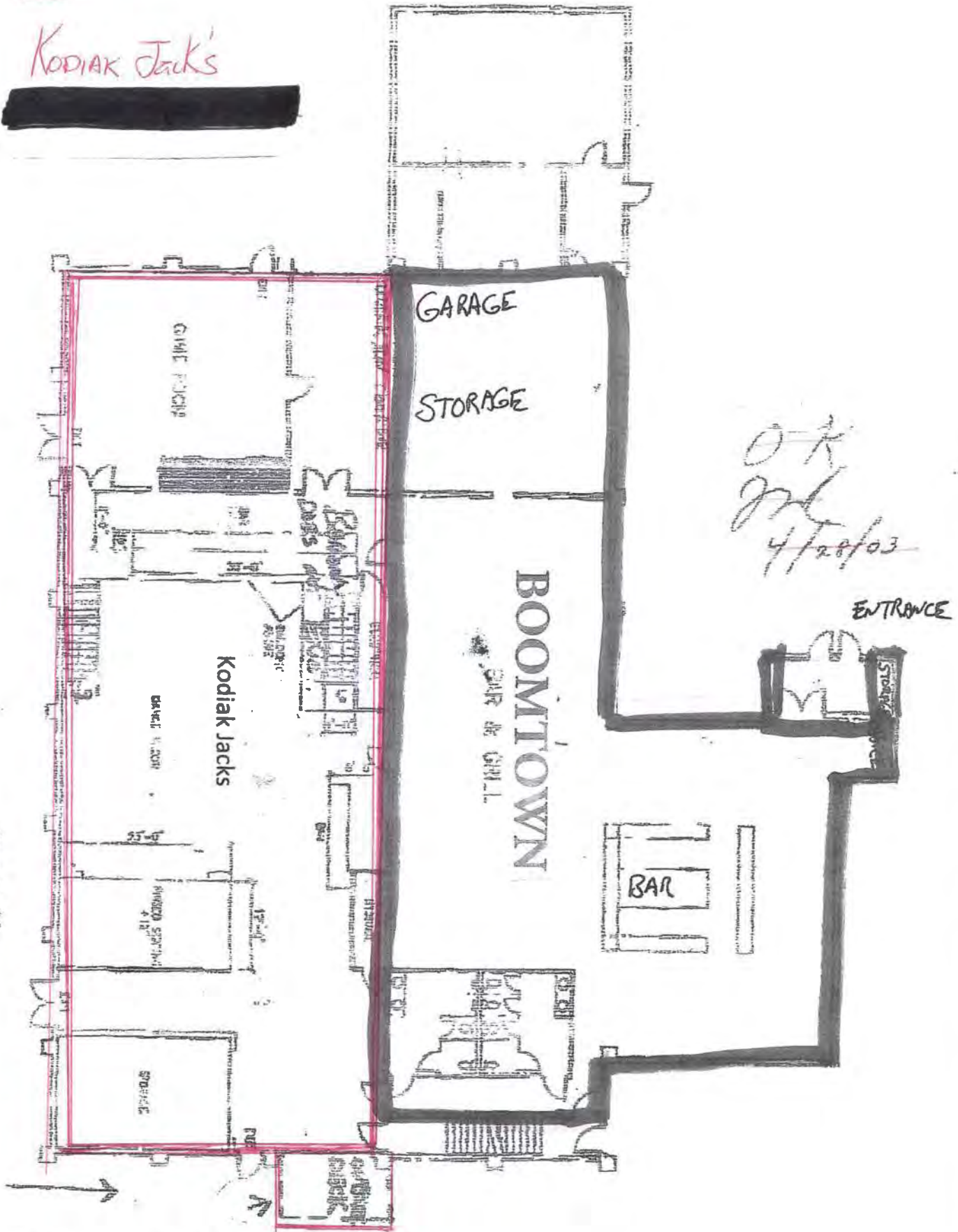
JSR Inc.

dba

KODIAK JACK'S



BOXING  
OUTSIDE AREA



OK  
JRL  
4/28/03

ENTRANCE

BOOMTOWN

BAR

KODIAK JACKS

COMPTON

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 06/07/2018

Licensee: JSR, Inc.

DBA: Tony's Sports Bar

License #/Type: 3969 / Beverage Dispensary

Address: 537 Gaffney Road, Suite 1, Fairbanks, AK

AMCO Case #: AB18-0659

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.

On 06/02/2018 at approximately 1950 hrs. I conducted a licensed premises inspection at Tony's Sports Bar, beverage dispensary license # 3969. Aaron SCOTT, the general manager for the premises was present. I noticed an area enclosed by a cyclone fence outside the back door leading into the premises from the main parking lot. I looked in the outside area and saw customers in the area, some consuming alcohol. I asked SCOTT if the outside area was part of the licensed premises. He told me he believed it was. I told SCOTT I would check the approved premises diagram on file with AMCO and if it was not part of the premises I would notify him because it would be illegal for anybody to remove alcohol from the premises and consume it off of the licensed premises.

I later checked the ABC License files and discovered the enclosed outside area between the back door of Tony's Sports Bar and the adjacent but separate licensed premises, The Spur, license # 4232 was not an approved part of either licensed premises. I contacted SCOTT on 06/06/2018 and advised him the enclosed fenced area was not part of their licensed premises and they could not allow customers to remove alcohol from their premises and consume it in the outside area.

I advised SCOTT since The Spur and Tony's Sports Bar are two separate licensed premises, it is unlawful for customers to remove alcohol from one premises and introduce it into the other. SCOTT informed me they stored the alcohol for Tony's Sports Bar on the premises of The Spur. I did not see an off-site storage permit displayed on the premises. I checked the ABC files and found no record of an approved off-site alcohol storage permit allowing Tony's Sports Bar to store alcohol off of the licensed premises.

I measured the enclosed outside area between Tony's Sports Bar and The Spur and found it to be approximately 57' x 14' x 29' by 57'. The only approved outside section for either licensed premises is for a 20' x 16' deck listed to lead from a door leading from The Spur side of the building. The existing fence goes in the opposite direction of where the approved deck area for The Spur is. However, there currently is no deck in the area as denoted on the approved diagram. Additionally I noticed the inside of the Tony's Sports Bar premises was different from the approved licensed premises diagram. The area on the approved diagram labeled as "Garage and storage", now seems to be separated from the rest of the licensed premises by an additional wall and a business called "Mom's Kitchen" which has a walk-up food order counter built into a door through a wall not on the approved diagram. I also noticed the listed DBA on the liquor license is "Tony's Sports Bar." Signs posted identify the business as "Tony's Sports Bar & Grill."

Your attention is directed to: AS 04.11.090(a)- Beverage Dispensary License; AS 04.16.120- Removal or introduction of alcoholic beverages; AS 04.16.130(a)- Stock confined to licensed premises; AS 04.16.150- Licensee responsible for violations; AS 04.21.030- Responsibility of licensees, agents & employees and 3 AAC 304.185: Licensed premises

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7<sup>th</sup> Ave, Suite 1600

Anchorage, Alaska 99501

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: M. Chiesa

SIGNATURE: 

Delivered VIA: Mail

Article # 7018 0040 0000 9068 7064

Received by:

SIGNATURE:

Date:



To: AMCO Board

From: JSR INC dba Tony's Sports Bar- Beverage Dispensary License #3969

Regarding: Notice of Violation AMCO Case # AB 18-0659

JSR INC. was unaware of the storage issue that the new management company we hired had created. All of the issues noted in the violation have been addressed and we believe are in compliance.

- The sign reflects the correct name.
- All alcohol owned by Tony's Sports Bar is stored in the designated area of the Tony's Sports bar premise.
- The new diagram reflects the correct dimensions and indicates the kitchen area.
- The new diagram has been sent to licensing and is included in the transfer application and this mailing.
- There is a barrier prohibiting co-mingling of product from the two license premises in the outside area.
- Also, the management team is in correspondence with the enforcement office to ensure that all the directives are met and current practice complies with Title 4.

Sincerely,



Rick Mensik

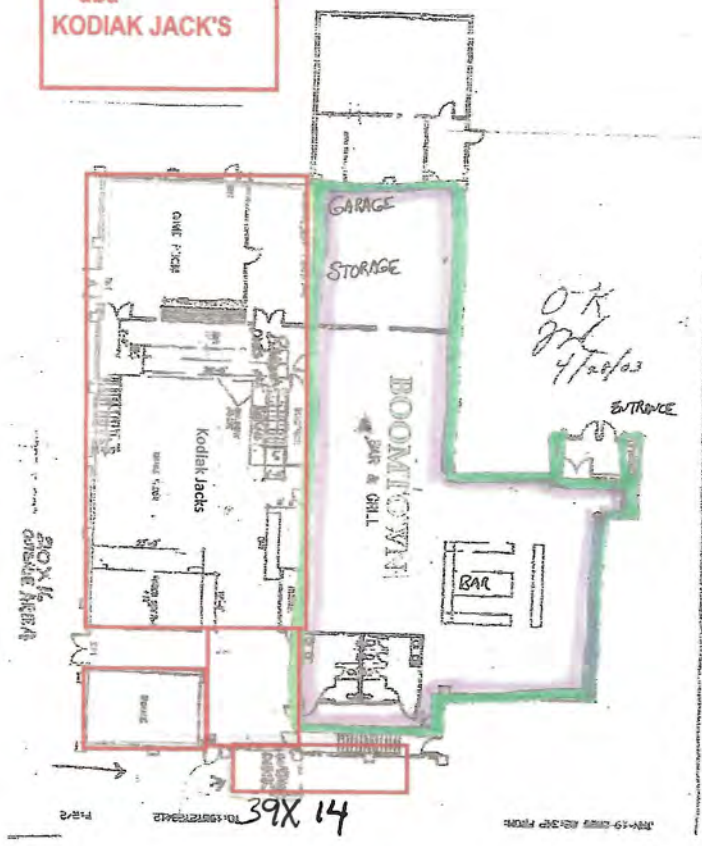
President JSR INC

907-347-6671

rickmensik@gmail.com

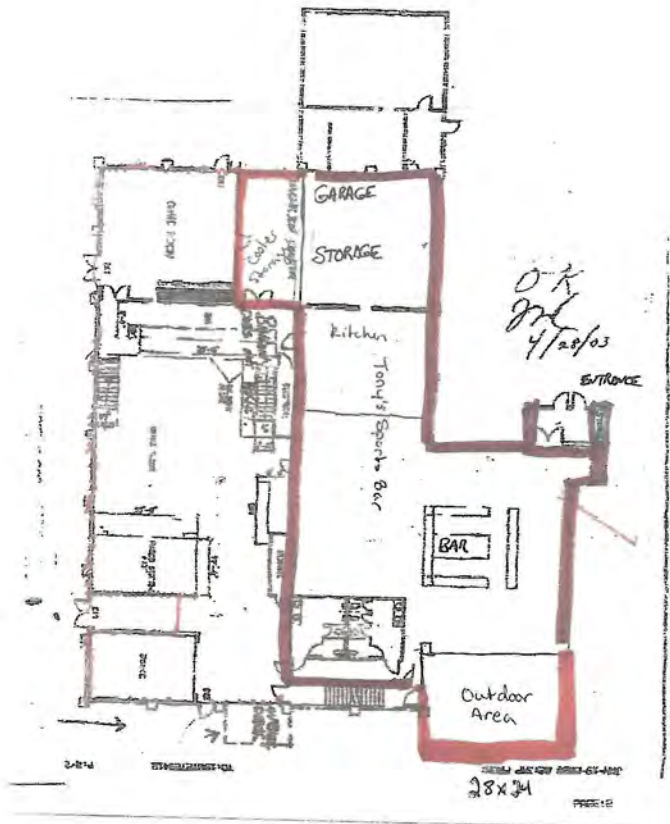


JSR INC  
dba  
KODIAK JACK'S



RECEIVED  
JUN 28 2018  
ALCOHOL MARIJUANA CONTROL OFFICE  
STATE OF ALASKA

FORM NO.



RECEIVED  
JUN 28 2018  
ALCOHOL REGULATORY CONTROL OFFICE  
STATE OF ALASKA



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 06/11/2018

License #/Type: 1206 / Club

Licensee: Ragnar Myking Post #4352

Address: 3113 Tongass Ave., Ketchikan 99901

DBA: VFW Post #4352

AMCO Case #: AB18000663

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.

Was notified via email of violation of advertising public patronage by VFW post 4352, located in Ketchikan. License #1206. In the email a photograph of a sign hanging in the window which stated "Friday Nights Burger Night, Karaoke @ 8pm Open to Public".

This is a violation of AS04.11.110(b)

[...]Soliciting of public patronage of the club premises except as approved by the board is a violation of this section.

\*\*On 12/14/2017 a Notice of Violation was issued to the same licensee for the same violation\*\*

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING. IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your alcohol license number in your response.\***

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..

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: S. Johnson

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

**From:** Paul Robbins Jr.  
**To:** [CED AMCO Enforcement \(CED sponsored\)](#)  
**Subject:** License #1206, VFW Notice of Violation  
**Date:** Monday, June 25, 2018 11:06:47 AM

---

Good morning,

I am writing in response to the Notice of Violation from 6/11/2018, which I received on 6/20/2018. The small, white-board with the writing "Open to the Public" being left-up was an oversight on behalf of the club. The phrasing was removed from social media and the large signs in front of the establishment upon first notice, and as described in initial response, was an error on my part as a new Junior Vice Commander at the time. A more thorough sweep of the building has been done and there are no more indicators of being open to the public remaining.

I recently spoke to a member of your office that is looking into my question regarding fundraising. We are a 501 c (19) charitable veterans organization, in addition to being a club, and are required to raise money for the Veterans' Relief Fund per our charter. We also raise money for local youth sports, the homeless shelter and Women in Safe Homes facility. The Friday Burger night we have been reported for is for that fundraising purpose. Is there an exception that can be made for identified fundraisers? How do we get approval to host community fundraisers?

Respectfully,

Paul Robbins Jr., MPS  
Post Commander  
Ragnar Myking VFW Post 4352  
Ketchikan, Alaska

"The harder I work, the luckier I get." - Lt. Gen. Victor Krulak (USMC retired)

First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4® in this box•

Alcohol & Marijuana Control Office  
Attn: Jason Davies  
550 West 7th Avenue, Suite 1601  
Anchorage, AK 99501

UNITED STATES POSTAL SERVICE

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece or on the front if space permits.

Article Addressed to:

V.F.W. #4352  
3113 Tongass Avenue  
Ketchikan, AK 99901

COMPLETE THIS SECTION ON DELIVERY

A. Signature  Agent  
B. Received by (Printed Name)  Addressee

C. Delivery Date  
D. Is delivery address different from item 1?  Yes  No  
If YES, enter delivery address below:

Service Type  
 Registered Mail  Priority Mail Express™  
 Registered Mail  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)  Yes

ALASKA STATE OF ALASKA  
ALCOHOL & MARIJUANA CONTROL OFFICE

RECEIVED  
JUN 14 2018

Article Number  
(Transfer from service label)

70J2 3460 0000 2J66 528J

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 6-15-18

License #/Type: #4232 Beverage Dispensary

Licensee: JSR, Inc.

Address: 537 Gaffney Road, Fairbanks, AK 99701

DBA: The Spur

AMCO Case #: AB 18-000687

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.

The Spur licensees failed to file a Transfer of Ownership (MJ-01 Form) from JSR, Inc. to JNJ, Inc. Owners of JSR, Inc are: Nick Nyquist at 33.33% and Rick Mensik at 66.67% ownerships per CBPL documents. JNJ, Inc is owned by JD Clawson at 25%, Jori Clawson at 25%, and Nicholas Nyquist at 50% ownerships per CBPL documents. Articles in the newspaper show evidence of new ownership, to include a lift on a ban barring military members to go to the establishment initiated by FTWW Commanders. Commanders lifted the ban due to the ownership change they were under the impression had occurred. The Clawson's also had a meeting with Fairbanks Police Chief Eric Jewkes indicating they were the new owners of the establishment.

This is a violation of AS 04.11.260 Application for new license or permit and AS 04.11.280 Application for transfer of a license to another person

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: A. Stonecipher

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 6-15-18

Licensee: JSR, Inc.

DBA: The Spur

License #/Type: #4232 Beverage Dispensary

Address: 537 Gaffney Road, Fairbanks, AK 99701

AMCO Case #: AB 18-000687

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.

The Spur licensees failed to file a Transfer of Ownership (MJ-01 Form) from JSR, Inc. to JNJ, Inc. Owners of JSR, Inc are: Nick Nyquist at 33.33% and Rick Mensik at 66.67% ownerships per CBPL documents. JNJ, Inc is owned by JD Clawson at 25%, Jori Clawson at 25%, and Nicholas Nyquist at 50% ownerships per CBPL documents. Articles in the newspaper show evidence of new ownership, to include a lift on a ban baring military members to go to the establishment initiated by FTWW Commanders. Commanders lifted the ban due to the ownership change they were under the impression had occurred. The Clawson's also had a meeting with Fairbanks Police Chief Eric Jewkes indicating they were the new owners of the establishment.

This is a violation of AS 04.11.260 Application for new license or permit and AS 04.11.280 Application for transfer of a license to another person

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: A. Stonecipher

SIGNATURE:



Delivered VIA: Email

Received by:

SIGNATURE:

Date:



To: AMCO Board

From: JSR INC dba Tony's- Beverage Dispensary License #4232

Regarding: Notice of Violation AMCO Case # 18-000686

The license transfer was not sent in in a timely manner due to a mistake in the advertising which made it necessary to resubmit the newspaper ad. The application was received by the AMCO office on June 18,2018 at 11:52 according to the tracking information.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Mensik". The signature is written in a cursive style with a large, looping initial "R".

Rick Mensik

President JSR INC

907-347-6671

rickmensik@gmail.com




another Package +

Tracking Number: EL817619280US

Scheduled Delivery by

**MONDAY**  
**18** JUNE 2018 by **3:00pm**

Status

 **Delivered**

June 15, 2018 at 11:52 am  
Delivered, Front Desk/Reception  
ANCHORAGE, AK 99501

[Get Updates](#)

---

[Text & Email Updates](#)

---

[Proof of Delivery](#)

RECEIVED

JUN 21 2018

ALCOHOL MARIJUANA CONTROL OFFICE  
STATE OF ALASKA



THE STATE  
of **ALASKA**

Department of Commerce, Community, and Economic Development  
Division of Corporations, Business, and Professional Licensing  
PO Box 110806, Juneau, AK 99811-0806  
(907) 465-2550 • Email: [corporations@alaska.gov](mailto:corporations@alaska.gov)  
Website: [Corporations.Alaska.gov](http://Corporations.Alaska.gov)

AK Entity #: 58778D  
Date Filed: 11/14/2017  
State of Alaska, DCCED

FOR DIVISION USE ONLY

**Business Corporation**  
**2018 Biennial Report**

For the period ending December 31, 2017

Web-11/14/2017 1:22:26 PM

- This report is due on January 02, 2018
- \$100.00 if postmarked before February 02, 2018
- \$137.50 if postmarked on or after February 02, 2018

**Entity Name:** JSR, INC.  
**Entity Number:** 58778D  
**Home Country:** UNITED STATES  
  
**Home State/Province:** ALASKA

**Registered Agent**  
**Name:** RICK MENSİK  
**Physical Address:** 537 GAFFNEY RD, FAIRBANKS, AK 99701  
**Mailing Address:** PO BOX 73852, FAIRBANKS, AK 99707

**Entity Physical Address:** 537 GAFFNEY RD, FAIRBANKS, AK 99701

**Entity Mailing Address:** PO BOX 70655, FAIRBANKS, AK 99707

**Please include all officials.** Check all titles that apply. Must use titles provided. All domestic business corporations must have a president, secretary, treasurer and at least one director. The secretary and the president cannot be the same person unless the president is 100% shareholder. The entity must also list any alien affiliates and those shareholders that hold 5% or more of the issued shares.

Name	Address	% Owned	Titles
NICK NYQUIST	532 GAFFNEY RD, FAIRBANKS, AK 99701	33.33	Secretary, Shareholder, Treasurer, Vice President
RICK MENSİK	PO BOX 70655, FAIRBANKS, AK 99707	66.67	Director, President, Shareholder

**Purpose:** ANY LAWFUL

**NAICS Code:** 722410 - DRINKING PLACES (ALCOHOLIC BEVERAGES)

**New NAICS Code (optional):**

Complete the below stock information on record with the Department. You may not change your authorized shares with this form. An amendment is required. Fill in number of shares issued.

Class	Series	Authorized	Par Value	Amount Issued
Common		100000	\$0.00	100000

I certify under penalty of perjury under the Uniform Electronic Transaction Act and the laws of the State of Alaska that the information provided in this application is true and correct, and further certify that by submitting this electronic filing I am contractually authorized by the Official(s) listed above to act on behalf of this entity.

**Name:** rick mensik





THE STATE  
of **ALASKA**

Department of Commerce, Community, and Economic Development  
Division of Corporations, Business, and Professional Licensing  
PO Box 110806, Juneau, AK 99811-0806  
(907) 465-2550 • Email: [corporations@alaska.gov](mailto:corporations@alaska.gov)  
Website: [Corporations.Alaska.gov](http://Corporations.Alaska.gov)

AK Entity #: 10078600  
Date Filed: 03/08/2018  
State of Alaska, DCCED

FOR DIVISION USE ONLY

**Business Corporation**  
Initial Biennial Report

Web-3/8/2018 11:54:10 AM

**Entity Name:** JNJ Inc.  
**Entity Number:** 10078600  
**Home Country:** UNITED STATES  
  
**Home State/Province:** ALASKA

**Registered Agent**

**Name:** Jori Clawson  
**Physical Address:** 1517 RIFFLE BOARD RD,  
FAIRBANKS, AK 99712  
**Mailing Address:** 1517 RIFFLE BOARD RD,  
FAIRBANKS, AK 99712

**Entity Physical Address:** 537 GAFFNEY RD, FAIRBANKS, AK 99701

**Entity Mailing Address:** PO BOX 73441, FAIRBANKS, AK 99707

Please include all officials. Check all titles that apply. Must use titles provided. All domestic business corporations must have a president, secretary, treasurer and at least one director. The secretary and the president cannot be the same person unless the president is 100% shareholder. The entity must also list any alien affiliates and those shareholders that hold 5% or more of the issued shares.

Name	Address	% Owned	Titles
JD Clawson	1517 Riffle Board Rd, Fairbanks, AK 99712	25	Shareholder, Vice President
Jori Clawson	1517 Riffle Board Rd, Fairbanks, AK 99712	25	President, Shareholder, Treasurer
Nicholas Nyquist	537 Gaffney Rd, Fairbanks, AK 99701	50	Director, Secretary, Shareholder

**NAICS Code:** 722410 - DRINKING PLACES (ALCOHOLIC BEVERAGES)

**New NAICS Code (optional):**

Complete the below stock information on record with the Department. You may not change your authorized shares with this form. An amendment is required. Fill in number of shares issued.

Class	Series	Authorized	Par Value	Amount Issued
Common		100	\$0.00	100

I certify under penalty of perjury under the Uniform Electronic Transaction Act and the laws of the State of Alaska that the information provided in this application is true and correct, and further certify that by submitting this electronic filing I am contractually authorized by the Official(s) listed above to act on behalf of this entity.

**Name:** Jori Clawson

Alaska Business License # 1069170

**Alaska Department of Commerce, Community, and Economic Development**

Division of Corporations, Business and Professional Licensing  
P.O. Box 110806, Juneau, Alaska 99811-0806

This is to certify that

**THE SPUR**

PO BOX 73441 FAIRBANKS AK 99707

owned by

JSR, INC.

is licensed by the department to conduct business for the period

March 27, 2018 through December 31, 2018  
for the following line of business:

72 - Accommodation and Food Services



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location. It is not transferable or assignable.

Mike Navarre

Alaska Business License # 1067383

**Alaska Department of Commerce, Community, and Economic Development**

Division of Corporations, Business and Professional Licensing  
P.O. Box 110806, Juneau, Alaska 99811-0806

This is to certify that

**THE SPUR**

PO BOX 73441 FAIRBANKS AK 99707

owned by

JNJ INC.

is licensed by the department to conduct business for the period

February 20, 2018 through December 31, 2018  
for the following line of business:

72 - Accommodation and Food Services



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location. It is not transferable or assignable.

Mike Navarre

# Army reverses off-limits order for local night club

NBC KJs Ban



01:01

Posted: Thu 7:41 PM, Mar 29, 2018

**FAIRBANKS, Alaska** - Army officials say that effective immediately, they're lifting an off-limits order for a local Fairbanks night club that recently went through a change in ownership.

In a release today, the garrison at the post east of Fairbanks says the command there is allowing soldiers to resume visits to the bar, formerly known as Kodiak Jack's and now named The Spur.

The Army issued the off-limits order in January, after a rash of incidents at the bar caused Fairbanks police to label it a nuisance property. Former owner Rick Mensik said he was working with the city to ease concerns about security and violent behavior, then sold the bar shortly after the Army's off-limits order went into effect. The new managers of the bar say the name change is part of an attempt to help the club shed its checkered reputation .and they're working to avoid problems like the ones that led to the intervention by the city and the Army. The Armed Forces Disciplinary Control Board met with the bar's new owners; they say the group decided unanimously to lift the bar's off-limits status.

---

---

[http://www.newsminer.com/news/local\\_news/kodiak-jack-s-gets-new-name-new-owners-bar-still/article\\_e0c3700a-2504-11e8-89e4-439a9277bdd7.html](http://www.newsminer.com/news/local_news/kodiak-jack-s-gets-new-name-new-owners-bar-still/article_e0c3700a-2504-11e8-89e4-439a9277bdd7.html)

FEATURED

## Kodiak Jack's gets new name, new owners; bar still off-limits to soldiers

Sam Friedman [sfriedman@newsminer.com](mailto:sfriedman@newsminer.com) Mar 10, 2018

FAIRBANKS — Kodiak Jack's has a new name and new owners. When it reopens after renovations March 16, the bar will be The Spur, inspired by the old Silver Spur Night Club.

Under the club's past ownership, the Fairbanks Police Department identified the Gaffney Road club as a nuisance property because of the disproportionate number of police calls it generated, including assaults, drugs and weapons-related calls. In January, Fort Wainwright's garrison commander ordered the property off-limits to Fort Wainwright's soldiers, who made up the club's main customer base.

For now, the property will remain off-limits for soldiers despite its change in name and ownership, according to a notice Friday from the Fort Wainwright public affairs office.

New bar manager and co-owner Jori Clawson said she plans to discuss the policy and her plans for the business at a meeting with garrison leaders March 27.

Clawson said making The Spur a country music club in the mold of the old Silver Spur on the Old Richardson Highway will help with the security problems.

"People we knew then and know now have been asking for a place similar to (the Silver Spur), a place for people to go and enjoy themselves," she said. "It was a safe, wholesome place to dance."

To better connect the new business to the legacy of the former club, Clawson plans this week to visit AK Fast Cash, the pawn shop at the old location of the Silver Spur, to look for the old Silver Spur tabletops into which people had carved their names. She's hoping to work with dance instructors Sue and Dan Schaaf to offer country dance lessons at The Spur as they did at the Silver Spur.

Clawson is a lifelong Fairbanksan who used to be a regular at the Silver Spur and worked as a server there. She's also a former Kodiak Jack's manager and former bartender at several other Fairbanks bars. She's a former Daily News-Miner business office manager.

Clawson now co-owns the business with her husband, JD Clawson, and with Nicholas Nyquist, who owns the building and Pull Tab City across the street. Under its new ownership, the bar and restaurant that's in the same building as The Spur will change names from BoomTown Grill & Bar to Tony's Sports Bar.

Asked whether she plans to hire more security staff to respond to problems in the bar, Clawson said she had other approaches to keeping customers safe.

"That is always a concern any time you look into opening any kind of bar. It doesn't mean you have to have more staff. It just means you have to have more control," she said. "Part of control is the music you play and the way you serve your customers. As a bartender, acknowledging that maybe someone is on the edge and doesn't need to have another one."

The dance music format, she said, will move away from hip-hop and toward country.

"We're not going to go with the hip-hop," she said. "It's always kind of touch and go with that. We've watched a lot of bars do well, a lot of bars go down. Our main thing we want to do is country and dance. When you think dance, it's stuff that you listen to in the car and it makes you want to move. It doesn't mean we're not going to play something that has a hip-hop kind of beat to it, but what we're saying is that it's country, Alaska-style."

*Contact Outdoors Editor Sam Friedman at 459-7545. Follow him on  
Twitter: @FDNMoutdoors*





**The Spur** added an event.

March 6 · 🌐



Grand opening



MAR  
16

**The All New Spur**

Fri 7 PM UTC-06 · 537 Gaffney Rd  
Party · 182 people

★ Interested

👍 Like

💬 Comment

👍❤️ 31



**Valerie O'Neal Hendricks** Hey kiddos! We just heard about y'all buying a bar! That's too awesome! We'll come by on Friday. So sorry we don't keep more in contact. Love y'all. ❤️

Like · Reply · 4w

👍 1



**Nicholas G. Jesse** Really hope ya'll clean things up a bit...

Like · Reply · 4w



**The Spur** That's the plan 😊👍 1

Like · Reply · 4w



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 6-15-18

License #/Type: #3969 Beverage Dispensary

Licensee: JSR, INC

Address: 537 Gaffney Road Suite #1

DBA: Tony's Sports Bar

AMCO Case #: AB 18-000686

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.

Tony's Sports Bar licensees failed to file a Transfer of Ownership (MJ-01 Form) from JSR, Inc. to JNJ, Inc. Owners of JSR, Inc are: Nick Nyquist at 33.33% and Rick Mensik at 66.67% ownerships per CBPL documents. JNJ, Inc is owned by JD Clawson at 25%, Jori Clawson at 25%, and Nicholas Nyquist at 50% ownerships per CBPL documents. Articles in the newspaper show evidence of new ownership, to include a lift on a ban baring military members to go to the establishment initiated by Fort Wainwright Commanders. Commanders lifted the ban due to the ownership change they were under the impression had occurred. The Clawson's also had a meeting with Fairbanks Police Chief Eric Jewkes indicating they were the new owners of the establishment.

This is a violation of AS 04.11.260 Application for a new license or permit and AS 04.11.280 Application for transfer of a license to another person.

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: A. Stonecipher

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Email

Date:

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 6-15-18

Licensee: JSR, INC

DBA: Tony's Sports Bar

License #/Type: #3969 Beverage Dispensary

Address: 537 Gaffney Road Suite #1

AMCO Case #: AB 18-000686

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.

Tony's Sports Bar licensees failed to file a Transfer of Ownership (MJ-01 Form) from JSR, Inc. to JNJ, Inc. Owners of JSR, Inc are: Nick Nyquist at 33.33% and Rick Mensik at 66.67% ownerships per CBPL documents. JNJ, Inc is owned by JD Clawson at 25%, Jori Clawson at 25%, and Nicholas Nyquist at 50% ownerships per CBPL documents. Articles in the newspaper show evidence of new ownership, to include a lift on a ban baring military members to go to the establishment initiated by Fort Wainwright Commanders. Commanders lifted the ban due to the ownership change they were under the impression had occurred. The Clawson's also had a meeting with Fairbanks Police Chief Eric Jewkes indicating they were the new owners of the establishment.

This is a violation of AS 04.11.260 Application for a new license or permit and AS 04.11.280 Application for transfer of a license to another person.

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: A. Stonecipher

SIGNATURE:



Delivered VIA: Email

Received by:

SIGNATURE:

Date:



To: AMCO Board

From: JSR INC dba The Spur Beverage Dispensary # 3969

Regarding: Notice of Violation AMCO Case # 18-000686

The license transfer was not sent in in a timely manner due to a mistake in the advertising which made it necessary to resubmit the newspaper ad. The application was received by the AMCO office on June 18,2018 at 11:52 according to the tracking information.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Mensik". The signature is stylized with a large, sweeping initial "R" and a long, horizontal stroke extending to the right.

Rick Mensik

President JSR INC

907-347-6671

rickmensik@gmail.com



Another Package +


Tracking Number: EL817619280US

Scheduled Delivery by

MONDAY

**18** JUNE 2018 ⓘ by **3:00pm** ⓘ

Status

 **Delivered**

June 18, 2018 at 11:52 am  
Delivered, Front Desk/Reception  
ANCHORAGE, AK 99501

[Get Updates](#) ▾

---

[Text & Email Updates](#)

---

[Proof of Delivery](#)

---

RECEIVED  
JUN 21 2018  
ALCOHOL MARIJUANA CONTROL OFFICE  
STATE OF ALASKA



THE STATE  
of **ALASKA**

Department of Commerce, Community, and Economic Development  
Division of Corporations, Business, and Professional Licensing  
PO Box 110806, Juneau, AK 99811-0806  
(907) 465-2550 • Email: [corporations@alaska.gov](mailto:corporations@alaska.gov)  
Website: [Corporations.Alaska.gov](http://Corporations.Alaska.gov)

AK Entity #: 58778D  
Date Filed: 11/14/2017  
State of Alaska, DCCED

FOR DIVISION USE ONLY

**Business Corporation**  
**2018 Biennial Report**

For the period ending December 31, 2017

Web-11/14/2017 1:22:26 PM

- This report is due on January 02, 2018
- \$100.00 if postmarked before February 02, 2018
- \$137.50 if postmarked on or after February 02, 2018

**Entity Name:** JSR, INC.  
**Entity Number:** 58778D  
**Home Country:** UNITED STATES  
  
**Home State/Province:** ALASKA

**Registered Agent**  
**Name:** RICK MENSİK  
**Physical Address:** 537 GAFFNEY RD, FAIRBANKS, AK 99701  
**Mailing Address:** PO BOX 73852, FAIRBANKS, AK 99707

**Entity Physical Address:** 537 GAFFNEY RD, FAIRBANKS, AK 99701

**Entity Mailing Address:** PO BOX 70655, FAIRBANKS, AK 99707

**Please include all officials.** Check all titles that apply. Must use titles provided. All domestic business corporations must have a president, secretary, treasurer and at least one director. The secretary and the president cannot be the same person unless the president is 100% shareholder. The entity must also list any alien affiliates and those shareholders that hold 5% or more of the issued shares.

Name	Address	% Owned	Titles
NICK NYQUIST	532 GAFFNEY RD, FAIRBANKS, AK 99701	33.33	Secretary, Shareholder, Treasurer, Vice President
RICK MENSİK	PO BOX 70655, FAIRBANKS, AK 99707	66.67	Director, President, Shareholder

**Purpose:** ANY LAWFUL

**NAICS Code:** 722410 - DRINKING PLACES (ALCOHOLIC BEVERAGES)

**New NAICS Code (optional):**

Complete the below stock information on record with the Department. You may not change your authorized shares with this form. An amendment is required. Fill in number of shares issued.

Class	Series	Authorized	Par Value	Amount Issued
Common		100000	\$0.00	100000

I certify under penalty of perjury under the Uniform Electronic Transaction Act and the laws of the State of Alaska that the information provided in this application is true and correct, and further certify that by submitting this electronic filing I am contractually authorized by the Official(s) listed above to act on behalf of this entity.

**Name:** rick mensik



THE STATE  
of **ALASKA**

Department of Commerce, Community, and Economic Development  
Division of Corporations, Business, and Professional Licensing  
PO Box 110806, Juneau, AK 99811-0806  
(907) 465-2550 • Email: [corporations@alaska.gov](mailto:corporations@alaska.gov)  
Website: [Corporations.Alaska.gov](http://Corporations.Alaska.gov)

AK Entity #: 10078600  
Date Filed: 03/08/2018  
State of Alaska, DCCED

FOR DIVISION USE ONLY

**Business Corporation**  
Initial Biennial Report

Web-3/8/2018 11:54:10 AM

**Entity Name:** JNJ Inc.  
**Entity Number:** 10078600  
**Home Country:** UNITED STATES  
  
**Home State/Province:** ALASKA

**Registered Agent**  
**Name:** Jori Clawson  
**Physical Address:** 1517 RIFFLE BOARD RD,  
FAIRBANKS, AK 99712  
**Mailing Address:** 1517 RIFFLE BOARD RD,  
FAIRBANKS, AK 99712

**Entity Physical Address:** 537 GAFFNEY RD, FAIRBANKS, AK 99701

**Entity Mailing Address:** PO BOX 73441, FAIRBANKS, AK 99707

Please include all officials. Check all titles that apply. Must use titles provided. All domestic business corporations must have a president, secretary, treasurer and at least one director. The secretary and the president cannot be the same person unless the president is 100% shareholder. The entity must also list any alien affiliates and those shareholders that hold 5% or more of the issued shares.

Name	Address	% Owned	Titles
JD Clawson	1517 Riffle Board Rd, Fairbanks, AK 99712	25	Shareholder, Vice President
Jori Clawson	1517 Riffle Board Rd, Fairbanks, AK 99712	25	President, Shareholder, Treasurer
Nicholas Nyquist	537 Gaffney Rd, Fairbanks, AK 99701	50	Director, Secretary, Shareholder

**NAICS Code:** 722410 - DRINKING PLACES (ALCOHOLIC BEVERAGES)

**New NAICS Code (optional):**

Complete the below stock information on record with the Department. You may not change your authorized shares with this form. An amendment is required. Fill in number of shares issued.

Class	Series	Authorized	Par Value	Amount Issued
Common		100	\$0.00	100

I certify under penalty of perjury under the Uniform Electronic Transaction Act and the laws of the State of Alaska that the information provided in this application is true and correct, and further certify that by submitting this electronic filing I am contractually authorized by the Official(s) listed above to act on behalf of this entity.

**Name:** Jori Clawson

Alaska Business License # 1069171

**Alaska Department of Commerce, Community, and Economic Development**

Division of Corporations, Business and Professional Licensing  
P.O. Box 110806, Juneau, Alaska 99811-0806

This is to certify that

**TONY'S SPORTS BAR**

537 GAFFNEY RD #1 FAIRBANKS AK 99701

owned by

JSR, INC.

is licensed by the department to conduct business for the period

March 27, 2018 through December 31, 2018  
for the following line of business:

72 - Accommodation and Food Services



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location. It is not transferable or assignable.

Mike Navarre

Alaska Business License # 1067384

**Alaska Department of Commerce, Community, and Economic Development**

Division of Corporations, Business and Professional Licensing  
P.O. Box 110806, Juneau, Alaska 99811-0806

This is to certify that

**TONY'S SPORTS BAR**

PO BOX 73441 FAIRBANKS AK 99707

owned by

JNJ INC.

is licensed by the department to conduct business for the period

February 20, 2018 through December 31, 2018  
for the following line of business:

72 - Accommodation and Food Services



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location. It is not transferable or assignable.

Mike Navarre



# Army reverses off-limits order for local night club

NBC KJs Ban



Posted: Thu 7:41 PM, Mar 29, 2018

**FAIRBANKS, Alaska** - Army officials say that effective immediately, they're lifting an off-limits order for a local Fairbanks night club that recently went through a change in ownership.

In a release today, the garrison at the post east of Fairbanks says the command there is allowing soldiers to resume visits to the bar, formerly known as Kodiak Jack's and now named The Spur.

The Army issued the off-limits order in January, after a rash of incidents at the bar caused Fairbanks police to label it a nuisance property. Former owner Rick Mensik said he was working with the city to ease concerns about security and violent behavior, then sold the bar shortly after the Army's off-limits order went into effect. The new managers of the bar say the name change is part of an attempt to help the club shed its checkered reputation .and they're working to avoid problems like the ones that led to the intervention by the city and the Army. The Armed Forces Disciplinary Control Board met with the bar's new owners; they say the group decided unanimously to lift the bar's off-limits status.

---

---

[http://www.newsminer.com/news/local\\_news/kodiak-jack-s-gets-new-name-new-owners-bar-still/article\\_e0c3700a-2504-11e8-89e4-439a9277bdd7.html](http://www.newsminer.com/news/local_news/kodiak-jack-s-gets-new-name-new-owners-bar-still/article_e0c3700a-2504-11e8-89e4-439a9277bdd7.html)

FEATURED

## Kodiak Jack's gets new name, new owners; bar still off-limits to soldiers

Sam Friedman [sfriedman@newsminer.com](mailto:sfriedman@newsminer.com) Mar 10, 2018

FAIRBANKS — Kodiak Jack's has a new name and new owners. When it reopens after renovations March 16, the bar will be The Spur, inspired by the old Silver Spur Night Club.

Under the club's past ownership, the Fairbanks Police Department identified the Gaffney Road club as a nuisance property because of the disproportionate number of police calls it generated, including assaults, drugs and weapons-related calls. In January, Fort Wainwright's garrison commander ordered the property off-limits to Fort Wainwright's soldiers, who made up the club's main customer base.

For now, the property will remain off-limits for soldiers despite its change in name and ownership, according to a notice Friday from the Fort Wainwright public affairs office.

New bar manager and co-owner Jori Clawson said she plans to discuss the policy and her plans for the business at a meeting with garrison leaders March 27.

Clawson said making The Spur a country music club in the mold of the old Silver Spur on the Old Richardson Highway will help with the security problems.

"People we knew then and know now have been asking for a place similar to (the Silver Spur), a place for people to go and enjoy themselves," she said. "It was a safe, wholesome place to dance."

To better connect the new business to the legacy of the former club, Clawson plans this week to visit AK Fast Cash, the pawn shop at the old location of the Silver Spur, to look for the old Silver Spur tabletops into which people had carved their names. She's hoping to work with dance instructors Sue and Dan Schaaf to offer country dance lessons at The Spur as they did at the Silver Spur.

Clawson is a lifelong Fairbanksan who used to be a regular at the Silver Spur and worked as a server there. She's also a former Kodiak Jack's manager and former bartender at several other Fairbanks bars. She's a former Daily News-Miner business office manager.

Clawson now co-owns the business with her husband, JD Clawson, and with Nicholas Nyquist, who owns the building and Pull Tab City across the street. Under its new ownership, the bar and restaurant that's in the same building as The Spur will change names from BoomTown Grill & Bar to Tony's Sports Bar.

Asked whether she plans to hire more security staff to respond to problems in the bar, Clawson said she had other approaches to keeping customers safe.

"That is always a concern any time you look into opening any kind of bar. It doesn't mean you have to have more staff. It just means you have to have more control," she said. "Part of control is the music you play and the way you serve your customers. As a bartender, acknowledging that maybe someone is on the edge and doesn't need to have another one."

The dance music format, she said, will move away from hip-hop and toward country.

"We're not going to go with the hip-hop," she said. "It's always kind of touch and go with that. We've watched a lot of bars do well, a lot of bars go down. Our main thing we want to do is country and dance. When you think dance, it's stuff that you listen to in the car and it makes you want to move. It doesn't mean we're not going to play something that has a hip-hop kind of beat to it, but what we're saying is that it's country, Alaska-style."

*Contact Outdoors Editor Sam Friedman at 459-7545. Follow him on  
Twitter: @FDNMoutdoors*





**The Spur** added an event.

March 6 · 🌐



Grand opening



MAR  
16

**The All New Spur**

Fri 7 PM UTC-06 · 537 Gaffney Rd  
Party · 182 people

★ Interested

👍 Like

💬 Comment

👍❤️ 31



**Valerie O'Neal Hendricks** Hey kiddos! We just heard about y'all buying a bar! That's too awesome! We'll come by on Friday. So sorry we don't keep more in contact. Love y'all. ❤️

Like · Reply · 4w

👍 1



**Nicholas G. Jesse** Really hope ya'll clean things up a bit...

Like · Reply · 4w



**The Spur** That's the plan 😊👍 1

Like · Reply · 4w

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 06-19-2018

License #/Type: Beverage Dispensary / 3120

Licensee: The Asylum, LLC

Address: 522 Water St., Ketchikan 99901

DBA: The Asylum

AMCO Case #: AB18000709

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.

On 06-19-2018 AMCO Enforcement received a copy of a police report from Ketchikan Police Department Officer Oster informing us a underage female was located inside The Asylum bar, Beverage dispensary license #3120 at approximately 1:35 am. In the report it was stated a bouncer was interviewed and stated no one underage was in the bar, even stating he had turned away two underage individuals that evening. Officers located the underage female upstairs. The report noted the female lied about her identity, stated she was not drinking, later finding her to have a BAC of .043, and no one was at the door checking identifications when she arrived.

See attached redacted police report.

Violations:

04.16.049. Access of persons under the age of 21 to licensed premises.

04.16.150. Licensee responsible for violations.

04.21.030. Responsibility of licensees, agents, and employees.

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING. IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your alcohol license number in your response.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..

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: S. Johnson

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

Article #

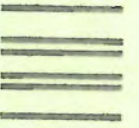
Alaska ABC Board  
W 7th AVE, STE 1600  
Anchorage, AK 99501

We received a violation by mail on June 25<sup>th</sup> that a minor on felony probation used a fake ID to enter our premises and was apprehended by law enforcement. At The Asylum, we take our responsibilities to our customers and the community very seriously. This incident has shown us there is room for improvement in our protocol. To bring us up to speed, our bouncers from the night in question have been reprimanded and ALL employees are being put through a retraining program that includes identifying fake IDs. We thank you for your attention to this matter, and as always, your diligence as law enforcement.

The Asylum  
522 Water St  
Ketchikan, AK 99901



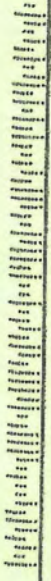
25 JUN 2018



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4® in this box.

Alcohol & Marijuana Control Office  
Attn: Jason Davies  
550 West 7th Avenue, Suite 1601  
Anchorage, AK 99501



Domestic Return Receipt

PS Form 3811, July 2013

9525 9912 000 000 94E 2T07

Article Number  
(Transfer from ser 9505 2009)

The Asylum, LLC  
522 Water Street  
Ketchikan, AK 99901

COMPLETE THIS SECTION ON DELIVERY

A. Addressee  
 Agent  
 Addressee

B. Recipient's Printed Name  
 Date of Delivery

C. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

D. Delivery Type  
 Certified Mail  
 Registered  
 Insured Mail  
 Registered Delivery (Extra Fee)  Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or to the front if space permits.

Article Addressed to:



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 6-19-18

License #/Type: #5078 / BD - Duplicate

Licensee: Totem Inn, Inc.

Address: 154 E. Egan Drive, Valdez, AK

DBA: The Board Room

AMCO Case #: AB18-0710

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.

On 6-10-18, Valdez Police arrested Raymond M. Schell for driving under the influence. Further investigation of Schell's whereabouts prior to the arrest revealed he had been drinking at The Board Room. Starting at about 0055 hours to about 0250 hours, Schell consumed three beers, three shots of spirits and a mixed drink of some type. His mannerisms while in the bar were indicative of a drunken person. Also observed when Schell left the bar with another person, that person removed an alcoholic beverage from the premises.

Your attention is directed to AS 04.16.030: Prohibited conduct relating to drunken persons and AS 04.16.120: Removal of alcohol from premises

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA Mail

Date:

7018 0360 0000 1428 4226



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

Department of Commerce, Community,  
and Economic Development

ALCOHOLIC BEVERAGE CONTROL BOARD  
MARIJUANA CONTROL BOARD

550 W 7<sup>th</sup> Ave, STE 1600  
Anchorage, Alaska 99501  
Main: 907.269.0350  
TDD: 907.465.5437  
Fax: 907.334.2285

**MEMORANDUM**

To: Erika McConnell  
AMCO Director

Date: 6-20-18

From: Joe Hamilton  
Special Investigator 1

RE: The Board Room NOV, AB18-0710

At approximately 0300 hours on 6.10.18 Valdez Police executed a traffic stop on a vehicle driven by Raymond M. Schell who, after standardized field sobriety testing was conducted, was determined to be driving a vehicle while under the influence of alcohol. Schell provided a breath sample for the DataMaster at approximately 0342 hours, registering a BrAC of .212.

Further investigation revealed that the female passenger of Schell's car had also been at the Boardroom Bar immediately prior to the traffic stop. A clear Solo cup with a colored straw sat in the middle console between Schell and his passenger. The contents of the cup (mixed with ice) smelled as if it contained an alcoholic beverage.

Observations of Schell's visit to The Board Room are as follows:

- 00:55 Raymond Schell is at the bar drinking a beer. **(Beer)**
- 01:02 Schell is served another beer and drinks it. **(Beer)**
- 01:05 Schell is served another shot however; he requests that more be added to the shot. Shot liquid is placed into larger shot glass and two additional types of alcohol are added to the shot. Schell is scene pointing to what he wants with a droopy hand, gives a weak high-five, and is methodically slow to acquire the shot with his hand prior to drinking (slamming) it. **(Double Shot)**
- 01:08 Schell is served another shot and drinks (slams) it; his movements are slow. **(Shot)**
- 01:09 Schell supports self on bar while standing
- 01:09:34 Schell's head drops down and then jerks up after 8 seconds

01:30 Schell is served another beer and drinks it. Schell gives a cash tip and his movements are slow. The person next to him does same. However, his movements are much quicker. **(Beer)**

Schell solicits and is served 6 drinks in approximately a 35 minute period

01:31 Schell offers multiple high-fives to bartender in a slow manner

01:33 Schell stumbles while moving around the bar and supports self on a bar stool while moving. He then solicits a long hug from the bartender that appears to be unwanted based upon bartender's expression and body language. Schell lingers with physical contact.

01:48:15 Schell is swaying back and forth and side to side while standing and then shuffles back to and supports self on the bar.

02:01 Schell is given what appears to be water in a clear solo cup.

02:02 Schell is served another mixed drink and begins consuming. He has his water refilled and coordinates paying for his tab. . **(Mixed bev)**

02:03:03 Schell drops his chin to his chest, cataleptic, while standing directly in front of one of the bartenders. He is in this position for 15 seconds and then jerks his head up and looks around. It appears he is hiccupping and/or burping.

02:03:48- Schell fumbles through his receipt, cannot get his wallet figured out,

02:06:07 and continues to drink from his mixed drink.

02:06:50 Schell has a difficult time picking up his cell phone from off the bar.

02:28 Schell finishes the mixed beverage.

02:36:27 Schell is playing the air guitar and then stumbles into other patrons while returning to the bar.

02:50 Schell meets up with his soon-to-be passenger, who is carrying a solo cup with a pink straw, and they walk toward the exit of the bar.

While Mr. Schell presented himself as an intoxicated driver per Alaska statute, the actions inside the Boardroom from 0055 – 0250 hours represent those of a drunken individual. Specifically, mannerisms and balance issues. The removal of a mixed drink from the licensed premise would also represent a violation.

cc James Hoelscher, Chief Enforcement Officer

Jason Davies, Criminal Justice Tech



June 28, 2018

Investigator J Hamilton  
State of Alaska  
Alcohol & Marijuana Control Office  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, AK 99501

RE: NOV Case number AB18-0710

Dear M. Hamilton:

I have received the NOV above and am replying per your request.

I understand the seriousness of the allegations as presented. Our goal is to operate totally within the law and in co-operation with law enforcement. Regarding:

**AS 04.16.030. Prohibited Conduct Relating to Drunken Persons.**

- (a) A licensee, an agent, or employee may not with criminal negligence
- (1) sell, give, or barter alcoholic beverages to a drunken person;
  - (2) allow another person to sell, give, or barter an alcoholic beverage to a drunken person within licensed premises;
  - (3) allow a drunken person to enter and remain within licensed premises or to consume an alcoholic beverage within licensed premises;
  - (4) permit a drunken person to sell or serve alcoholic beverages.

And

**AS 04.16.120. Removal or Introduction of Alcoholic Beverages.**

- (a) A person may not remove from licensed premises alcoholic beverages that have been sold or furnished for consumption only on the premises.

I have scheduled an additional training class with the bar manager Brandee Martel to pass on to her staff the following.

- 1) A review of the above Alaska Statute and sections and reaffirmed our zero-tolerance policy regarding violations of AS 04.16.030 and .120
- 2) Mandated recurrency training will be done with current staff, reiterating the statutes above, and will also include emphasis with the following actions:
  - a) Sharing the narrative of the NOV including the investigative report, requiring staff to read it, and then discussing what we could have done better in this situation.
  - b) Providing staff with the definition in AS (4) a person acts with "criminal negligence" with respect to a result or to a circumstance described by a provision of law defining an

PO Box 648 Valdez, AK 99686  
907-835-4443  
mike@toteminn.com





- offense when the person fails to perceive a substantial and unjustifiable risk that the result will occur or that the circumstance exists; the risk must be of such a nature and degree that the failure to perceive it constitutes a gross deviation from the standard of care that a reasonable person would observe in the situation.
- c) Providing staff with the definition in AS (8) "drunken person" means a person whose physical or mental conduct is substantially impaired as a result of the introduction of an alcoholic beverage into the person's body and who exhibits those plain and easily observed or discovered outward manifestations of behavior commonly known to be produced by the overconsumption of alcoholic beverages;
  - d) Discussing ways to identify if a person is drunken person.
  - e) Establishing the absolute prohibition of removing any containers even those that only contain water or ice from the licensed premises.

Mr. Hamilton, as I am sure you are aware the video you received was voluntarily given to the VPD to aid in the goal of responsible alcohol service, consumptions and mutual co-operation with law enforcement. I look forward to the positive relationship we have developed over many years with all law enforcement entities.

I have advised my staff that by serving an allegedly drunken person alcohol or allowing a patron to remove an alcoholic beverage from the licensed premises, even unintentionally, puts my license and their job on the line. As identifying a drunken person is subjective and based on visual, audial and historical behavior, if you have any further suggestions on how we can precede or other training materials I can use in this matter I would greatly appreciate it.

Sincerely,

James "Mike" Williams

Totem Inn Inc.

CC VPD Chief Bart Henkel

PO Box 648 Valdez, AK 99686  
907-835-4443  
mike@toteminn.com



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 6-20-18

License #/Type: #2652 / Restaurant / Eating Place

Licensee: Nina J. Corbett

Address: 1544 Kanakanak Road, Dillingham, AK

DBA: Windmill Grille

AMCO Case #: AB18-0696

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.**

On 6-20-18, an inspection was conducted at your establishment. A server was asked if the investigator could talk with the owner/manager. The server identified Jonathan R. Corbett as that person. Corbett was asked to provide proof of server education at which time he stated he did not have his card on him. When asked if he had taken the TAP course he replied he did. On 6-19-18, Investigator Hamilton contacted Alaska's CHARR and learned they had no record of Corbett .

Your attention is directed to AS 04.21.026: Alcohol server education

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Mail

Date:

Alcohol & Marijuana Control Office  
Enforcement 550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
amco.enforcement@alaska.gov

June 26, 2018

RE: AMCO # AB18-0696  
Lic: 2652  
Windmill Grille-Dillingham

Dear Joe Hamilton and Alaska Alcohol Control Board,

The first day that the Windmill Grille was operable and was open for business in 2018 was June 5. Jon and I attempt to be mindful of all the regulations and conduct ourselves within all the expectations. Mr Hamilton's visit to the restaurant was an eye opener, we both thought that Jon had current TAMS certification. Each season we have a folder that we keep at the front counter with our TAMS Cards and copies of our employees cards along with food services handler's certs. We had not put our folder together. When Jon's card was located in the previous season's folder, we discovered it had expired.

In response to the letter and visit from the Joe Hamilton; Jon has completed the TAMS Certification as of Monday June 25, 2018. Mine does not expire this year. We have also put the folder back together at the front counter. During the hiring process for any wait staff, we assist them in getting set up to compete the TAMS course and offer an incentive to not delay.

Respectfully,



Nina Corbett  
PO Box 1216  
Dillingham AK 99576  
(907) 842-1205  
[nicorbett@gmail.com](mailto:nicorbett@gmail.com)  
[windmillgrille@yahoo.com](mailto:windmillgrille@yahoo.com)



# Certificate of Completion

This is to certify that

**Jonathan Corbett**

has successfully completed the  
Alaskatap.com Responsible Beverage  
Server and Seller Training Program

A handwritten signature in black ink, appearing to read 'Edward D. McLean'.

Edward D. McLean, Instructor  
[www.Alaskatap.com](http://www.Alaskatap.com)

Date: **06/25/2018**  
Expiration: 36 Months  
Certificate #: **5684**  
Birth Date: **07-11-1969**

NOTE This is your temporary certification form. Your official certification card will be mailed to you in 7-14 days. Please contact Alaska Charr at 800-478-2427 with questions regarding this certification.



# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: License #/Type:  
Licensee: Address:  
DBA: AMCO Case #:

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.

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**  
**ATTN: Enforcement**  
**550 W. 7<sup>th</sup> Ave, Suite 1600**  
**Anchorage, Alaska 99501**  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator:

Received by:

SIGNATURE: *J.R. Hamilton*

SIGNATURE:

Delivered VIA:

Date:

9590 9402 3937 8060 8595 87

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 6-21-18

License #/Type: #420 / Package Store

Licensee: Fox General Store, Inc.

Address: 2226 Old Steese Hwy, Fox, AK

DBA: Fox General Store

AMCO Case #: AB18-0750

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.

You have an unapproved transfer of controlling interest and change of officials. You have also failed to notify the Board in the prescribed time.

New officers added:

Antonina McDonnell – originally Secretary, Changed to President, Secretary Treasurer and Vice President.

Change in ownership:

Antonina McDonnell – originally 10%, changed to 100%

Tim McKay – Originally 90%, Changed-Removed completely

Date of unreported change of officers/ownership: 5/9/2018

Your attention is referred to AS 04.11.040: Board approval of transfers and AS 04.11.050: Reports required of corporations

You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: *JL Hamilton*

SIGNATURE:

Delivered VIA: Mail

Date:

9590 9402 3937 8060 8595 87

Partners  
Robert B. Downes  
Amy J. Tallerico  
Kirk F. Schwalm



P: 907.474.4LAW (4529)  
F: 907.328-0590  
www.goldenheartlaw.com  
300 Barnette Street  
Suite 200, Fairbanks  
PO Box 72419  
Fairbanks, AK 99707

July 2, 2018

Mr. Joe Hamilton  
Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
**SENT VIA EMAIL:** [Joe.hamilton@alaska.gov](mailto:Joe.hamilton@alaska.gov)

Re: Response to 6/21/2018 Notice of Violation: The Fox General Store Incorporated, License Type #420

Dear Mr. Hamilton:

Our firm represents Fox General Store, Inc. The purpose of this letter is to file our written response to the June 21, 2018 Notice of Violation. We were under the impression that the Alcohol License Applicant Transfer Packet (“transfer packet”) we filed with your office was sufficient to meet the statutory requirements of providing Notice of Change of Officials to the board. After speaking with members of the Enforcement Division on June 26, 2018, we now understand that an additional written notice is required. Our goal with this written response is to explain our situation and respectfully request that the Enforcement Division accept our written notice and retroactively apply said notice.

Mr. Tim McKay is a long-time client of mine. He has been the controlling member of the Fox General Store, Inc. since its establishment in 1985. Ms. Antonina McDonnell has been a long-time employee and manager of Fox General Store, Inc. Mr. McKay is preparing to retire. In January, he approached me about the possibility of transferring Fox General Store, Inc. to Ms. McDonnell and requested that we help her to transfer the Alcohol and Tobacco licenses.

I agreed to help Mr. McKay with his transition to retirement. To help complete the legal work, I contracted with Brad Carlson, a local Anchorage attorney. Both Mr. Carlson and I began to take the steps to complete the transfer packet from Mr. McKay to Ms. McDonnell. The transfer packet requires that the business entity, Fox General Store, Inc. be transferred to Ms. McDonnell before the packet is deemed “complete” and ready for review. Transferring Fox General Store, Inc. from Mr. McKay to Ms. McDonnell required a Notice of Change of Officials to be filed with the State of Alaska.

The State of Alaska received and processed the Notice of Change of Officials for Fox General Store, Inc. on May 9, 2018. On March 5, 2018, Brad Carlson called the Alcohol & Marijuana

Control Office ("AMCO") in Anchorage to verify that a new application to transfer an existing license for a change of president was required. Mr. Carlson also asked if Fox General Store could continue to sell alcohol during the alcohol transfer license process. On March 5, 2018, Mr. Carlson was informed that we needed a new application and that Fox General Store, Inc. could continue to sell alcohol until the transfer packet was approved. Since the transfer packet required Ms. McDonnell to have a controlling interest in Fox General Store, Inc. we believed that we had complied with the statutory written notice requirement.


On Thursday, June 21, 2018, Ms. McDonnell received the written Notice of Violation. On Monday, June 25, 2018, Ms. McDonnell also received notice that her application was complete and the board would consider the transfer in August. That same day, Mr. Carlson personally brought the written Notice of Violation to AMCO's Enforcement Division's office in Anchorage. Mr. Carlson showed Enforcement Supervisor Mr. James Hoelscher the Notice of Violation and explained the situation. Mr. Carlson also showed Mr. Hoelscher the email he sent to an AMCO representative on March 5, 2018. Mr. Carlson learned from Mr. Hoelscher that his team would need a Manager's Agreement in place during the transfer period.

Mr. Hoelscher and Mr. Carlson agreed that Fox General Store, Inc. has been attempting to comply with all rules and regulations during this process. They also agreed that the best course of action would be to formally respond to the Notice of Violation, submit a signed Manager's Agreement, and submit a formal written notification to the board. All of the necessary documents are attached to this letter for your review.

Thank you for taking the time to review our written response. As you can see, we have worked diligently to comply with all rules and regulations regarding the transfer packet. We now know that the transfer packet itself was an insufficient writing to provide the board with Notice of Change of Officials. We respectfully request that you retroactively apply our written Notice of Change of Officials that is provided herewith.

Thank you for your time and understanding. Please let us know if you have any questions. We look forward to working with you to resolve this matter.

Sincerely,  
Downes, Tallerico, & Schwalm Law Firm, LLC



Amy Tallerico  
Attorney

cc: Ms. Antonina McDonnell  
Enclosures:  
Transfer of Alcohol License Follow-up Email: 3/5/2018  
Notice of Change of Officials: 5/9/2018  
Notice of Violation: 6/21/2018  
Application Notice: 6/25/2018  
Written Notice of Change of Corporate Office: 7/2/2018  
Manager's Agreement: 6/26/2018

## **Bradly Carlson**

---

**From:** Bradly Carlson  
**Sent:** Monday, March 5, 2018 3:43 PM  
**To:** 'campbell.anderson@alaska.gov'  
**Cc:** 'Amy Tallerico'  
**Subject:** Transfer of Alcohol License Follow-up Regarding Ability to Sell Alcohol Under the Old License During Processing

Good Afternoon:

Thank you for taking the time to answer my questions regarding whether I need to complete a new application to transfer an existing license for a change in the president of the company only. I also asked if the new president could sell alcohol under the old alcohol license while the transfer application was processing. You stated that the new owner could continue to sell alcohol, but you wanted to research the statute and send it to me. Will you please send me the statute once you have a chance to look at it? Thank you for your time.

Respectfully,

Bradly A. Carlson  
The Law Office of Bradly A. Carlson, L.L.C.  
310 K Street, Suite 200  
Anchorage, Alaska 99501  
Phone: 907-264-6721  
Fax: 1-866-372-6664  
[www.bcarlsonlaw.com](http://www.bcarlsonlaw.com)

### **Confidentiality Statement**

This message (including any attachments) contains confidential information intended for a specific individual and purpose, and is protected by law. If you are not the intended recipient, you should delete this message. Any disclosure, copying, or distribution of this message, or the taking of any action based on it, is strictly prohibited.



THE STATE  
of **ALASKA**

Department of *Development*  
Division of Corporations, Business and Professional Licensing



**COR**

FOR DIVISION USE ONLY

RECEIVED  
Juneau

MAY 09 2018

CBPL

√ 25 ARS

**Corporations Section**

State Office Building, 333 Willoughby Avenue, 9<sup>th</sup> Floor  
PO Box 110806, Juneau, AK 99811-0806  
Phone: (907) 465-2550 • Fax: (907) 465-2974  
Email: [corporations@alaska.gov](mailto:corporations@alaska.gov)  
Website: [Corporations.Alaska.Gov](http://Corporations.Alaska.Gov)

## Notice of Change of Officials

### Domestic Business Corporation (AS 10.06)

- This Notice of Change of Officials form is only for Domestic Business Corporations and is used to report changes between biennial reporting periods in: officers, directors, alien affiliates, and shareholders.
- This Notice of Change of Officials will not be filed if the entity's biennial report is not current. To verify the entity's biennial report due date, go online to [www.Corporations.Alaska.Gov](http://www.Corporations.Alaska.Gov) and select, *Search Corporations Database*
- Standard processing time for complete and correct filings submitted to this office is approximately 10-15 business days. All filings are reviewed in the date order they are received.
- The information you submit is a public record and will be posted on the State's website.

**1. Important:**

AS 10.06.813

Each Domestic Business Corporation is required to notify this office when there is a change of officials.

— AS 10.06.813

Failure to meet this requirement may result in involuntary dissolution of the entity's authority to transact business in the State of Alaska.

— AS 10.06.633(5)(7)

The Domestic Business Corporation is to keep and make available the records of the official(s) changes.

— AS 10.06.430

**2. Fee:**

\$25 Nonrefundable Filing Fee (CORF)

3 AAC 16.030(b)

Mail this form and the non-refundable \$25 filing fee in U.S. dollars to the letterhead address. Make the check or money order payable to the State of Alaska, or use the attached credit card payment form.

**3. Entity Information:**

AS 10.06.813

Entity Name: The Fox General Store Incorporated

Alaska Entity Number: 35701D

**4. REMOVE from Record:** AS 10.06.813(b)

The following officials (officers, directors, shareholders, and alien affiliates) will be completely removed from the record as a result of this filing. If necessary, use the following SUPPLEMENT page.

**RECEIVED  
Juneau  
MAY 09 2018  
CBPL**

Name: Tim McKay Name: \_\_\_\_\_

Name: \_\_\_\_\_ Name: \_\_\_\_\_

If an official is not being removed from record, then list them in Item #5 below (with their current information).

**5. ALL Current Officials:** AS 10.06.813(b) and  
AS 10.06.950

The following is a complete list of ALL remaining and new officials who will be on record as a result of this filing. Domestic Business Corporations must have a President, Secretary, Treasurer, and at least one Director. The President and the Secretary cannot be the same person unless the President is 100% shareholder. The entity must also provide all shareholders who own 5% or more of the issued shares, and all alien affiliates.  
— AS 10.06.453 and 10.06.483

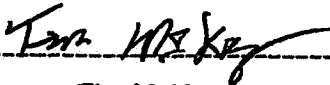
List ALL officials and their current information to be on record.  
**BOLD fields are required.**

FULL LEGAL NAME	COMPLETE MAILING ADDRESS	% Owned	Shareholder	PRESIDENT	Vice-President	SECRETARY	TREASURER	DIRECTOR	Assistant Secretary	Assistant Treasurer	Alien Affiliate
Antonina McDonnell	238 Pearl Dr. Fairbanks, AK 99712	100	x	x	x	x	x	x			

→ If necessary, use the following SUPPLEMENT page.

**6. Required Signature:** AS 10.06.813(b) and  
AS 10.06.825

The Notice of Change of Officials must be signed by the President or Vice-President of the corporation. Persons who sign documents filed with the commissioner that are known to the person to be false in material respects are guilty of a class A misdemeanor.

Signature:  Date: 5-4-18

Printed Name: Tim McKay

Title of Authorized Signer:  President — or —  Vice-President



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

Department of Commerce, Community,  
and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE  
550 West 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501  
Main: 907.269.0350

6/25/2018

The Fox General Store, Incorporated  
DBA: Fox General Store  
VIA email: [ninaw23@yahoo.com](mailto:ninaw23@yahoo.com)

Re: Package Store Stock Transfer # 420 DBA: Fox General Store

Dear Applicant:

I have received your application for a liquor license. Our staff has reviewed your application after receiving your application and required fees. Your application documents appear to be in order, and I have determined that your application is complete for purposes of AS 04.11.310(b), AS 04.11.510, and AS 04.11.520.

Your application is now considered complete and will be sent electronically to your local governing body, your community council if your proposed premises is in Anchorage or certain locations in the Matanuska-Susitna Borough, and to any non-profit agencies who have requested notification of applications. The local governing body will have 60 days to protest the issuance of your license or waive protest.

If you have not yet received all necessary approvals, such as (but not limited to) a local license, conditional use permit, site plan review, Fire Marshal approval, or Department of Environmental Conservation approval, you should continue to work with those local or state agencies to get the requirements completed. Your application may be considered by the board while some approvals are still pending. However, your license will not be finally issued and ready to operate until all necessary approvals are received and a preliminary inspection of your premises by AMCO enforcement staff is completed.

Your application will be scheduled for the August board meeting for Alcoholic Beverage Control Board consideration. The address and call-in number for the meeting will be posted on our home page. The board will not grant or deny your application at the meeting unless your local government waives its right to protest per AS 04.11.480(a).

Please feel free to contact us through the [alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov) email address if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Mikal Milton".

Mikal Milton  
Occupational Licensing Examiner



Partners  
Robert B. Downes  
Amy J. Tallerico  
Kirk F. Schwalm



P: 907.474.4LAW (4529)  
F: 907.328-0500  
www.goldenhearlaw.com  
300 Barnette Street  
Suite 200, Fairbanks  
PO Box 72419  
Fairbanks, AK 99707

July 2, 2018

Mr. Joe Hamilton  
Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
**SENT VIA EMAIL:** [Joe.hamilton@alaska.gov](mailto:Joe.hamilton@alaska.gov)

Re: Notice of Change of Corporate Officers for The Fox General Store Incorporated, Alaska Entity  
Number: 35701D

Dear Mr. Hamilton:

The purpose of this letter is to retroactively comply with AS 04.11.050: Reports Required of Corporations. On May 9, 2018, The Fox General Store Incorporated had a change in officials. Mr. Tim McKay transferred his ninety percent share in The Fox General Store to Ms. Antonina McDonnell. Ms. McDonnell now has a one-hundred percent controlling interest in The Fox General Store Incorporated.

Please let us know if you have any questions. Thank you for your time.

Sincerely,  
Downes, Tallerico, & Schwalm Law Firm, LLC



Amy Tallerico  
Attorney

cc: Ms. Antonina McDonnell

## **FOX GENERAL STORE MANAGER'S AGREEMENT**

This MANAGER'S AGREEMENT (hereinafter "Agreement") is made by and between Tim McKay, a private person, whose address is 2552 Steese Highway North, Fairbanks, AK 99712 (hereinafter "McKay") and Antonina McDonnell, a private person, whose address is 238 Pearl Dr., Fairbanks, AK 99712 (hereinafter "McDonnell") effective as of the date of the last signature below (the "Effective Date"). McKay and McDonnell are also referred to herein individually as a "Party" and collectively as the "Parties."

### **RECITALS**

WHEREAS the Fox General Store, Incorporated (hereinafter "Company"), being a company duly registered under the laws of Alaska with registered number 35701D and having its registered address at 2226 Old Steese Hwy, Fairbanks, Alaska 99712;

WHEREAS the Company has a Package Store alcohol license, #420;

WHEREAS, McKay has transferred one-hundred percent of his interest in the Company to McDonnell as required as part of the alcohol license transfer packet that is complete and will go in front of the Alcohol Beverage Control Board for approval in August;

WHEREAS, McKay remains the signatory on the Company's alcohol license, desires to enter into an Agreement with McDonnell while the alcohol license transfer packet is pending;

WHEREAS McDonnell desires to enter into an Agreement with McKay while the alcohol license transfer packet is pending;

WHEREAS McKay has no prohibitive financial interest in the Company because he has transferred all of his interest in the Company to McDonnell;

NOW, THEREFORE, for and in consideration of the premises, the mutual agreements and covenants herein contained, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. **Day-to-Day Operations.** McKay will operate the day-to-day operations of the Company, which includes the operation of the alcohol license and alcohol sales. McKay has the decision-making authority that is consistent with that of the general manager of a general convenience store.
2. **Hourly Wage.** McDonnell agrees to pay McKay an hourly wage of \$20.00 (Twenty and 00/100 Dollars) per hour during the duration of this Agreement. McKay shall take no part of any profit sharing during the duration of this agreement. This Agreement **does not** create a mechanism for McKay to derive profit from the sale of alcohol in violation of AS 04.11.450.
3. **Duration.** This agreement shall remain in effect until the Alcohol and Marijuana Control Board approve the Company's alcohol transfer licenses packet.
4. **Statutory Compliance.** The Parties have read, understand, and will comply with the following Alaska Statutes: AS 04.11.450(a), AS 04.21.030, 3 AAC 304.205.

5. **Miscellaneous.**

5.1 This Agreement contains all of the promises, agreements, conditions, terms, understandings, warranties and representations of the Parties with respect to the transactions and business relationships contemplated thereby and herein, and there are no other promises, agreements, conditions, understandings, warranties or representations, oral or written, express or implied, among them other than as set forth in this Agreement. This Agreement supersedes all prior agreements and understandings among the Parties with respect to its subject matter.

5.2 This Agreement and all amendments, modifications, authorizations or supplements to this Agreement and the rights, duties, obligations and liabilities of the Parties under such document will be determined in accordance with the applicable provisions of the laws of the State of Alaska, without reference to its doctrines or principles of conflicts of laws.

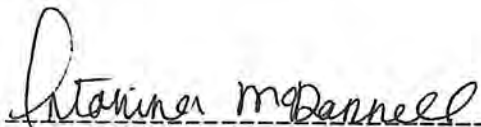
5.3 This Agreement will be binding upon and is made to the benefit of the Parties, their personal and legal representatives, guardians, successors and assigns.

5.4 Neither Party may assign this Agreement or any of the rights, interests, or obligations hereunder without the prior written approval of the other Party.

5.5 This Agreement may be executed in any number of counterparts and by the parties hereto in separate counterparts, each of which when so executed and delivered shall be deemed an original and all of which counterparts when taken together shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the Parties have executed and delivered this Agreement as of the dates set forth below.

7/2/18  
-----  
Date

  
-----  
Antonina McDonnell  
President, Fox General Store, Inc.

7-2-18  
-----  
Date

  
-----  
Tim McKay  
General Manager, Fox General Store, Inc.

**From:** [Hamilton, Joe \(CED\)](#)  
**To:** [Amy Tallerico](#)  
**Cc:** [Davies, Jason M \(CED\)](#); [Hoelscher, James C \(CED\)](#); [McConnell, Erika B \(CED\)](#)  
**Subject:** RE: AMCO Case: AB18-0750 - Response to Notice of Violation  
**Date:** Tuesday, July 03, 2018 4:18:25 PM

---

Received.

Jason, can you attach the response to the NOV. Thank you.

Joe

---

**From:** Amy Tallerico <amy@goldenheartlaw.com>  
**Sent:** Tuesday, July 03, 2018 3:49 PM  
**To:** Hamilton, Joe (CED) <joe.hamilton@alaska.gov>  
**Cc:** Bradly Carlson <Brad@bcarlsonlaw.com>  
**Subject:** AMCO Case: AB18-0750 - Response to Notice of Violation

Dear Mr. Hamilton:

Please see the attached response letter. Can you please confirm receipt? Thank you!

Sincerely,  
*Amy Tallerico*  
Attorney



Phone: (907) 474-4529  
Fax: (907) 328-0590  
[www.goldenheartlaw.com](http://www.goldenheartlaw.com)

Mailing Address:  
PO Box 72419  
Fairbanks, AK 99707-2419

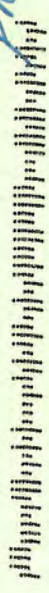
Office Locations:

300 Barnette St., Ste. 200  
Fairbanks, AK 99701

The information contained in this message is intended only for the addressee or addressee's authorized agent.

The message may contain information that is privileged, confidential, or otherwise exempt from disclosure. If the reader of this message is not the intended recipient or recipient's authorized agent, then you are notified that any dissemination, distribution or copying of this message is prohibited. If you have received this message in error, please notify the sender by reply email and promptly destroy the original and any copies of the message.

Handwritten initials: *AK 99501*



Alcohol & Marijuana Control Office  
550 W. 7th Avenue, Suite 1600  
Anchorage, AK 99501

Sender: Please print your name, address, and ZIP+4® in this box®

RECEIVED  
JUN 27 2011  
ALCOHOL MARIJUANA CONTROL OFFICE  
STATE OF ALASKA

United States Postal Service

78 5658 0908 266E 2046 0656

First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10



USPS TRACKING

**SENDER: COMPLETE THIS SECTION**

Complete items 1, 2, and 3.  
Print your name and address on the reverse so that we can return the card to you.  
Attach this card to the back of the mailpiece, or on the front if space permits.

Fox General Store, Inc.  
2226 Old Steese Hwy  
Fairbanks, AK 99712

9590 9402 3937 8060 8595 87



Article Number (Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*Handwritten signature: S. Smith*

Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? If YES, enter delivery address below:

Yes  
 No



3. Service Type
- Adult Signature
  - Adult Signature Restricted Delivery
  - Certified Mail®
  - Certified Mail Restricted Delivery
  - Collect on Delivery
  - Collect on Delivery Restricted Delivery
  - Insured Mail
  - Insured Mail Restricted Delivery (over \$500)
  - Priority Mail Express®
  - Registered Mail™
  - Registered Mail Restricted Delivery
  - Return Receipt for Merchandise
  - Signature Confirmation™
  - Signature Confirmation Restricted Delivery

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 06/21/2018

License #/Type: #845 / Package Store

Licensee: Breseman's, LLC

Address: 1010 Salmon Way, Pelican, AK

DBA: Breseman's

AMCO Case #: AB18-0747

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.**

On 06/14/2018 at approximately 1336 hrs., I conducted a licensed premises inspection at Breseman's, package store license # 845. I contacted a man at the sales counter who identified himself to me as the owner/licensee, Clint BEAN. I asked to see BEAN's alcohol server education card. He told me had not completed the alcohol server education training since being licensed last year. I asked if there were any other employees working at the package store. BEAN told me he had no employees and the only other person who staffed the package store was his wife, who also had not completed the alcohol server education course.

Breseman's was last inspected by Investigator Johnson on 08/01/2017. BEAN was contacted by Investigator Johnson during the inspection and had not completed alcohol server education at that time. BEAN told Investigator Johnson he was working on the online alcohol server education course. BEAN told me he had not been able to complete the online course due to Internet connection issues and he had been working on improving the Internet connection at his residence. BEAN also said it is very expensive and difficult to fly to Juneau to complete an in person class. I advised BEAN it was unlawful for him to sell alcohol until he completes alcohol server education training. I provided BEAN with options on how to complete the required training.

This is a violation of AS 04.21.025 and 3 AAC 304.465:

AS 04.21.025(a)(4) Alcohol Server Education:

(a) As a condition of issuance or renewal of a license and selling alcoholic beverages under a license, the board shall require a licensee who sells or serves alcoholic beverages and a licensee's agents and employees who sell or serve alcoholic beverages or check the identification of a patron to complete an alcohol server education course approved by the board, if the license is for a

(4) package store;

3 AAC 304.465. Alcohol server education course

(a) While selling or serving alcoholic beverages, a person required under AS 04.21.025 to complete an alcohol server education course and the person's on-duty supervisor shall carry or have available to show a current course card or a photocopy of the card certifying completion of an approved alcohol server education course.

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: M. Chiesa

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Mail

Date:

U.S.P.S. Article # 7018 0040 0000 9068 7071

From: [Dale Bean](#)  
To: [Clint.Bean@alaskatap.com](mailto:Clint.Bean@alaskatap.com)  
Subject: [Class # 2019-0111](#)  
Date: Thursday, July 26, 2019 4:01:38 PM  
Attachments: [image.png](#)

Hi,

Clint Bean owns and operates Brewman's Lager a package store license #945


I am writing in regards to a violation I received for not having completed alcohol server training class. The day I received the violation I completed the required course. However, I have not yet gotten my card in the mail. Attached is proof of course completion and proof of signage.

Thank you for your time.

iPad 3:43 PM 84%

alaskatap.com

TAP Alcoholic Beverage Centre... Class Schedules www.alaskatap.com/or...




---

# Certificate of Completion

This is to certify that

## Clint Bean

has successfully completed the  
Alaskatap.com Responsible Beverage  
Server and Seller Training Program



Edward D McLean, Administrator  
[www.alaskatap.com](http://www.alaskatap.com)

Date: 05/14/2018  
Expiration: 30 Months  
Certificate #: 2827  
Birth Date: 03/28/1972

---

**NOTE** This is your temporary certification form. Your official certification card will be mailed to you in 7-14 days.  
Please contact Alaska Charr at 800-478-2427 with questions regarding this certification.



**WARNING:**

A person under 21  
years of age who  
enters these premises  
in violation of law  
could, under  
AS 04.16.049(c),  
be civilly liable for  
damages of \$1,500.

The Sale of Tobacco Products to  
Persons Under Age 19 is Illegal.



**WARNING:**  
Drinking alcoholic  
beverages such as  
beer, wine,  
wine coolers, and  
distilled spirits  
or smoking cigarettes  
during pregnancy can  
cause birth defects.

PLEASE  
PAY  
HERE





• Sender: Please print your name, address, and ZIP+4® in this box®

Alcohol & Marijuana Control Office  
 ATTN: Enforcement  
 550 W. 7th Avenue, Suite 1600  
 Anchorage, AK 99501

First-Class Mail  
 Postage & Fees Paid  
 USPS  
 Permit No. G-10



# USPS TRACKING

92 2940 4602 5452 2046 0656

RECEIVED  
 JUL 05 2018  
 ALCOHOL & MARIJUANA CONTROL OFFICE  
 STATE OF ALASKA

United States  
 Postal Service

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
  - Print your name and address on the reverse so that we can return the card to you.
  - Attach this card to the back of the mailpiece, or on the front if space permits.
- Article Addressed to:

Bresemant's, LLC  
 P.O. Box 206  
 Pelican, AK 99832

9590 9402 2985 7094 0482 26



**2. Article Number (Transfer from service label)**

7018 0040 0000 9068 7071

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature  
 Adult Signature  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Collect on Delivery Restricted Delivery  
 Registered Mail™  
 Registered Mail Restricted Delivery  
 Return Receipt for Merchandise  
 Signature Confirmation™  
 Signature Confirmation Restricted Delivery
- B. Received by (Printed Name)  
 Clint Beppin
- C. Date of Delivery  
 6/5/18
- D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

**3. Service Type**

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: Thursday, June 28th, 2018

License #/Type: 1625 - Beverage Dispensary

Licensee: Firetap Tikahtnu, LLC

Address: 1148 N Muldoon Road Pad M

DBA: Firetap Alehouse Restaurant

AMCO Case #: AB18-0775

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.

On Wednesday, June 27th, 2018, Firetap Alehouse Restaurant located in the Tikahtnu Commons in Anchorage, AK did advertise " Wednesday Burgers & Brews Buy any burger for dinner, get a FREE sampler of any 4 beers! (...or a flight of wine)"

On the above date Firetap Alehouse personnel verbally stated they could not give away free beer, but would charge patrons for the beer and it would be deducted from the burger meal which did occur. The advertisement has been in circulation for Wednesdays only since January of 2018 through June of 2018. The advertisement is on social media sources Facebook and Twitter as well as a removable sign near the front entrance of the above establishment.

Firetap Alehouse restaurants had received prior warning & advice on pricing and marketing in early 2012 by Alcohol Beverage Control personnel.

This is a violation of:

Sec. 04.16.015. Pricing and marketing of alcoholic beverages.(a)(1)(3)(b)

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: K. Whiteman

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA: Mail

Date:

**From:** Jack Lewis  
**To:** [CED AMCO Enforcement \(CED sponsored\)](#)  
**Cc:** [dianethompson@gci.net](mailto:dianethompson@gci.net); [aliza@mediaegg.com](mailto:aliza@mediaegg.com)  
**Subject:** License #1625-Beverage Dispensary Case #AB18-0775  
**Date:** Tuesday, July 03, 2018 4:53:24 PM

---

Hello investigator Whiteman,

Thank you for bringing to my attention the notice of a violation. I have immediately removed all social media material and in house promotional material with regards to my Wednesday Burger and Brew program. I am confused about the statute and wish to discuss the correct way to package this promotion. I absolutely never intended to violate any liquor statute and put my license and my staffs livelihood in jeopardy. I will not be offering any such promotion until such time as I have consulted with the AMCO and have a clear direction with regards to acceptable marketing. I have been operating with the highest standards in this community for over 35 years and take pride in my company's reputation. Thank you for all considerations with regards to this matter.

Jack M. Lewis, managing partner, Firetap Alehouse Tikahtnu

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 7-16-18

License #/Type: #4440 - BD-Tourism

Licensee: LC Star Investment Co.

Address: 4616 Spenard Rd, Anchorage, AK

DBA: Flying Chinook Bar & Grill

AMCO Case #: AB18-0825

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.

On 7-12-18, AMCO Investigators were advised that since April of 2018, you have been operating your establishment without workers compensation in violation of AS 23.30 Alaska Worker's Compensation Act. AS 23.30.075 specifically requires you to obtain workers compensation.

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

Certified Mail Receipt # 7018 0360 0000 1428 4325

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: *JR Hamilton*

SIGNATURE:

Delivered VIA: Mail

Date:

ATTN: Enforcement

Case #: AB 18-0825

Dear AMCO,

7-21-2018

My name is Chung Ki Choe and I am the owner of Flying Chinook Bar & Grill. My worker's compensation was cancelled on May 2018 because I could not provide all of the information for the annual audit.

I had a very difficult time gathering all of the information for the audit as I changed CPAs. My manager also handled payroll for a brief period making it even more difficult to gather all of the information requested.

Finally, I tried to reinstate the worker's compensation insurance but my other insurance agent delayed it for more than three weeks. For this reason I recently switched insurance agencies; I got worker's compensation insurance from Nissi insurance located at 700 W 41<sup>st</sup> Ave, Anchorage, AK. It was my honest mistake and in the future I will take care of my worker's compensation insurance much more carefully to prevent this from happening again.

Sincerely,



Chung Ki Choe

4616 Spenard RD

Anchorage, AK 99517





SERVICE CENTER  
901 Peninsula Corporate Circle  
Boca Raton, FL 33487  
(800) 622-4123

August 1, 2018

BLUE STAR 7 CORPORATION DBA BARRATT INN  
4610 SPENARD RD  
ANCHORAGE, AK 99517-3234

EFFECTIVE DATE: 07/13/2018  
BINDER NUMBER: 54-16977-18213-437646  
FED ID NUMBER: 82-4883055  
APPLICATION ID: 45556630

**RE: WORKERS COMPENSATION AND EMPLOYERS LIABILITY POLICY BINDER**

This is to acknowledge receipt of an initial or deposit premium payment and your application for coverage through the Workers Compensation Insurance Plan for the State of ALASKA.

Coverage is provided under this binder, beginning at 12:01 A.M. on the effective date shown above, and with the insurance company named below, and shall remain in effect for a period not to exceed ninety (90) days, unless canceled with timely notice by the insurer or until a policy has been issued, whichever period is shorter. If the binder has not been canceled and the policy has not been issued during the first ninety (90) days, such binder is hereby extended for successive periods up to ninety (90) days, not to exceed a total of three hundred sixty-five (365) days, unless canceled with timely notice by the insurer or until your policy has been issued, whichever period is shorter. Coverage is provided under the Workers Compensation Law of ALASKA and of such additional jurisdictions as may be requested, in accordance with the Plan rules. Employers liability coverage is also provided, subject to the standard limits prescribed in the Basic Manual, unless higher limits have been requested in accordance with the Plan rules.

Please retain this binder as evidence of the coverage until you receive your policy.

**INSURANCE COMPANY:**  
AK NATIONAL INS CO  
7001 JEWEL LAKE ROAD  
ANCHORAGE, AK 99501

**AGENCY NAME:**  
HIS HERITAGE INC DBA NISSI INSURANCE AGENCY  
700 W 41ST AVE STE 101  
ANCHORAGE, AK 99503-6603



**NOTICE**

**COVERAGE FOR THIS EMPLOYER HAS BEEN PLACED THROUGH THE ASSIGNED RISK PLAN. AS THE PLAN IS THE MARKET OF LAST RESORT, COVERAGE SHOULD CONTINUE TO BE SOUGHT THROUGH THE STANDARD/VOLUNTARY MARKET. PLEASE NOTE THAT PREMIUMS IN THE ASSIGNED RISK PLAN MAY BE HIGHER THAN THE STANDARD/VOLUNTARY MARKET.**

**If a policy issued by an insurance carrier, pursuant to an assignment under the Workers Compensation Insurance Plan, is canceled due to the employer's failure to comply with terms or conditions of the policy, such employer may be ineligible for further coverage under the Plan.**

**NOTICE**

**POLICYHOLDER DISCLOSURE  
NOTICE OF TERRORISM  
INSURANCE COVERAGE  
FOR THE STATE(S) OF ALASKA**

**Your policy provides coverage for losses resulting from acts of terrorism. Coverage for such losses is still subject to all terms, definitions, exclusions, and conditions in your policy, and any applicable federal and/or state laws, rules, or regulations. You are notified that under the Terrorism Risk Insurance Act of 2002(Act) and any amendments, including as amended and extended through December 31, 2020 by the Terrorism Risk Insurance Program Reauthorization Act of 2015, the term "act of terrorism" means any act or acts that are certified by the Secretary of the Treasury — in consultation with the Secretary of Homeland Security, and the Attorney General of the United States — to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property, or infrastructure; to have resulted in damage within the United States, or outside the United States in the case of certain air carriers or vessels or the premises of a United States mission; and to have been committed by an individual or individuals as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.**

**Under your coverage, any losses resulting from certified acts of terrorism may be partially reimbursed by the United States Government under a formula established by the Act, as amended. Under the formula, the United States Government generally reimburses 85% through 2015; 84% beginning on January 1, 2016; 83% beginning on January 1, 2017; 82% beginning on January 1, 2018; 81% beginning on January 1, 2019 and 80% beginning on January 1, 2020, of covered terrorism losses exceeding the statutorily established deductible paid by the insurance company providing the coverage.**

**The Terrorism Risk Insurance Act, as amended, also contains a \$100 billion cap that limits U.S. Government reimbursement as well as insurers' liability for losses resulting from certified acts of terrorism. If the aggregate insured losses for all insurers exceed \$100 billion in any one calendar year, and the insurance company providing the coverage has met its statutorily established deductible, the insurance company is not liable for payment of any portion of the amount of insured losses that exceed \$100 billion. Further, the United States Government will not make any payment under the Act for any portion of insured losses that exceed \$100 billion. For aggregate insured losses up to \$100 billion, the insurance company will pay only a pro rata share of such losses as determined by the Secretary of Treasury.**

**The portion of your total estimated annual premium that currently is attributable to coverage for insured losses resulting from certified acts of terrorism is \$20.00 and does not include any charges for the portion of losses covered by the United States Government under the Act.**

**NOTICE**

**CERTIFICATES OF INSURANCE**

**Effective upon receipt of the enclosed binder, the producer may issue certificates of insurance only under the following conditions: 1) that the certificate is issued only on the standard ACORD form; 2) that the**

**NOTICE**

**COVERAGE FOR THIS EMPLOYER HAS BEEN PLACED THROUGH THE ASSIGNED RISK PLAN. AS THE PLAN IS THE MARKET OF LAST RESORT, COVERAGE SHOULD CONTINUE TO BE SOUGHT THROUGH THE STANDARD/VOLUNTARY MARKET. PLEASE NOTE THAT PREMIUMS IN THE ASSIGNED RISK PLAN MAY BE HIGHER THAN THE STANDARD/VOLUNTARY MARKET.**

**If a policy issued by an insurance carrier, pursuant to an assignment under the Workers Compensation Insurance Plan, is canceled due to the employer's failure to comply with terms or conditions of the policy, such employer may be ineligible for further coverage under the Plan.**

**certificate is issued only for operations in the states listed in 3.A. of the Information Page; 3) that the policy terms are unchanged; 4) that the certificate holder is not extended any greater rights than those extended to the insured; and 5) that the assigned carrier is provided with a copy of each certificate.**

**NOTICE**

**LIMITED OTHER STATES INSURANCE NOTICE  
WHERE APPLICABLE BY STATE**

**Please Read Carefully**

**Under NCCI's WCIP, the Residual Market Limited Other States Insurance Endorsement is attached to all residual market policies. This endorsement is designed solely for unknown and unanticipated exposure in states other than those designated in Part 3.A. of the Information Page and not otherwise specifically excluded. This endorsement DOES NOT provide automatic coverage for an employer's operations in another state, and DOES NOT promise to add coverage in another state.**

**If you hire any employees outside those states listed in Item 3.A on the Information Page or begin operations in any such state, you should do whatever may be required under that state's law, as this endorsement does not satisfy the requirements of that state's workers compensation law.**

**Coverage is available under the Plan only when state law permits coverage and where NCCI is the Plan Administrator. The employer and/or its representative must review the applicable state law and discuss with their insurance carrier to determine whether coverage is required and/or may be provided.**

**APPLICATION NOTES:**

**Producer/Employers: Please be advised that Assigned Risk Carriers are required to conduct interim audits, loss prevention surveys and final audits on Assigned Risk policies. Therefore, Failure to comply with an Assigned Risk Carrier request may result in cancellation of this policy in accordance with the applicable state laws.**

**Coverage is being bound subject to your signed statement acknowledging and agreeing to the terms of the Loss Sensitive Rating Plan in the event that your estimated annual premium or preliminary physical audit premium meets or exceeds the premium eligibility requirement.**

**Application was processed by producer using the NCCI RMAPS(R) Online Application Service.**

**PRODUCER / EMPLOYER / CARRIER: Premium was calculated using the rates and programs effective on the Anniversary Rate Date / Effective Date of 07/13/2018.**

**CARRIER: Coverage has been requested for the following states: AK.**

**PRODUCER/EMPLOYER: Please forward a signed officer exclusion letter or form to the carrier (as named on the binder) within the time specified by statutory requirement or you may be subject to additional premium for any officers listed on the application. If mandated by the state, the signed officer exclusion form must be sent to the state. If an exclusion form or letter is already attached with your application, please send a copy to the state only.**

**Increased Limits of Liability have been requested.**

**Corporate Officers have elected to be excluded from coverage.**

BLUE STAR 7 CORPORATION DBA BARRATT INN

---

**NOTICE**

---

**COVERAGE FOR THIS EMPLOYER HAS BEEN PLACED THROUGH THE ASSIGNED RISK PLAN. AS THE PLAN IS THE MARKET OF LAST RESORT, COVERAGE SHOULD CONTINUE TO BE SOUGHT THROUGH THE STANDARD/VOLUNTARY MARKET. PLEASE NOTE THAT PREMIUMS IN THE ASSIGNED RISK PLAN MAY BE HIGHER THAN THE STANDARD/VOLUNTARY MARKET.**

**If a policy issued by an insurance carrier, pursuant to an assignment under the Workers Compensation Insurance Plan, is canceled due to the employer's failure to comply with terms or conditions of the policy, such employer may be ineligible for further coverage under the Plan.**

---

New business or no prior history found. The risk is not currently experience rated.

**PRODUCER/EMPLOYER:** Please be advised that the Privacy statement was not initialed by the insured and the assign carrier may request that it be signed at a later date.

The premium reflected on the Premium Calculation Worksheet is the Total Estimated Annual Premium. The Assigned Carrier may apply additional state surcharges, taxes, assessments, or programs as required by the state.

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 07-19-2018

License #/Type: 746 / Club

Licensee: Craig Lodge #1206

Address: 601 Water St., Craig 99921

DBA: Loyal Order of Moose #1206

AMCO Case #: AB18000846

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.

During routine licensed premises inspection of Loyal Order of Moose #1206, it was found the on duty bartender Virginia Lawnicki did not possess a valid alcohol server education card.

This is a violation of AS 04.21.025(c) and 3AAC304.465

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING. IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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..

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator: S. Johnson

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

To; AMCO Enforcement

From; Craig Lodge #1206

DBA: Loyal Order of moose #1206

Alaska Liquor license # 746

I am replying to notice of violation dated 7/19/2018 case # AB18000846 concerning Virginia Lawnicki found on duty serving alcohol without possession of alcohol server education card.

I am hereby informing you that she has passed her alcohol server course and has her certificate in hand as do I Robert Sabin Administrator/Manager and Corporation Secretary. I Have also checked all of our other current servers and they have a valid card in their possession.

I hope our actions on this matter are satisfactory.

Submitted this day 7/30/2018

Robert D. Sabin



POSTNET barcode

RECEIVED  
 JUL 3 11 2018  
 COHOL MARIJUANA CONTROL OFFICE  
 STATE OF ALASKA

• Sender: Please print your name, address, and ZIP+4® in this box.

Alcohol & Marijuana Control Office  
 Attn: Jason Davies  
 550 West 7th Avenue, Suite 1601  
 Anchorage, AK 99501

First-Class Mail  
 Postage & Fees Paid  
 USPS  
 Permit No. G-10



UNITED STATES POSTAL SERVICE

**SENDER: COMPLETE THIS SECTION**

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Loyal Order of Moose #1206  
 PO Box 113  
 Craig, AK 99921

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature *Robert D. Shaw*  Agent  
 Addressee

B. Received by (Printed Name) *Robert D. Shaw*

C. Date of Delivery *7-27-18*

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail®  Priority Mail Express™  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)  Yes

Article Number **7012 3460 0000 2166 5342**  
 (Transfer from service label)