## **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: 1/17/19 License #/Type: Beverage Dispensary - Tourism / 2791

Licensee: Vivian & Nicholas Trimble Address: 39 Mud Bay Road, Haines, AK

DBA: Fort Seward Lodge AMCO Case #: AM19-0104

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 unauthorized change of ownership, which will require a transfer. You were originally notified on 2/28/17, the last time you renewed, of this discrepancy.

Ownership in Database: Vivian Trimble & Nicholas Trimble (Sole Proprietor)

Ownership in CBPL: Fort Seward Lodge LLC, formally Rising Wolf Resort – an LLC entity

Officers: Nicholas Trimble, Member Manager 50%

Viviane Trimble, Member 50%

Your attention is referred to AS 04.11.040: Board approval of transfers

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 APPREARANCE, 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

Issuing Investigator: J. Hamilton

J.R. Hamilton

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:



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

#### **Tourism Statement Form**

- A new, transfer, or renewal application for a Tourism Site License must be accompanied by this form which explains how the establishment satisfies the requirements listed under AS 04.11.400 (d), 3 AAC 304.325.
  - You must <u>provide complete responses to all questions</u> or your application will be returned and will not be scheduled for the next ABC board meeting until the application is deemed complete by AMCO staff.
- All questions must be answered on this form. Do not attach other documents, or they will be returned.
- Do not provide documents and/or statements not requested.

	Mandatory Points to be Included
1.	Explain how issuance of a liquor license at your establishment has/will keep encouraging tourism:
	See attached
-	
<b>2.</b> upo	Explain how the facility was or will be improved in accordance with this application: (this includes planned renovations, repairs, dates to the facility/grounds)
	Hached
	See attached

3.	Who operates the Liquor License?
	See attached
4.	Do you offer room rentals to the traveling public? Yes No (if no, skip to question 5)
	a. If so, how many of these rooms are available?
	b. Do any of the rental rooms have kitchen facilities (such as: a separate sink for food preparation and refrigeration/cooking appliance devices, including a microwave)? Yes No
	i. If yes, how many of the rental rooms have kitchen facilities that meet this definition?
	Selastached
	c. Do you stock alcoholic beverages in guest rooms? Yes No
5.	Is your facility located within an airport terminal? Yes No
5.	Does your establishment include a dining facility? Yes No
7.	Are additional amenities available to your guests through your establishment? Yes No
	a. If Yes, list your available amenities that directly pertain to this license type:
	Selatoched

#### 2019/2020 Tourism Statement





1. Explain how the issuance of a liquor license at your establishment has/will encourage tourism.

The central focus of the business plan for the Fort Seward Lodge involves catering to out of town tourists, local, and regional guests. The licensees will continue to run advertising in travel/tourism publications and directories as well as through electronic methods, including an online presence via property specific website and other relevant platforms.

# Explain how the facility was/will be constructed or improved in accordance with this application.

This facility is located at 39 Mud Bay Road in Haines. As such it is ideal for travelers who want an overnight stay in a beautiful location conveniently located in Haines. This building was built in 1906. This is a national historic monument and it takes constant upkeep and repairs yearly to maintain the business.

# 2. Who operates the facility for which a liquor license is being applied?

Nicholas Trimble, and Vivian Trimble operate the facility, restaurant and liquor license as sole proprietors.

- 3. Do you offer room rentals to the traveling public? Yes.
- 4. If so, how many of these rooms are available? Do any of the rental rooms have kitchen facilities (defined as: a separate sink for food preparation along with refrigeration and cooking appliance devices, including a microwave)? If yes, how many of the rental rooms have kitchen facilities that meet this definition? Do you stock alcoholic beverages in guest rooms?

There are 10 rooms for rent at the Fort Seward Lodge. 3 of the rooms are equipped with kitchen facilities. We do not stock alcoholic beverages in the rooms.



5. Does your establishment include a dining facility?

Yes. The Fort Seward Lodge offers breakfast, lunch, dinner, and snacks daily in a comfortable setting.

6. Are additional amenities available to your guests through your establishment (eg: guided tours or trips, rental equipment for guests, other activities that attract tourists)?

Yes, Fort Seward Lodge does provide tourist type amenities to its guests such as hiking, river rafting. We also recommend other tours, and have a list on our website of close by tours, trips, and rentals, for our guests. The Fort Seward Lodge will continue to operate the facility as a tourist facility. In short, all of those things, which are routinely done by businesses in Alaska to encourage tourism, will continue to be done by the operators of the facility.

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD FORM CONTROL

LICENSE NUMBER

XXXX

**ISSUED** 2/26/2021 **ABC BOARD** 

LIQUOR LICENSE 2021 - 2022

2791

LICENSE RENEWAL APPLICATION DUE DECEMBER 31, 2022 (AS 04.11.270(b))

THIS LICENSE EXPIRES MIDNIGHT FEBRUARY 28, 2023 UNLESS DATED BELOW

TYPE OF LICENSE: Beverage Dispen

LICENSE FEE: \$2,500.00

1106

D/B/A: Fort Seward Lodge 39 Mud Bay Rd.

Mail Address:

Vivian Trimble & Nicholas Trimble

PO Box 307

Haines, AK 99827

CITY / BOROUGH:

Haines, City & Borough

This license cannot be transferred without permission

of the Alcoholic Beverage Control Board

Special restriction - see reverse side

ISSUED BY ORDER OF THE ALCOHOLIC BEVERAGE CONTROL BOARD

04-900 (REV 9/09)

THIS LICENSE MUST BE POSTED IN A VISIBLE PLACE ON THE PREMISES

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD FORM CONTROL

LICENSE NUMBER

XXXX

LIQUOR LICENSE

2021 - 2022

2791

LICENSE RENEWAL APPLICATION DUE DECEMBER 31, 2022 (AS 04.11.270(b))

THIS LICENSE EXPIRES MIDNIGHT FEBRUARY 28, 2023 UNLESS DATED BELOW

TYPE OF LICENSE: Beverage Disper

**ISSUED** 

2/26/2021 **ABC BOARD** 

LICENSE FEE: \$2,500.00

CITY / BOROUGH: Haines

Haines, City & Borough

This license cannot be transferred without permission of the Alcoholic Beverage Control Board

[ ] Special restriction - see reverse side

ISSUED BY ORDER OF THE ALCOHOLIC BEVERAGE CONTROL BOARD

DIRECTOR

THIS LICENSE MUST BE POSTED IN A VISIBLE PLACE ON THE PREMISES 04-900 (REV 9/09)

D/B/A:

Fort Seward Lodge 39 Mud Bay Rd.

Mailing Address:

Vivian Trimble & Nicholas Trimble

PO Box 307

Haines, AK 99827



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

Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

## **Master Checklist: Renewal Liquor License Application**

Doing Business As:	Fort	Seward Lodg	ge		License Number:	2791		
License Type:		Beverage Dispensary - Tourism						
Examiner:		Kris S						
Document		Received	Completed	Notes		2		
AB-17: Renewal Applic	ation	12/14	2/26/2021					
App and License Fees		12/14	2/26/2021					
Supplemental Docume	ent	Received	Completed	Notes		W -		
Tourism/Rec Site State	ment	12/14	2/26/2021					
AB-25: Supplier Cert (V	VS)	×						
AB-29: Waiver of Oper	ation	12/14	2/25/2021					
AB-30: Minimum Oper	ation			1				
AB-33: Restaurant Affic	davit							
COI / COC / 5 Star								
FP Cards & Fees / AB-0	8a							
Late Fee								
Names on FP Cards:								
	l	*	3			Yes	No	
Selling alcohol in respo	Selling alcohol in response to written order (package stores)?							
Mailing address and co	Mailing address and contact information different than in database (if yes, update database)?							
In "Good Standing" with CBPL (skip this and next question for sole proprietor)?								
Officers and stockholders match CBPL and database (if "No", determine if transfer necessary)?								
LGB 1 Response:	Hair	nes City Boxon	LGB 2 Res	ponse:	i/A			
Waive	Protest	t Lapsed	Wai	ve Pro	test Lapsed			



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

License #:

Phone: 907.269.0350

#### Alaska Alcoholic Beverage Control Board

## Form AB-17: 2021/2022 License Renewal Application

This form and any required supplemental forms must be completed, signed by the licensee, and postmarked no later than 12/31/2020 per AS 04.11.270, 3 AAC 304.160, with all required fees paid in full, or a non-refundable \$500.00 late fee applies.

Any complete application for renewal or any fees for renewal that have not been postmarked by 02/28/2021 will be expired per AS

04.11.540,3 AAC 304.160(e).

Licensee (Owner):

 All fields of this application must be deemed complete by AMCO staff and must be accompanied by the required fees and all documents required, or the application will be returned without being processed, per AS 04.11.270, 3 AAC 304.105

**Establishment Contact Information** 

Receipt and/or processing of renewal payments by AMCO staff neither indicates nor guarantees in any way that an application will
be deemed complete, renewed, or that it will be scheduled for the next ABC Board meeting.

					$\mathcal{M}$		
Doing Business As:	fort s	Rusan	1 6	toe			
Premises Address:	39 Mi	id BC	ly Rd	. Haines	AK	9982	J
Local Governing Body	1: Hainer	5 Git	24 A 8	Borough			
Community Council:			J	<u> </u>			þ
your mailing address	has changed, write	the NEW add	dress below:				
Mailing Address:							
City:		*	State:		ZIP:		
				t Information			
<b>ontact Licensee:</b> The i	ndividual listed belov	w must be listed	d in Section 2 or 3	3 as an Official/Owner/S	hareholder	of your ent	ity and
	the same name and	title.		the Ontional contest is	المعاملة والمسامة		
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	n the same name and gnated point of conta	title. act regarding th	is license, unless	the Optional contact is c	completed.	-396	96
nust be listed on CBPL with his person will be the design contact Licensee:  Contact Email:	n the same name and gnated point of conta	title. act regarding thi	is license, unless	Contact Phone:	completed.	-396	96
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#### Alaska Alcoholic Beverage Control Board

## Form AB-17: 2021/2022 License Renewal Application

#### **Section 2 – Entity or Community Ownership Information**

#### Sole Proprietors should skip this Section.

Use the link from Corporations, Business and Professional Licensing (CBPL) below to assist you in finding the Entity #/
<a href="https://www.commerce.alaska.gov/cbp/main/search/entities">https://www.commerce.alaska.gov/cbp/main/search/entities</a>

#### Alaska CBPL Entity #:

**READ BEFORE PROCEEDING:** Any new or changes to Shareholders (10% or more), Managers, Corporate Officers, Board of Directors, Partners, Controlling Interest or Ownership of the business license must be reported to the ABC Board within 10 days of the change and must be accompanied by a full set of fingerprints on FBI-approved card stock, AB-08a's, payment of \$48.25 for each new officer with a date-stamped copy of the CBPL change per AS 04.11.045, 50 & 55, or a Notice of Violation will be issued to your establishment and your application will be returned.

The **only exception** to this is a Corporation who can meet the requirements set forth in AS 04.11.050(c).

#### DO NOT LIST OFFICERS OR TITLES THAT ARE NOT REQUIRED FOR YOUR ENTITY TYPE.

- Corporations of <u>any</u> type including non-profit must list ONLY the following:
  - O All shareholders who own 10% or more stock in the corporation
  - o Each President, Vice-President, Secretary, and Managing Officer regardless of percentage owned
- Limited Liability Corporations, of any type must list ONLY the following:
  - o All Members with an ownership interest of 10% or more
  - o All Managers (of the LLC, not the DBA) regardless of percentage owned
- Partnerships of any type, including Limited Partnerships must list ONLY the following:
  - o Each Partner with an interest of 10% or more
  - o All General Partners regardless of percentage owned

Important Note: All entries below must match our records, or your application will be returned per AS 04.11.270, 3 AAC 304.105. You must list full legal names, all required titles, phone number, percentage of shares owned (if applicable) and a full mailing address for each official of your entity whose information we require. If more space is needed: attach additional completed copies of this page. Additional information not on this page will be rejected.

<u>page. Additional information not on this</u>	page will be rejected.	
Name of Official:		
Title(s):	Phone:	% Owned:
Mailing Address:		
City:	State:	ZIP:
Name of Official:		
Title(s):	Phone:	% Owned:
Mailing Address:		
City:	State:	ZIP:
Name of Official:		
Title(s):	Phone:	% Owned:
Mailing Address:		
City:	State:	ZIP:



#### Alaska Alcoholic Beverage Control Board

## Form AB-17: 2021/2022 License Renewal Application

#### **Section 3 - Sole Proprietor Ownership Information**

#### Corporations, LLC's and Partnerships of ALL kinds should skip this section.

**READ BEFORE PROCEEDING:** Any new or changes to the ownership of the business license must be reported to the ABC Board within 10 days of the change and must be accompanied by a full set of fingerprints on FBI approved cardstock, AB-08a's, payment of \$48.25 for each new owner or officer and a date stamped copy of the CBPL change per AS 04.11.045, or a Notice of Violation will be issued to your establishment and your application will be returned.

Important Note: All entries			-					<b>105.</b> You	
must list full legal names, ph If more space is needed, att							•		
	olicant	Affiliate	e. Madicional	owners not noted	on this pag	c will be i	<u>cjeuteur</u>		
Name:	Vivio	in Trink	ne	Contact P	hone:	609	49	707/	5
Mailing Address:	52	B parto	Ø 0	Ne.					
City:	Pril	ceton	State	TU		ZIP:	089	540	
Email:		ViV	imas	@a01.	Can				
This individual is an: App	olicant	Affiliate							
Name:	Nic	holas T	rimble	Contact P	hone:	1406	396	<u> </u>	5
Mailing Address:	Po	BOX 30	57						
City:	Ho	wes	State	NE		ZIP:	1998	327	
Email:	forts	sewardlo	dge@	moil !	(an				
		Section 4 -	License	Operation					
Check ONE BOX for EACH CA  1. The license was regularly of					rated:		2019	2020	
2. The license was <b>only opera</b> <i>If your operation dates have</i>	_		r. (Seasonal)				X		
3. The license was only opera:  A complete AB-30: Proof of M		the minimum requireme		•					
hours each year, during on	The license was not operated at all or was not operated for at least the minimum requirement of 240 total hours each year, during one or both calendaryears. A complete Form AB-29: Waiver of Operation Application and corresponding fees must be submitted with this application for each calendar year during which the license was not operated.								
	If you have not met the minimum number of hours of operation in 2020, you are not required to pay the fees, however a								
complete	AB-29 is r	equired with Section 2	marked "OT	HER" and COVID is	i listed as tl	ne reason.			
	Se	ection 5 – Viola	ations an	d Convictio	ns				
Have ANY Notices of Violatio convicted of a violation of Ti							Yes	No	
If you checked Y	ES, you ML	JST attach a list of all	Notices of Vio	lation and/or Con	victions pe	r AS 04.11.	.270(a)(2)	140	<b>)</b> .
<u>If you are unsur</u>	If you are unsure if you have received any Notices of Violation, contact the office before submitting this form.								



#### Alaska Alcoholic Beverage Control Board

## Form AB-17: 2021/2022 License Renewal Application

#### **Section 6 - Certifications**

As an applicant for a liquor license renewal, 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, are true, correct, and complete.

- I agree to provide all information required by the Alcoholic Beverage Control Board or requested by AMCO staff in support of this application and understand that failure to do so by any deadline given to me by AMCO staff will result in this application being returned and potentially expired if I do not comply with statutory or regulatory requirements.
- I certify that all current licensees (as defined in AS 04.11.260) and affiliates have been listed on this application, and that in accordance with AS 04.11.450, no one other than the licensee(s) has a direct or indirect financial interest in the licensed business.
- I certify that this entity is in good standing with Corporations, Business and Professional Licensing (CBPL) and that all entity officials and stakeholders are current and accurately listed, and I have provided AMCO with all required changes of Shareholders (10% or more), Managers, Corporate Officers/Board of Directors, Partners, Controlling Interest or Ownership of the business license, and have provided all required documents for any new or changes in officers.
- I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check identification of patrons
  have completed an alcohol server education course approved by the ABC Board and keep current, valid copies of their
  course completion cards on the licensed premises during all working hours, if applicable for this license type as set forth
  in AS 04.21.025 and 3 AAC 304.465.
- I certify that I have not altered the functional floor plan or reduced or expanded the area of the licensed premises, and I have not changed the business name from what is currently approved and on file with the Alcoholic Beverage Control Board.

I certify on behalf of myself or of the organized entity 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 license issued.

p. 6			-11 121
Wichen M. In	Le Sta KNUTSON	LENKA KNUTSON	Thu Jung
Signature of licensee	NOTARIA	NOTARY PUBLIC for the Signal	ture of Notary Public
Nicholas M. Tr	My SEAL!	Nesiding at Whitefish, Montana McCammissine Expires for	1/11/7/1/1
Printed name of licensee	OF MOIS	JULY 30, 2024	B. 121 02 0011
	L	My do	ommission expires: <u>JULY 30 2022</u>
	Subscribed and swo	orn to before me this $45^{TH}$ day of	of NOVEMBER , 20,20.

Restaurant/Eating Place applications must include a completed AB-33: Restaurant Receipts Affidavit
Recreational Site applications must include a completed Recreational Site Statement
Tourism applications must include a completed Tourism Statement
Wholesale applications must include a completed AB-25: Supplier Certification

All renewal and supplemental forms are available online

Any application that is not complete or does not include ALL required completed forms and fees will not be processed and will be returned per AS 04.11.270, 3 AAC 304.105.

#### FOR OFFICE USE ONLY

License Fee:	\$ 2500	Application Fee:	\$ 300.00	Misc. Fee:	\$
		Total Fees Due:			\$ 2800

#### **MEMO TO ABC BOARD**

#### LAW OFFICES OF ERNOUF & COFFEY, PC

Phone: (907) 274-3385

#### E-mails:

dcoffey@eclawfirm.org

TO:

ABC BOARD

FROM:

AMANDA SHAWCROSS

RE:

RENEWAL APPLICATION

Fort Seward Lodge Beverage Dispensary Tourism #2791

DATE:

12/10/20

The purpose of this Memo is to submit the enclosed renewal application for the year 2021/2022, and waiver of operation form for 2020, in regards to Beverage Dispensary Tourism license #2791 owned by Vivian Trimble and Nicholas Trimble d.b.a. Fort Seward Lodge.

With regard to the renewal please be advised that in the year 2019 our client had a family medical illness, and so they only operated for a period of 3 months from the beginning of February until May 3<sup>rd</sup>. They plan on operating their normal schedule in 2021 once the Covid-19 situation is resolved.

Please contact Nicholas Trimble at the time of processing this renewal and Waiver for payment by credit card over the phone for the necessary filing fee associated with this filing.

If you have any questions regarding the renewal application, please call our offices.

Thank you for your time and courtesies in this regard.

# Department of Commerce, Community, and Economic Development DIVISION OF CORPORATIONS, BUSINESS & PROFESSIONAL LICENSING

State of Alaska / Commerce / Corporations, Business, and Professional Licensing / Search & Database Download / Business License / License #1111519

## LICENSE DETAILS

License #: 1111519

License unavailable for printing

**Business Name:** FORT SEWARD LODGE

Status: Expired

Issue Date: 01/23/2019

Expiration Date: 12/31/2019

Mailing Address: PO BOX 307

HAINES, AK 99842-0307

Physical Address: 39 MUD BAY ROAD

HAINES, AK 99827-3030

#### **Owners**

NICHOLAS M TRIMBLE

**VIVIANE T TRIMBLE** 

## **Activities**

		Professional
Line of Business	NAICS	License #
72 - Accommodation and Food	721110 - HOTELS (EXCEPT CASINO HOTELS)	
Services	AND MOTELS	

## **Endorsements**

No Endorsements Found

## **License Lapse(s)**

If this business license lapsed within the last four years the lapsed periods will appear below. Lapsed periods are the unlicensed period between an expiration date and renewal date.

No Lapses on record for the last 4 years.

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

Division of Corporations, Business, and Professional Licensing PO Box 110806, Juneau, AK 99811-0806

This is to certify that

## Fort Seward Lodge

PO Box 307, Haines, AK 99842-0307

owned by

Nicholas Trimble; Vivian Trimble

is licensed by the department to conduct business for the period

February 25, 2021 to December 31, 2022 for the following line(s) 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.

Julie Anderson Commissioner