

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: 8/23/21

License #/Type: 775

Package Store

Licensee: The North West Company (International) Inc.

Address: 303 W. Front Street, Nome, AK

DBA: Nome Liquor Store

AMCO Case #: 21-0899

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 8-19-21, AMCO Investigations received a report, 21-6134, from the Nome Police Department. The report essentially stated that on 7-23-21, at about 1204 hours, Officer Ulmer asked Nome Liquor Clerk Connie O'Conner and Tanis Bjorgen for proof of valid server education cards. O'Conner stated her card was expired. Bjorgen could not produce proof but later that day, proof was submitted to the Nome Police Department. O'Conner's TAP Card, #151127, had expired on 4-28-20. Bjorgen TAP Card, #182390, expires 12-20-23.

Your attention is directed to AS04.21.025: Alcohol server education course, 3AAC 304.465: Alcohol server education course, AS04.21.030: Responsibility of licensees, agents, and employees and AS04.16.150: 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. 7th Ave, Suite 1600
Anchorage, Alaska 99501
amco.enforcement@alaska.gov

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: *J.R. Hamilton*

SIGNATURE:

Delivered VIA: Mail

Date:

AMCO

NOV 01 2021

Davies, Jason M (CED)

From: Hamilton, Joe (CED)
Sent: Thursday, August 26, 2021 11:52 AM
To: Davies, Jason M (CED)
Subject: FW: Nome Liquor, License No. 775, RESPONSE

Categories:

From: Amanda Sutton <ASutton@northwest.ca>
Sent: Thursday, August 26, 2021 11:29 AM
To: Hamilton, Joe (CED) <joe.hamilton@alaska.gov>
Cc: Amanda Sutton <ASutton@northwest.ca>; Anna Ison <Alson@northwest.ca>
Subject: Nome Liquor, License No. 775, RESPONSE

Dear Mr. Hamilton:

Thank you for your email dated August 23, 2021 regarding the Notice of Violation for the above-referenced liquor license. The Notice of Violation indicates that our servers failed to produce proof of valid server education cards at the time of inspection.

Our apologies for having overlooked the expiry dates of our servers' education cards. We have implemented the following system to ensure the this incident is avoided in the future:

1. Copies of each staff member's TAP card will be kept on the store premises.
2. Database set up with Tap card number and expiration dates at the Anchorage office, reminder calls placed to each team member 30 days prior to card expiration.

Should you have any questions or concerns, please do not hesitate to contact me by telephone at (204) 934-1756 or by email at asutton@northwest.ca and license@northwest.ca.

AMANDA E. SUTTON**Vice President, Legal and Corporate Secretary**

The North West Company Inc.

The North West Company LP

The North West Company (International) Inc.

77 Main Street, Winnipeg, MB, Canada R3C 1A3

Direct: [204-934-1756](tel:204-934-1756)

Assistant: [204-934-1593](tel:204-934-1593)

Cell: [204-807-3748](tel:204-807-3748)

Fax: [204-934-1317](tel:204-934-1317)

Email: asutton@northwest.ca

This e-mail is intended only for the person to whom it is addressed (the "addressee") and may contain confidential and/or privileged material, and/or exempt from disclosure under applicable law. Any review, retransmission, dissemination or other use that a person other than the addressee makes of this communication is prohibited and any reliance or decisions made based on it are the responsibility of such person. If you received this in error, please contact the sender and destroy all copies of this e-mail.

From: Hamilton, Joe (CED) <joe.hamilton@alaska.gov>
Sent: Monday, August 23, 2021 11:55 AM

To: Amanda Sutton <ASutton@northwest.ca>; Anna Ison <Alson@northwest.ca>
Subject: Nome Liquor, Lic 775, NOV.pdf

This email originated from outside of NWC. Do not click links or open attachments unless you trust the sender and believe the content is safe.

Good Morning,

Attached you will find a copy of the NOV that I put in the slow mail. Your ten day response time will start when you receive the letter in the mail. However, if you choose to, you may respond to this emailed copy by emailing AMCO.enforcement@alaska.gov. If you have any questions please don't hesitate to ask.

Please put in Subject: Nome Liquor, Lic 775, RESPONSE

Thank you

Joe Hamilton
AMCO Investigator

--- As a precaution, TNWC's I.S. department has scanned the attachments in this email for viruses. However, continue to maintain your caution by not opening documents or clicking on embedded links from unknown sources. If you have any issues with viewing or using these attachments, please contact servicedesk@northwest.ca ---

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD
FORM CONTROL

LICENSE NUMBER

XXXX

ISSUED
11/22/2021
ABC BOARD

LIQUOR LICENSE
2022 - 2023
TEMPORARY

775

LICENSE RENEWAL APPLICATION DUE
DECEMBER 31, 2023 (AS 04.11.270(b))

THIS LICENSE EXPIRES MIDNIGHT
FEBRUARY 28, 2024 UNLESS DATED BELOW

TYPE OF LICENSE: Package Store

LICENSE FEE: \$1,500.00

1150

CITY / BOROUGH: Nome
Unorganized Borough

D/B/A: Nome Liquor Store
303 Front Street

Mail Address:
The North West Company (International), Inc.
77 Main Street Attn. Legal Dept.
Winnipeg, MB R3C 1A3

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

04-900 (REV 7/21)

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

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD
FORM CONTROL

LICENSE NUMBER

XXXX

ISSUED
11/22/2021
ABC BOARD

LIQUOR LICENSE
2022 - 2023
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LICENSE FEE: \$1,500.00

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D/B/A: Nome Liquor Store
303 Front Street

Mailing Address:
The North West Company (International), Inc.
77 Main Street Attn. Legal Dept.
Winnipeg, MB R3C 1A3

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

COPY

DIRECTOR

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

04-900 (REV 7/21)



Alaska Alcoholic Beverage Control Board

Form AB-17b: 2022/2023 Package Store Renewal Application

- This form and any required supplemental forms must be completed, signed by the licensee, and postmarked no later than 12/31/2021 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 02/28/2022 will be expired per AS 04.11.540, 3 AAC 304.160(e).
- 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
- 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.

Establishment Contact Information

Licensee (Owner):	THE NORTH WEST COMPANY (INTERNATIONAL) INC.	License #:	775
License Type:	PACKAGE STORE		
Doing Business As:	NOME LIQUOR STORE		
Premises Address:	303 FRONT STREET		
Local Governing Body:	CITY OF NOME		
Community Council:	NONE		

If your mailing address has changed, write the NEW address below:

Mailing Address:	77 MAIN STREET				
City:	WINNIPEG	State:	MANITOBA	ZIP:	R3C-1A3

Section 1 – Licensee Contact Information

Contact Licensee: The individual listed below must be listed in Section 2 or 3 as an Official/Owner/Shareholder of your entity and must be listed on CBPL with the same name and title.

This person will be the designated point of contact regarding this license, unless the Optional contact is completed.

Contact Licensee:	AMANDA SUTTON	Contact Phone:	204-934-1756
Contact Email:	asutton@northwest.ca		

Optional: If you wish for AMCO staff to communicate with anyone other than the Contact Licensee about your license, list them below:

Name of Contact:	ANNA ISON	Contact Phone:	204-934-1321
Contact Email:	license@northwest.ca / aison@northwest.ca		

Name of Contact:		Contact Phone:	
Contact Email:			

Section 2 – Written Order Information

Do you intend to sell alcoholic beverages and ship them to another location in response to written solicitation in calendar years 2022 and/or 2023?

AMCO

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YES

☐

NO

☒



Form AB-17b: 2022/2023 License Renewal Application

Section 3 – 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 #.

<https://www.commerce.alaska.gov/cbp/main/search/entities>

Alaska CBPL Entity #:	120143
-----------------------	--------

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

Name of Official:	NWC (US) HOLDINGS INC.			
Title(s):	SHAREHOLDER	Phone:		% Owned: 100
Mailing Address:	5901 BROKEN SOUND PARKWAY, NW, SUITE 500			
City:	BOCA RATON	State:	FLORIDA	ZIP: 33487-2791

Name of Official:	JAMES KEVIN PROCTOR			
Title(s):	DIRECTOR / PRESIDENT	Phone:	561-322-4805	% Owned: 0
Mailing Address:	825 AURELIA STREET			
City:	BOCA RATON	State:	FLORIDA	ZIP: 33486-3531

Name of Official:	KYLE HILL			
Title(s):	DIRECTOR / VICE-PRESIDENT	Phone:	907-273-4809	% Owned: 0
Mailing Address:	2835 DILIGENCE CIRCLE			
City:	ANCHORAGE	State:	ALASKA	ZIP: 99515

AMCO



Form AB-17b: 2022/2023 License Renewal Application

Section 3 – 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 #.

<https://www.commerce.alaska.gov/cbp/main/search/entities>

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

Name of Official:	AMANDA SUTTON				
Title(s):	SECRETARY	Phone:	204-934-1756	% Owned:	0
Mailing Address:	127 CREEMANS CRESCENT				
City:	WINNIPEG	State:	MANITOBA	ZIP:	R3R-322

Name of Official:	J				
Title(s):		Phone:		% Owned:	
Mailing Address:					
City:		State:		ZIP:	

Name of Official:					
Title(s):		Phone:		% Owned:	
Mailing Address:					
City:		State:		ZIP:	

AMCO



Form AB-17b: 2022/2023 License Renewal Application

Section 4 – 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 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, phone number, and mailing address for each owner or partner whose information we require.

If more space is needed, attach additional copies of this page. Additional owners not listed on this page will be rejected.

This individual is an: ☐ Applicant ☐ Affiliate

Name:				Contact Phone:	
Mailing Address:					
City:		State:		ZIP:	
Email:					

This individual is an: ☐ Applicant ☐ Affiliate

Name:				Contact Phone:	
Mailing Address:					
City:		State:		ZIP:	
Email:					

Section 5 – License Operation

Check ONE BOX for EACH CALENDAR YEAR that best describes how this liquor license was operated:

1. The license was regularly operated continuously throughout each year. (Year-round)

2020

☒

2021

☒

2. The license was only operated during a specific season each year. (Seasonal)

If your operation dates have changed, list them below:

_____ to _____

☐☐

3. The license was only operated to meet the minimum requirement of 240 total hours each calendar year.

A complete AB-30: Proof of Minimum Operation Checklist, and all documentation must be provided with this form.

☐☐

4. 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 calendar years. 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 and/or 2021, you are not required to pay the fees, however a complete AB-29 is required with Section 2 marked "OTHER" and COVID is listed as the reason.

☐☐

Section 6 – Violations and Convictions

Have ANY Notices of Violation been issued for this license OR has ANY person or entity in this application been convicted of a violation of Title 04, 3AAC 304 or a local ordinance adopted under AS 04.21.010 in 2020 or 2021?

Yes

☒

No

☐

If you checked YES, you MUST attach a list of all Notices of Violation and/or Convictions per AS 04.11.270(a)(2)

If you are unsure if you have received any Notices of Violation, contact the office before submitting this form.

AMCO

NOV 01 2021



Alaska Alcoholic Beverage Control Board

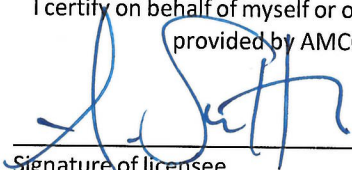
Form AB-17: 2022/2023 License Renewal Application

Section 7 – Certifications

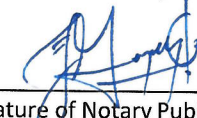
As an applicant for a liquor license renewal, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, are true, correct, and complete.

- 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.


Signature of licensee
AMANDA SUTTON
Printed name of licensee




Signature of Notary Public
Province Manitoba
Notary Public in and for the State of: Manitoba
My commission expires: N/A

Subscribed and sworn to before me this 28th day of OCTOBER, 2021.

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:	\$ <u>1500</u>	Application Fee:	\$ 300.00	Misc. Fee:	\$
Total Fees Due:					\$ <u>1,800</u>

AMCO

NOV 01 2021

Department of Commerce, Community, and Economic Development
**CORPORATIONS, BUSINESS & PROFESSIONAL
LICENSING**

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ENTITY DETAILS

Name(s)

Type	Name
Legal Name	The North West Company (International) Inc.

Entity Type: Business Corporation

Entity #: 120143

Status: Good Standing

AK Formed Date: 12/18/2008

Duration/Expiration: Perpetual

Home State: DELAWARE

Next Biennial Report Due: 1/2/2024

Entity Mailing Address: 77 MAIN STREET, WINNIPEG, MB R3C1A3 CANADA

Entity Physical Address: 3830 OLD INTERNATIONAL AIRPORT ROAD, ANCHORAGE, AK
99502-0901

Registered Agent

Agent Name: WALTER PICKETT

Registered Mailing Address: 3830 OLD INTERNATIONAL AIRPORT RD STE 200, ANCHORAGE, AK
99502

Registered Physical Address: 19211 UPPER SKYLINE DRIVE, EAGLE RIVER, AK 99577

Officials

☐ Show Former

AK Entity #	Name	Titles	Owned
	AMANDA SUTTON	Secretary	

AK Entity #	Name	Titles	Owned
	J. KEVIN PROCTOR	Director, President	
	JOHN KING	Treasurer, Director	
	KYLE HILL	Director, Vice President	
	NWC (U.S.) HOLDINGS INC.	Shareholder	100.00

Filed Documents

Date Filed	Type	Filing	Certificate
12/18/2008	Creation Filing	Click to View	Click to View
12/17/2009	Biennial Report	Click to View	
3/22/2010	Agent Change	Click to View	
2/06/2012	Biennial Report	Click to View	
5/16/2013	Certificate of Compliance		Click to View
12/27/2013	Biennial Report	Click to View	
9/17/2014	Correction	Click to View	Click to View
12/29/2015	Biennial Report	Click to View	
3/29/2016	Agent Change	Click to View	
5/11/2017	Entity Address Change	Click to View	
11/08/2017	Biennial Report	Click to View	
4/22/2019	Agent Change	Click to View	
8/21/2019	Change of Officials	Click to View	
12/16/2019	Biennial Report	Click to View	
5/15/2020	Correction	Click to View	Click to View
5/26/2020	Certificate of Compliance		Click to View
10/27/2020	Change of Officials	Click to View	
8/26/2021	Change of Officials	Click to View	
9/21/2021	Change of Officials	Click to View	
11/15/2021	Biennial Report	Click to View	

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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 #992626](#)

LICENSE DETAILS

License #: 992626

[Print Business License](#)

Business Name: NOME LIQUOR STORE

Status: Active

Issue Date: 07/22/2013

Expiration Date: 12/31/2022

Mailing Address: 77 MAIN STREET
ATTN: LEGAL DEPT
WINNIPEG, MB R3C1A3, CANADA

Physical Address: 303 FRONT STREET
NOME, AK 99762

Owners

THE NORTH WEST COMPANY (INTERNATIONAL) INC.

Activities

Line of Business	NAICS	Professional License #
42 - Trade	445310 - BEER, WINE, AND LIQUOR STORES	
42 - Trade	445120 - CONVENIENCE STORES	

Endorsements

End #	Issue	Renew	Expiration	Action End	Action Note	Address
1	10/23/2018	11/5/2020	12/31/2022			303 FRONT ST, NOME, AK 99762

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.