



MEMORANDUM

TO: Bob Klein, Chair, and Members of the
Alcoholic Beverage Control Board

DATE: August 14, 2018

FROM: Erika McConnell, Director

RE: 3968 Blue Line Pub and Cafe

Requested Action: License renewal

Statutory Authority: AS 04.06.090(b): "The board shall review all applications for licenses made under this title and may order the director to issue, renew, revoke, transfer, or suspend licenses and permits authorized under this title."

Staff Rec.: Approve the renewal after evaluation of hours of operation

Background: This recreational site license appears to meet the statutory requirements of the license type:

Sec. 04.11.210. Recreational site license.

(a) The holder of a recreational site license may sell beer and wine at a recreational site during and one hour before and after a recreational event that is not a school event, for consumption on designated areas at the site.

(b) The biennial fee for a recreational site license is \$800.

(c) In this section, "recreational site" includes a location where baseball games, car races, hockey games, dog sled racing events, or curling matches are regularly held during a season.

The board should evaluate whether the hours of operation of this license are in excess of the allowances of the statute. Hockey games are listed as one example of eligible events, but it appears that this license is also exercised in relation to hockey practices and other skating activity, and is operated year round, not "during a season."

Attachment: Licensee response
Renewal application

O'Malley Ice and Sports LLC
11111 O'Malley Center Drive
Anchorage AK 99515

Ms. Erika McConnell
State of Alaska Alcohol and Marijuana Control Board
550 West 7th Avenue Suite 1600
Anchorage Alaska 99501

Via Email: Erika.mcconnell@alaska.gov

Re: Comment on Recreation Site License Renewals

Dear Ms. McConnell:

Please accept this letter as comment on the examination of recreation site license renewals noticed for hearing at the August 14, 2018, AMCB meeting at the "Grand Denali Lodge" submitted here by licensee: O'Malley Ice & Sports LLC dba the Blue Line Pub, License No. 3968.

The Blue Line Pub has been a successful and compliant licensee since the year 2000 and its license has been recommended for renewal. However we note that in the renewal recommendation Staff has also recommended that the Board should: "evaluate whether the hours of operation of the Licensee are in excess of the allowance of the Statute" (emph. added).

We believe that Licensees such as the Blue Line Pub are operating within the letter and intent of the express language of the Statute. The Statute, AS 04.11.210 by its express terms states the limitation of the hours of operation in sub-section (a) stating: The licensee may sell beer and wine "one hour before and one hour after a recreational event". As in this case, when the Statute expressly addresses the hours of operation, other interpretation of the Statute is not lawful or proper especially where the interpretation may adversely affect or eliminate a previously granted and compliant license to engage in business.

Staff's observation that the Blue Line sells beer and wine after "practices and other skating activity" does not address the hours of operation. The issue if any (and the Blue Line Pub does not agree or concede there is an issue) pertains to the nature of the "recreation event" conducted. What is a qualifying "recreation event" under the Statute is not a subject or matter that may arbitrarily re-defined by Staff interpretation or practice. Particularly since the Statute by its express terms allows for service after "a recreational event that is not a school event."

The Statute does not restrict the nature of the recreational events taking place, except to exclude school events. The legislature could have further defined "recreational event" and it chose not to. It only conditioned the term, "recreation event" to exclude "school events". The Blue Line Pub affirmatively asserts that "practices and other skating activity" are in fact proper "recreational events" under the Statute. If this Board believes the terms of the Statute are no longer adequate to govern the nature of events conducted at "Recreational Sites" the correct action is to request a modification of the Statute by the Legislature. The Legislature is the only body empowered to modify law codified as express Statute.

Should this Board conclude that “recreation event” under the Statute requires modification, hearings, fact finding and full examination of the issue before the Legislature is the appropriate manner to address this issue. Particularly when, the matter involves existing and compliant business operations as opposed to proposed or hypothetical business plans. The Blue Line Pub does not believe any modification is necessary as demonstrated by its compliance and overall contributions to the active sporting community since the year 2000.

Thank you for admitting this letter into the record and listening to the comments provided herein.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Stephen M. Agni". The signature is written in black ink and is positioned above the typed name and title.

Stephen M. Agni
Co-Managing Member
O'Malley Ice and Sports LLC



Alaska Alcoholic Beverage Control Board

**Recreational Site License
 Form AB-17c: 2018/2019 Renewal License Application**

What is this form?

This renewal license application form is required for all individuals or entities seeking to apply for renewal of an existing recreational site liquor license that will expire on December 31, 2017. All fields of this form must be complete and correct, or the application will be returned to you in the manner in which it was received, per AS 04.11.270 and 3 AAC 304.105. The Community Council field only should be verified/completed by licensees whose establishments are located within the Municipality of Anchorage or outside of city limits within the Matanuska-Susitna Borough.

This form must be completed correctly and submitted to the Alcohol & Marijuana Control Office (AMCO)'s main office, along with all other required documents and fees, before any renewal license application will be considered complete.

Section 1 – Establishment and Contact Information

Enter information for the business seeking to have its license renewed. If any populated information is incorrect, please contact AMCO.

Licensee:	O'Malley Ice and Sports Center, LLC	License #:	3968
License Type:	Recreational Site	Statute:	AS 04.11.210
Doing Business As:	Blue Line Pub and Cafe		
Premises Address:	11111 O'Malley Center Dr		
Local Governing Body:	Municipality of Anchorage		
Community Council:	Bayshore/Klatt		

Mailing Address:	11111 O'Malley Centre Drive				
City:	Anchorage	State:	AK	ZIP:	99515

Enter information for the individual who will be designated as the primary point of contact regarding this application. This individual must be a licensee who is required to be listed in and authorized to sign this application.

Point of Contact:	Stephen Agni		
Contact Phone:	907 248 8303	Business Phone:	907 229-0583
Contact Email:	akstevea@hotmail.com		

Seasonal License? Yes No **If "Yes", write your six-month operating period: _____**





Alaska Alcoholic Beverage Control Board

Recreational Site License

Form AB-17c: 2018/2019 Renewal License Application

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

Section 2 - Authorization

Communication with AMCO staff:

Yes No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

Yes: [checked box] No: [empty box]

If "Yes", disclose the name of the individual and the reason for this authorization:

John Stenehjem, General Manager

Section 3 - Sole Proprietor Ownership Information

This section must be completed by any sole proprietorship who is applying for license renewal. Entities should skip to Section 4. If more space is needed, please attach a separate sheet with the required information. The following information must be completed for each licensee and each affiliate (spouse).

This individual is an: [] applicant [] affiliate

Form with fields: Name, Mailing Address, City, State, ZIP, Email, Contact Phone

This individual is an: [] applicant [] affiliate

Form with fields: Name, Mailing Address, City, State, ZIP, Email, Contact Phone





Alaska Alcoholic Beverage Control Board

**Recreational Site License
 Form AB-17c: 2018/2019 Renewal License Application**

Section 4 – Entity Ownership Information

This subsection must be completed by any licensee that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations, Business & Professional Licensing (CBPL). You may view your entity's status or find your CBPL entity number by using the following site: <https://www.commerce.alaska.gov/cbp/main/search/entities>
 Partnerships may skip to the second half of this page. Sole proprietorships should skip to Section 5.

Alaska CBPL Entity #:	10029744
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You must ensure that you are able to certify the following statement before signing your initials in the box to the right: Initials

I certify that this entity is in good standing with CBPL and that all current entity officials and stakeholders (listed below) are also currently and accurately listed with CBPL.



This subsection must be completed by any community or entity, including a corporation, limited liability company, partnership, or limited partnership, that is applying for renewal. If more space is needed, please attach additional completed copies of this page.

- If the applicant is a corporation, the following information must be completed for each *stockholder who owns 10% or more* of the stock in the corporation, and for each *president, vice-president, secretary, and managing officer*.
- If the applicant is a limited liability organization, the following information must be completed for each *member with an ownership interest of 10% or more*, and for each *manager*.
- If the applicant is a partnership, including a limited partnership, the following information must be completed for each *partner with an interest of 10% or more*, and for each *general partner*.

Entity Official Name:	Stephen Agni			
Title(s):	Managing Member	Phone:	907229.0583	% Owned: 36.37 SA
Mailing Address:	PO Box 244661			
City:	Anchorage	State:	AK	ZIP: 99524

Entity Official Name:	Sig Jokiel			
Title(s):	Managing Member	Phone:	907346.2262	% Owned: 36 SA
Mailing Address:	8461 Lingham St.			
City:	Anchorage	State:	AK	ZIP: 99507

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





Alaska Alcoholic Beverage Control Board

Recreational Site License

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Anchorage, AK 99501
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https://www.commerce.alaska.gov/web/amco
Phone: 907.269.0350

Section 5 - License Operation

Check a single box for each calendar year that best describes how this liquor license was operated:
2016 2017
The license was regularly operated continuously throughout each year. [X] [X]
The license was regularly operated during a specific season each year. [] []
The license was only operated to meet the minimum requirement of one time during the calendar year. [] []
The license was not operated at all during the calendar year. [] []
If this box is checked, a complete copy of 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 for at least the minimum requirement.

Section 6 - Violations and Convictions

Applicant violations and convictions in calendar years 2016 and 2017:
Yes No
Have any notices of violation (NOVs) been issued to this licensee in the calendar years 2016 or 2017? [] [X]
Has any person or entity named in this application been convicted of a violation of Title 04, of 3 AAC 304, or a local ordinance adopted under AS 04.21.010 in the calendar years 2016 or 2017? [] [X]

If "Yes" to either of the previous two questions, attach a separate page to this application listing all NOVs and/or convictions.

Section 7 - Alcohol Server Education

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

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check identification of a patron 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, as required under AS 04.21.025 and 3 AAC 304.465.

[Handwritten initials]





Alaska Alcoholic Beverage Control Board

Recreational Site License

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

Section 8 – Certifications

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

Initials

I certify that all current licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

SJ

I certify 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.

SJ

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 or the ownership (including officers, managers, general partners, or stakeholders) from what is currently on file with the Alcoholic Beverage Control Board.

SJ

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.

SJ

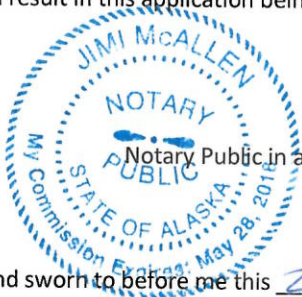
I am submitting as part of this application a written statement that meets the attached Recreational Site Statement Guidelines, for review by the Alcoholic Beverage Control Board.

SJ

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, is true, correct, and complete. I agree to provide all information required by the Alcoholic Beverage Control Board 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 to me as incomplete.

Sig Jokiell
 Signature of licensee

SIG JOKIEL
 Printed name of licensee



Jimi McAllen
 Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: 5/28/18

Subscribed and sworn to before me this 29th day of December, 2017.

License Fee:	\$ 800.00	Application Fee:	\$ 200.00	TOTAL:	\$ 1000.00
Late Fee of \$500.00 – if received or postmarked after 01/02/2018:					
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):					



The "Blueline Pub and Café" located within the Subway Sports Center

Located at 11111 O'Malley Center Drive Anchorage Alaska

O'Malley Ice and Sports Center the Licensee, has operated the Blue Line Pub and Café within the 70,000 square foot Subway Sports Center since January 1, 2000. The Subway Sports Center is a recreational skating facility providing two ice skating rinks that hosts hockey games, practices and recreational play year-round. Other hosted sports include figure skating, speed skating, curling and other. The facility also includes an elevated running track, fitness activity space and a restaurant serving beer and wine known as the Blueline Pub. The skating rinks are open 350 days per year usually opening at 6:00 a.m. and closing at 12:00 a.m. The Subway sports center experiences about 360,000 visitations on an annual basis. The Blueline is located on a mezzanine area within the Subway Center.

The Blueline serves a full menu of hot entrées, beer, wine coffee and soft-drinks. A copy of the menu is attached. The Blueline Pub operates on all days the skating rinks are open, ordinarily opening at noon and closing at midnight. On weekends and holidays when skating activity begins during the morning the blueline will open by 9:00 am. Beer and wine service ordinarily begins at noon and concludes one hour after the last skating activity, which is usually midnight. The Blueline serves food and beer and wine one hour before and after the conclusion of skating activity subject to the overall operating hours described above. During special events and tournaments, the operating hours will extend to follow the tournament skating activity but in all circumstances the Blueline is closed not later than 2:00 am.

The Blueline is managed by a full-time, professional food and beverage manager. All beverage service personnel receive "TAPS" training. The full time equivalent staff comprises eight to ten persons depending on the season. Inventory purchases and sales are continuously recorded and reported as a separate profit and loss class within a CPA reviewed financial statement. The executive management of the O'Malley Ice and Sports Center and its Blueline Pub continues to be the two individuals who founded the facility in 1999, Mr. Steve Agni and Mr. Sig Jokiel.



the **BLUE LINE**

PUB & CAFE

Puck drop Appetizers

- Super Sliders** Hawaiian BBQ Pork or Seasoned Beef Patties \$13
On 4 Mini Brioche Buns
- Mini Chimi's** Mexican Style Chicken rolled in Mini Tortilla and Deep Fried \$9.5
Golden Brown, Served with Jalapeno Cream Cheese
- Blue Line Tachos** Crispy Tater Tots with Melted Cheddar Jack Topped \$10.50
with Jalapeños and Black Olives. W/Sour Cream and Salsa. Chicken, Bacon or Beef add \$2.50
- Pub Style Wings** BBQ, Buffalo, Jungle Sauce, or Naked
With Blue Cheese or Ranch
- 1/2 Pound \$9 Full Pound \$15 or 2 Pounds \$25- Add Fries For \$2 -
- Quesadilla** Pork or Chicken with Melted Cheddar Jack \$9
in Grilled Flour Tortilla. Served with Sour Cream and Salsa
- Add Chicken or Beef \$2.50 Add Guac \$1.50 -
- Center Ice Nachos** Tortilla Chips With Melted \$11
Cheddar Jack, Black Olives and Jalapeños with Sour Cream, and Salsa
- Add Chicken, Beef or Pork \$2.50 Add Guac \$1.50 -
- Onion Rings** Fried Golden Brown, Served with BBQ \$8
- Stadium Pretzel** With Melted Cheese Sauce \$4.50
- Chicken Strips** Eight Crisp Strips Served with Ranch \$5
- Mozzarella Sticks** Served with Pizza Sauce \$10
- Potato Skins** Fried Crisp then Baked with \$13
Melted Cheddar Jack, Bacon, Onions & Sour Cream
- French Fries or Tots Basket** \$5
- Add Cheese Sauce \$1 Add Bacon \$2.50 -
- Sampler Appetizer** \$20
- Wings, Chimi's and Mozz Sticks



Soup & Salad

- Beer Cheese Soup** - Cup \$4 Bowl \$7.50 -
- House Salad** Romaine, Tomato, Onion \$7.50
Cheddar Jack Cheese Blend, Croutons, Dressing
- Caesar Salad** Romaine, Tomato, Croutons \$7.50
Parmesan - Add Chicken (Grilled or Crispy) \$2.50
- Mediterranean** Romaine, Tomato, Onion, \$10
Olive, Crouton, Salami, Feta Cheese and Balsamic
- Buffalo Chicken Salad** Crisp Chicken, \$12
Bleu Cheese Crumbles, Lettuce, Tomato, Onion, Dressing

Entrées & Baskets

- Teriyaki Steak Tidbits** Cubed Sirloin Steak \$15
Grilled and Served with Teriyaki Sauce and a Small Salad
with Choice of Dressing
- Healthy Choice Plate** 2 Chicken Breast \$13
Halves Seasoned and Grilled and a Small Salad
with Choice of Dressing
- Stuffed Shrimp Basket** 5 Golden Fried Shrimp \$17
Stuffed With Cheese & Spicy Jalapeños Served With Fries

Burgers

- All Burgers Served with French Fries, Tots or Carrots & Celery,
Lettuce, Tomato & Onion. Sub Chicken for Patty on any Burger
- Blue Line Burger** \$10
- Blue Line Cheeseburger** \$11
- Bacon Cheeseburger** \$13.50
- Bacon Bleu** Melted Bleu Cheese, Crisp bacon \$13.75
- Philly Burger** Patty Piled with Philly Steak, \$15
Peppers & Onions. Choice of Cheese Sauce or Provolone
- Cajun Burger** Cajun Season, Canadian Bacon, Cheese \$13

Sandwiches

- All Sandwiches Served with French Fries, Tots or Carrots & Celery
- Philly Flyer** Cheese Steak With Peppers, Onions \$13
and Choice of Cheese Sauce or Provolone
- Facemask Gyro** Lamb or Chicken with Lettuce,
Tomato & Onion, Topped with Tzatziki and Served on Pita \$13
- Swiss French Dip** Roast Beef & Melted Swiss \$13
On a Hoagie With Au Jus for Dipping
- Crispy Chicken** Fried Chicken Strip \$11
Sandwich with Lettuce, Tomato & Onion
- Buffalo Chicken** Strips Coated with Buffalo Sauce \$12
And Melted Blue Cheese, Lettuce, Tomato & Onion
- BLT** Bacon, Lettuce, Tomato on Toasted White Bread \$10

Wraps

- All Wraps Served with French Fries, Tots or Carrots & Celery
- Chicken Wrap** Crispy or Grilled \$12
Tomato, Onion, Shredded Cheddar Jack Cheese,
Choice of Dressing
- Caesar Wrap** Romaine Lettuce, \$12
Tomato, Parmesan, Croutons and Caesar Dressing
- Add Chicken, Crispy or Grilled \$2. -

Beverages

- Fountain Soda** Coke, Diet Coke, Dr. Pepper, Sprite, Blue Powerade, Raspberry Tea \$2.50
- Bottle Soda** Henry's Root Beer or Orange Cream \$3.25
- Hubert's Lemonade** Original or Raspberry \$3.50
- Monster Energy** Green or Blue \$3.50
- Coffee/Tea** \$2.50
- Hot Chocolate** \$3.00
- Powerade Bottle** Red, Purple or Blue \$3.50

RECEIVED

DEC 29 2017

ALASKA CONTROL OFFICE
STATE OF ALASKA

PIZZA! PIZZA! Blue Line Signature PIZZA! PIZZA!

Blue Line Signature Pizzas start with a handmade Italian inspired pizza crust. Baked to order using our signature pizza sauce, choice toppings and real Italian cheeses. This is a pie we are proud to serve any pizza connoisseur... and those who are about to become one.

- | | | | |
|------|------|--|--|
| 9" | 16" | | <i>Yesterday I wanted Pizza, Today I'm Eating Pizza...
Always Follow Your Dreams."</i> |
| \$12 | \$18 | Cheese <i>Classic</i> | |
| \$15 | \$21 | Pepperoni <i>Of course</i> | |
| \$18 | \$24 | McGrath <i>Meat Lover - Pepperoni, Salami, Bacon, Italian Sausage</i> | |
| \$18 | \$24 | The Anchorage <i>Combination - Pepperoni, Italian Sausage, Mushrooms, Onions, Green Peppers</i> | |
| \$17 | \$23 | Cordova <i>Chicken Ranch - Grilled Chicken, Onion, Bacon, Ranch Sauce</i> | |
| \$16 | \$22 | Unalaska <i>Pineapple & Canadian Bacon</i> | |
| \$16 | \$23 | Valdez <i>Vegetarian - Mushrooms, Onions, Green Peppers, Black Olives, Sliced Fresh Tomato</i> | |
| \$18 | \$25 | Wrangell <i>Reindeer - Alaskan Reindeer Sausage, Mushrooms & Onions</i> | |
| \$21 | \$26 | Point Hope <i>- Pork Hawaiian - BBQ Hawaiian Pork, Mushrooms, Light Jalapeños</i> | |
| \$20 | \$28 | Mt. Denali <i>Supreme Combination - Pepperoni, Salami, Capicola Ham, Italian Sausage, Mushrooms, Onions, Green Peppers, Sliced Tomato</i> | |

Or Build Your Own!
Choose your sauce choice
And up to 3 toppings
9" 16"
\$17 \$24
Each Additional Topping
\$1 \$1.50

Sauces

- House Pizza Sauce
- Ranch Sauce
- Olive Oil Brushed

Toppings

- | | | |
|----------------------|-------------------|-----------|
| Capicola Ham | Salami | Mushrooms |
| Chicken breast strip | Hawaiian BBQ Pork | Onions |
| Bacon | Reindeer Sausage | Pineapple |
| Italian Sausage | Black Olives | Tomatoes |
| Pepperoni | Green Peppers | Jalapenos |

Wines

- House Merlot or Cabernet (Red Truck) \$7
- House Chardonnay (Salmon Creek) \$7
- Crane Lake White Zin \$7
- Arsonist Chardonnay \$8

Beers on Tap

- | | |
|--|--|
| Pint/Pitcher | Pint/Pitcher |
| \$5 / \$16 Coors Light
4.2% ABV (Golden, CO) | \$6 / \$22 Sierra Nevada Pale Ale
5.6 ABV (Chico, CA) |
| \$5 / \$16 Labatt Blue
5% ABV (Ontario, Canada) | \$6 / \$22 O.M.R. Enforcer IPA
6.8% ABV (Eagle River, AK) |
| \$5 / \$16 Molson Canadian
5% ABV (Ontario, Canada) | \$6 / \$22 Elysian Space Dust
8.2% ABV (Seattle, WA) |
| \$5 / \$16 Broken Stick
<i>Rotating Tapped Keg Special</i> | \$6 / \$22 Denali Single Engine Red
5.6% ABV (Talkeetna, AK) |
| \$6 / \$22 Double Shovel Cider
5.6% ABV (Anchorage, AK) | \$6 / \$22 Shock Top Belgian White
5.2% ABV (St. Louis, MO) |
| \$6 / \$22 Twister Creek IPA
6.7% ABV (Talkeetna, AK) | \$6 / \$22 Rotating Handle
<i>Blue Line Keeps it Fresh!</i> |
| \$6 / \$22 Sockeye Red IPA
5.7% ABV (Anchorage, AK) | \$6 / \$22 Rotating Handle
<i>Always Great - Ask Your Server</i> |

Bottle / Can Beer

- \$3 Labatt Blue 12 oz Can
- \$6 Coors Light 16 oz Aluminum Bottle
- \$6 Bud Light 16 oz Aluminum Bottle
- \$5 Budweiser 12 oz Bottle
- \$6 Corona 12 oz Bottle
- \$6 Corona Light 12 oz Bottle
- \$6 Stella Artois 12 oz Bottle
- \$6 Guinness Stout 16 oz Can
- \$5.50 Kona Big Wave 12 oz Bottle
- \$5.50 Kona Longboard 12 oz Bottle
- \$5 Omission 12 oz. Bottle
- \$7.50 PBR 16 oz. Can
- \$5 Anchor 12 oz. Bottle
- \$5.50 Mike's Mango Punch 12 oz. Bottle
- \$5.50 Mike's Strawberry 12 oz. Bottle
- \$6 Miller Lite 16 oz. Aluminum Bottle
- \$6 Pike's IPA 12 oz. Bottle

DEC 29 2017
ALCOHOL REGULATORY CONTROL OFFICE
STATE OF ALASKA