

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: 09/08/2017

License #/Type: 4838 / Package Store - Seasonal

Licensee: Sled Dog Liquor Inc.

Address: Mile 238.4 Parks Highway, Denali, AK

DBA: Sled Dog Liquor

AMCO Case #: AB17-0406

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 05-30-2017 I received an anonymous complaint that Sled Dog Liquor, license 4838, a package store licensee in Denali was selling alcohol to customers, including minors, allowing them to consume alcohol and dine on a wooden deck built adjacent to the package store in front of an adjacent gift shop. The complainant stated the licensee owns a food trailer in front of the package store where members of the public purchase the food to eat on the deck.

During my investigation I visited the location in June, July and September 2017. I purchased alcohol in the package store and ordered/purchased food at the grocery store (in same building as package store.) I picked up the food at the food trailer (parked in front of the grocery and package stores and adjacent to the deck and gift store.) An employee of the package store directed me to the deck to consume alcohol and eat the food. I saw members of the public consuming alcohol on the deck, purchase alcohol in the package store, pick up food at the food trailer and walk to the deck to consume the alcohol and eat their food. Employees of the package store and adjacent gift shop told me the deck belongs to the package store and they allow people to consume alcohol on the deck. During my September visit I ordered and purchased food from the package store counter/cash register after purchasing alcohol, then picked up the food at the food trailer. Business licensing records reveal the licensee owns the package store, the food trailer parked in front of the package store and the grocery store. ABC licensing records further reveal the licensee leases the building and land around the building from the owner of the adjacent gift store.

This is a violation of A.S. 04.16.090: Prohibition of bottle clubs-

(a) A person may not maintain a place in which alcohol beverages are received or kept, or to which alcoholic beverages are brought, for consumption by members of the public or by members of a club, corporation, or association, unless the person is authorized to do so under this title.

You are hereby ordered to cease and desist this activity and take immediate measures to prevent further violations which could result in criminal prosecution. +

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: M. Chiesa

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Email

Date:

CSG, Inc.

Attorneys at Law

Telephone 907.452.1855 • Facsimile 907.452.8154 • Toll Free 800.550.1855
714 Fourth Avenue, Suite 200 • Fairbanks, Alaska 99701-4470
www.alaskalaw.com • csg@alaskalaw.com



Barbara L. Schuhmann - of Counsel
Robert B. Groseclose
Jo A. Kuchle
Zane D. Wilson
Craig B. Partyka
Danielle M. Gardner
Ehren D. Lohse
Kristina M. Miller

September 18, 2017

Sender's email address:
bob@alaskalaw.com

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

Re: Notice of Violation dated 9/8/17-License 4838/Package Store-Seasonal at Mile 238.4
Parks Highway, Denali, Alaska

Dear Sir/Madam:

CSG Inc. represents Sled Dog Liquor, Inc., the respondent to the above-referenced "notice of violation." This letter serves as Sled Dog Liquor's response as requested in the Notice of Violation ("the Notice"). This letter follows up a phone message I placed with AMCB Investigator Chiesa's office on September 8.

The Notice recites that it is "not an accusation or a criminal complaint." It states as background that the Alaska & Marijuana Control Board ("AMCB") received "[o]n 05-30-2017" an "anonymous complaint that Sled Dog Liquor Inc., license 4838, package store licensee in Denali was selling alcohol to customers, including minors, allowing them to consume alcohol and dine on a wooden deck built adjacent to the package store in front of an adjacent gift shop."

Sled Dog Liquor, Inc. admits that it is a package licensee operating at 238.4 Parks Highway. Sled Dog Liquor, Inc. denies making sales to minors, and affirmatively states that all sales are made only after the customer presents identification showing the customer to be of age and eligibility to acquire alcoholic beverages. Sled Dog further denies that it is "permitting" consumption of the purchased beverages upon its property or that within its control. The "adjacent wooden deck" is not owned by or leased to Sled Dog Liquor, Inc. It is the property of the adjoining gift shop.

Sled Dog Liquor submits the attached photographs in support of the following:

Photo 1 – This recent photo depicts Sled Dog Liquors place of operation at 238.4 Parks Highway. Sled Dog Liquor leases the red building appearing in the right. Sled Dog Liquor does not lease, own, or control the gift shop located in the white structure to the left.

Photo 2 - This photo is a closer view of the gift shop that is owned and operated by Kevin Helwig (or by an entity controlled by him). Consistent with the same gift shop's other branch locations in the area, there is a deck in the front (in this case, in a location on the opposite end from Sled Dog Liquors.

Photos 3, 4, and 5 - These recent photos all depict signage placed upon Sled Dog Liquor's store entrance emphasizing that it is unlawful to consume alcoholic beverages on Sled Dog's property.

Attached as Exhibit 1 is a copy of the Commercial Lease Sled Dog Liquor has with its landlord, Denali Gift Companies, Inc. This lease was signed by email on February 27, 2016 (see Exhibit 2).

In summary:

- Sled Dog Liquor is not enabling its customers to consume alcoholic beverages on its property.
- Sled Dog Liquor admonishes its customers to NOT CONSUME alcoholic beverages on its property.
- Sled Dog Liquor does not own nor control the gift shop and gift shop customer activities.

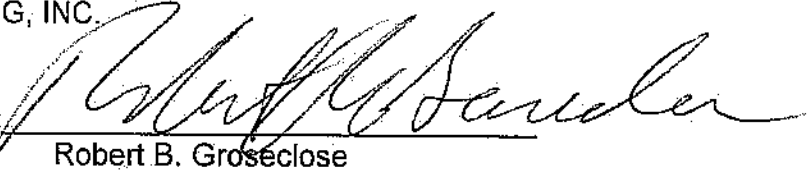
For the reasons noted, Sled Dog Liquor requests that the "notice of violation" be rescinded and be of no effect. Alternatively, Sled Dog Liquor requests that the notice be deemed an advisory notice issued under 3 AAC 304.525(a)(2), not a notice of violation under 3 AAC 304.525(a)(1).

Please advise should you have questions or if Sled Dog Liquors can provide additional information.

Sincerely,

CSG, INC.

By:


Robert B. Groseclose

Enclosures (as stated)

Cc: Sled Dog Liquor, Inc. (attention: David Coleman, president)

RBG/tse



MEMORANDUM

TO: James Hoelscher, Enforcement Supervisor

FROM: Michael Chiesa, Special Investigator I *MJC*

DATE: August 3, 2017

RE: 4838- Sled Dog Liquor Complaint Investigation

On 05-30-2017, at approximately 2200 hrs. I received an anonymous complaint that licensee number 4838, Sled Dog Liquor, a package store licensee in Denali was selling alcohol to customers, including minors and allowing them to consume the alcohol on a wooden deck built adjacent to the package store. The complainant stated the deck has turned into a hangout location with minors consuming alcohol and people urinating in public in the vicinity. The complainant stated locals and seasonal workers congregate on the deck after work to hang out and consume alcohol. The complainant alleged the package store licensee was using the deck, his package store and the food trailer in concert to operate as a beverage dispensary or restaurant/eating place without the proper license.

On 06-06-2017 I went to Denali to investigate the complaint. Sled Dog liquor is located at the south end of town off on the east side of the Parks Highway, just south of the intersection of Crow's Nest Drive and Parks Highway. Sled Dog Liquor is located in the same building as Great 1 Grad-N-Go Grocery. Parked immediately in front of the Grab-N-Go Grocery/Sled Dog Liquor is a red food trailer that was open when I was there. The trailer was doing business as DenaliTakeOut.com and was running utilities from the grocery store/liquor store building.

Immediately adjacent to the grocery store/liquor store/food trailer is a Quonset hut-type building with a sign on it reading "McKinley Gifts" Built in front of the gift shop, adjacent to the grocery store/liquor store/food trailer is a wooden deck with a railing, picnic tables and benches. The entrance to the deck area faces towards the grocery store/liquor store/food trailer.

On the south side of the gift shop building is an electronic message sign which has "McKinley Gifts" printed on it. It was advertising the liquor and food on the sign in addition to other items. Various advertisements are displayed on the sign board as it scrolls through the various postings.

While I was in front of the businesses I saw people sitting on the deck consuming alcohol. I walked into Sled Dog Liquor and purchased a 550 ml bottle of alcoholic apricot fruit ale. I asked the female clerk where I could drink the alcohol and she directed me to the deck in front of the gift shop. I ordered food from the food trailer and sat on the picnic tables on the deck. I watched customers walk into Sled Dog Liquor, walk out with alcohol then walk out to the deck and consume the alcohol purchased in the package store.

On 07-27-2017 I returned to Denali to conduct a follow-up investigation on the complaint relating to Sled Dog Liquor. All businesses appeared to be operating as they were when I was in Denali on 06-06-2017. Liquor was still being advertised on the electronic message board on McKinley Gifts. Additionally, I saw the sign advertised "CANNABIDIOL TINCTURES, EDIBLES, LOTIONS AND DOG TREATS." In addition to the cannabidiol products and liquor the sign advertised "The Last Affordable Food For Miles."

I parked in front of the deck. I saw people on the deck consuming alcohol from the liquor store and enjoying food from the food trailer and the grocery store.

I went into McKinley Gifts to see if they were selling Cannabidiol products. I spoke with the clerk, identified myself as an AMCO Investigator. The clerk, Kim, who showed me the CBD products they had in stock. She said they recently started carrying them and had not sold any yet. I asked her about the liquor store next door. Kim told me the owner of the gift shop and the liquor store owner had some sort of arrangement, she was not sure what it was. I asked her who the deck belonged to and she told me the liquor store. I asked her if people were allowed to drink alcohol on the deck and she said they were.

I left McKinley Gifts and walked into Sled Dog Liquor and conducted an inspection. I identified myself to the on-duty clerk, Lyubomir Mladenov, as an AMCO Investigator. I asked MLADENOV if the deck belonged to the liquor store. He told me it did. I asked him if people were allowed to drink on the deck and he said they were. He said people like coming to the deck after work to hang out and drink.

My digital audio recorder was recording during my contact in McKinley Gifts and Sled Dog Liquor.

I researched the business licenses for the involved businesses. Sled Dog Liquor, DenaliTakeOut.com and Great 1 Grab-N-Go Grocery store are all owned by Sled Dog Liquor, Inc. Sled Dog Liquor, Inc. is owned by David COLEMAN.

All three businesses share a web site and Facebook page. The hours on the web site list the grocery store as open from 0600-0130 hrs., the liquor store as open from 0800-0130 hrs. and the food truck open from 1200-0100 hrs. daily. The "About" section of the Facebook page for Great 1 Grocery & Sled Dog Liquor reads, "We have the best selection of craft beers, sandwiches, salad, pizza slices, fresh fruit, groceries & snacks to satisfy your needs at an affordable price."

The business license for McKinley Gifts is owned by the Denali Gift Companies, Inc. and has been expired since 12-31-2010. Denali Gift Companies, Inc. is owned by Kevin HELWIG.

COLEMAN does not own the building or land where his businesses are located. A search of our licensing files revealed COLEMAN is leasing the buildings and land from Denali Gift Companies, Inc. COLEMAN's wife, DENISE COLEMAN is also listed as a Lessee for the property. According to the lease COLEMAN is leasing a 4,000 square foot commercial building consisting of the grocery store/package store and the land which together constitutes the premises. The lease refers to providing adequate parking for the package store/grocery store building and the Denali Outlet Store and right of access from the package store/grocery store to the Parks Highway. To access the package store/grocery store by vehicle one needs to turn off the Parks Highway at Crow's Nest Road then drive several yard south down a dirt road/driveway past McKinley Gifts and the large electronic advertisement sign before reaching the package store/grocery store/food trailer.

The lease also seems to allow the lessor to reserve for its own use an apartment, office and store room in the premise COLEMAN is leasing. The lease language is somewhat confusing and I find it unclear exactly which area COLEMAN may be leasing beyond the building where the package store and grocery store are located.

Since the commercial lease references Denali Outlet Store and not McKinley Gifts I searched for a business license for the Denali Outlet Store. The business license for this store is also owned by the Denali Gift Companies. The license for the Denali Outlet Store is listed as expired since 12-31-2011. The lease agreement additionally makes COLEMAN responsible for keeping the premises and all approaches and sidewalks clean, sightly and free of snow and rubbish during the time period of May 1 through September 30. Additionally, the lease requires COLEMAN to be responsible for general parking lot maintenance and seasonal snow removable during the same time period.

Clause 19 of the lease titled "USE OF THE PREMISES" states the lessee (COLEMAN) may use the premises "for any purpose reasonably related to the package sale of alcoholic beverages (including products ancillary thereto), and a full service grocery store which may include (but is not limited to) the onsite preparation of meals, the same of prepared meals, and a **full service café (including the dispensing and sale of alcoholic beverages).**"

Additionally, the lease requires COLEMAN to not sell, dispense, give or otherwise provide souvenirs, gifts and/or apparel unless approved by the Lessor. COLEMAN has Denali Cannabis Cache decals for sale in the liquor store in a humidor by the cash register with cigars. There appears to be other items in the humidor with the decals but the decals are obscuring the view.

COLEMAN's lease agreement further has a clause, #34, relating to signs and advertisement which reads" All signs or advertisements shall be approved by Lessor. No sign or other advertisement can be displayed or placed without first obtaining Lessor's consent."

Attached to the lease agreement is "Exhibit A" which lists the legal description the location being leased. A surveyor may be able to delineate on a map exactly which area COLEMAN is leasing.

There is no ordinance against public consumption of alcohol in the Denali Borough but the deck where the consumption is occurring appears to be private property, apparently managed and maintained by Sled Dog Liquors, LLC.

I did not witness any minors consuming alcohol, minors purchasing alcohol or minors on the licensed premise while I was in Denali. The complainant did state however that the minor consuming activity and minors purchasing tended to occur later in the evening.

Based on my investigation, it appears as if the three businesses owned by Sled Dog Liquor, LLC are intertwined and being managed in concert to form a de facto restaurant/eating place. Customers are able to and seem to be encouraged to purchase food and alcohol from the Sled Dog Liquor LLC businesses then consume the products on the deck which appears to at least be managed by Sled Dog Liquor, LLC based on statements of employees of the businesses working near the deck. Sled Dog Liquor, LLC currently holds only a seasonal packages store liquor license.

ATTACHMENTS:

Photos
Lease Agreement
Audio Recording

From: [Chiesa, Michael R \(CED\)](#)
To: [Hoelscher, James C \(CED\)](#)
Subject: Sled Dog Liquor
Date: Tuesday, August 15, 2017 4:15:44 PM
Attachments: [image001.png](#)

Good Afternoon,

I received a call from Trp. John Williamson from the Denali/Cantwell/Healy area this afternoon. He was calling about Sled Dog liquor and was calling to pass on complaint he has received from community members about Sled Dog liquor acting as a restaurant/eating place or beverage dispensary between the liquor store, the food trailer and the deck. He also passed on observations from himself and the other troopers relating to people purchasing alcohol at the liquor store and consuming on the deck. He believes the liquor store licensee is leasing the deck from the gift shop owner where the CBD's are being sold.

I explained to him I currently had an open investigation into the very same issue relating to the premises. I asked him to send any documentation he could of the problem and to pass any complaints he could on to me.

I wanted to pass this new information to you since it relates to my memo to you dated 08/03/2017.

I will share any additional information I receive relating to complaints about this premises.

Thank you kindly.

Respectfully,

Mike Chiesa




Michael Chiesa
Special Investigator I
Enforcement Unit
Alcohol & Marijuana Control Office

1648 S. Cushman St., Suite 203
Fairbanks, AK 99701
Office (907) 451-2030
Cell (907) 328-8335
michael.chiesa@alaska.gov



MEMORANDUM

TO: James Hoelscher, Enforcement Supervisor

FROM:  Michael Chiesa, Special Investigator I

DATE: September 11, 2017

RE: 4838- Sled Dog Liquor Follow-up

On 08-15-2017 I received a call from Trp. John Williamson, with the Alaska State Troopers assigned to the Denali/Cantwell/Healy area. He called to pass on complaints he has received from community members about Sled Dog liquor acting as a restaurant/eating place or beverage dispensary between the liquor store, the food trailer and the deck. He also passed on observations from himself and the other troopers relating to people purchasing alcohol at the package store and consuming it on the deck adjacent to the package store. He believes the liquor store licensee is leasing the deck from the owner of the gift shop adjacent to the package store and is allowing members of the public to gather on the deck and consume alcohol.

On 09-01-2017 I conducted an undercover follow-up investigation at Sled Dog Liquor. I walked into the package store and purchased two bottles of alcoholic beverages from the female clerk on-duty at the package store. I asked the clerk where I could order food from the food trailer parked in front of the package store. The clerk told me I could order my food right there at the package store cash register. I then placed an order for food from the food trailer from the clerk at the package store cash register and paid for my food from the food trailer in the package store.

After purchasing alcohol and food inside of the package store I went out to the food trailer and waited for my food order to be prepared. After picking up my food order I remained in the area for approximately one hour and watched the activity in front of the package store between the food trailer and the deck. I saw several people consuming alcoholic beverages on the deck adjacent to the package store. I saw several people walk into the package store, walk out with alcohol then go to the deck, sit down and consume the alcohol. I saw people pick up food from the food trailer bring it to the deck to eat their food and consume alcoholic beverages. The gift store was open at the time but I did not see anybody come from the gift store to loiter on the deck. I did see a male employee from the package store walk the deck area and appear to be picking up trash from the deck.

I issued the licensee of Sled Dog Liquor a Notice of Violation on 09-08-2017 for violation of A.S. 04.16.090: Prohibition of bottle clubs.

Denali Gift Companies, Inc

"Shop 'Til Dark"



Canyon Gift Co. Denali Gift Co. McKinley Gifts

We are Denali National Park's largest independent gift retailer with almost 9000 square feet in three locations.

The Canyon Gift Co. is located in the Rainbow Village Shopping Center directly across the street from the Denali Princess Wilderness Lodge and just South of the McKinley Chalets. The largest gift shop at the Park -- don't miss this shopping experience!

The Denali Gift Company is located adjacent to the world famous Denali Park Salmon Bake and across the Park's Highway from the Denali Princess Canyon Station lodge. This store carries some very nice clothing articles along with a nice selection of souvenirs.

The McKinley Gifts Store is located on the South end of the business district across from the new Denali Princess Canyon Station Lodge between the World Famous Denali Park Salmon Bake and the Denali Park Grocery and Liquor Store. We have a large selection of T-shirts and other clothing and souvenirs. Check out the Alaskan T-shirt cabin inside the gift shop and take your picture standing next to the large life-like Polar Bear inside!

We have the largest inventory of Denali and Alaska branded merchandise at the Park. We offer the best prices on gifts, clothing and souvenirs -- GUARANTEED!!

Shop everywhere in the Park then visit our stores. You will be pleasantly surprised.

Open seasonally May 1 to September 19 - 8am to 10pm daily

| | |
|---------------------|----------------|
| Canyon Gift Company | (907) 683-7200 |
| Denali Gift Company | (907) 683-3300 |
| Denali Outlet Store | (907) 683-6888 |

Kevin Helwig
P.O. Box 90
Denali National Park, AK 99755

Corporate Office:
(907) 683-2732 (year-round number)
FAX (907) 683-6886 - (summer only)

More information about where to stay, eat, shop and things to do is at www.denalivisitorcenter.com



inside!

We have the largest inventory of Denali and Alaska branded merchandise at the Park. We offer the best prices on gifts, clothing and souvenirs -- GUARANTEED!!

Shop everywhere in the Park then visit our stores. You will be pleasantly surprised.

Open seasonally May 1 to September 19 - 8am to 10pm daily

Canyon Gift Company (907) 683-7200
Denali Gift Company (907) 683-3300
Denali Outlet Store (907) 683-6888

Kevin Helwig
P.O. Box 90
Denali National Park, AK 99755

Corporate Office:
(907) 683-2732 (year-round number)
FAX (907) 683-6886 - (summer only)

More information about where to stay, eat, shop and things to do is at www.denalivisitorcenter.com



SEASONAL EMPLOYMENT OPPORTUNITIES
May to September

Visit our neighbors:

The Denali Park Grocery and Liquor

THE WORLD FAMOUS DENALI PARK SALMON BAKE



AccuWeather.com®

Denali National Park, AK

Current Hourly Info | 16 Days



Shows

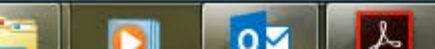
64°F

RealFeel® 67°

Weather Forecast | Weather Maps



Denali National Park, Alaska. Established in 1917. Home of a large variety of wildlife including Grizzly Bears, Moose, Caribou, Dall Sheep, Wolves, Fox, Eagles, Owls and dozens of other species. Home of Mt. McKinley rising 23,230 feet tall making it the highest point in North America. Hundreds of thousands of visitors come each summer to see the wildlife and Mt. McKinley. Staying at local lodges, visiting gift shops and restaurants. Local activities include hiking, riverboat trips, river rafting, flightseeing, horseback riding, golf, ATV and Jeep adventures. Denali National Park is a must see if you visit Alaska!!



Locals get a 5% discount on everything in the store!

Come join our rewards program.

Thank you for your support!

4th OF JULY SPECIALS!!

Buy 2 Crown Royal 750 ml for \$62 save \$8!

Buy 2 Jim Beam Travelers 750 ml for \$34 save \$6!

Buy 2 Jameson 750 ml for \$57 save \$6!

Buy 2 Smirnoff PET 750 ml for \$37 save \$3!

PBR!!!

Buy 2-24 packs of PBR cans for \$50 save \$4!

Buy 2-18 packs of PBR cans for \$39 save \$2.50!

Buy 2-12 packs of PBR cans for \$24 save \$2!



"The Last Affordable Food for Miles"

Hours:

Grocery Store 6am-1:30am

Liquor Store 8am-1:30am

Food Truck noon-1am



Great 1 Grocery & Sled Dog Liquor
Like This Page · May 19 ·

Come get some delicious eats at Great 1!
Open daily at 4 pm for now

Like Comment Share

42 Chronological

View 1 more comment

Aleta Blanchard What? Amazing! Can't wait to try it out!

Like · Reply · 2 · May 19 at 8:10pm

Laurie Coleman Kelson Good Luck. Great idea.

Like · Reply · May 19 at 9:01pm

Leah Hope Mitchell Woohoo, so exciting!

Like · Reply · 1 · May 19 at 10:07pm

Terry StGermain Pennington The food was good and reasonably priced!!

Like · Reply · 1 · May 19 at 10:45pm

Great 1 Grocery & Sled Dog Liquor Thank you Terry!

Like · Reply · May 20 at 10:00am

Justin Maniar Woowow. Grande people will never go elsewhere haha

Like · Reply · May 20 at 4:24am

Great 1 Grocery & Sled Dog Liquor We love the Grande people!

Like · Reply · May 20 at 10:00am

Write a comment...

----- Original Message -----

Subject: Execution of Lease and Promissory Note

From: <dave@denalinightly.com>

Date: Sat, February 27, 2016 8:38 am

To: "Kevin Helwig" <kevin@denalipark.com>

Cc: "Bob Groseclose" <bob@alaskalaw.com>, "Mamie Davis" <mamied@alaskalaw.com>, "William Brattain" <brattain@bakerbrattain.com>

Kevin,

Sled Dog Liquor Inc, Denise & I agree to the attached Lease and Promissory Note received yesterday.

We signed and have attached a copy of the promissory note. As we discussed we will mail you the original.

As far as the Lease can you please sign, notarize and scan me the signature page? I will do the same once I receive your copy and plan to submit the lease as part of the ABC package on Monday. As we discussed we will mail you the original.

Time is of the essence.

Thanks for everything.

Dave
970-729-0101



Alaska Alcoholic Beverage Control Board

Package Store License

Form AB-17b: 2019/2020 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 package store liquor license that will expire on December 31, 2018. 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. Receipt and/or processing of renewal payments by AMCO staff neither indicates nor guarantees that an application will be considered complete, or that a license will be renewed.

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: | Sled Dog Liquor Inc | License #: | 4838 |
| License Type: | Package Store - Seasonal | Statute: | AS 04.11.150 |
| Doing Business As: | Sled Dog Liquor | | |
| Premises Address: | Mile 238.4 Parks Hwy | | |
| Local Governing Body: | Denali Borough | | |
| Community Council: | None | | |

| | | | |
|------------------|---------------|--------|-------|
| Mailing Address: | PO BOX 2350 | | |
| City: | Crested Butte | State: | CO |
| | | ZIP: | 81224 |

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.

| | | | |
|-------------------|------------------------|----------------|--------------------------------------|
| Contact Licensee: | David Coleman | Contact Phone: | 49707290101 ^{Colorado cell} |
| Contact Email: | dave@denalinightly.com | | |

Optional: If you wish for AMCO staff to communicate with individual who is not a licensee named on this form (eg: legal counsel) about this application and other matters pertaining to the license, please provide that person's contact information in the fields below.

| | | | |
|------------------|--|----------------|--|
| Name of Contact: | | Contact Phone: | |
| Contact Email: | | | |



Form AB-17b: 2019/2020 Package Store Renewal License Application

Section 2 – Entity or Community Ownership Information

This top 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). This number is neither your EIN/tax ID number, nor your business license number. **You may view your entity's status or find your CBPL entity number by visiting the following site: <https://www.commerce.alaska.gov/cbp/main/search/entities>**

General partnerships and local governments should skip to the second half of this page. Licensees who directly hold a license as an individual or individuals should skip to Section 3.

| | |
|-----------------------|----------|
| Alaska CBPL Entity #: | 10036108 |
|-----------------------|----------|

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**.

Important Note: The information provided in the below fields (including spelling of names, specific titles, and percentages held) must match that which is listed with CBPL. If one individual holds multiple titles mentioned in the bullets above, all titles must be listed for that individual on this application and with CBPL. Failure to list all required titles constitutes an incomplete application.

| | | | | | |
|-------------------|-----------------------------------|--------|------------|----------|-------|
| Name of Official: | David Coleman | | | | |
| Title(s): | President, Secretary, Treasurer | Phone: | 9707290101 | % Owned: | 100% |
| Mailing Address: | PO Box 2350 Director, Shareholder | | | | |
| City: | Crested Butte | State: | CO | ZIP: | 81224 |

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

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



Form AB-17b: 2019/2020 Package Store Renewal License Application

Section 3 – Sole Proprietor Ownership Information

This section must be completed by any licensee who directly holds the license as an **individual or multiple individuals** and is applying for license renewal. If more space is needed, please attach a separate sheet that includes all of the required information. Entities should skip to Section 4. The following information must be completed for each licensee and each affiliate (spouse).

This individual is an: applicant affiliate (spouse)

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

This individual is an: applicant affiliate (spouse)

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

Section 4 – 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 set forth in AS 04.21.025 and 3 AAC 304.465.

Section 5 – License Operation

Check a single box for each calendar year that best describes how this liquor license was operated:

2017 2018

The license was regularly operated continuously throughout each year.

The license was regularly operated during a specific season each year.

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

If this box is checked, a complete copy of Form AB-30: Proof of Minimum Operation Checklist, and all necessary documentation must be provided with this application.

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 of the calendar years.

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, unless a complete copy of the form (including fees) has already been submitted for that year.

| | | |
|-----|-------------------------------------|---|
| | <input type="checkbox"/> | <input type="checkbox"/> |
| Yes | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> Yes |
| | <input type="checkbox"/> | <input type="checkbox"/> |
| | <input type="checkbox"/> | <input type="checkbox"/> |



Alaska Alcoholic Beverage Control Board
Form AB-17b: 2019/2020 Package Store Renewal License Application

Section 6 – Written Orders

Written orders in calendar years 2019 and 2020: Yes No

Do you intend to sell alcoholic beverages and ship them to another location in response to written solicitation in calendar years 2019 and/or 2020?

Section 7 – Violations and Convictions

Applicant violations and convictions in calendar years 2017 and 2018: Yes No

Have any notices of violation (NOVs) been issued to this licensee in the calendar years 2017 or 2018?

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 2017 or 2018?

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

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, 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.

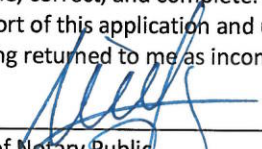
I certify that I have not altered the functional floor plan or reduced or expanded the area of the licensed premises, and I have not changed the business name or the ownership (including officers, managers, general partners, or stakeholders) from what is currently approved and on file with the Alcoholic Beverage Control (ABC) 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.

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 or 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 to me as incomplete.


 Signature of licensee
David Coleman
 Printed name of licensee

DESISLAVA AULL
 Notary Public – State of Colorado
 Notary ID 20174031740
 My Commission Expires Jul 28, 2021


 Signature of Notary Public
 and for the State of Colorado
 My commission expires: Jul 28, 2021

Subscribed and sworn to before me this 10th day of December, 2018.

Seasonal License? Yes No
 If "Yes", write your six-month operating period: 4/1 - 9/30

| | | | | | |
|---|-----------|------------------|-----------|--------|------------------|
| License Fee: | \$ 750.00 | Application Fee: | \$ 300.00 | TOTAL: | \$ 1050.00 |
| Miscellaneous Fees: | | | | | |
| GRAND TOTAL (if different than TOTAL): | | | | | <u>\$1050.00</u> |

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: 09/08/2017

License #/Type: 4838 / Package Store - Seasonal

Licensee: Sled Dog Liquor Inc.

Address: Mile 238.4 Parks Highway, Denali, AK

DBA: Sled Dog Liquor

AMCO Case #: AB17-0406

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 05-30-2017 I received an anonymous complaint that Sled Dog Liquor, license 4838, a package store licensee in Denali was selling alcohol to customers, including minors, allowing them to consume alcohol and dine on a wooden deck built adjacent to the package store in front of an adjacent gift shop. The complainant stated the licensee owns a food trailer in front of the package store where members of the public purchase the food to eat on the deck.

During my investigation I visited the location in June, July and September 2017. I purchased alcohol in the package store and ordered/purchased food at the grocery store (in same building as package store.) I picked up the food at the food trailer (parked in front of the grocery and package stores and adjacent to the deck and gift store.) An employee of the package store directed me to the deck to consume alcohol and eat the food. I saw members of the public consuming alcohol on the deck, purchase alcohol in the package store, pick up food at the food trailer and walk to the deck to consume the alcohol and eat their food. Employees of the package store and adjacent gift shop told me the deck belongs to the package store and they allow people to consume alcohol on the deck. During my September visit I ordered and purchased food from the package store counter/cash register after purchasing alcohol, then picked up the food at the food trailer. Business licensing records reveal the licensee owns the package store, the food trailer parked in front of the package store and the grocery store. ABC licensing records further reveal the licensee leases the building and land around the building from the owner of the adjacent gift store.

This is a violation of A.S. 04.16.090: Prohibition of bottle clubs-

(a) A person may not maintain a place in which alcohol beverages are received or kept, or to which alcoholic beverages are brought, for consumption by members of the public or by members of a club, corporation, or association, unless the person is authorized to do so under this title.

You are hereby ordered to cease and desist this activity and take immediate measures to prevent further violations which could result in criminal prosecution.

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: M. Chiesa

Received by:

SIGNATURE: 

SIGNATURE:

Delivered VIA: Email

Date: