



Alcohol & Marijuana Control Office  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, AK 99501

Date: 3-23-17  
Number AB17-0124  
Page 1 of 1 Page

## Notice of Violation

(3AAC 304.525)

Licensee <b>Girdwood Brewing Company, LLC</b>	License Number <b>5518</b>	Type of License <b>Brewery</b>
D.B.A. <b>Girdwood Brewing Company 2700 Alyeska Highway</b>	How Delivered <b>VIA USPS 7012 2250 0000 9617 5187</b>	Law Enforcement Agency <b>Whittier Police Department</b>
Street or P.O. Box <b>PO Box 58</b>	City, State <b>Girdwood, AK</b>	Zip <b>99587</b>

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.

**VIOLATION:** On or about 3-18-17, covered on a TV news show, it was observed you had a grand opening. Upon checking AMCO records, it was revealed that you were approved by the board for a brewery license and the issuance was delegated to the director. You began operations on 3-16-17 until you were notified 3-20-17 by Inv. Hoelscher you haven't been issued a license yet. During the period you were opened and unlicensed, you profited 36,022.00.

**Your attention is directed to AS04.11.010: License or permit required; presumption concerning possession for sale**

**You are directed to respond to the Alcohol Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence 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 include your Alcohol License Number in your response.**

Sara Chambers, Acting Director  
Alcohol & Marijuana Control Office  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501

### A Response is Required

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.

Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>F.R. Hamilton</i>	Title: Investigator III



## GIRDWOOD BREWING COMPANY, LLC

2700 Alyeska Highway / (907) 783.BREW / info@girdwoodbrewing.com

April 3, 2017

VIA USPS CERTIFIED MAIL

Sarah Chambers, Acting Director  
Alcohol & Marijuana Control Office  
550 W. 7th Ave, Suite 1600  
Anchorage, AK 99501

**Re: Notice of Violation No. AB17-0124  
License No. 5118**

Dear Ms. Chambers:

On March 20, 2017, Girdwood Brewing Company, LLC Co-Owner/Brew Engineer Rory Marengo received a phone call from the Alaska Alcohol & Marijuana Control Office (AMCO) Enforcement Supervisor James Hoelscher. Mr. Hoelscher informed Mr. Marengo that Girdwood Brewing Company, LLC (GBC) was out of compliance because its brewery license had not yet been issued. That same day, Mr. Marengo emailed Mr. Hoelscher the correspondence from the Municipality of Anchorage (MOA) and AMCO conveying the brewery license approval. Based on this correspondence, GBC had a good faith belief that License No. 5118 had been approved and it began operations on March 16, 2017.

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Upon being notified by Mr. Hoelscher of its non-compliance, and informed by Mr. Hoelscher that a site inspection was required, GBC immediately scheduled the site inspection with AMCO. The site inspection occurred on March 22, 2017 and License No. 5118 was issued that same day.

On March 30, 2017, GBC received Notice of Violation No. AB17-0124 for operating without a license. As explained above, GBC had a reasonable good faith belief that its brewery license application had been approved based on communications from and with the MOA and AMCO. After being contacted by Mr. Hoelscher, GBC immediately rectified the situation before resuming brewing operations. Specifically, GBC was notified of the issue on March 20<sup>th</sup>, was closed March 20<sup>th</sup>, 21<sup>st</sup> and 22<sup>nd</sup>, and did not resume operations until March 23<sup>rd</sup> (after the site inspection was conducted and the license issued).

Please note that License No. 5118 is currently posted in a visible location in the GBC brewery premises as required by State law. Further, GBC understands that this license is required to be renewed biennially per AS 04.11.130(d) and has docketed the renewal date in its calendar. Further, GBC understands that

AMCO

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additional inspections may be required at that time. Accordingly, GBC feels confident that a reoccurrence of this violation is very unlikely.

Compliance with AMCO statutory and regulatory law is of the utmost important to the Girdwood Brewing Company. This violation was unintentional and solely due to GBC's unfamiliarity with the nuances of the AMCO licensing procedures. We respectfully request that AMCO find the corrective actions taken by GBC to date, and the preventative measures implemented by GBC, acceptable and sufficient.

Please contact me at any time with any questions at the phone number or email address listed below.

Sincerely,

Rory Marenco  
Girdwood Brewing Company  
Co-Owner/ Brew Engineer  
(907) 830.6982  
rory@girdwoodbrewing.com

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Alaska Alcoholic Beverage Control Board

**Form AB-17: 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 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:	Girdwood Brewing Company, LLC	License #:	5518
License Type:	Brewery	Legal Ref.:	AS 04.11.130
Doing Business As:	Girdwood Brewing Company		
Premises Address:	2700 Alyeska Highway		
Local Governing Body:	Municipality of Anchorage		
Community Council:	Girdwood		

Mailing Address:	PO Box 58		
City:	GIRDWOOD	State:	AK
ZIP:	99587		

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:	BRETT MARENCO	Contact Phone:	907.351.0035
Contact Email:	BRETT@GIRDWOODBREWING.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:			



Alaska Alcoholic Beverage Control Board  
**Form AB-17: 2019/2020 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 #:	10034868
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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.

BM

- 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:	BRETT MARENCO					
Title(s):	MEMBER	<del>FOUNDER / MANAGER</del>	Phone:	907.351.0035	% Owned:	20
Mailing Address:	PO Box 58					
City:	GIRDWOOD	State:	AK	ZIP:	99587	

Name of Official:	RORY MARENCO					
Title(s):	MEMBER	<del>FOUNDER / MANAGER</del>	Phone:	907.830.6982	% Owned:	20
Mailing Address:	PO Box 145					
City:	GIRDWOOD	State:	AK	ZIP:	99587	

Name of Official:	JOSH HEGNA					
Title(s):	MEMBER	<del>MANAGER / MANAGER</del>	Phone:	907.830.2549	% Owned:	20
Mailing Address:	PO Box 1664					
City:	GIRDWOOD	State:	AK	ZIP:	99587	

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RECEIVED  
 JAN 15 2019  
 ALCOHOL BEVERAGE CONTROL OFFICE  
 STATE OF ALASKA



Alaska Alcoholic Beverage Control Board  
**Form AB-17: 2019/2020 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 using 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 #:	10034868
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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.

BM

- 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:	AMY JHIMEK			
Title(s):	<del>FOUNDER</del> MEMBER	Phone:	907.350.6157	% Owned: 20
Mailing Address:	570 E BENSON STE 16			
City:	ANCHORAGE	State:	AK	ZIP: 99587

Name of Official:	KARL McLAUGHLIN			
Title(s):	<del>FOUNDER</del> MEMBER	Phone:	907.230.3109	% Owned: 20
Mailing Address:	5813 YUKON CHARLIE LOOP			
City:	ANCHORAGE	State:	AK	ZIP: 99502

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

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# Form AB-17: 2019/2020 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:		ZIP:	
Email:					

This individual is an:  applicant  affiliate (spouse)

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

## Section 4 – Alcohol Server Education

This section must be completed only by the holder of a **beverage dispensary, club, or pub** license or **conditional contractor's permit**. The holders of all other license types should skip to Section 5.

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.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
The license was regularly operated during a specific season each year.	<input type="checkbox"/>	<input type="checkbox"/>
The license was only operated to meet the minimum requirement of 240 total hours each calendar year. <i>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.</i>	<input type="checkbox"/>	<input type="checkbox"/>
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. <i>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.</i>	<input type="checkbox"/>	<input type="checkbox"/>



# Form AB-17: 2019/2020 Renewal License Application

## Section 6 – 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 7 – 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.  BM

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 Board.  BM

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.  BM

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.

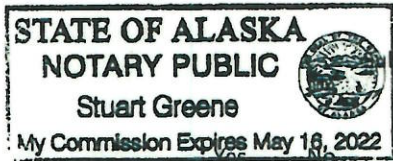
Brett Maronco  
Signature of licensee

[Signature]  
Signature of Notary Public

BRETT MARONCO  
Printed name of licensee

Notary Public in and for the State of ALASKA

My commission expires: May 16 2022



Subscribed and sworn to before me this 19 day of December, 2018.

Seasonal License?   If "Yes", write your six-month operating period: \_\_\_\_\_

License Fee:	\$ 1000.00	Application Fee:	\$ 300.00	TOTAL:	\$ 1300.00
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):					