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:

Licensee:

DBA:

License #/Type: Address: AMCO Case #:

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPREARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

*Please send your response to the address below and include your alcohol license number in your response.

3 AAC 304.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Alcohol & Marijuana Control Office ATTN: Enforcement 550 W. 7th Ave, Suite 1600 Anchorage, Alaska 99501 amco.enforcement@alaska.gov

Issuing Investigator:

SIGNATURE:

Received by:

Date:

SIGNATURE:

Delivered VIA:

updated 11/01/18

7017 0530 0000 9548 8719

J.R. Hamilton

From:	Laile Fairbairn
То:	CED AMCO Enforcement (CED sponsored)
Cc:	Katherine Cooper; Chris Lazaro
Subject:	Spenard Roadhouse #4825 Response to NOV
Date:	Monday, February 25, 2019 3:29:08 PM
Attachments:	AMCO Notice of Violation Response SRH 022119.pdf
	Spenard Roadhouse AMCO Letter.pdf

Hello -- Please find attached the response to Notice of Violation, AM19-0297, for Spenard Roadhouse. Also please find a letter from Anchorage Daily News, the promoter for the event that we participated in.

We apologize for our failure to do due diligence on the proper permit for this type of event and we better understand what we would do differently.

Please let me know if any further follow up is needed.



Spenard ROADHOUSE

February 21, 2019

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

Re: Notice of Violation, AM19-0297, license # 4825

Dear Investigator Hamilton,

On January 26, 2019, we participated in *Anchorage Daily News* event, The Best of Alaska, at the Dena'ina Center. As one of the winners of Best Mixologist and Best Bloody Mary, we were invited to serve samples of our cocktails. We served 2 oz. portions of our Bloody Mary and Rhubarbra Streisand cocktail, both which feature vodka.

ADN asked for our staff TAM card numbers and seemed to have the event details thought out and we assumed that they had obtained the proper permit for the event.

After the event, we were notified by you that we, in fact, violated our license because the type of permit obtained was a special event caterers' permit for a non-profit. Only beer and wine can be served with this type of permit and the product needed to be donated to the non-profit for service at the event.

Now we understand that we should have obtained our own caterer's permit for this type of event.

We take full responsibility for not doing our due diligence before participating and will make sure that we have the correct permit in place for future events.

If you or Director Erika McConnell would like to discuss in person, I would be happy to do so.

Sincerely,

Laile Fairbain Managing Member 907.632.4343 cell

> 1049 W. Northern Lights Boulevard Anchorage, AK 99503 907.770.ROAD (7623) | spenardroadhouse.com

ANCHORAGE DAILY NEWS

Anchorage Daily News 300 W. 31st Ave Anchorage, AK 99503

Spenard Roadhouse 1049 W. Northern Lights Blvd. Anchorage, AK 99503

RE: Best of Alaska

February 22nd, 2019

To Whom It May Concern:

It was brought to our attention that your establishment was issued a Notice of Violation for your participation in the Best of Alaska event. We do understand the seriousness of the situation and I apologize for putting your license at risk. We understand that this honest mistake carries massive implications for our vendors. This was in no way our intention and I hope you know that we do understand the severity of the situation and that we are working on processes so that this does *NOT* happen in the future.

Here is what happened, and the plan we have put into motion to prevent this from happening in the future:

ADN obtained a special event permit with our charity partner. When the permit was approved, we filed it and continued planning the event. It wasn't until after the event, that we realized the oversight on our part, that it was a 'beer/wine' only event permit.

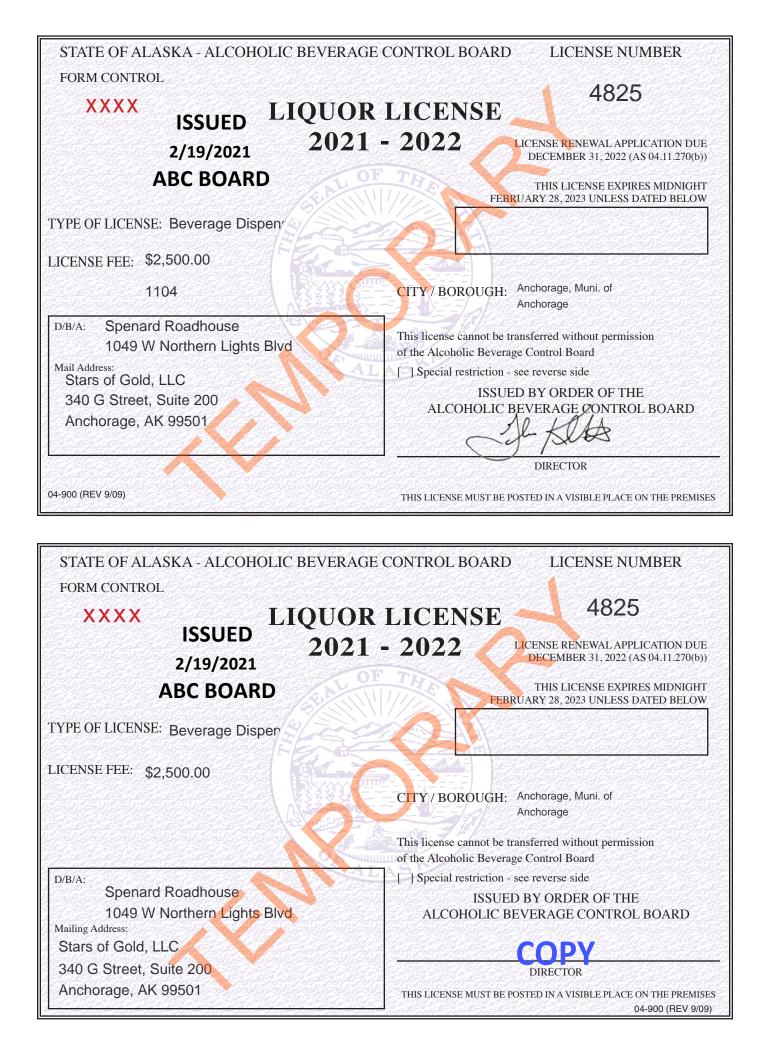
After conversations with AMCO we have a better understanding on how this permit works, and which type of permit we need to use for events when serving spirits in addition to beer/wine. We know who to contact for questions and plan on having a meeting with an AMCO representative, our licensee partner with all vendors (either collectively or individually, if needed) prior to the event. In future years, we will share the permit with all vendors, and in the event they need something additional, we can work together to assure everyone is operating within the correct regulations.

On behalf of the Best of Alaska Event and ADN, I would like to apologize that this mistake happened. Please let us know if there is anything that we can do to assist in this process.

Best, Sarah Boice Director of Events, ADN

List of Notices of Violations for 2021/2022 Renewal License Application

Notice of Violation 2/15/19 AMCO Case #: AM19-0297





Alaska Alcoholic Beverage Control Board

Master Checklist: Renewal Liquor License Application

Doing Business As:	License Number:	
License Type:		
Examiner:	Transaction #:	

Document	Received	Completed	Notes
AB-17: Renewal Application			
App and License Fees			

Supplemental Document	Received	Completed	Notes
Tourism/Rec Site Statement			
AB-25: Supplier Cert (WS)			
AB-29: Waiver of Operation			
AB-30: Minimum Operation			
AB-33: Restaurant Affidavit			
COI / COC / 5 Star			
FP Cards & Fees / AB-08a			
Late Fee			

Names on FP Cards:		
	Yes	No
Selling alcohol in response to written order (package stores)?		
Mailing address and contact information different than in database (if yes, update database)?		
In "Good Standing" with CBPL (skip this and next question for sole proprietor)?		
Officers and stockholders match CBPL and database (if "No", determine if transfer necessary)?		
LGB 1 Response: LGB 2 Response:		
Waive Protest Lapsed Waive Protest Lapsed		
[Master Checklist: Renewal] (rev 09/20/2018)	Pag	ge 1 of 1



- This form and any required supplemental forms must be completed, signed by the licensee, and postmarked no later than 12/31/2020 per AS 04.11.270, 3 AAC 304.160, with all required fees paid in full, or a non-refundable \$500.00 late fee applies.
- Any complete application for renewal or any fees for renewal that have not been postmarked by 02/28/2021 will be expired per AS 04.11.540,3 AAC 304.160(e).
- 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):	Stars of Gold, LLC	License #:	4825
License Type:	Beverage Dispensary		•
Doing Business As:	Spenard Roadhouse		
Premises Address:	1049 W. Northern Lights Blvd Anchorage 99501		
Local Governing Body:	Municipality of Anchorage		
Community Council:	Spenard		

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

Mailing Address:	340 G Street, Suite 200				
City:	Anchorage	State:	AK	ZIP:	99501

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:	Laile Fairbairn	Contact Phone:	907-632-4343
Contact Email:	laile@snowcitycafe.com		

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:	Chris Lazaro	Contact Phone:	907-743-1049
Contact Email:	chris@spenardroadhouse.com		

Name of Contact:	Cindy Lyons	Contact Phone:	907-334-9700
Contact Email:	cindy@locallygrownak.com		

Name of Contact:	Contact Phone:	
Contact Email:	C	



Section 2 – Entity or Community Ownership Information

Sole Proprietors should skip this Section.

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

Alaska CBPL Entity #:	116647

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 <u>10 days</u> of the change and <u>must be accompanied by</u> a full set of fingerprints on FBI-approved card stock, AB-08a's, payment of \$48.25 for <u>each new officer</u> 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:
 - o All shareholders who own 10% or more stock in the corporation
 - o Each President, Vice-President, Secretary, and Managing Officer regardless of percentage owned
- Limited Liability Corporations, of any type must list ONLY the following:
 - o All Members with an ownership interest of 10% or more
 - o All Managers (of the LLC, not the DBA) regardless of percentage owned
- Partnerships of any type, including Limited Partnerships must list ONLY the following:
 - Each Partner with an interest of 10% or more
 - o All General Partners regardless of percentage owned

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

Name of Official: Laile Fairbairn and Andy Lebo TBE									
Title(s):	Manager/Member	Phone:	632-4343	% Owned: 12		12.19			
Mailing Address:	340 G Street, Suite 200								
City:	Anchorage	State:	AK	ZIP:	99501				

Name of Official:	l			
Title(s):	_			
Mailing Address:	_			-
City:		I I	L	

Name of Official:	Tim Seaver and Jennifer Wagner TBE							
Title(s):	Members	Phone:		% Owned:	12 . ¹⁹			
Mailing Address:	340 G Street, Suite	340 G Street, Suite 200						
City:	Anchorage	State:	AK	ZIP: 99	99501			



Section 2 – Entity or Community Ownership Information

Sole Proprietors should skip this Section.

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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).

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 - o 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:
 - o 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:
 - o Each Partner with an interest of 10% or more
 - o All General Partners regardless of percentage owned

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

Name of Official:	Rob & Jeannie Sato TBE							
Title(s):	Members Phon			% Owned:	'12.19			
Mailing Address:	340 G Street, Suite 200	340 G Street, Suite 200						
City:	Anchorage	State:	AK	ZIP: 99	99501			

Name of Official:	Joseph Dugan							
Title(s):	Member	Member Phone: % Owned:				15.7 3		
Mailing Address:	340 G Street, Suite 200	340 G Street, Suite 200						
City:	Anchorage	State:	AK	ZIP:	995	501		

Name of Official:	Jo Ann & Larry Asher TBE								
Title(s):	Manager/Member Phone:		% Owned:	12. 19					
Mailing Address:	340 G Street, Suite 200	340 G Street, Suite 200							
City:	Anchorage	State:	AK	ZIP: 99	501				



Section 3 – Sole Proprietor Ownership Information

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

READ BEFORE PROCEEDING: Any new or changes to the ownership of the business license must be reported to the ABC Board within <u>10 days</u> 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 <u>each new owner or officer</u> 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.

i nis individual is an:		Applican	C _	′	Апшате						
Name:								Contact Phone:			
Mailing Address:								· · · · ·			
City:							State:		ZIP:		
Email:								•	-	-4	
This individual is an:		Applican	t		Affiliate						
Name:								Contact Phone:			
Mailing Address:	-	-			-				-		_
City:							State:		ZIP:		
Email:						\mathbf{z}^{B}					
				5	Section 4	4 – Lic	ense O	peration			
Check ONE BOX for E	ACH	CALENE	DAR YEA	1 <i>R</i> th	nat best descr	ibes how	this liquor lie	cense was operated:		2019	2020

- 1. The license was regularly operated continuously throughout each year. (Year-round)
- 2. The license was only operated during a specific season each year. (Seasonal) If your operation dates have changed, list them below:
- 3. The license was only operated to meet the minimum requirement of 240 total hours each calendar year. <u>A complete AB-30: Proof of Minimum Operation Checklist, and all documentation must be provided with this form.</u>

to

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. <u>A complete Form AB-29</u>: <u>Waiver of Operation Application</u> <u>and corresponding fees must be submitted with this application for each calendar year during which the license was not operated.</u>

If you have not met the minimum number of hours of operation in 2020, you are not required to pay the fees, however a complete AB-29 is required with Section 2 marked "OTHER" and COVID is listed as the reason.

Section 5 – 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 2019 or 2020?



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.



Section 6 - Certifications

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

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

Inh	- · · · · · · · · · · · · · · · · · · ·	MA
Signature of licensee Laile Fairbarn	NOTARY PUBLICorrection	Signature of Notery Public
Printed name of licensee	OF ALAST	My commission expires: Mar 18, 2024
	Subscribed and sworn to before me this_	1 day of December , 2020

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

All renewal and supplemental forms are available online

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

FOR OFFICE USE ONLY

License Fee:	\$2500	Application Fee:	\$ 300.00	Misc. Fee:	\$
Total Fees Due:					\$2800.00

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

State of Alaska / Commerce / Corporations, Business, and Professional Licensing / Search & Database Download / Corporations / Entity Details

ENTITY DETAILS

Name(s)

Туре	Name
Legal Name	Stars of Gold, LLC
Entity Type:	Limited Liability Company
Entity #:	116647
Status:	Good Standing
AK Formed Date:	6/12/2008
Duration/Expiration:	Perpetual
Home State:	ALASKA
Next Biennial Report Due:	1/2/2022
Entity Mailing Address:	340 G STREET STE 200, ANCHORAGE, AK 99501
Entity Physical Address:	1049 W. NORTHERN LIGHTS BLVD, ANCHORAGE, AK 99503
Registered Agent	
Agent Name:	Laile Fairbairn

Registered Mailing Address: 340 G STREET STE 200, ANCHORAGE, AK 99501

Registered Physical Address: 340 G STREET STE 200, ANCHORAGE, AK 99501

Officials

□Show Former

AK Entity #	Name	Titles	Owned
	Ben & Eleanor Parrish, TBE	Member	6.64
	Catherine Call	Member	3.70
	Ethan Berkowitz	Member	5.21

AK Entity #	Name	Titles	Owned
	Jeff & Jeanne Friedman Living Trust	Member	7.41
	Jo Ann & Larry Asher, TBE	Member	12.19
	JO ANN ASHER	Manager	
	John Parrish	Member	2.78
	Joseph Dugan	Member	15.73
	LAILE FAIRBAIRN	Manager	
	Laile Fairbairn & Andy Lebo, TBE	Member	12.19
	Mara Kimmel	Member	5.21
	Rob and Jeannie Sato, TBE	Member	13.96
	Suzanne Cole	Member	2.78
	Tim Seaver & Jennifer Wagner, TBE	Member	12.19

Filed Documents

Date Filed	Туре	Filing	Certificate
6/12/2008	Creation Filing	Click to View	
6/06/2010	Biennial Report	Click to View	
6/09/2010	Agent Change	Click to View	
1/12/2012	Biennial Report	Click to View	
12/21/2012	Change of Officials	Click to View	
12/30/2013	Biennial Report	Click to View	
10/20/2014	Change of Officials	Click to View	
1/14/2015	Entity Address Change	Click to View	
12/01/2015	Entity Address Change	Click to View	
12/01/2015	Agent Change	Click to View	
12/29/2015	Biennial Report	Click to View	
2/02/2018	Biennial Report	Click to View	
11/07/2019	Biennial Report	Click to View	

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Alaska Business License # 919475

Alaska Department of Commerce, Community, and Economic Development

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

This is to certify that

SPENARD ROADHOUSE

340 G STREET STE 200, ANCHORAGE, AK 99501

owned by

STARS OF GOLD LLC

is licensed by the department to conduct business for the period

December 23, 2019 to December 31, 2021 for the following line(s) of business:

72 - Accommodation and Food Services



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location. It is not transferable or assignable.

Julie Anderson Commissioner





Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE

550 West Seventh Avenue, Suite 1600 Anchorage, AK 99501 Main: 907.269.0350

February 19, 2021

Owner: Stars of Gold, LLC DBA: Spenard Roadhouse Via Email: <u>laile@snowcitycafe.com</u>; <u>chris@spenardroadhouse.com</u>; <u>cindy@locallygrownak.com</u>;

Re: Liquor License # 4825 DBA: Spenard Roadhouse

Dear Applicant:

I have received your application for renewal of your liquor license. Our staff has reviewed your application after receiving your application and required fees. Your renewal documents appear to be in order, and I have determined that your application is complete for purposes of AS 04.11.510, and AS 04.11.520.

Your application is now considered complete and will be sent electronically to your local governing body, your community council if your proposed premises is in Anchorage or certain locations in the Matanuska-Susitna Borough, and to any non-profit agencies who have requested notification of applications. The local governing body will have 60 days to protest the renewal of your license or waive protest.

Your application will be scheduled for the **March 30th, 2021** board meeting for Alcoholic Beverage Control Board consideration.

The Zoom link and call-in number for the meeting will be posted on our home page. The board will not grant or deny your application at the meeting unless your local government waives its right to protest per AS 04.11.480(a).

Please feel free to contact us via email at <u>alcohol.licensing@alaska.gov</u> if you have any questions.

Sincerely,

Nathanael D. Hall

Nathanael D Hall Occupational Licensing Examiner