

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: 9/28/20

License #/Type: 375 Beverage Dispensary

Licensee: James D. & Darla L. Fimpel

Address: Mile 128 Glenn Hwy, MatSu Borough, AK

DBA: Eureka Lodge

AMCO Case #: 20-1062

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 9-17-20, Inv Hamilton conducted an inspection at your establishment. First noticed were the three required by statute signs not posted on the licensed premises. Licensee Fimpel was asked to provide proof of server education to which she stated she had server education but could not provide it. She was provided Inv Hamilton's business card and instructed her to send him proof as soon as she could. AMCO records indicate Fimpel has been a licensee for at least 15 years. Contact was made with Alaska CHARR, the provider of Techniques for Alcohol Professionals, who stated Fimpel's previous education card, #141744, had expired on 2-13-19. In a follow-up e-mail, they stated Fimpel had obtained current server education on 9-18-20, after the inspection. As of 9-28-20, AMCO has not received correspondence from Fimpel indicating she has server education.

Your attention is directed to AS 04.21.065: Posting of warning signs and AS 04.21.025: Alcohol server education course

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

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

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

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

Issuing Investigator: J. Hamilton

SIGNATURE:

J.R. Hamilton

Delivered VIA: Mail

Received by:

Darla Fimpel
D Fimpel

SIGNATURE:

Date:

9/6/20

AMCO

DEC 23 2020

Advisory Notice

Alcohol Advisory (AAC 304.525)

Date: 9/27/20

Licensee: James D. & Darla L. Fimpel

Case 20-1061

DBA: Eureka Lodge

License #/Type: 375 Beverage Dispensary

Address: Mile 128 Glenn Hwy, Matanuska Susitna Borough, Alaska

This is a notice to you as licensee that an incident has occurred or a defect is noted that could result in a violation of a statute, regulation or municipal ordinance.

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

On 9-17-20 an inspection was conducted at your establishment. The first thing noticed was your license was not properly displayed, it was sandwiched between a cooler and other items. You expressed since COVID, you haven't been using the bar but rather serving drinks at the "front" of the house in the dining area which is off the licensed premises.

Your attention is directed to 3AAC 304.185(c)(d): Licensed premises. C reads in part, "The licensee shall conspicuously post the within the licensed premises.." D reads in part, "A licensee may not alter the functional floor plan, reduce or expand the area, without the prior written approval of the director."

AS 04.16.120(a): Removal or introduction of alcoholic beverages. A person may not remove from licensed premises alcoholic beverages that have been sold or furnished for consumption only on the premises.

We have stopped serving in the dining room until we can redo our floor plan where it meets specs.
D. Fimpel

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE:

J.R. Hamilton

SIGNATURE:

Delivered VIA: Email

Date:

AMCO

DEC 23 2020

9/5/20

License #375

ATTN: Alcohol Enforcement

In response to Eureka Lodge violations we have:

① Put new signage up, the three required by statute. (signs were taken down to put up all the COVID 19 signs and we forgot to put back up the three required signs)

② Server Education class has been taken and passed.

I am not here alot anymore and did not realize mine had expired. I took it as soon as I realized it was expired.

③ We have submitted a new floor plan so we may serve alcoholic beverages in our main dining room as well as the bar.

We have held a liquor license for the past 25 years and never had a violation.

④ License is hanging in sight in bar.

AMCO

DEC 23 2020

40.4 used



Certificate of Completion

This is to certify that

Darla fimpel

has successfully completed the
Alaskatap.com Responsible Beverage
Server and Seller Training Program

A handwritten signature in black ink, appearing to read "Ed McLean".

Edward D McLean, Administrator
www.Alaskatap.com

Date: 09/18/2020
Expiration: 36 Months
Certificate #: 5098
Birth Date: 02/16/1958

NOTE This is your temporary certification form. Your official certification card will be mailed to you in 7-14 days.
Please contact Alaska Charr at 800-478-2427 with questions regarding this certification.

DEC 23 2020

AMCO



Alaska Alcoholic Beverage Control Board

Form AB-17: 2021/2022 License Renewal Application

- 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):	JAMES D. & DARLA L Fimpel	License #:	375
License Type:	BEVERAGE DISPENSARY		
Doing Business As:	EUREKA LODGE		
Premises Address:	MILE 128 GLEN HAVY.		
Local Governing Body:	MATANUSKA-SUSITNA BOROUGH		
Community Council:	GLACIER VIEW		

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

Mailing Address:	14C 01 BOX 2240		
City:	Glennville	State:	AK
ZIP:	99588		

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:	DARLA Fimpel	Contact Phone:	907-301-9762
Contact Email:	darfimpel@yahoo.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:		Contact Phone:	
Contact Email:			

Name of Contact:		Contact Phone:	
Contact Email:			

Name of Contact:		Contact Phone:	
Contact Email:			

**Form AB-17: 2021/2022 License Renewal Application****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 #.

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

Alaska CBPL Entity #:	
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READ BEFORE PROCEEDING: Any new or changes to Shareholders (10% or more), Managers, Corporate Officers, Board of Directors, Partners, Controlling Interest or Ownership of the business license must be reported to the ABC Board within 10 days of the change and must be accompanied by a full set of fingerprints on FBI-approved card stock, AB-08a's, payment of \$48.25 for each new officer with a date-stamped copy of the CBPL change per AS 04.11.045, 50 & 55, or a Notice of Violation will be issued to your establishment and your application will be returned.

The only exception to this is a Corporation who can meet the requirements set forth in AS 04.11.050(c).

DO NOT LIST OFFICERS OR TITLES THAT ARE NOT REQUIRED FOR YOUR ENTITY TYPE.

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

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

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

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

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

AMCO



Form AB-17: 2021/2022 License Renewal Application

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 10 days of the change and must be accompanied by a full set of fingerprints on FBI approved cardstock, AB-08a's, payment of \$48.25 for each new owner or officer and a date stamped copy of the CBPL change per AS 04.11.045, or a Notice of Violation will be issued to your establishment and your application will be returned.

Important Note: All entries below must match our records, or your application will be returned per AS 04.11.270, 3 AAC 304.105. You must list full legal names, phone number, and mailing address for each owner or partner whose information we require.

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

This individual is an: ☒ Applicant ☐ Affiliate

Name:	DARLA Fimpel		Contact Phone:	907-301-9762	
Mailing Address:	HCOI Box 2240				
City:	Glennallen	State:	AK	ZIP:	99588
Email:	darfimpel@yahoo.com				

This individual is an: ☐ Applicant ☒ Affiliate

Name:	JAMES DALE Fimpel		Contact Phone:	907-301-9762	
Mailing Address:	HCOI Box 2240				
City:	Glennallen	State:	AK	ZIP:	99588
Email:	darfimpel@yahoo.com				

Section 4 – License Operation

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

- The license was regularly operated continuously throughout each year. (Year-round) 2019 ☒ 2020 ☒
- The license was only operated during a specific season each year. (Seasonal)
If your operation dates have changed, list them below: 2019 ☐ 2020 ☐
_____ to _____
- The license was only operated to meet the minimum requirement of 240 total hours each calendar year.
A complete AB-30: Proof of Minimum Operation Checklist, and all documentation must be provided with this form. 2019 ☐ 2020 ☐
- The license was not operated at all or was not operated for at least the minimum requirement of 240 total hours each year, during one or both calendar years. *A complete Form AB-29: Waiver of Operation Application and corresponding fees must be submitted with this application for each calendar year during which the license was not operated.* 2019 ☐ 2020 ☐

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? Yes ☒ No ☐

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

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



Alaska Alcoholic Beverage Control Board

Form AB-17: 2021/2022 License Renewal Application

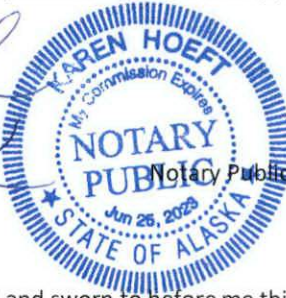
Section 6 – Certifications

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, if applicable for this license type as set forth in AS 04.21.025 and 3 AAC 304.465.
- I certify that I have not altered the functional floor plan or reduced or expanded the area of the licensed premises, and I have not changed the business name from what is currently approved and on file with the Alcoholic Beverage Control Board.

I certify on behalf of myself or of the organized entity that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

Daria L. Fimpel
Signature of licensee
DARIA L. Fimpel
Printed name of licensee



Karen Hoeft
Signature of Notary Public

Notary Public in and for the State of: ALASKA

My commission expires: 6-25-2023

Subscribed and sworn to before me this 22 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:	\$ <u>2500</u>	Application Fee:	\$ 300.00	Misc. Fee:	\$
Total Fees Due:					\$ <u>2800</u>

AMCO

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD

LICENSE NUMBER

FORM CONTROL

XXXX

ISSUED

3/25/21

ABC BOARD

LIQUOR LICENSE
2021 - 2022

375

LICENSE RENEWAL APPLICATION DUE
DECEMBER 31, 2022 (AS 04.11.270(b))

THIS LICENSE EXPIRES MIDNIGHT
FEBRUARY 28, 2023 UNLESS DATED BELOW

TYPE OF LICENSE: Beverage Dispenser

LICENSE FEE: \$2,500.00

1104

CITY / BOROUGH: Outside City Limits
Matanuska-Susitna Borough

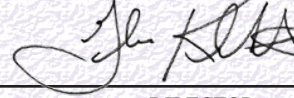
D/B/A: Eureka Lodge
Mi. 128 Glenn Hwy

Mail Address:
James D & Darla L Fimpel
HC 01 Box 2240
Glennallen, AK 99588

This license cannot be transferred without permission
of the Alcoholic Beverage Control Board

[] Special restriction - see reverse side

ISSUED BY ORDER OF THE
ALCOHOLIC BEVERAGE CONTROL BOARD



DIRECTOR

04-900 (REV 9/09)

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

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD

LICENSE NUMBER

FORM CONTROL

XXXX

ISSUED

3/25/21

ABC BOARD

LIQUOR LICENSE
2021 - 2022

375

LICENSE RENEWAL APPLICATION DUE
DECEMBER 31, 2022 (AS 04.11.270(b))

THIS LICENSE EXPIRES MIDNIGHT
FEBRUARY 28, 2023 UNLESS DATED BELOW

TYPE OF LICENSE: Beverage Dispenser

LICENSE FEE: \$2,500.00

CITY / BOROUGH: Outside City Limits
Matanuska-Susitna Borough

This license cannot be transferred without permission
of the Alcoholic Beverage Control Board

[] Special restriction - see reverse side

ISSUED BY ORDER OF THE
ALCOHOLIC BEVERAGE CONTROL BOARD

COPY

DIRECTOR

D/B/A: Eureka Lodge
Mi. 128 Glenn Hwy
Mailing Address:
James D & Darla L Fimpel
HC 01 Box 2240
Glennallen, AK 99588

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

04-900 (REV 9/09)



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:	
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	Yes	No
Selling alcohol in response to written order (package stores)?	<input type="checkbox"/>	<input type="checkbox"/>
Mailing address and contact information different than in database (if yes, update database)?	<input type="checkbox"/>	<input type="checkbox"/>
In "Good Standing" with CBPL (skip this and next question for sole proprietor)?	<input type="checkbox"/>	<input type="checkbox"/>
Officers and stockholders match CBPL and database (if "No", determine if transfer necessary)?	<input type="checkbox"/>	<input type="checkbox"/>

LGB 1 Response:☐

Waive

☐

Protest

☐

Lapsed

LGB 2 Response:☐

Waive

☐

Protest

☐

Lapsed



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

**Department of Commerce, Community,
and Economic Development**

ALCOHOL & MARIJUANA CONTROL OFFICE

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

March 25, 2021

James D & Darla L Fimpel
DBA: Eureka Lodge
Via Email: darfimpel@yahoo.com

Re: Beverage Dispensary License #375 DBA: Eureka Lodge
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.

A temporary license has been issued for this establishment.

Your application will be scheduled for the **June 2021** board meeting for Alcoholic Beverage Control Board consideration. The address 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 through the alcohol.licensing@alaska.gov email address if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Olivia Frank".

Olivia Frank
Occupational Licensing Examiner

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

EUREKA LODGE

HC 01 BOX 2240, GLENNALLEN, AK 99588

owned by

JAMES FIMPEL

is licensed by the department to conduct business for the period

October 8, 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