

STATE OF ALASKA
ALCOHOLIC BEVERAGE CONTROL BOARD

In the matter of)	
)	
)	
Tamara L. Richter)	
d/b/a Naukati Connection)	
Liquor Store)	
)	ACCUSATION NO. AM-22-1418
Package Store)	
License 3515)	
)	
Respondent.)	
_____)	

STIPULATED AGREEMENT, PROPOSED DECISION, AND ORDER

The Director ("Director") of the Alcohol & Marijuana Control Office ("AMCO") and Tamara L. Richter, d/b/a Naukati Connection Liquor Store ("Naukati Connection, stipulate to the facts, terms, conditions, legal conclusions, and disposition outlined in this Agreement and Proposed Decision to resolve Accusation No. 22-1418 ("Accusation").

1. **Package Store License.** Naukati Connection holds package store license number 3515.

2. **Jurisdiction.** Package store license 3515 is subject to the jurisdiction of the Alaska Alcoholic Beverage Control Board (the "Board") as set forth AS 04.06.090 and related statutes and regulations. Naukati Connection admits and agrees to the Board's jurisdiction.

3. **Alternative Dispute Resolution.** AMCO served Naukati Connection with Accusation No. 22-1418, on or about March 1, 2023, and included with that Accusation a description of Naukati Connection's appeal rights. Naukati Connection elected to pursue a resolution through an informal conference with the Director. The initial informal conference with

the Director occurred on or about April 21, 2023. The Director and Naukati Connection could not resolve the accusation informally. Naukati Connection elected to pursue an informal conference with the Board on May 30, 2023. The Board provided guidance to the Director on how to resolve the matter after receiving business records from Naukati Connection that documented its profit from alcoholic beverage sales. This Agreement is the result of this guidance.

4. **Stipulated Facts.** Naukati Connection admits to the facts set forth in Paragraphs One through Five of the Accusation (attached hereto). In response to a records demand, Naukati Connection documented that its monetary gain from the sale of alcoholic beverages during the reporting period AMCO requested was \$939.81. Naukati Connection admits that under 3 AAC 304.540(a)(1), the Board may impose a civil fine in an amount that is three times the monetary gain realized by the licensee as a result of the violation. Naukati Connection further admits that the server cards of all of its employees, agents, and license holders are current.

5. **Offered Resolution.** It is the intent of the parties to this Agreement to compromise and settle all issues described in Accusation No. 22-1418. Should the Board approve this Agreement and adopt the Order, hereby stipulated to by the parties, Naukati Connection shall be subject to provisions of the Order but shall not be subject to additional or further penalty or enforcement action beyond those described in the Proposed Decision. The proposed resolution is as follows:

- a. Naukati admits to Count Two of the Accusation.
- b. Naukati Connection will serve a three-day suspension of its alcoholic beverage license between the date of adoption of the Proposed Order and January 1, 2024. The dates are of Naukati Connection's choosing with notification due to the Director one business day before each day of suspension is to occur. The period of suspension need not be chronological.

- c. Naukati Connection will pay a civil fine of \$1,800.00, approximately two times its monetary gain, no later than December 31, 2023.
- d. Naukati Connection will audit the expiration dates of the server education cards of all of its employees or agents. Naukati Connection will report the results of the audits to AMCO on an annual basis for three reporting periods (September 1, 2023, September 1, 2024, September 1, 2025) and ensure that all server education cards are non-expired.

6. **Acknowledgment and Waiver of Rights.** Naukati Connection has the right to consult with an attorney of its own selection and to an administrative hearing on the facts in this case. Naukati Connection understands and agrees that upon this Agreement being effective:

- a. Naukati Connection waives its right to an administrative hearing;
- b. Naukati Connection relieves AMCO of any burden it has to prove the facts above;
- c. Naukati Connection voluntarily and knowingly gives up its right to present oral and documentary evidence, to present rebuttal evidence, to cross-examine witnesses against it; and
- d. Naukati Connection waives any right to appeal the Board's decision and Order to the Superior Court.

7. **Effect of Non-Acceptance of Settlement Agreement.** This Agreement is conditioned upon approval by the Board approval. Unless and until accepted by the Board, the Agreement, including the representations and admissions contained herein, shall be of no effect. If the Board rejects this Agreement, it shall be void *ab initio*, the representations and admissions contained herein deemed withdrawn, and Naukati Connection shall retain all rights afforded to it by AS 44.62.360 *et. seq.*, and adjudication of the Accusation shall proceed as if the Agreement was never reached. The Board may decide the matter after a hearing, and its prior consideration of this Agreement shall not be grounds for assertion of Board bias, that the Board cannot fairly decide the case, or that it has received *ex parte* communication.

8. **Stipulated Agreement, Decision, and Order.** The Board has the authority to accept this Agreement and adopt the following Proposed Decision and Order. The Order shall be binding if adopted by the Board.

9. **Good Faith.** The parties shall act in good faith in carrying out the stated intentions of this Agreement.

10. **Counterparts and Digital Signatures.** This Agreement may be executed in one or more counterparts, all of which, when taken together, shall constitute one and the same instrument. Scanned signatures or digitally authorized signatures shall have the same binding effect as a handwritten signature.

11. **Effective Date.** This Agreement shall be effective following execution by the parties and the Board adopting the stipulated Order.

[end of page]

SIGNATORIES TO THE AGREEMENT

ALCOHOL & MARIJUANA CONTROL OFFICE

DATED this 2nd day of August, 2023, at Anchorage, Alaska.

By: Joan M. Wilson
Joan M. Wilson
Its: Director _____

**TAMARA L. RICHTER
D/B/A NAUKATI CONNECTION
LIQUOR STORE**

DATED this 1ST day of August, 2023, at Craig, Alaska.

By: Tamara L. Richter

In the matter of)	
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)	
Tamara L. Richter)	
d/b/a Naukati Connection)	
Liquor Store)	
)	ACCUSATION NO. AM-22-1418
Package Store)	
License 3515)	
)	
<u>Respondent.</u>)	

PROPOSED ORDER

For Tamara L. Richter’s, d/b/a Naukati Connection Liquor Store’s (“Naukati Connection’s”) admission of one count of violation of AS 04.16.150, the Alcoholic Beverage Control Board orders the following disciplinary sanctions.

1. SUSPENSION.

Naukati Connection will serve a three-day suspension of its restaurant or eating place license between the date of adoption of the Proposed Order and January 1, 2024. The dates are of Naukati Connection’s choosing with notification due to the Director one business day before each day of suspension is to occur. The period of suspension need not be chronological.

2. FINE

Naukati Connection is fined \$1,800.00. Naukati Connection will pay the fine no later than December 31, 2023. All payments shall be made out to the State of Alaska and mailed or delivered to the Alcohol & Marijuana Control Office at 550 West 7th Avenue, Suite 1600, Anchorage, Alaska 99501.

3. AUDIT

PROPOSED DECISION

Naukati Connection will audit the expiration dates of the server education cards of all of its employees or agents. Naukati Connection will report the results of the audits to AMCO on an annual basis for three reporting periods (September 1, 2023, September 1, 2024, September 1, 2025) and ensure that all server education cards are non-expired.

IT IS HEREBY FURTHER ORDERED that the parties' Agreement, this Proposed Decision, and the stipulated Order resolves all allegations raised in Accusation No. 22-1418. In the event of violation of this Order, the Director may elect to pursue, and the Board is authorized to order, any and all disciplinary actions permitted under Title 4 and its implementing regulations.

IT IS HEREBY FURTHER ORDERED that this Proposed Decision shall take effect immediately upon its adoption by Order of the Board and shall be a public record of the Board and the State of Alaska and may be provided a copy of it to any person or entity, including other licensing boards, federal, state, or local governments, or other entity making a relevant inquiry.

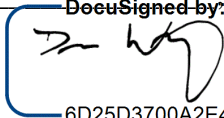
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d/b/a Naukati Connection)	
Liquor Store)	
)	ACCUSATION NO. AM-22-1418
Package Store)	
License 3515)	
)	
Respondent.)	
_____)	

ORDER

The Alcoholic Beverage Control Board ("Board") for the State of Alaska, having examined the Agreement and Proposed Decision, signed by the Respondent and the Director of the Alcohol & Marijuana Control Office, accepts the Agreement, and adopts the Proposed Decision as the final agency decision in this matter, taking effect immediately upon signature of this Order in accordance with the approval of the Board.

This Order is a public document.

DATED this _____ day of 8/23/2023, 2023, at _____, Alaska.

By:  _____
 Dana Walukiewicz
 Chair
 Alcoholic Beverage Control Board

STIPULATED ORDER

License Renewal

Is this application being made by you for the benefit of someone else? If “YES,” indicate below or attach explanation.

No

Has the applicant, applicant’s spouse, partner, officer, director or stockholders, of the licensed entity become disqualified by law or by facts and conditions from holding a license or permit under the Alcohol and Cannabis Control Information System Alcoholic Beverage Code ? If “YES,” indicate below or attach explanation.

No

Have there been changes since your original application that have not been reported on this or previous applications ? If “YES,” indicate below or attach explanation.

No

Do you intend to sell alcoholic beverages and ship them to another location in response to written solicitation in the next two years ?

No

How many hours did you operate in 2022 as set forth in AS 04.11.330?

Operated to meet the minimum 240 hrs.

How many hours did you operate in 2023 as set forth in AS 04.11.330?

Operated to meet the minimum 240 hrs.

Are you a seasonal license and has your operation times/dates/seasons changed?

No

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 2022 or 2023.?

No

Have any Notices of Violation been issued for this license in 2022 or 2023?

Yes

Notices of Violation Document

- [Stipulated Agreement Adopted at 8.22.23 ABC Meeting - Naukati Lic. 3515 AM-22-1418 \(003\).pdf](#)

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License Number:
3515

#

License Expiration Date:
12/31/2023

#

License Trade Name:
Naukati Connection Liquor Store

Mailing Address:

#

PO Box 1155
Craig , AK
99921



Document reference ID : 2386

Licensing Application Summary

Application ID:	2386
Applicant Name:	Tamara L Richter
License Type applied for:	Package Store License(PSL) (AS 04.09.230)
Application Status:	In Review
Application Submitted On:	02/08/2024

Entity Information

Business Structure:	Sole proprietorship
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Entity Contact Information

Entity Address:	PO Box NKI #430, Ketchikan, AK, 99950, USA
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Premises Address

Nearest municipality, city, and/or borough:	Outside City Limits
Country, State, Zip:	AK, United States,

Basic Business information

Business/Trade Name:	Naukati Connection Liquor Store
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Local Government and Community Council Details

City/Municipality

No Local Government

Borough

Unorganized Borough

Public Notice Posting Attestation and Publishers Affidavit

Attestations

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

I certify 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.

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 305.700.

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.

I certify that I and any individual identified in the business entity ownership section of this application, has or will read AS 04 and its implementing regulations.

Signature

Electronic Signature not collected; application submitted based on paper form.

Payment Info

Payment Type : CC

Payment Id: 2e49955f-3f05-4d70-9e62-a4b80a69086e

Receipt Number: 100773225

Payment Date: 2/8/2024 1:15:51 PM