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: 8/12/24

License #/Type: 5032 Brewery

Licensee: Stephen Gerteisen

Address: 650 E Steel Loop Rd., Palmer, AK 99645

DBA: Arkose Brewery

AMCO Case #: AM 24-1795

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 08/08/2024 at approximately 1707 hours AMCO Investigator Joe Linger entered your establishment to conduct a routine inspection. Inv. Linger contacted the owner, Stephen Gerteisen, working behind the bar/counter. When asked for his alcohol server education card and ID Stephen stated he did not have either on on him. Stephen was given until 08/09/2024 to email a copy of both to Inv. Linger, and was advised he could not sell alcohol until he showed proof of current alcohol server education. On the evening 08/08/2024 at approximately 1934 hours Stephen emailed that his alcohol server card had expired and knew he was in violation, but offered to email a copy if needed. Inv. Linger requested he send a copy even though it was expired. As of 08/12/2024 Stephen had not responded to the request. This is in violation of the below referenced statute:

This is in violation of AS 04.21.025 Alcohol server education course (a)(c)

AS 04.21.025
(a) Except as provided under (e) and (f) of this section, as a condition of issuance or renewal of a license or conditional contractor's permit and selling alcoholic beverages under a license or conditional contractor's permit, the board shall require a licensee or permittee who sells or serves alcoholic beverages and a licensee's or permittee's agents and employees who sell or serve alcoholic beverages or check the identification of a patron to complete an alcohol server education course approved by the board.

(c) A licensee, permittee, agent, or employee shall complete the course required under (a) of this section and pass a written test, online or in person, demonstrating an understanding of the course subjects not more than 30 days after being licensed, permitted, or employed. The course provider shall issue a card to each individual who completes the course and passes the written test. A card issued under this subsection is valid for three years from the date of issue. A licensee, permittee, agent, or employee may renew a card issued under this section; to renew the card, the licensee, permittee, agent, or employee must pass a written test demonstrating an understanding of the course subjects. Notwithstanding the 30-day period for completing the course and passing the written test under this subsection, a person may not sell or serve alcoholic beverages or check the identification of a patron at a permitted event under AS 04.09.600 - 04.09.690 unless the person possesses a valid card issued before the event.

Mailed 08/12/2024, Certified Return Receipt: 7021 0950 0001 6766 6253

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

RECEIVED
AUG 20 2024
ALCOHOL MARIJUANA CONTROL OFFICE
STATE OF ALASKA

Issuing Investigator: J. Linger

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

updated 4/23/19

Alaska CHARR Training for Alcohol Professionals (TAP)® Webinar - 8/14

CERTIFICATE *of* COMPLETION

THIS ACKNOWLEDGES THAT

Stephen Gerteisen

HAS SUCCESSFULLY COMPLETED THE

Online Alaska TAP® Responsible Beverage
Server and Seller Training Program

Date of Completion: August 14, 2024
This Certificate Expires on: **14 days from the date of completion.**

CHARR
STRENGTH THROUGH UNITY

Dave Daniel

SIGNED, *David Daniel*, TAP Instructor

TAP
TRAINING FOR ALCOHOL
PROFESSIONALS

NOTE – This is your temporary certification form. Your official certification card will be mailed to you within 5 business days.
This certificate is NOT valid if the person listed is under the age of 21.
Please contact Alaska CHARR at 907-274-8133 with questions regarding this certification