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: 6/7/24 License #/Type: 4259 Brewery

Licensee: Kodiak Island Brewing Company, LLC Address: 117 Lower Mill Bay Road, Kodiak, AK

DBA: Kodiak Island Brewing Company AMCO Case #: 24-1194

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 6-4-24 an inspection was conducted at your facility. Contact was made with server Teresa Carpio Villanueva was contacted and asked to provide proof of current server training. Villanueva could not locate her card but believed she was current. She was told to stop serving alcohol and issued a citation for not providing proof. Alaska CHARR was contacted and she does have a current server education card, TAP #308754, expiring 2-8-25.

Your attention is directed to AS 04.21.025: Server education and AS 04.16.150: Licensee responsible for violations

Certified Mail 7021 0950 0001 6767 0380

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 Investi ,ator: J. Hamilton Received by:

SIGNATURE: F.R. Hamilton SIGNATURE:

Delivered VIA: Mail Date:

updated 4/23/19

From: Ben Millstein
To: Davies, Jason M (CED)
Subject: Re: notice
Date: Tuesday June 11 2024 12:36:20 PM

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Jason,

I will send the picture from my phone in a subsequent email The card is now where it is supposed to be in a folder in the office I think the employee had removed it to help with an event for someone else and neglected to return it to the brewery which is her primary employer She knows now

Ben Millstein
Kodiak Island Brewing & Still
[redacted]
907-486-ALES (2537)

On 6/11/2024 12:26 PM, Davies, Jason M (CED) wrote:

Hello Mr. Millstein

You can reply to this email with the copy of the employee s tap card and what action you have taken to prevent a re-occurrence of the violation. I will attached the response to the violation for the board.

Thank you

Jason M Davies – Criminal Justice Tech II
AMCO/ENFORCEMENT
jason.davies@alaska.gov
907-754-3410

-----Original Message-----
From Ben Millstein omillstein.ben@gmail.com>
Sent Tuesday June 11 2024 12 23 PM
To CED AMCO Enforcement (CED sponsored) <amco.enforcement@alaska.gov>
Subject notice

Greetings

I received an NOV for employee not having her TAP card on premise. I'm supposed to respond but the notice does not specify action i should take so I'm not sure what to do or how to respond. I also received an NOV for each license both brewery and distillery and I don't know what that implies either.

Please advise.

Lic #s 15787 & 15788 case # 24-1194

Thank you

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Ben Millstein

Kodiak Island Brewing & Still
https://gcc02.safelinks.protection.outlook.com/?
url. http%3A%2F%2Fwww.kodiakbrewery.com%2F&data. 05%7C02%7Camco.enforcement%40alaska.gov%7Cd51fe094c0314cdfac0008dc8a545a16%7C20030b67ad942f292735bc483fcfa38f%7C0%7C0%7C638527342104044285%7CUnknown%7CTWFpbGZsb3dBeyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzIiLCIBTiI6IkJhaWwiLCJXVCI6Mn0%3D%7C0%7C%7C%7C&sdata. IPYAcTvDLsfBausEx%2BxkvW04NGJ5H1cc9K5cWGMc4%3D&reserved. 0
907-486-ALES (2537)

CHARR

STRENGTH THROUGH UNITY

#308754

Expires: 02/08/2026

Name:

Teresa Villanueva

DOB: [redacted]

TAP

TRAINING FOR ALCOHOL PROFESSIONALS