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: 6/20/24

License #/Type: 4476 Restaurant/Eating Place-Seasonal

Licensee: Alaskan Spirit LLC

Address: 22488 West Glenn Hwy, Sutton, AK 99674

DBA: Grand View Cafe & RV Campground

AMCO Case #: AM 24-1226

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 06/07/2024 AMCO Investigator Linger entered Grand View Cafe & RV Campground to conduct a routine inspection. When asked to see the alcohol server card of owner, Mark Parsons, he was unable to produce one. A phone call to CHARR revealed his alcohol server card expired 08/20/2023. When his wife, Nancy Parsons was asked she presented an alcohol server card that expired 01/14/2024. Parsons stated he knew they needed the alcohol server cards to serve alcohol in their restaurant. Mark and Nancy were advised they could not serve alcohol without proof of current alcohol server education. This is two violations of the statute referenced below.

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 06/20/2024, Certified Return Receipt #7021 0950 0001 6766 6185

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. Linger

SIGNATURE: Joseph Linger

Delivered VIA: Mail

Received by: Mark Parsons

SIGNATURE: Mark Parsons

Date: 6/24/24

updated 4/23/19

June 25/2024

Grand View Cafe & RV Campground
22488 West Glenn Highway
Sutton, Ak 99674

To whom it may concern;

With respect to notice of violation 3AAC 304.525, AMCO Case#:AM 24-1226.

Upon discovering that both of our TAP alcohol server cards had expired I immediately contacted CHARR and enrolled my wife Nancy in an online renewal review which she then followed by taking and passing the renewal examination online. CHARR issued a temporary TAP card good for 2 weeks. I doublechecked via email with AMCO that she could then resume serving alcohol at our business. The agent I was in touch with confirmed that would be fine.

I also enrolled myself in a certification class at CHARR in Anchorage for the following Tuesday, 6/11 which I completed along with passing the alcohol server certification exam. I was issued a new TAP card that day.

To prevent this from happening again Nancy and I are setting up a more formalized end of and beginning of season checklist. Reviewing our TAP expiration dates and associated timeline for renewal will be included in that along with the various other licensing and inspection requirements each year.

Thank you for your support and please don't hesitate with any questions or need for further detail from us.

Thank you,

Mark Parsons

Licensee: Alaskan Spirit

DBA: Grand View Café & RV Campground

License# **4476**

CHARR

STRENGTH THROUGH UNITY

#182513

Expires: 06/07/2027

Name:

Nancy Parsons

[redacted]

TAP

TRAINING FOR ALCOHOL PROFESSIONALS

CHARR

STRENGTH THROUGH UNITY

#181011

Expires: 06/11/2027

Name:

Mark Parsons

[redacted]

TAP

TRAINING FOR ALCOHOL PROFESSIONALS