P.O. Box 189 Naknek, Alaska 99633 www.bristolbayboroughak.us



TELEPHONE (907) 246-4224 Fax (907) 246-6633

Bristol Bay Borough

September 4, 2025

Sent via e-mail amco.localgovernmentonly@alaska.gov State of Alaska Alcohol & Marijuana Control Office The Atwood Building 550 West 7th Ave., Suite 1600 Anchorage, AK 99501

RE: Protest of Beverage Dispensary License #950 – Bristol Bay Red Dog Inn

Licensee: Mellisa D. Davis DBA: Bristol Bay Red Dog Inn

Dear Alcohol & Marijuana Control Office Director,

Pursuant to AS 04.11.480 and 3 AAC 304.145, this letter serves as the **official notice of protest** by the **Bristol Bay Borough Assembly** regarding the renewal of **Beverage Dispensary License** #950 for the Bristol Bay Red Dog Inn.

The Notice from the State of Alaska Alcohol and Marijuana Control Office regarding the renewal application for Beverage Dispensary License #950 (Bristol Bay Red Dog Inn) was brought before the Bristol Bay Borough Assembly on August 4, 2025. Notice of this meeting was published to the public on July 29, 2025.

At the August 4th meeting, the Assembly determined that, due to significant delinquencies owed by the licensee and business to the Borough, they intended to protest the renewal of the license.

In an effort to comply with the procedural requirements for filing a protest, the Borough provided a formal Notice of Protest to the licensees, Mellisa Davis and Dylan Mancuso, via email and certified mail on August 15, 2025. This notice advised the licensees that the Assembly would reconsider the license renewal at the September 2, 2025 meeting. The notice clearly informed the applicants of their opportunity to submit a written response or appear to speak at the meeting. The Notice of Protest also outlined the basis for protest, including substantial delinquent amounts owed and other compliance concerns.

At the September 2, 2025 Assembly meeting, Mellisa Davis appeared and provided a verbal statement. After hearing from Ms. Davis and considering the matter, the Assembly determined to continue with the protest of the license renewal.

Please accept this correspondence as the formal filing of protest regarding this license renewal by the Bristol Bay Borough Assembly.

Please contact our office should you require any further information.

Sincerely,

Crystal Harvilla Borough Clerk

Bristol Bay Borough

Phone: (907) 246-4224 Ext. 308

Email: clerk@bbbak.us

Enclosures:

- 1. The **Notice of Protest** sent to the licensees (August 14, 2025)
- 2. Proof of service (email and certified mail)

Cc: 'bristolbayreddoginn@gmail.com' 'maxdylan@gmail.com' P.O. Box 189 Naknek, Alaska 99633 www.bristolbayboroughak.us



TELEPHONE (907) 246-4224 FAX (907) 246-6633

Bristol Bay Borough

September 15, 2025

To: Mellisa D. Davis and Dylan Mancuso Bristol Bay Red Dog Inn P.O. Box 324 Naknek, AK 99633

Email: bristolbayreddoginn@gmail.com, maxdylan@gmail.com

RE: Notice of Protest – Beverage Dispensary License #950

Dear Ms. Davis and Mr. Mancuso,

This letter is to notify you that the Bristol Bay Borough Assembly will reconsider the matter of its formal protest to the renewal of Beverage Dispensary License #950 (Bristol Bay Red Dog Inn) at its upcoming regular meeting on September 2, 2025. This matter was previously addressed at the August 4, 2025 Assembly meeting, during which the Assembly voted to protest the renewal of the license. However, in accordance with AS 04.11.480, and to ensure procedural compliance, the Assembly is placing this matter on the September agenda to allow direct notice and an opportunity for you to respond.

You are invited to attend the meeting in person or via teleconference. You may also submit a written statement for inclusion in the record. Please contact the Borough Clerk's Office for participation details.

Basis for Protest

The following outstanding compliance and financial concerns form the basis for the Borough's protest of the license renewal:

- Lot 21-020-609 (Red Dog Inn): \$22,903.35 total; \$18,093.75 delinquent
- Lot 21-020-611 (adjacent parcel): \$7,964.25 total; \$6,056.25 delinquent
- Personal Property Taxes: \$8,750.60 owed; \$7,364.06 delinquent (Personal Property Taxes to be reduced by a payment made of \$1,406.83 received 8/15/2025)
- Utilities: \$8,651.57, all delinquent as of July 28, 2025
- Bed Tax: Non-compliant and currently under legal review.
- **Please note:** The figures listed above reflect account statuses as of the date of this letter and are subject to change based on payments, accruals, or legal action.

These delinquencies total over \$45,000 and are in addition to active foreclosure proceedings on both real property parcels.

The Borough has received concerns suggesting that indoor smoking may have occurred at the Red Dog Inn. We wish to respectfully remind you that under Bristol Bay Borough Code § 9.16.030(A)(1), smoking is prohibited in all enclosed public places, including bars. This prohibition also applies to places of employment under § 9.16.040. While no enforcement action has been initiated at this time, this information was discussed by the Assembly and may be considered in their deliberation.

Additionally, a Notice of Violation (Case 23-2372) was issued by the Alcohol & Marijuana Control Office related to non-compliance with drinking water system requirements. This issue remains of concern and contributes to the basis for protest.

If you have any questions or would like to provide a written response, please contact the Borough Clerk's Office at clerk@bbbak.us or (907) 246-4224.

Sincerely,
Cupfal Hawilla

Crystal Harvilla Borough Clerk

Bristol Bay Borough

From: <u>Crystal Harvilla</u>

To: "bristolbayreddoginn@gmail.com"; "maxdylan@gmail.com"

Subject: Notice of Protest – Beverage Dispensary License #950 (Red Dog Inn)

Date: Friday, August 15, 2025 12:16:00 PM

Attachments: Letter Notice of Protest - Beverage Dispensary Licenese #950 Red Dog Inn.pdf

2025-2026 #950 Bristol Bay Red Dog Inn Renewal Notice pdf 2025-2026 #950 Complete Renewal Application with NOV pdf

Dear Ms. Davis and Mr. Mancuso,

Attached, please find a formal letter from the Borough Clerk's Office regarding the upcoming reconsideration of the Bristol Bay Borough Assembly's protest to the renewal of Beverage Dispensary License #950 for the Red Dog Inn.

The letter outlines the basis for the protest, as well as related information discussed by the Assembly. This matter is scheduled to appear on the agenda for the Assembly's September 2, 2025 meeting. You are invited to attend the meeting or submit a written response for inclusion in the record.

Please don't hesitate to contact me if you have any questions or require additional information.

Best regards, Crystal Harvilla Clerk Bristol Bay Borough PO Box 189 Naknek, Alaska 99633 clerk@bbbak.us 907-246-4224 ext 308





Certified Mail service provides the following benefits: A receipt (this portion of the Certified Mail label). for an electronic return receipt, see a retail

- Electronic verification of delivery or attempted delivery. A record of delivery (including the recipient's signature) that is retained by the Postal Service"

A unique identifier for vour mailpiece.

for a specified period. Important Reminders:

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- First-Class Mail®, First-Class Package Service®, or Priority Mail® service. Certified Mail service is not available for
- international mail.
- Insurance coverage is *not* available for purchase with Certified Mail service. However, the purchase of Certified Mail service does not change the
- insurance coverage automatically included with certain Priority Mail items. For an additional fee, and with a proper
 - endorsement on the mailpiece, you may request the following services:
 - Return receipt service, which provides a record of delivery (including the recipient's signature). You can request a hardcopy return receipt or an
 - electronic version. For a hardcopy return receipt. complete PS Form 3811, Domestic Return Receipt; attach PS Form 3811 to your mailpiece;
- PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

delivery to the addressee specified by name, or to the addressee's authorized agent. - Adult signature service, which requires the signee to be at least 21 years of age (not

- Restricted delivery service, which provides

associate for assistance. To receive a duplicate

return receipt for no additional fee, present this

USPS®-postmarked Certified Mail receipt to the

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retail associate

and provides delivery to the addressee specified by name, or to the addressee's authorized agent (not available at retail). To ensure that your Certified Mail receipt is accepted as legal proof of mailing, it should bear a

USPS postmark, If you would like a postmark on this Certified Mail receipt, please present your Certified Mail item at a Post Office™ for postmarking. If you don't need a postmark on this Certified Mail receipt, detach the barcoded portion of this label, affix it to the mailpiece, apply appropriate postage, and deposit the mailpiece.

IMPORTANT: Save this receipt for your records.





Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501

alcohol.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

Form AB-17: 2025/2026 General Renewal Application

- This form and any required supplemental forms must be completed, signed by the licensee, and postmarked no later than December 31, 2024, per AS 04.11.270, 3 AAC 305.050, with all required fees paid in full, or a non-refundable \$500.00 late fee applies.
- Any complete application for renewal and required fees that have not been postmarked, emailed, or submitted through AK-ACCIS by February 28, 2025, will result in expiration of the alcoholic beverage license per AS 04.11.540.
- All fields of this application must be deemed complete by AMCO staff and must be accompanied by the mandatory fees and all
 documents required, or the application will be returned without being processed, per AS 04.11.270.
- 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.

	Section 1 - Establishmen	t Contact	Information			
Doing Business As:	Bristol Bay Red Dog Inn Licens			License #:	950	
f your mailing address has char	nged, write the NEW address below:					
Mailing Address:	PO Box 324					
City:	Naknek	State:	AK	ZII	99633	
	Section 2 – Licensee Con	tact Infor	mation			
Contact Licensee: The individual will be the designated point of a	al listed below must be part of the owners contact regarding this license unless the O	hip structure o ptional contac	of the licensee listed at is completed.	d in Section 1. T	his person	
Contact Licensee:	Melissa Davis Contact Phon		ne: 90	907-469-2735		
Contact Email:	bristolbayreddoginn@gmail.c	om				
license, list their information be	Dylan "Max" Mancuso Contact Phone:				907-469-0353	
Name of Contact: Contact Email:	Dylan "Max" Mancuso maxdylan@gmail.com		Contact Phon	e: 90	7-469-0353	
Contact Email:		orsement			7-469-0353	
Contact Email:	maxdylan@gmail.com Section 3 – Renewal of Endo		or Endorsem	ents	7-469-0353 NO	
Contact Email: Do you have an active endorsen	maxdylan@gmail.com Section 3 - Renewal of Endo		or Endorsem	ents		
Contact Email: Do you have an active endorsen of YES answer ONE of the below	maxdylan@gmail.com Section 3 - Renewal of Endo		or Endorsem	ents		
Contact Email: Do you have an active endorsen of YES answer ONE of the below 1. I will renew ALL of my active.	maxdylan@gmail.com Section 3 – Renewal of Endo ment(s) associated to the license you are requestions in the affirmative:		or Endorsem	ents		
Contact Email: Do you have an active endorsen of YES answer ONE of the below of th	maxdylan@gmail.com Section 3 – Renewal of Endo ment(s) associated to the license you are requestions in the affirmative: we endorsement or endorsements.	enewing? If n	or Endorsem	ents		
Contact Email: Do you have an active endorsen If YES answer ONE of the below 1. I will renew ALL of my active 2. I will NOT renew ANY of means and the second of the se	maxdylan@gmail.com Section 3 – Renewal of Endo ment(s) associated to the license you are re questions in the affirmative: we endorsement or endorsements. my active endorsement or endorsements. pre of my active endorsement or endorsements I do NOT want to renew.	enewing? If no	or Endorsem	ents		





Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501

alcohol.licensing@alaska.gov

APR 1 1 2025

https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Section 4 - for Package Stores ONLY: Written Order Information **AMCO** YES NO Package Stores ONLY: Do you intend to sell alcoholic beverages and ship them to another location in response to written solicitation in calendar years 2025 and/or 2026? If so, if you have not already done so, you will need to apply for a Shipping Endorsement here: https://accis.elicense365.com/# Section 5 - Ownership Structure Certification YES NO Did the ownership structure of the licensed business change in 2023/2024? If Yes and you have NOT notified AMCO, you will need to apply for a Change of Officials here: https://accis.elicense365.com/# If **No**, certify the statement below by initialing the box to the right of the statement: I certify that the ownership structure of the business who owns this alcohol license did not change in any way during the calendar years 2023 or 2024. Section 6 - License Operation Unless you continuously operated (more than 240 hours) in 2023 or 2024, check ONE BOX for EACH CALENDAR YEAR that best describes how this alcoholic beverage license was operated as set forth in AS 04.11.330: 2023 2024 The license was only operated during a specified time (seasonal) each year. (Not to exceed 6 months per year) If your seasonal operation dates have changed, list them below: to 2. 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 and corresponding fee must be provided with this form, or through AK-ACCIS here: https://accis.elicense365.com/# 3. The license was not operated at all or was operated less than 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. You may submit this through AK-ACCIS here: https://accis.elicense365.com/# **Section 7 - Violations and Convictions** YFS NO Have any Notices of Violation been issued for this license in 2023 or 2024? Has any person or entity in this application been convicted of a violation of Title 04, 3AAC 304, 3 AAC 305 or a local ordinance adopted under AS 04.21.010 in 2023 or 2024? 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.

Section 8 - 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 305, and that this application, including all accompanying schedules and statements, are true, correct, and complete.



Alcohol and Marijuana Control Office 550 W 7th Avenue, Suite 1600 Anchorage, AK 99501

alcohol.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

- 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 the license being potentially expired if I do not comply with statutory or regulatory
 requirements.
- I certify that in accordance with AS 04.11.450, no one other than the licensee(s), as defined in AS 04.11.260, 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 I have provided AMCO with all required changes of the ownership
 structure of the business license and have provided all required documents for any new or changes of 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 305.700.
- 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.

Pintal mana of licenses

Printed name of licensee

Signature of licensee

Restaurant and Eating Place applications must include a completed AB-33: Restaurant Receipts Affidavit

Sporting Activity/Recreational Site applications must include a completed AB-36: Sporting Activity/Recreational Site Statement

Beverage Dispensary Tourism applications must include a completed AB-37: Beverage Dispensary Tourism Statement

Wholesale applications must include a completed AB-25: Supplier Certification

Common Carrier vessel applications must include a current safety inspection certificate

APR 1 1 2025

Manufacturer Direct Shipment Licensees must apply for renewal through the AK-ACCIS online system here: https://accis.elicense365.com/#

Dept. of Commerce

New This Renewal- Endorsement Fee(s) and Paper Application Fee:

Endorsement renewals will require the biennial \$200.00 fee per endorsement. Multiple Fixed Counter Endorsements require ONE \$200.00 biennial fee regardless of how many fixed counters are attached to the license.

This paper form requires an additional submission fee of \$150.00 per 3 AAC 305.165(10). Avoid additional fees and apply through AK-ACCIS here: https://accis.elicense365.com/#

All renewal and supplemental forms are available online:

https://www.commerce.alaska.gov/web/amco/AlcoholLicenseApplication.aspx

FOR OFFICE USE ONLY

License Fee:	\$	Application Fee:	\$ 300.00	Misc. Fee:	\$
Endorsement Fee:	\$	Paper Form Fee	\$150.00		\$
	•			Total Fees Due:	\$

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: 1/8/24 License #/Type: 950 Beverage Dispensary

Licensee: Mellisa D. Davis Address: Lot 26, Felix Toner Plat, Naknek, AK

DBA: Bristol Bay Red Dog Inn AMCO Case #: 23-2372

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.

According to the Department of Environmental Conversation, Bristol Bay Red Dog Inn is operating without a current Sanitary Survey Inspection. Transient Non-Community (TNC) public water systems must have a Sanitary Survey Inspection conducted every five years as required by 18 AAC 80.430. DEC records indicated Bristol Bay Red Dog Inn's last Sanitary Survey Inspection was conducted on June 12, 2012.

Additionally, TNC public water systems (PWS) must sample for Total Coliform (TC) and must be accounted in 1975 to 80.655. Bristol Bay Red Dog Inn PWS must sample for TC once every month and for Nitrates annually. DEC records indicate Bristol Bay Red Dog Inn PWS did not sample for TC since June 1, 2022, and did not sample for Nitrates since 2/26/2019.

On 12-12-23 you were asked to regain compliance with Drinking Water regulations, As of 1-5-24, you have failed to contact DEC or resolve the violations. If you have any further questions contact the following:

DEC Drinking Water Program Attn: Elizabeth Nakanishi, elizebeth.nakanishi@alaska.gov 555 Cordova St. Anchorage, AK 99501

Your attention is directed to the above listed regulations and AS 04.21.030: Responsibility of licensees, agents and employees and AS 04.16.150: Licensee responsible for violations

Certified Mail 7021 0950 0001 6767 0151

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 Received by:

SIGNATURE: F.R. Hamilton SIGNATURE

Delivered VIA: Mail Date:

To Investigator Hamilton,

Alcohol & Marijuana Control Office ATTN: Enforcement 550 W. 7th Ave., Suite 1600 Anchorage, AK 99501

Dear Investigator Hamilton,

This letter is in response to the notice of violation (AMCO case 23-2372), regarding the Bristol Bay Red Dog Inn, beverage dispensary license #950.

The business has been winterized and as such may have fallen out of compliance. I have made contact with Elizabeth Nakanishi with the DEC Drinking Water Program to resolve all issues and pass all inspections before reopening for business.

As I am currently out of State, and away from my office, I will need to look back at our recent records and clarify when we were actually open. Between Covid and a complete weather disaster in the winter of '22, there were many months when the business was closed and not required to provide water samples. I have discussed this issue with DEC and it is just a matter of clarification. You can email Ms. Nakanishi at Elizabeth.nakanishi@alaska.gov.

Please let me know if this resolves the issue. On behalf of Mellisa Davis (the Licensee and my lovely wife),

Dylan Mancuso

The Bristol Bay Red Dog Inn P.O. Box 324 Naknek, AK 9963