

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: 2/8/21

License #/Type: 3020 Club

Licensee: American Legion Post #57

Address: 1634 Cushman St., Fairbanks, AK

DBA: American Legion Post #57

AMCO Case #: 21-0106

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.

You have an unreported change of officers. Details are as follows:

AMCO records indicate the following:

Francis Boisseau: Treasurer, 0%
Ruben Lorga: Secretary, 0%
Linda Sue Boisseau: President, 0%
Mark Francis Faley: Vice President
CBPL records indicate the following:

Frances Boisseau: Treasurer, Secretary
Ruben Lorga: President
Robert Monteith: Vice President
Aubrey Hendrix: Vice President

Date of unreported change of officers in CBPL: 11/4/2020
Renewal application received in our office: 11/23/2020

Your attention directed to AS 04.11.050(a): Reports required of corporations

Please refer all questions regarding violation to alcohol.licensing@alaska.gov

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

SIGNATURE: *J.R. Hamilton*

Delivered VIA: Mail

Received by: *Sara Cantor*

SIGNATURE: *Sara Cantor*

Date: *2-11-21*

Davies, Jason M (CED)

From: Sara Canter <saracanter9545@yahoo.com>
Sent: Saturday, February 13, 2021 12:26 PM
To: CED AMCO Enforcement (CED sponsored)
Subject: License #3020 American Legion Post 57
Attachments: scan0002.pdf

Attached is our letter regarding the Notice of Violation. I will also mail you a hard copy on Tuesday when the post office is open. If you need any further information please don't hesitate to contact me.

Regards,

Sara Canter
Bookkeeper/Office Manager



AMERICAN LEGION

C. RUSSELL HUBER POST #57

"The Friendly Post"--Home of Happy Bears
1634 Cushman Street • Fairbanks, Alaska 99701
Phone: (907) 452-5757 • Fax: (907) 452-8954

February 12, 2021

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

To Whom It May Concern:

Regarding the Notice of Violation for the American Legion Post #57,
License #3020.

We respectfully acknowledge that we have received this notice and will in the future notify AMCO of any officer changes within our organization. Our Officers and Board of Directors, as well as our Office Manager have been informed of this situation, so this does not happen again.

With the pandemic going on we never elected our officers in a timely manner last year, and consequently caused this oversight. Thank you for your assistance in this matter.

Sincerely,

Francis Boisseau
Secretary/Managing Officer

FB:sc

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD

LICENSE NUMBER

FORM CONTROL

XXXX

ISSUED
12/03/2022
ABC BOARD

LIQUOR LICENSE
2023 - 2024
TEMPORARY

3020

LICENSE RENEWAL APPLICATION DUE
DECEMBER 31, 2024 (AS 04.11.270(b))

THIS LICENSE EXPIRES MIDNIGHT
FEBRUARY 28, 2025 UNLESS DATED BELOW

TYPE OF LICENSE: Club

LICENSE FEE: \$1,200.00

1110

CITY / BOROUGH: Fairbanks
Fairbanks North Star Borough

D/B/A: American Legion Post #57
1634 Cushman St

Mail Address:
American Legion Post #57
1634 Cushman St
Fairbanks, AK 99701

This license cannot be transferred without permission
of the Alcoholic Beverage Control Board

Special restriction - see reverse side

ISSUED BY ORDER OF THE
ALCOHOLIC BEVERAGE CONTROL BOARD

Jean M. Wilson
DIRECTOR

04-900 (REV 10/20/22)

THIS LICENSE MUST BE POSTED IN A VISIBLE PLACE ON THE PREMISES

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD

LICENSE NUMBER

FORM CONTROL

XXXX

ISSUED
12/03/2022
ABC BOARD

LIQUOR LICENSE
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TEMPORARY

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ISSUED BY ORDER OF THE
ALCOHOLIC BEVERAGE CONTROL BOARD

COPY

DIRECTOR

D/B/A: American Legion Post #57
1634 Cushman St

Mailing Address:
American Legion Post #57
1634 Cushman St
Fairbanks, AK 99701

THIS LICENSE MUST BE POSTED IN A VISIBLE PLACE ON THE PREMISES

04-900 (REV 5/9/22)



Alaska Alcoholic Beverage Control Board

AB-17: 2023/2024 License Renewal Application

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: 2023/2024 General Renewal Application

- This form and any required supplemental forms must be completed, signed by the licensee, and postmarked no later than 12/31/2022 per AS 04.11.270, 3 AAC 304.160, with all required fees paid in full, or a non-refundable \$500.00 late fee applies.
Any application for renewal or any fees for renewal that have not been postmarked by 2/28/2023 will be expired per AS 04.11.540, 3 AAC 304.160(e).
All fields of this application must be deemed complete by AMCO staff and must be accompanied by the required fees and all documents required, or the application will be returned without being processed, per AS 04.11.270, 3 AAC 304.105
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 - Establishment Contact Information

Table with 4 columns: Field Name, Value, License #, and Value. Fields include Licensee (Owner), License Type, Doing Business As, Local Governing Body, and Community Council.

If your mailing address has changed, write the NEW address below:

Table for mailing address with fields: Mailing Address, City, State, ZIP.

Section 2 - Licensee Contact Information

Contact Licensee: The individual listed below must be part of the ownership structure of the licensee listed in Section 1. This person will be the designated point of contact regarding this license, unless the Optional contact is completed.

Table with 2 columns: Field Name, Value. Fields include Contact Licensee (Francis Boisseau) and Contact Phone (907-456-1904).

Optional: If you wish for AMCO staff to communicate with anyone other than the Contact Licensee (such as legal counsel) about your license, list their information below:

Table with 2 columns: Field Name, Value. Fields include Name of Contact (Sara Carter) and Contact Phone (907-460-0630).

Section 3 - for Package Stores ONLY: Written Order Information

Do you intend to sell alcoholic beverages and ship them to another location in response to written solicitation in calendar years 2022 and/or 2023?

YES NO checkboxes

AMCO

OCT 31 2023



Form AB-17: 2023/2024 License Renewal Application

Section 4 – Ownership Structure Certification

YES NO

Did the ownership structure of the licensed business change in 2021/2022?

*AB 39 rev'd * KRS*
If Yes, and you have NOT notified AMCO, list the updated information on form AB-39: Change of Officers and submit with your renewal application.

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 2021 or 2022.

Section 5 – License Operation

Check ONE BOX for EACH CALENDAR YEAR that best describes how this liquor license was operated:

- | | 2021 | 2022 |
|---|-------------------------------------|-------------------------------------|
| 1. The license was operated for more than 240 hours throughout each year. (Year-round) | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. The license was only operated during a specified time each year. (Not to exceed 6 months per year)
<i>If your operation dates have changed, list them below:</i>
_____ to _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. The license was only operated to meet the minimum requirement of 240 total hours each calendar year.
<i>A complete AB-30: Proof of Minimum Operation Checklist, and all documentation must be provided with this form.</i> | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. The license was not operated at all or was not operated for at least the minimum requirement of 240 total hours each year, during one or both calendar years. <i>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.</i>
<i>If you have not met the minimum number of hours of operation in 2021, you are not required to pay the fees, however a complete AB-29 is required with Section 2 marked "Other" and COVID is listed as the reason.</i> | <input type="checkbox"/> | <input type="checkbox"/> |

Section 6 - Violations and Convictions

YES NO

Have ANY Notices of Violation been issued for this license? *for years 2021 or 2022*

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 2021 or 2022?

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 7 – 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 304, and that this application, including all accompanying schedules and statements, are true, correct, and complete.

- 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.

AMCO

OCT 31 2022



Alaska Alcoholic Beverage Control Board

Form AB-17: 2023/2024 License Renewal Application

- 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 304.465.

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.

Francis G. Boussem
Signature of licensee

Jana L. Stephens
Signature of Notary Public

Francis G. Boussem
Printed name of licensee

Notary Public in and for the State of Alaska.

My commission expires: 10-29-2023

STATE OF ALASKA
NOTARY PUBLIC



Jana L. Stephens

My Commission Ends October 29, 2023

Subscribed and sworn to before me this 24 day of October, 2022.

- Restaurant and Eating Place** applications must include a completed AB-33: Restaurant Receipts Affidavit
- Recreational Site** applications must include a completed AB-36: Recreational Site Statement
- Tourism** applications must include a completed AB-37: Tourism Statement
- Wholesale** applications must include a completed AB-25: Supplier Certification
- Common Carrier** applications must include a current safety inspection certificate

All renewal and supplemental forms are available online:
<https://www.commerce.alaska.gov/web/amco/AlcoholLicenseApplication.aspx>

FOR OFFICE USE ONLY

License Fee:	\$ <u>1200</u>	Application Fee:	\$ 300.00	Misc. Fee:	\$
Total Fees Due:					\$ <u>1500</u>

100483812,
100483813

OCT 31 2022

Details

ENTITY DETAILS

Name(s)

Type	Name
Legal Name	RUSSELL C. HUBER POST 57 AMERICAN LEGION DEPARTMENT OF ALASKA

Entity Type: Nonprofit Corporation

Entity #: 38470D

Status: Good Standing

AK Formed Date: 6/30/1986

Duration/Expiration: Perpetual

Home State: ALASKA

Next Biennial Report Due: 7/2/2024

Entity Mailing Address: 1634 CUSHMAN ST, FAIRBANKS, AK 99701

Entity Physical Address: 1119 LAKEVIEW TERRACE, FAIRBANKS, AK 99701

Registered Agent

Agent Name: FRANCIS BOISSEAU

Registered Mailing Address: 706 24TH AVE, FAIRBANKS, AK 99701

Registered Physical Address: 706 24TH AVE, FAIRBANKS, AK 99701

Officials

Show Former

AK Entity #	Name	Titles	Owned
	FRANCIS BOISSEAU	Treasurer	
	LINDA BOISSEAU	Director	
	MONTE ERVIN	Director	
	Robert Monteith	Vice President, Secretary	
	RUBEN IORGA	Director	
	Saleem El-Arami	President	
	Sidney Kellogg	Director	

Filed Documents

Date Filed	Type	Filing	Certificate
6/30/1986	Creation Filing		
2/27/1989	Biennial Report		
5/10/1990	Biennial Report		

Date Filed	Type	Filing	Certificate
2/29/1992	Biennial Report		
7/29/1992	Biennial Report	Click to View	
6/27/1994	Biennial Report	Click to View	
7/01/1996	Biennial Report	Click to View	
7/10/1998	Biennial Report	Click to View	
8/07/2000	Biennial Report	Click to View	
10/21/2002	Agent Change	Click to View	
10/28/2002	Biennial Report	Click to View	
3/06/2003	Change of Officials	Click to View	
6/07/2004	Biennial Report	Click to View	
5/27/2010	Biennial Report	Click to View	
5/27/2010	Biennial Report	Click to View	
5/27/2010	Biennial Report	Click to View	
9/28/2012	Biennial Report	Click to View	
9/28/2012	Agent Change	Click to View	
7/19/2014	Biennial Report	Click to View	
10/19/2016	Agent Change	Click to View	
11/15/2016	Biennial Report	Click to View	
5/26/2018	Biennial Report	Click to View	
7/05/2019	Change of Officials	Click to View	
7/05/2019	Agent Change	Click to View	
4/20/2020	Biennial Report	Click to View	
11/04/2020	Change of Officials	Click to View	
5/18/2021	Change of Officials	Click to View	
5/04/2022	Biennial Report	Click to View	

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