

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: 4/1/21

License #/Type: 55 Club

Licensee: American Legion Lynn Canal Post #12

Address: 188 2nd Ave, Haines, AK

DBA: American Legion Post #12

AMCO Case #: 21-0311

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:

Change in officers: Failure to report the 2019 removal of John Newton and addition of Thomas Ward as Vice President

AMCO records

- Ralph Strong - Secretary
- John Newton – Vice President
- William Rostad –President

CBPL Records show:

- Chuck Mittman - Director (not required to be listed on application)
- Ralph Strong – Secretary, Director, Treasurer
- Thomas Ward – Vice President
- William Rostad – President, Director

Date of unreported change of officers in CBPL: 6/24/2019. Date renewal application received in our office: 12/21/2020

Your attention is referred to AS 04.11.050(a): Reports required of corporations.

Please direct all questions regarding this notice 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

Received by:

SIGNATURE:

J.R. Hamilton

SIGNATURE:

Delivered VIA: Mail

Date:

Davies, Jason M (CED)

From: Alcohol Licensing, CED ABC (CED sponsored)
Sent: Friday, April 23, 2021 9:33 AM
To: Davies, Jason M (CED)
Cc: Alcohol Licensing, CED ABC (CED sponsored)
Subject: RE: #55-American Legion Post #12 - NOV Response
Attachments: Re_ #55 dba American Legion Post #12 Incomplete Renewal.msg; RE: 55 American Legion Post #12; #55 Lynn Canal American Legion License; Re: #55 dba Lynn Canal American Legion/ American Legion Post #12 Incomplete Renewal

Categories: Completed or downloaded electronically

Good morning,

This licensee has taken many steps to respond to correct their renewal applications. I have attached their response correspondence. In addition, they have submitted a CPBL Change of Officer update to our office instead of directly to CBPL. I am in the process of contacting them to notify them that the CBPL form (plus credit card payment information) will be mailed back to them to submit properly and directly to CBPL.

I do have their page corrections as well as fingerprint cards and AB-08a forms asked for but due to their submission of the credit card payment attached to the CBPL form they incorrectly submitted to us I do not yet have their fingerprint payments received.

Thank you and let me know if you need anything else.

Kristina Serezhenkov
Licensing Examiner
Alcohol and Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

From: Davies, Jason M (CED) <jason.davies@alaska.gov>
Sent: Friday, April 23, 2021 8:32 AM
To: Alcohol Licensing, CED ABC (CED sponsored) <alcohol.licensing@alaska.gov>
Subject: #55-American Legion Post #12 - NOV Response

Hello-

I requested a response from the licensee #55-American Legion Post #12. They responded that they have submitted all the documents and a response to the notice of violation to licensing. May I have a copy of the response?

Thank you,



Jason M. Davies
Criminal Justice Technician II
AMCO Enforcement
Alcohol & Marijuana Control Office
550 W. 7th Ave, Suite 1600
Anchorage, AK 99501
Office (907) 754-3410
jason.davies@alaska.gov

Bennett-Smith, Donovan (CED)

From: Alcohol Licensing, CED ABC (CED sponsored)
To: amerlegion@aptalaska.net
Cc: Alcohol Licensing, CED ABC (CED sponsored)
Subject: License # 55 Renewal Application Inquiry

Hello, hope the day is well,

I was reaching out in regards to your submitted Alcohol License Renewal Application highlighting a section that reflects differently than AMCO records indicate.

It was marked on section 6 that this establishment did not have any notices of violation for the previous two years, however we have discovered that there had been a notice posted as of 4/26/2021. The presence of this notice of violation does not affect your application but is required to be on file with the renewal application to move forward with the application process. With your permission we may amend the corresponding section in addition to attaching the NOV to move your application to completion.

If you have any further questions feel free to email alcohol.licensing@alaska.gov or calling (907) 269-0350 at your earliest convenience.

Thank you for your time,

Donavan Bennett-Smith
Occupational license examiner

STATE OF ALASKA - ALCOHOLIC BEVERAGE CONTROL BOARD

LICENSE NUMBER

FORM CONTROL

55

XXXX

LIQUOR LICENSE

ISSUED

2023 - 2024

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

02/07/2023

TEMPORARY

ABC BOARD

THIS LICENSE EXPIRES MIDNIGHT
FEBRUARY 28, 2025 UNLESS DATED BELOW

TYPE OF LICENSE: Club

LICENSE FEE: \$1,200.00

1110

CITY / BOROUGH: Haines
Haines, City & Borough

D/B/A: Lynn Canal American Legio.
188 2nd Ave

Mail Address:
American Legion Lynn Canal Post #12 Inc
PO Box 452
Haines, AK 99827

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

Joan 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

55

XXXX

LIQUOR LICENSE

ISSUED

2023 - 2024

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

02/07/2023

TEMPORARY

ABC BOARD

THIS LICENSE EXPIRES MIDNIGHT
FEBRUARY 28, 2025 UNLESS DATED BELOW

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LICENSE FEE: \$1,200.00

CITY / BOROUGH: Haines
Haines, City & Borough

D/B/A: Lynn Canal American Legion
188 2nd Ave

Mailing Address:
American Legion Lynn Canal Post #12 Inc
PO Box 452
Haines, AK 99827

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

COPY

DIRECTOR

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

04-900 (REV 5/9/22)



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 2 columns: Field Name 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 for City, State, and 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 for Contact Licensee with handwritten entries: Ralph Strong, amerlegion@aptalaska.net

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 for Optional Contact with fields for Name of Contact and Contact Phone.

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 [X]

AMCO

NOV 30 2022



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?

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> 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.	<input type="checkbox"/>	<input type="checkbox"/>

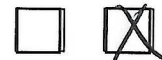
Section 6 - Violations and Convictions

YES NO

Have **ANY** Notices of Violation been issued for this license?



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

NOV 3 0 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.

Ralph Strong
Signature of licensee

Andrea K. Ferrin
Signature of Notary Public

RALPH STRONG
Printed name of licensee

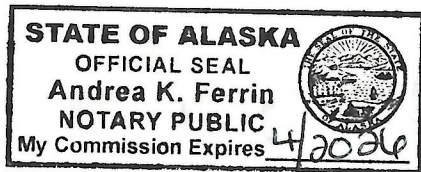
Notary Public in and for the State of Alaska

My commission expires: 4/16/2026

Subscribed and sworn to before me this 25 day of November, 2023.

- 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>1200⁰⁰</u>	Application Fee:	\$ 300.00	Misc. Fee:	\$
Total Fees Due:					\$

100500936

AMCO
NOV 30 2022

Details

ENTITY DETAILS

Name(s)

Type	Name
Legal Name	AMERICAN LEGION LYNN CANAL POST 12, INC.

Entity Type: Nonprofit Corporation

Entity #: 81784D

Status: Good Standing

AK Formed Date: 8/8/2003

Duration/Expiration: Perpetual

Home State: ALASKA

Next Biennial Report Due: 7/2/2023

Entity Mailing Address: BOX 452, HAINES, AK 99827

Entity Physical Address: 120 2ND AVE N, HAINES, AK 99827

Registered Agent

Agent Name: ANDREA FERRIN

Registered Mailing Address: PO BOX 452, HAINES, AK 99827

Registered Physical Address: 120 2ND AVE N, HAINES, AK 99827

Officials

Show Former

AK Entity #	Name	Titles	Owned
	Ben Tong	Vice President	
	Chuck Mittman	Director, President	
	RALPH STRONG	Director, Secretary, Treasurer	
	William Rostad	Director	

Filed Documents

Date Filed	Type	Filing	Certificate
8/08/2003	Creation Filing	Click to View	
11/03/2003	Biennial Report		
1/29/2004	Amendment	Click to View	
1/29/2004	Initial Report	Click to View	
10/21/2005	Biennial Report	Click to View	
2/01/2008	Biennial Report	Click to View	
6/30/2009	Biennial Report	Click to View	

Date Filed	Type	Filing	Certificate
8/06/2012	Biennial Report	Click to View	
12/12/2012	Agent Change	Click to View	
1/15/2014	Biennial Report	Click to View	
5/06/2015	Biennial Report	Click to View	
5/09/2017	Biennial Report	Click to View	
6/24/2019	Biennial Report	Click to View	
4/06/2021	Biennial Report	Click to View	
5/11/2021	Agent Resignation	Click to View	
7/13/2021	Agent Change	Click to View	

[Close Details](#)

 [Print Friendly Version](#)

Alaska Department of Commerce, Community, and Economic Development

Division of Corporations, Business, and Professional Licensing
PO Box 110806, Juneau, AK 99811-0806

This is to certify that

LYNN CANAL AMERICAN LEGION

PO BOX 452, HAINES, AK 99827

owned by

AMERICAN LEGION LYNN CANAL POST 12, INC.

is licensed by the department to conduct business for the period

October 14, 2022 to December 31, 2024
for the following line(s) of business:

81 - Services



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location.
It is not transferable or assignable.

Julie Sande
Commissioner

Alaska Department of Commerce, Community, and Economic Development

Division of Corporations, Business, and Professional Licensing
PO Box 110806, Juneau, AK 99811-0806

This is to certify that

LYNN CANAL AMERICAN LEGION

PO BOX 452, HAINES, AK 99827

owned by

AMERICAN LEGION LYNN CANAL POST 12, INC.

ENDORSEMENT: 19937 - 1

Effective October 14, 2022 through December 31, 2024

This business license has an endorsement for the physical address shown below:

190 SECOND AVE N, HAINES, AK 99827



This license shall not be taken as permission to do business in the state without having complied with the other requirements of the laws of the State or of the United States.

This license must be posted in a conspicuous place at the business location.
It is not transferable or assignable.

Julie Sande
Commissioner

Department of Commerce, Community, and Economic Development
DCCED RECEIPTING

State of Alaska / Commerce / Intranet / Receipting / Receipt / #100500936

RECEIPT #100500936

Net Total: \$1,500.00

Comment:

Actions

- [Edit Receipt](#)
- [Internal Receipt](#)
- [Customer Receipt](#)
- [Email Receipt](#)

Transaction #1

Type: Check or Warrant

Received: 11/30/2022

Amount: \$1,500.00

Payer Name: American Legion

Name:

Check #: 17178

Created: 12/1/2022

Owner: soa\sfcarrrell

Close Out #: 18364

#:

AG #: 12235

Account Item(s)

Type	Amount	Applicant	Ref #
ALC - Renewal Application Fee	\$300.00	American Legion Lynn Canal Post #12 Inc	55
ALC - Alcohol License Fees	\$1,200.00	American Legion Lynn Canal Post #12 Inc	55

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