



MEMORANDUM

TO: Alcoholic Beverage Control DATE: February 21, 2023
FROM: Kristina Serezhenkov, OLE RE: #4811 Alaska Yacht Charters

Requested action: Consideration of transfer of ownership application for Common Carrier-Seasonal license.

Statutory and Regulatory Authority:

Renewal; transfer of ownership; evaluation of the public interest under AS 04.11.360(1) and 3 AAC 304.180.

AS 04.06.090(b): "The board shall review all applications for licenses made under this title and may order the director to issue, renew, revoke, transfer, or suspend licenses and permits authorized under this title."

AS 04.11.040(a): "A license issued under this title may not be transferred to another person except with the written consent of the board."

3 AAC 304.180. Denial, suspension, revocation, or refusal to renew or transfer, in the public interest:

- (a) The board may consider the following factors in determining whether it is in the public interest to deny, revoke, suspend, or refuse to renew or transfer a license:
- (1) the applicant's, the applicant's affiliates', the transferee's, or the transferee's affiliates' histories of conviction of a felony in this state, the United States, or another state or territory during the 15 years immediately preceding the date of application;
 - (2) the applicant's, the applicant's affiliates', the transferee's, or the transferee's affiliates' histories of commission of
 - (A) a violation of AS 04 or regulations adopted by the board; or
 - (B) a violation of the alcoholic beverage control laws of another state, as a licensee of that state;
 - (3) whether the applicant, the applicant's affiliates, the transferee, or the transferee's affiliates are untrustworthy, unfit to conduct a licensed business, or a potential source of harm to the public;
 - (4) whether the applicant, the applicant's affiliates, the transferee, or the transferee's affiliates have permitted, on licensed premises belonging to that person, the occurrence of sexual contact between persons; for the purpose of this paragraph, "sexual contact" means the touching of genitals, anus, or female breast or the intrusion of any object into the genital or anal opening regardless of whether the act was consensual; and

(5) all other factors the board in its discretion determines relevant to the public interest.

(b) A local governing body may properly protest an application under AS 04.11.480 using the factors set out in (a) of this section.

Staff Rec.: Evaluate the public interest under AS 04.11.360(1) when considering the transfer application.

Background: This application is for a transfer of a Common Carrier-Seasonal license #4811 Alaska Yacht Charters to Tongass Expeditions LLC. Mr. Lindsay, a member of this entity, submitted an AB-08a Authorization of Records release form and a letter of explanation. Mr. Lindsay's background investigation has not been completed.

Attachments:

AB-08a: Authorization of Records Release

AB-01

AB-02

Confidential Written Explanation-provided separately



Alaska Alcoholic Beverage Control Board

Form AB-08a: Authorization of Records Release

Why is this form needed?

This authorization of records release form is required for all liquor license applications. Each licensee and affiliate who is required to be listed on an application for a liquor license under AS 04.11.260 must provide written authorization for release of conviction and arrest records, as required by 3 AAC 304.105(a)(1).

The following individuals must complete this form:

- If the applicant is a sole proprietor, this form must be completed by the *applicant* and the applicant's *spouse*.
- If the applicant is a corporation, this form must be completed for each *stockholder who owns 10% or more* of the stock in the corporation, and for each *president, vice-president, secretary, and managing officer*.
- If the applicant is a limited liability organization, this form must be completed for each *member with an ownership interest of 10% or more*, and for each *manager*.
- If the applicant is a partnership, including a limited partnership, this form must be completed for each *partner with an interest of 10% or more*, and for each *general partner*.

This form must be completed and submitted to AMCO's Anchorage office before any license application will be considered complete.

Section 1 – Establishment Information

Enter information for licensed establishment.

Licensee:	Tongass Expeditions LLC		
License Type:	Common Carrier Dispensary License	License Number:	4811
Doing Business As:	Alaska Yacht Charters		
Premises Address:	Alaskan Waters		
City:	Juneau	State:	AK
		ZIP:	99801

Section 2 – Individual Information

Enter information for the individual licensee or affiliate.

Name:	Ryan Lindsay
Title:	Member
Date of Birth:	[REDACTED]



Alaska Alcoholic Beverage Control Board

Form AB-08a: Authorization of Records Release

Section 3 – Certifications and Approvals

Read each line below, and then sign your initials in the box to the right of any applicable statements:

Initials

I certify that I have **never** been convicted of an act that constitutes a crime involving moral turpitude.

 RL

I certify that I have **never** been convicted of a violation of AS 04 or regulations adopted by the ABC Board.

 RL

I certify that I have **never** been convicted of a violation of the alcoholic beverage control laws of another state, as a licensee of that state.

 RL

I certify that I have **not** been convicted of a felony in this state, the United States, or another state or territory, including a suspended imposition of sentence, during the 10 years immediately preceding the date of this form.

Sign your initials to the following statement only if you are unable to certify one or more of the above statements: I have been convicted of one or more of the above offenses, and I have attached a written explanation that includes the type of offense and why it would be in the public interest for the ABC Board to approve me as a licensee.

 RL

I understand that by signing this form, I am providing written authorization for release of my conviction and arrest records to the Alaska Alcoholic Beverage Control Board through the Alaska Alcohol & Marijuana Control Office under AS 04.11.295 and 3 AAC 304.105. I understand that my fingerprints will be used to check the criminal history records of the Federal Bureau of Investigation (FBI), and that I have the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. *The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in Title 28, CFR, 16.34.*

 RL

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.

 RL

Ryan Lindsay

Printed name of licensee/affiliate

Signature of licensee/affiliate



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Why is this form needed?

This transfer license application form is required for all individuals or entities seeking to apply for the transfer of ownership and/or location of an existing liquor license. Applicants should review Title 04 of Alaska Statutes and Chapter 304 of the Alaska Administrative Code. All fields of this form must be completed, per AS 04.11.260, AS 04.11.280, AS 04.11.290, and 3 AAC 304.105.

This form must be completed and submitted to AMCO's Anchorage office, along with all other required forms and documents, before any license application will be considered complete.

Section 1 – Transferor Information

Enter information for the *current* licensee and licensed establishment.

Licensee:	Alaska Yacht Charters LLC	License #:	4811
License Type:	Common Carrier - Seasonal	Statutory Reference:	AS 04.11.180
Doing Business As:	Alaska Yacht Charters LLC		
Premises Address:	Alaskan Waters		
City:		State:	AK
		ZIP:	99801
Local Governing Body:			

Transfer Type:

- Regular transfer
- Transfer with security interest
- Involuntary retransfer

OFFICE USE ONLY			
Complete Date:	2/21/23	Transaction #:	100531552
Board Meeting Date:	3/6-7/2023	License Years:	
Issue Date:		Examiner:	KRS

1/19/2023



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 2 – Transferee Information

Enter information for the *new* applicant and/or location seeking to be licensed.

Licensee:	Tongass Expeditions LLC		
Doing Business As:	Alaska Yacht Charters		
Premises Address:	Alaskan Waters		
City:	State:	AK	ZIP: 99801
Community Council:			

Mailing Address:	P.O. Box 20281		
City:	State:	AK	ZIP: 99802

Designated Licensee:	Ryan Lindsay		
Contact Phone:	907-321-2243	Business Phone:	907-321-2243
Contact Email:	ryanglindsay@gmail.com		

Seasonal License? Yes No If "Yes", write your six-month operating period: April - September

Section 3 – Premises Information

Premises to be licensed is:

an existing facility a new building a proposed building

The next two questions must be completed by beverage dispensary (including tourism) and package store applicants only:

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the outer boundaries of the nearest school grounds? Include the unit of measurement in your answer.

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the public entrance of the nearest church building? Include the unit of measurement in your answer.



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 4 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 5. If more space is needed, please attach a separate sheet with the required information. The following information must be completed for each licensee and each affiliate (spouse).

This individual is an: applicant affiliate

Name:				
Address:				
City:	State:	ZIP:		

This individual is an: applicant affiliate

Name:				
Address:				
City:	State:	ZIP:		

Section 5 – Entity Ownership Information

This section must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for a license. Sole proprietors should skip to Section 6. If more space is needed, please attach a separate sheet with the required information.

- If the applicant is a corporation, the following information must be completed for each *stockholder who owns 10% or more of the stock in the corporation, and for each president, vice-president, secretary, and managing officer.*
- If the applicant is a limited liability organization, the following information must be completed for each *member with an ownership interest of 10% or more, and for each manager.*
- If the applicant is a partnership, including a limited partnership, the following information must be completed for each *partner with an interest of 10% or more, and for each general partner.*

Entity Official:	Ryan Lindsay			
Title(s):	Member	Phone:	907-321-2243	% Owned: 33.30
Address:	P.O. Box 20281			
City:	Juneau	State:	AK	ZIP: 99802



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Entity Official:	Max Stanley				
Title(s):	Member	Phone:	907-723-3595	% Owned:	33.30
Address:	P.O. Box 20281				
City:	Juneau	State:	AK	ZIP:	99802

Entity Official:	Jonathan Kreiss-Tomkins				
Title(s):	Member	Phone:	907-738-5581	% Owned:	33.30
Address:	504 Shennett				
City:	Sitka	State:	AK	ZIP:	99835

Entity Official:					
Title(s):		Phone:		% Owned:	
Address:					
City:		State:		ZIP:	

This subsection must be completed by any applicant that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC) and have a registered agent who is an individual resident of the state of Alaska.

DOC Entity #:	10212091	AK Formed Date:	10/28/2022	Home State:	AK
Registered Agent:	Ryan Lindsay	Agent's Phone:	907-321-2243		
Agent's Mailing Address:	P.O. Box 20281				
City:	Juneau	State:	AK	ZIP:	99802

Residency of Agent:

Yes No

Is your corporation or LLC's registered agent an individual resident of the state of Alaska?



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 6 – Other Licenses

Ownership and financial interest in other alcoholic beverage businesses:

Yes No

Does any representative or owner named as a transferee in this application have any direct or indirect financial interest in any other alcoholic beverage business that does business in or is licensed in Alaska?

If "Yes", disclose which individual(s) has the financial interest, what the type of business is, and if licensed in Alaska, which license number(s) and license type(s):

Ryan Lindsay is a 26% owner/member in Devils Club Brewing LLC in Juneau AK
Brewery license #5517
Winery license #5801

Section 7 – Authorization

Communication with AMCO staff:

Yes No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

If "Yes", disclose the name of the individual and the reason for this authorization:

[Empty box for disclosure]

AMCO
JAN 19 2023



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 8 - Transferor Certifications

Additional copies of this page may be attached, as needed, for the controlling interest of the current licensee to be represented.

I declare under penalty of perjury that the undersigned represents a controlling interest of the current licensee. I additionally certify that I, as the current licensee (either the sole proprietor or the controlling interest of the currently licensed entity) have examined this application, approve of the transfer of this license, and find the information on this application to be true, correct, and complete.

[Signature]
Signature of transferor

GEORGE A WILSON
Printed name of transferor

Subscribed and sworn to before me this 12 day of DEC, 2022.

[Signature]
Signature of Notary Public

Notary Public
State of Washington
Mykael Glass
Commission No. 176487
Commission Expires 12-27-2022

Notary Public in and for the State of Washington.

My commission expires: 12/27/2022

[Signature]
Signature of transferor

Debra K Bennett
Printed name of transferor

Subscribed and sworn to before me this 13 day of Feb, 2023.

[Signature]
Signature of Notary Public

Notary Public
State of Washington
MYKAEL GLASS
COMMISSION# 176487
MY COMMISSION EXPIRES
October 28, 2026

Notary Public in and for the State of Washington

My commission expires: 10/28/26

AMCO

JAN 19 2023

AMCO Received 2/15/2023



Alaska Alcoholic Beverage Control Board
Form AB-01: Transfer License Application

Section 9 – Transferee Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

Initials

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

RL

I certify that all proposed licensees have been listed with the Division of Corporations.

RL

I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

RL

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 304.465.

RL

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

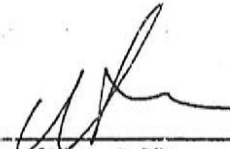
RL

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.

RL

Notary Public
State of Washington
Mykael Glass
Commission No. 176487
Commission Expires 12-27-2022


Signature of transferee


Signature of Notary Public

Ryan Lindsay
Printed name

Notary Public in and for the State of Washington
My commission expires: 12/27/2022

Subscribed and sworn to before me this 17 day of DEC, 2022

AMCO
JAN 19 2023



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-02: Premises Diagram

Why is this form needed?

A detailed diagram of the proposed licensed premises is required for all liquor license applications, per AS 04.11.260 and 3 AAC 304.185. Your diagram must include dimensions and must show all entrances and boundaries of the premises, walls, bars, fixtures, and areas of storage, service, consumption, and manufacturing. If your proposed premises is located within a building or building complex that contains multiple businesses and/or tenants, please provide an additional page that clearly shows the location of your proposed premises within the building or building complex, along with the addresses and/or suite numbers of the other businesses and/or tenants within the building or building complex.

The second page of this form may not be required. Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the second page of this form. The first page must still be completed, attached to, and submitted with any supplemental diagrams. An AMCO employee may require you to complete the second page of this form if additional documentation for your premises diagram is needed.

This form must be completed and submitted to AMCO's Anchorage office before any license application will be considered complete.

Yes No

I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the second page of this form.



Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	Tongass Expeditions LLC	License Number:	4811		
License Type:	Common Carrier - Seasonal				
Doing Business As:	Alaska Yacht Charters				
Premises Address:	Alaskan Waters				
City:	Juneau	State:	AK	ZIP:	99801



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

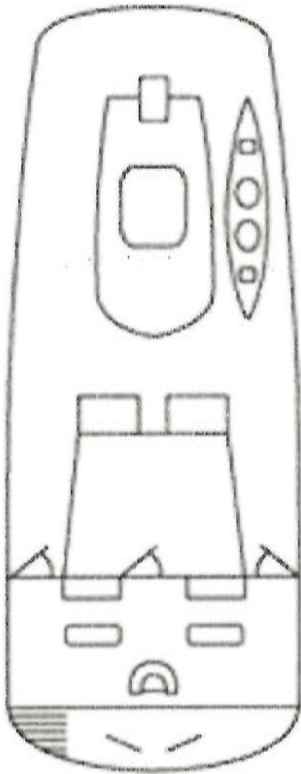
Form AB-02: Premises Diagram

Section 2 – Detailed Premises Diagram

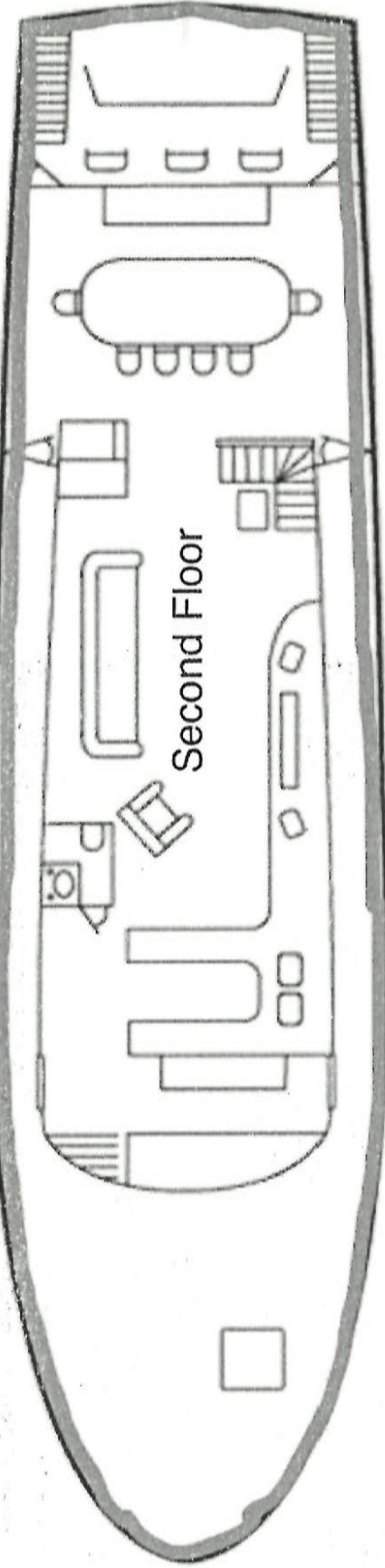
Clearly indicate the boundaries of the premises and the proposed licensed area within that property. Clearly indicate the interior layout of any enclosed areas on the proposed premises. Clearly identify all entrances and exits, walls, bars, and fixtures, and outline in red the perimeter of the areas designated for alcohol storage, service, consumption, and manufacturing. Include dimensions, cross-streets, and points of reference in your drawing. You may attach blueprints or other detailed drawings that meet the requirements of this form.

Attached is a diagram of the vessel, the Alaskan Story, which the red outline being the alcohol consumption area

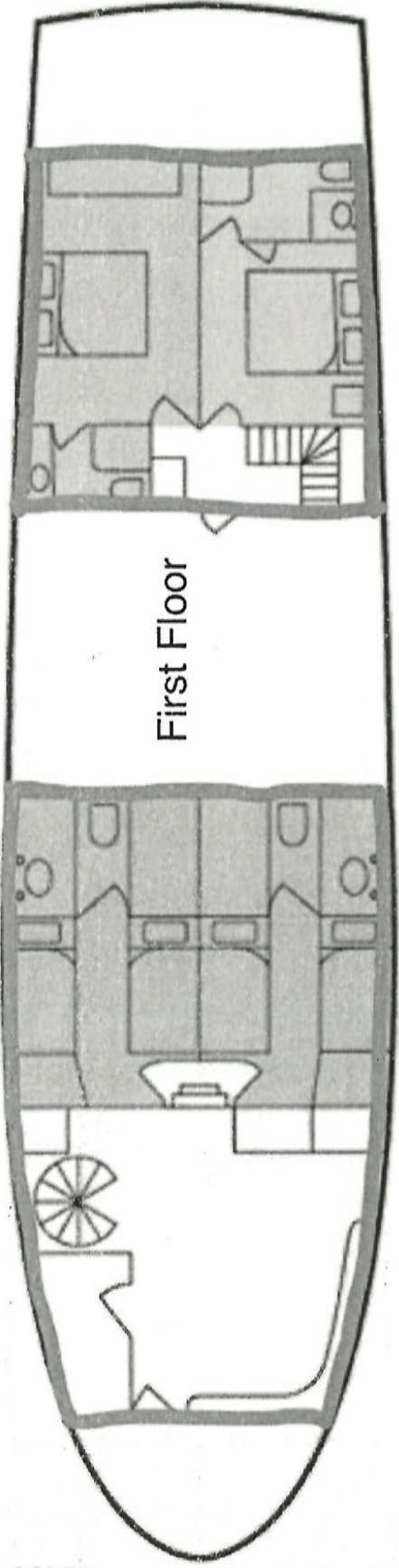
Third Floor



Second Floor



First Floor



AMCO

JAN 19 2023