



## MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: May 25, 2023

FROM: Carrie Craig, RLS

RE: #3964 Republic National  
Distributing Company of Alaska

**Requested  
Action:**

Reinstatement and renewal

**Statutory  
and  
Regulatory  
Authority:**

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 04.11.540: "...If a complete application for renewal has not been filed by February 28 or the required fees and the penalty fees have not been paid by that date, the license expires at 12:00 midnight February 28."

3 AAC 304.160(f): "The board will deny a request for reinstatement submitted under (e) of this section if

(1) the license became available in accordance with 3 AAC 304.100(2) and was issued to a different applicant, unless the limit of licenses under AS 04.11.400 has not been reached; or

(2) the board finds that the failure to timely file or pay was caused by

(A) the licensee's failure to notify the board of a change of the licensee's mailing address;

(B) a transfer of ownership of the business for which the license was issued without written approval of the board in violation of AS 04.11.040;

(C) a lease of the licensed business to another person in violation of AS 04.11.450(c);  
or

(D) any other action of the licensee whether active or tacit that the board finds constitutes a failure to lawfully operate the business for which the license was issued."

**Staff Rec.:**

Evaluate reinstatement request in accordance with 3 AAC 304.160(f).

**Background:** During the 2023/2024 licensing period, a renewal application was not submitted by the February 28, 2023 deadline. On December 1, 2022, an expiration warning reminder email was sent to those licensees who had not submitted and/or paid for their license renewal. An official warning letter was mailed and emailed to the licensees on February 7, 2023 and the expiration and cessation of operations letter was mailed and emailed on March 16, 2022.

The complete renewal application, required fees and written request were received at the AMCO office on March 30, 2023.

Attachments: Reinstatement Request

2023/2024 Complete AB-17

# Holland & Knight

560 Mission Street, Suite 1900 | San Francisco, CA 94105 | T 415.743.6900 | F 415.743.6910  
Holland & Knight LLP | [www.hklaw.com](http://www.hklaw.com)

Jessica M. Brown  
+1 907.206.3166  
[Jessica.Brown@hklaw.com](mailto:Jessica.Brown@hklaw.com)

April 10, 2023

*Via E-mail ([joan.wilson@alaska.gov](mailto:joan.wilson@alaska.gov))*

Joan M. Wilson  
AMCO Director  
Alcohol & Marijuana Control Office  
Robert B. Atwood Building  
550 West 7th Avenue, #1600  
Anchorage, AK 99501

Re: K&L Beverage Company, LLC, dba Republic National Distributing Company of  
Alaska # 3964 Renewal

Director Wilson:

My client is in receipt of AMCO's Cease Operations Notice dated March 16, 2023, concerning the expiration of its alcohol license, which was transmitted to [boneill@youngsmarket.com](mailto:boneill@youngsmarket.com). Unfortunately, and as Ms. Craig acknowledged by return email on March 28, 2023, "I just discovered that the email address we had on file didn't match the email address on the 2019 transfer application. I just corrected that information." Given this discrepancy, and because the mailing address of 14402 Franklin Ave. Tustin, CA 92780 was not manned by any individual with knowledge of the timing or importance of the original renewal license application, or subsequent Cease Operations Notice hard copy correspondence, my client inadvertently neglected to renew license #3964 (Anchorage), even though it timely renewed license #3965 for the same entity, with the same Wholesale General license, for its Fairbanks location.

Pursuant to 3 AAC 304.160(e), on behalf of this licensee, I formally request reinstatement and renewal of license #3964. The client transmitted a complete application by email and FedEx with the required reinstatement fee and all required fees and penalties on or about March 28, 2023; this should satisfy subparts (1)-(3). Please allow this letter to serve as the requisite proof of good cause for the failure to file and pay by February 28, per subpart (4). Succinctly stated, the individual at the company AMCO emailed concerning the notice of renewal application requirements had not been with the company for a number of years, and the

Joan M. Wilson

April 10, 2023

Page 2

post-pandemic remote work environment meant that no individual at the company's Tustin location timely processed and routed the mail that may have been received on this issue. The company is regretful and eager to remedy this situation.

I understand that you met with Don Grasse, the company's President for Alaska, on or about March 29 concerning this issue. Your time and assistance is greatly appreciated. Pursuant to that meeting, license #3964 is now conducting its licensed activities exclusively under license #5886.

Please let me know what else you might require to effectuate reinstatement and renewal of license #3964. Again, your partnership and assistance in this matter is greatly appreciated by all.

Sincerely yours,

HOLLAND & KNIGHT LLP



Jessica M. Brown

JMB:pjd

## Craig, Carrie D (CED)

---

**From:** McCormack, Suzanne <Suzanne.Mccormack@RNDC-USA.COM>  
**Sent:** Tuesday, March 28, 2023 1:46 PM  
**To:** Alcohol Licensing, CED ABC (CED sponsored)  
**Subject:** RE: K&L Beverage renewal of # 3964  
**Attachments:** AB-25.pdf; AB25\_.pdf; Receipt\_2023-03-28\_173943.pdf

**Categories:** Carrie

Carrie,

Thank you for the information. I was told by Don Grasse of K&L (he has spoken with someone on the Board) to get the renewal application in as soon as possible. I did include the credit card information page in an effort to speed things up. I am sending out a fed ex with the originals as well. Let me know if you need anything else.

All the best,

**Suzie McCormack**  
**Senior Corporate Paralegal**

**Republic National Distributing Company**  
(C) 407-951-0400  
[suzanne.mccormack@RNDC-USA.com](mailto:suzanne.mccormack@RNDC-USA.com)



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**From:** Alcohol Licensing, CED ABC (CED sponsored) <alcohol.licensing@alaska.gov>  
**Sent:** Tuesday, March 28, 2023 2:59 PM  
**To:** McCormack, Suzanne <Suzanne.Mccormack@RNDC-USA.COM>; Alcohol Licensing, CED ABC (CED sponsored) <alcohol.licensing@alaska.gov>  
**Subject:** RE: K&L Beverage

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning,

Yes, have received the renewal for #3965. It was #3964 that was not submitted or paid for, located at 6307 Arctic Spur Rd in Anchorage. The application (attached) was mailed on or around 10/7/22 to 14402 Franklin Avenue in Tustin, CA 92780. I just discovered that the email address we had on file didn't match the email address on the 2019 transfer application. I just corrected that information.

To reinstate and renew the license, 3 AAC 304.160 lays out what is required for a reinstatement and renewal request:

(e) For the purposes of AS 04.11.540, if a license has expired for failure to file a complete application for renewal by February 28 or for failure to pay the required fees and penalty fees by that date, the board will consider a written request to reinstate the license if the request is accompanied by

- (1) a complete application;
- (2) a reinstatement fee of \$1,000;
- (3) all other required fees and penalty fees; and
- (4) proof of good cause for the failure to file and pay by February 28.

\$300 renewal application fee

\$2000 license fee

\$500 late fee

\$1000 reinstatement fee

\*additional wholesaler supplier and business fees (explained in the second attachment)

Completed documents (with the exception of fingerprint cards or payments) may be scanned and emailed, and questions or concerns may be sent to [alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov).

Respectfully,

*Carrie Craig*

Records and Licensing Supervisor  
Alcohol and Marijuana Control Office  
550 West 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501  
907-269-0350

**From:** McCormack, Suzanne <[Suzanne.Mccormack@RNDC-USA.COM](mailto:Suzanne.Mccormack@RNDC-USA.COM)>

**Sent:** Thursday, March 23, 2023 10:45 AM

**To:** Alcohol Licensing, CED ABC (CED sponsored) <[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)>

**Subject:** FW: K&L Beverage

**Importance:** High

**CAUTION:** This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Carrie,

I am confused. I renewed the K&L Beverage License in December, see attached receipt for payment. I wasn't aware there was another that needed to be renewed. Can you clarify for me, please?

All the best,

**Suzie McCormack**  
**Senior Corporate Paralegal**

**Republic National Distributing Company**  
(C) 407-951-0400  
[suzanne.mccormack@RNDC-USA.com](mailto:suzanne.mccormack@RNDC-USA.com)



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**From:** Neujahr, Ben <[Ben.Neujahr@RNDC-USA.COM](mailto:Ben.Neujahr@RNDC-USA.COM)>  
**Sent:** Thursday, March 23, 2023 1:57 PM  
**To:** McCormack, Suzanne <[Suzanne.Mccormack@RNDC-USA.COM](mailto:Suzanne.Mccormack@RNDC-USA.COM)>  
**Subject:** Florida notice

Suzanne,

This notice looks pressing to me. Are you the best person to forward to? Thanks.

-Ben

**From:** SharedMailbox, Canonprt <[Canonprt@rndc-usa.com](mailto:Canonprt@rndc-usa.com)>  
**Sent:** Thursday, March 23, 2023 10:50 AM  
**To:** Neujahr, Ben <[Ben.Neujahr@RNDC-USA.COM](mailto:Ben.Neujahr@RNDC-USA.COM)>  
**Subject:** Attached Image

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Alaska Alcoholic Beverage Control Board

## 2023-2024 Master Checklist: Renewal License Application

<b>Doing Business As:</b>	Republic National Distributing Company of Alaska	<b>License Number:</b>	3964
<b>License Type:</b>	Wholesale - General		
<b>Examiner:</b>	CC	<b>Transaction #:</b>	100558548

Document	Received	Completed	Notes
AB-17: Renewal Application	3/30/23	4/10/23	
App and License Fees	3/30/23	4/10/23	

Supplemental Document	Received	Completed	Notes
AB-25: Supplier Certification	3/28/23	4/10/23	<del>Need</del>
AB-33: Restaurant Receipts Aff			
AB-36: Rec Site Statement			
AB-37: Tourism Statement			
AB-39: Change of Officers			
COI / COC / 5 Star / FAA Cert			
FP Cards & Fees / AB-08a			
Late Fee (after 12/31/2022)			
<b>Additional Documents:</b>	Need Reinstatement Request		
<b>Names on FP Cards:</b>			

	Yes	No	N/A
CBPL Entity Printout included?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Business License Copy included?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Background(s) Completed & Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<b>Special Consideration:</b> <u>Reinstate &amp; Renewal</u>	<b>Board Meeting Date:</b> <u>5/30-31/23</u>		
<b>LGB Sent Date:</b> <u>4/10/23</u>	<b>LGB Deadline Date:</b> <u>6/9/23</u>		
<b>LGB 1 Name:</b> <u>MOA</u>	<b>LGB 2 Name:</b> <u>Taku/Campbell CC</u>		
<input type="checkbox"/> Waive	<input type="checkbox"/> Protest	<input type="checkbox"/> Lapsed	<input type="checkbox"/> Waive
<input type="checkbox"/> Protest	<input type="checkbox"/> Lapsed	<input type="checkbox"/> Waive	<input type="checkbox"/> Protest
<input type="checkbox"/> Lapsed	<input type="checkbox"/> Waive	<input type="checkbox"/> Protest	<input type="checkbox"/> Lapsed





Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue,  
 Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto: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

<b>Licensee (Owner):</b>	K & L Beverage Company, LLC	<b>License #:</b>	3964
<b>License Type:</b>	Wholesale - General		
<b>Doing Business As:</b>	Republic National Distributing Company of Alaska		
<b>Local Governing Body:</b>	Anchorage, Muni. of		
<b>Community Council:</b>	Taku/Campbell		

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

<b>Mailing Address:</b>					
<b>City:</b>		<b>State:</b>		<b>ZIP:</b>	

## 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.

<b>Contact Licensee:</b>	Nicholas Mehall	<b>Contact Phone:</b>	404-205-7228
<b>Contact Email:</b>	nicholas.mehall@rndc-usa.com		

**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:

<b>Name of Contact:</b>	Suzanne McCormack	<b>Contact Phone:</b>	407-951-0400
<b>Contact Email:</b>	suzanne.mccormack@rndc-usa.com		

## 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

AMCO  
 MAR 3 0 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?

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.

NM

## 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 <b>operated for more than 240 hours</b> throughout each year. (Year-round)   | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. The license was <b>only operated during a specified time</b> each year. (Not to exceed 6 months per year)<br><i>If your operation dates have changed, list them below:</i><br>_____ 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.<br><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><br><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?   | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 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? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

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**

MAR 3 0 2023

# 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.

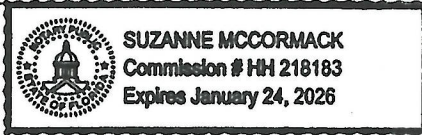
I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand 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.

Nicholas M. Mehall  
A5B5C8C65D2C45D...  
 Signature of licensee

Suzanne McCormack  
 Signature of Notary Public

Nicholas Mehall  
 Printed name of licensee

Notary Public in and for the State of FLORIDA



My commission expires: \_\_\_\_\_

Subscribed and sworn to before me this 28 day of March, 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>

AMCO  
 MAR 30 2023

**FOR OFFICE USE ONLY**

License Fee:	\$ <u>2000</u>	Application Fee:	\$ 300.00	Misc. Fee:	\$ <u>500 + 1000</u>
<b>Total Fees Due:</b>					\$ <u>3800</u>

100558548

# ENTITY DETAILS

## Name(s)

Type	Name
Legal Name	K & L BEVERAGE COMPANY, LLC

**Entity Type:** Limited Liability Company

**Entity #:** 66360F

**Status:** Good Standing

**AK Formed Date:** 4/9/1999

**Duration/Expiration:** Perpetual

**Home State:** DELAWARE

**Next Biennial Report Due:** 1/2/2025

**Entity Mailing Address:** PO BOX 9300, RENTON, WA 98057-9300

**Entity Physical Address:** 3215 LIND AVE SW, RENTON, WA 98057-9300

## Registered Agent

**Agent Name:** Diane Gintu

**Registered Mailing Address:** 6307 ARCTIC SPUR RD, ANCHORAGE, AK 99518

**Registered Physical Address:** 6307 ARCTIC SPUR RD, ANCHORAGE, AK 99518

## Officials

Show Former

AK Entity #	Name	Titles	Owned
	YOUNG'S MARKET COMPANY LLC	Member, Manager	100.00

## Filed Documents

Date Filed	Type	Filing	Certificate
4/09/1999	Creation Filing	<a href="#">Click to View</a>	
12/01/2000	Biennial Report		
12/31/2001	Change of Officials	<a href="#">Click to View</a>	
11/05/2002	Change of Officials	<a href="#">Click to View</a>	
1/08/2003	Biennial Report	<a href="#">Click to View</a>	
7/27/2005	Biennial Report	<a href="#">Click to View</a>	
5/18/2007	Biennial Report	<a href="#">Click to View</a>	
8/13/2009	Biennial Report	<a href="#">Click to View</a>	
8/24/2009	Agent Change	<a href="#">Click to View</a>	
6/29/2012	Biennial Report	<a href="#">Click to View</a>	

Date Filed	Type	Filing	Certificate
11/26/2012	Biennial Report	<a href="#">Click to View</a>	
1/25/2013	Agent Change	<a href="#">Click to View</a>	
5/13/2015	Biennial Report	<a href="#">Click to View</a>	
12/21/2016	Biennial Report	<a href="#">Click to View</a>	
2/15/2017	Certificate of Compliance		<a href="#">Click to View</a>
4/24/2018	Certificate of Compliance		<a href="#">Click to View</a>
12/17/2018	Biennial Report	<a href="#">Click to View</a>	
3/12/2019	Change of Officials	<a href="#">Click to View</a>	
5/10/2019	Change of Officials	<a href="#">Click to View</a>	
5/20/2019	Certificate of Compliance		<a href="#">Click to View</a>
7/22/2019	Certificate of Compliance		<a href="#">Click to View</a>
7/23/2019	Certificate of Compliance		<a href="#">Click to View</a>
9/30/2019	Change of Officials	<a href="#">Click to View</a>	
12/04/2020	Certificate of Compliance		<a href="#">Click to View</a>
12/21/2020	Biennial Report	<a href="#">Click to View</a>	
8/30/2021	Change of Officials	<a href="#">Click to View</a>	
1/13/2022	Certificate of Compliance		<a href="#">Click to View</a>
11/25/2022	Biennial Report	<a href="#">Click to View</a>	

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License Details

# LICENSE DETAILS

**License #:** 2114880

License unavailable for printing

**Business Name:** Republic National Distributing Company of Alaska**Status:** Expired**Issue Date:** 09/30/2020**Expiration Date:** 12/31/2021**Mailing Address:** PO Box 9300  
Renton, WA 98057**Physical Address:** 3215 Lind Ave SW  
Renton, WA 98057

## Owners

K &amp; L BEVERAGE COMPANY, LLC

## Activities

Line of Business	NAICS	Professional License #
42 - Wholesale Trade	424820 - WINE AND DISTILLED ALCOHOLIC BEVERAGE MERCHANT WHOLESALERS	

## Endorsements

No Endorsements Found

## License Lapse(s)

If this business license lapsed within the last four years the lapsed periods will appear below. Lapsed periods are the unlicensed period between an expiration date and renewal date.

No Lapses on record for the last 4 years.

[Close License Detail](#)[Print Friendly Version](#)