

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: 4/24/23

License #/Type: 126 Package Store

Licensee: LaBrec Enterprises Inc.

Address: 32708 Sterling Highway, Sterling, AK

DBA: Bing Brown's

AMCO Case #: 23-0688

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.

On 4--21-23, an inspection was conducted at your establishment. Brandon J. LaBrec was asked to provide an alcohol server card. LaBrec handed TAP card #174317. The card did not have an expiration date. The card did not look tampered with either. LaBrec was allowed to continue selling alcoholic beverages until I could get the card verified. On 4-24-23, I contacted CHARR and learned that the TAP card had expired on 6-12-22. I contacted LaBrec and advised him his card was expired and that he could not sell any alcoholic beverages until he provided the Alcoholic Beverage Control Board a current card.

Your attention is directed to AS 04.21.025: Alcohol server education course, AS 04.21.030: Responsibility of licensee, agents, and employees, AS 04.16.150: Licensee responsible for violations

Certified Mail #7018 0360 0000 1428 1720

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:

Davies, Jason M (CED)

From: Gordon LaBrec <bingbrownsak@gmail.com>
Sent: Monday, May 1, 2023 2:25 PM
To: Davies, Jason M (CED)
Subject: Re: Bing Brown NOV Letter
Attachments: Brando LaBrec Tapp Certificate.pdf

Categories: Completed or downloaded electronically

Good afternoon,

Attached is Brandon's Tapps certificate.

Thank you,
Gordon LaBrec

On Mon, May 1, 2023 at 7:27 AM Davies, Jason M (CED) <jason.davies@alaska.gov> wrote:

Good morning Mr. LaBrec,

Please provide me copies of Brandon's TAP card. Once I receive copies, I will attached your response to your notice of violation.

Thank you,

Jason M Davies – Criminal Justice Tech II

AMCO/ENFORCEMENT

jason.davies@alaska.gov

907-754-3410

From: Gordon LaBrec <bingbrownsak@gmail.com>
Sent: Saturday, April 29, 2023 10:15 AM

To: Hamilton, Joe (CED) <joe.hamilton@alaska.gov>

Subject: Re: Bing Brown NOV Letter

Mr. Hamilton,

Good morning.

Brandon has obtained his new Taps card as of 04/27/2023. To mitigate any further occurrences, I have set up notifications in my calendars on my desktop in my office, home office and my phone to notify me when Tap cards need to be renewed. I have also added a line item to our daily check list that Tap card is on file and current. I should have realized that Brandon's card was missing the date and had not assume that he was up to date with his training.

All my future notifications are set two months prior to expiration to assure that we will not miss our recertifications.

By implementing these actions will assure that I will not have any further occurrences regarding proper TAP card certification.

Best Regards,

Gordon LaBrec

Bing Brown's

On Mon, Apr 24, 2023 at 1:13 PM Hamilton, Joe (CED) <joe.hamilton@alaska.gov> wrote:

My apologies, I was told the attachment won't open in the first e-mail.

CERTIFICATE of COMPLETION

THIS ACKNOWLEDGES THAT

BRANDON LaBREC

HAS SUCCESSFULLY COMPLETED THE

Online Alaska TAP® Responsible Beverage
Server and Seller Training Program

Date of Completion:
This Certificate Expires on: May 11th, 2023



David Daniel

SIGNED, *David Daniel*, TAP Instructor



TAP
TRAINING FOR ALCOHOL
PROFESSIONALS

NOTE - This is your temporary certification form. Your official certification card will be mailed to you within 5 business days.
This certificate is NOT valid if the person listed is under the age of 21.
Please contact Alaska CHARR at 907-274-8133 with questions regarding this certification