NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION
Meeting Minutes – July 8, 2026
400 East Tryon Road, Raleigh, North Carolina
Hearing Room 101

CALL TO ORDER AND ROLL CALL

The North Carolina Alcoholic Beverage Control Commission ("Commission") held its regular monthly meeting on July 8, 2026. Chairman Hank Bauer called the meeting to order at 10:00 a.m., welcomed attendees, and introduced Commissioners La'Tanta (L.T.) McCrimmon and David Sherlin, as well as Deputy Commissioner Mike DeSilva, Assistant General Counsels Renee Metz and Kirstin Greene. Additional members of the Commission's legal staff were also present. Department of Public Safety Secretary Jeffrey Smythe was in attendance.

CONFLICTS OF INTEREST

In compliance with N.C.G.S. §138A-35, Chairman Bauer and Commissioner McCrimmon reported no actual or potential conflicts of interest. Commissioner Sherlin identified a conflict with Offer in Compromise #39, Commonwealth Brewing Company, LLC, T/A Commonwealth Brewing Company.

APPROVAL OF THE JULY 10, 2026, AGENDA

- Chairman Bauer moved to adopt the July 2026 meeting agenda.
- Commissioner McCrimmon seconded.
- The motion passed unanimously.

APPROVAL OF THE JUNE 10, 2026, MEETING MINUTES

Commission members confirmed that they had reviewed the minutes from the June 10, 2026, meeting.

- Commissioner McCrimmon moved to waive the reading of the minutes.
- Commissioner Sherlin seconded.
- The motion passed unanimously.

- Commissioner Sherlin moved to approve the minutes as presented.

- Commissioner McCrimmon seconded.
- The motion passed unanimously.

I. HEARING CASES AND OFFERS IN COMPROMISE - 97

Assistant General Counsel Kirstin Greene requested Offer in Compromise #37 to be removed because the permits have been cancelled. She presented two contested cases previously heard before the Office of Administrative Hearings. In Hearing Case #1, Chief Administrative Law Judge Lassiter imposed a penalty consisting of a $1,000.00 fine and a 25-day active suspension and in Hearing Case #2, Chief Administrative Law Judge Lassiter imposed a penalty consisting of a $500.00 fine and a ten-day active suspension. Legal staff recommended the Commission adopt the recommended penalties with the fines due on July 31, 2026, and the suspensions to begin on August 7, 2026.

- Commissioner Sherlin moved to adopt ALJ Lassiter's Final Decision and impose the aforementioned compliance dates for Hearing Cases #1 and #2.
- Commissioner McCrimmon seconded.
- The motion passed unanimously.

- Commissioner McCrimmon moved to ratify Offer in Compromise #39.
- Chairman Bauer seconded.
- The motion passed by a majority vote.

- Commissioner Sherlin moved to ratify the remaining 93 Offers in Compromise.
- Commissioner McCrimmon seconded.
- The motion passed unanimously.

II. AMEND EXEMPTION REQUEST PURSUANT TO N.C.G.S. §18B-1116(b) – BOND & BOND ENTERPRISES, LLC T/A NOCO BREWS & BITES; BOND BROTHERS BEER COMPANY, LLC T/A BOND BROTHERS BEER COMPANY; STANDARD BEER & FOOD, LLC T/A STANDARD BEER & FOOD; SEIRIOS, LLC T/A STARPOINT BREWING; WHITNEY BAKER; ANY SCHNITZER; JEREMY BOND; AND JASON BOND

Assistant General Counsel Renee Metz presented a request for a second amendment to exemption pursuant to N.C.G.S. §18B-1116 where a new location (Bond & Bond Enterprises, LLC T/A NOCO Brews & Bites) will be added and removal of a previous entity, Fortnight Brewing, Inc. T/A Fortnight Brewing. This amendment will carry all the same conditions that

the December order had to include the individual producers cannot sell their products to the other retail locations.

Attorneys John Szymankiewicz and Tyler Russell were present on behalf of the permittees and did not have anything additional to add.

- Commissioner Sherlin moved to approve the exemption request.
- Commissioner McCrimmon seconded.
- The motion passed unanimously.

III. REVIEW OF EXEMPTION ORDER GRANTED IN JULY 2023 AND AMENDED IN AUGUST 2025 PURSUANT TO N.C.G.S. §18B-1116 – BARREL'S BREWHOUSE 3PLAY LLC T/A BOOTLEGGERS & BARRELS (00306264CM-999 AND 00306263AJ-999); TRIPLE PLAY OASIS, LLC T/A TRIPLE PLAY OASIS (00355090AJ-999); BLACKBEARD'S TRIPLE PLAY JACKSONVILLE, NC LLC T/A BLACKBEARD'S TRIPLE PLAY RESTAURANT & SPORTS BAR (00323104AJ-999 – CANCELLED 4/28/2026); AND BILLY DALE OVERBEE *(Continued from May and June 2026)*

Assistant General Counsel Renee Metz presented a request for a second amendment to an exemption pursuant to N.C.G.S. §18B-1116 to remove one retail location due to cancellation of permits and impose a new condition for a period of six months on the remaining retail location.

- Commissioner McCrimmon moved to approve the exemption request.
- Commissioner Sherlin seconded.
- The motion passed unanimously.

IV. AGREEMENT FOR JOINT STORE OPERATIONS PURSUANT TO N.C.G.S. §18B-703(h) – GASTONIA ABC BOARD AND TOWN OF DALLAS

Pricing and Products Director Greg Stallings presented an agreement for joint operations between the Gastonia ABC Board and the Town of Dallas. Director Stallings read N.C.G.S. §18B-703(h) and there were no questions.

- Commissioner Sherlin moved to approve the agreement.
- Commissioner McCrimmon seconded.
- The motion passed unanimously.

V. MANDATORY RULES REVIEW PURSUANT TO N.C.G.S. §150B-21.3A – 14B NCAC 15C SECTIONS .0800-.1200 AND RULE .0608

Assistant General Counsel Metz informed the Commission a public comment had been received on Rule .0608 asking for more specificity in what is a" legitimate business reason" for a wholesaler to not sell to a retailer. An alternative version of .0608 was drafted for review by the Commission. No one was present to speak on the changes.

- Commissioner Sherlin moved to approve the alternative language.
- Commissioner McCrimmon seconded.
- The motion passed unanimously.

No public comments were received for 14B NCAC 15C Sections .0800-.1200; therefore, only a proposal to adopt those rules was necessary.

- Commissioner Sherlin moved to approve the rules.
- Commissioner McCrimmon seconded.
- The motion passed unanimously.

VI. OTHER BUSINESS

Assistant General Counsel Kirstin Greene advised a Final Agency Decision from the June 2026 meeting was ratified for Mr. C's Coffee Lounge. The violation was for knowingly allow violations to occur on the licensed premises. Mr. David Kernodle, attorney for the permittee, appeared virtually to request the word "knowingly" be removed from the violation and amend the order.

- Commissioner Sherlin moved to approve removing the word "knowingly" and amending the order.
- Commissioner McCrimmon seconded.
- The motion passed unanimously.

Assistant General Counsel Ben Popkin presented an update on study of minimum based pricing for spirituous liquor. The study is on schedule, and the final report will be finished no later than July 29, 2026. The Commission continues to accept public comments.

ANNOUNCEMENTS

Chairman Bauer announced that the next Commission meeting would be held on August 12, 2026, at 10:00 a.m.

ADJOURNMENT

There being no further business before the Commission, Chairman Bauer adjourned the meeting at 10:20 a.m.

_____/s/ Hank Bauer_____
Hank Bauer, Chairman
North Carolina Alcoholic Beverage Control Commission

Respectfully submitted,

_____/s/ Marilyn Smalls_____
Marilyn Smalls
For the Legal Section

* Approved at the August 12, 2026 Commission Meeting