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Alcohol and Gambling Enforcement

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age.dps.mn.gov

December 19, 2020

Triple Threat, LLC
d/b/a The Pour House
Licensee: Bruce Nielsen
102 S Commercial
Clarks Grove, MN 56016

Via Email/Certified Mail

NOTICE OF AGENCY ACTION 60-DAY LIQUOR LICENSE SUSPENSION

Pursuant to Governor Walz's Executive Order 20-99 *Implementing a Four Week Dial Back on Certain Activities to Slow the Spread of COVID-19* (EO-99), all restaurants and bars are prohibited from selling alcohol for on-premises consumption from Friday, November 20, 2020 at 11:59 p.m. through Friday, December 18, 2020 at 11:59 p.m.¹

The Minnesota Department of Public Safety Alcohol and Gambling Enforcement division (AGED) may take civil action in the form of a fine, license suspension or license revocation for any violation of Statute, Rule or Ordinance related to alcoholic beverages or the operation of a licensed establishment. Minn. Stat. § 340A.415.

On December 18, 2020, at approximately 4:00 p.m., AGED agents observed The Pour House open for business with a red neon "BEER" sign glowing. Agents observed numerous vehicles in the parking lot. Agents returned at 5:00 p.m. and observed patrons inside consuming beverages in glass bottles consistent with beer in violation of EO-99. Agents obtained photos of patrons inside The Pour House at the bar and vehicles in the parking lot.

AGED was informed that on December 18 at approximately 6:30 p.m., the Albert Lea Director of Public Safety (The Pour House is located approximately 10 miles from Albert Lea) received notice that the establishment was at "full capacity."

As a result of these actions, AGED intends to suspend license #22199 for a period of 60 days. Pursuant to the Minnesota Administrative Procedures Act,² this suspension is not effective until you have had the opportunity for a hearing before the Office of Administrative Hearings. AGED will schedule this hearing at the earliest possible

¹ EO-99 has "the full force and effect of law" pursuant to Minnesota Statutes, section 12.32 (2020).

² Minn. Stat. ch. 14.

date. You will receive further instructions from the Office of Administrative Hearings.

Sincerely,

Carla Cincotta

Carla Cincotta