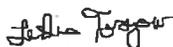


AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER	ABC FILE NUMBER			
	15-280-012	00168791CM-998			
<input checked="" type="checkbox"/> Investigation <input checked="" type="checkbox"/> Violation <input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary <input type="checkbox"/> Property <input type="checkbox"/> Felony	3:30 pm	Sat	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): Oskar Blues Brewery LLC OSKAR BLUES BREWERY 342 Mountain Industrial Drive Brevard, NC 28712 Buncombe County	Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:				
SUBJECT(S) AND OFFENSE(S): OSKAR BLUES BREWERY LLC 02S.0212(a)(3) Employee shall not perform service of any nature while or after consuming alcoholic beverages on the licensed premises.					
PERMITS: Malt Beverage on Premise 00204775AJ Brewery 00203934BM Malt Beverage Wholesaler 00203934BW Malt Beverage Special Event 00168791DG					
PREVIOUS ABC COMMISSION ACTION: None					
WITNESSES AND EXHIBITS: 1. ALE Agent Leslie Torgow, District VIII, 5 Barbeta Drive, Asheville, NC 28806 (828) 670-5055 2. ALE Agent Scott Ogle, District VIII, 5 Barbeta Drive, Asheville, NC 28806 (828) 670-5055					
I, Leslie Torgow, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.			DATE: 6/29/2015		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED
AGENT'S SIGNATURE: 	SUPERVISOR'S REVIEW: 		<input type="checkbox"/> HEADQUARTERS <input type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER		

On May 30, 2015, Alcohol Law Enforcement (ALE) District VIII conducted a special operation at a special event called Beer City Festival in Asheville, North Carolina. Special Agent (SA) Jeremy Jenkins, SA Scott Ogle, SA Steve Myers, Special Agent in Charge (SAC) Stacy Cox and myself were assigned to the detail.

The event was located at the McGuire Green in front of city county plaza in downtown Asheville. The event was permitted with a special event permit under Big Brothers and Big Sisters of Western North Carolina and the Asheville Brewers Alliance. The events webpage advertised that thirty-two (32) local and regional brewers would be in attendance.

For a fee of forty-five (45) dollars US currency a customer could purchase a ticket for admittance into the festival area. The customer would then receive a festival cup where they could sample the alcoholic beverages that each brewery had available. Employees of the breweries were assigned to wear a green colored wristband.

Agents arrived at the festival at approximately 2:00 p.m. The weather was partly cloudy and warm. Agents walked around the exterior of the festival and began to observe the actions of the employees serving alcohol and the festival customers.

At approximately 3:20 p.m., I observed the activities at the Oskar Blue beer booth. There were approximately four employees inside the booth at one time. Employees were serving alcohol, selling merchandise or socializing in and around the tent area. I observed a white female with a blond ponytail wearing a pink shirt, long pants and a green wristband. I saw the female drink an amber fluid from the festival cup on numerous occasions.

At approximately 3:30 p.m., I observed a white male with a beard wearing a plaid shirt; flip flop sandals and aviator type sunglasses. I observed the male drink an amber colored fluid from a festival cup on numerous occasions.

I saw both the above described individuals perform the duties of an employee as they poured beer from the tap into the customer's festival cup then passed the festival cup back to the customer.

At approximately 4:45 p.m., ALE Agents began to take enforcement action on the violations that were observed. ALE Agents started in the rear of the festival area and essentially leap frogged from one beer booth to the next. Information began to spread to the rest of the festival area that enforcement action was being conducted.

SA Ogle spoke with the remaining members of the Oskar Blues tent as they were taking down the taps and equipment. The following persons admitted to consuming alcoholic beverages and performing the duties of an employee:

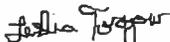
Jeremy Weber NC OLN 38960614
Jessica Morris GA OLN 051600614

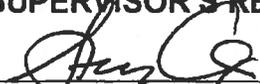
AGENT'S NAME: L.K. Torgow	AGENT'S SIGNATURE: 	DATE: 6/29/15	SUPERVISOR'S REVIEW 
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N. C. Alcohol Law Enforcement Division AL-49 CONTINUATION Page (6/95)	Page 3	of	Pages 3	Case Number 15-280-012
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Jeremy Weber said he "walked around and had a couple of beers". Jessica Morris said "Yeah, but not in the tent".

SA Ogle advised the remaining employees that a violation report would be submitted. SA Ogle advised what action the ABC Commission may take against the ABC permits. SA Ogle told them the action could range from a written warning, to an active suspension, to a fine, or to revocation of the ABC permits. SA Ogle advised they had no other questions or comments.

AGENT'S NAME: L.K. Torgow	AGENT'S SIGNATURE: 	DATE: 6/29/15	SUPERVISOR'S REVIEW 
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER		ABC FILE NUMBER				
	15-280-014		00186312CM				
<input checked="" type="checkbox"/> Investigation	<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary	<input type="checkbox"/> Property	<input type="checkbox"/> Felony	4:45 pm	Sat	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): Appalachian Craft Brewery LLC SOUTHERN APPALACHIAN BREWERY 822 Locust Street, Suite 100 Hendersonville, NC 28792 Buncombe County			Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:				
SUBJECT(S) AND OFFENSE(S): SOUTHERN APPALACHIAN BREWERY 02S.0212(a)(3) Employee shall not perform service of any nature while or after consuming alcoholic beverages on the licensed premises.							
PERMITS: Brewery 00186312BM Malt Beverage Wholesaler 00186312BW Malt Beverage on Premise 00188855AJ Unfortified Wine On Premise 00188855AL Mixed Beverages Private Club 00188855MB							
PREVIOUS ABC COMMISSION ACTION: None							
WITNESSES AND EXHIBITS: 1. ALE Agent Leslie Torgow, District VIII, 5 Barbeta Drive, Asheville, NC 28806 (828) 670-5055 2. SAC Stacy Cox, District VIII, 5 Barbeta Drive, Asheville, NC 28806 (828)670-5055							
I, Leslie Torgow, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.			DATE: 6/29/15		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED		
AGENT'S SIGNATURE: 		SUPERVISOR'S REVIEW: 		<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER			

N. C. Alcohol Law Enforcement Division AL-49 CONTINUATION Page (6/95)	Page 2	of	Pages 3	Case Number 15-280-014
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On May 30, 2015, Alcohol Law Enforcement (ALE) District VIII conducted a special operation at a special event called Beer City Festival in Asheville, North Carolina. Special Agent (SA) Jeremy Jenkins, SA Scott Ogle, SA Steve Myers, Special Agent in Charge (SAC) Stacy Cox and myself were assigned to the detail.

The event was located at the McGuire Green in front of city county plaza in downtown Asheville. The event was permitted with a special event permit under Big Brothers and Big Sisters of Western North Carolina and the Asheville Brewers Alliance. The events webpage advertised that thirty-two (32) local and regional brewers would be in attendance.

For a fee of forty-five (45) dollars US currency a customer could purchase a ticket for admittance into the festival area. The customer would then receive a festival cup where they could sample the alcoholic beverages that each brewery had available. The event coordinators assigned different colored wristbands for festival customers and employees of the breweries. Employees of the breweries were assigned to wear a green colored wristband.

Agents arrived at the festival at approximately 2:00 p.m. The weather was partly cloudy and warm. Agents walked around the exterior of the festival and began to observe the actions of the employees serving alcohol and the festival customers.

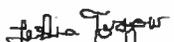
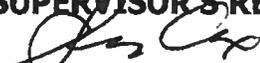
At approximately 4:45 p.m., I observed the activities at the Southern Appalachian beer booth. There were approximately four employees inside the booth at one time. Employees were serving alcohol, selling merchandise or socializing in and around the tent area. I observed white male with dark hair wearing a baseball cap, sunglasses and a green wristband around his wrist. I observed the white male drink an amber fluid from a festival cup inside a coozie on numerous occasions.

I saw both the above described individuals perform the duties of an employee as they poured beer from the tap into the customer's festival cup then passed the festival cup back to the customer.

At approximately 4:45 p.m., ALE Agents began to take enforcement action on the violations that were observed. ALE Agents started in the rear of the festival area and essentially leap frogged from one beer booth to the next. Information began to spread to the rest of the festival area that enforcement action was being conducted.

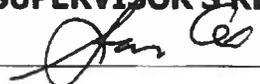
I spoke with the individual I observed consuming an alcoholic beverage. I asked for his identification. I explained to the individual that I was conducting a non-criminal investigation regarding employee consumption. The individual initially would not produce his identification until the permittee holder told him to cooperate. The subjects the produce his identification and his name was Ian George Howe. It was immediately apparent that Mr. Howe was intoxicated as his speech was slurred and he was unsteady on his feet. I asked for a breath sample on the AlcoSensor. Mr. Howe blew a 0.16 on the AlcoSensor.

I asked the female employee serving malt beverage to customers if she had consumed any alcoholic beverages. The employee advised she would submit to an AlcoSensor test. The female employee breath sample registered .00. The female employee was left to continue to serve customers.

AGENT'S NAME: L.K. Torgow	AGENT'S SIGNATURE: 	DATE: 6/29/15	SUPERVISOR'S REVIEW 
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N. C. Alcohol Law Enforcement Division AL-49 CONTINUATION Page (6/95)	Page 3	of	Pages 3	Case Number 15-280-014
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SAC Cox spoke with the permittee holder, Andrew Cubbin, and advised him that a violation report would be submitted to the NCABC. SAC Cox advised him the action could range from a written warning, to an active suspension, to a fine, or to revocation of the ABC permits. SAC Cox advised the permittee holder had no other questions or comments.

AGENT'S NAME: L.K. Torgow	AGENT'S SIGNATURE: 	DATE: 6/29/15	SUPERVISOR'S REVIEW 
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER	ABC FILE NUMBER			
	15-280-015	0533CM - 998			
<input type="checkbox"/> Investigation <input checked="" type="checkbox"/> Violation <input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary <input type="checkbox"/> Property <input type="checkbox"/> Felony	2:15 pm	Sat	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): Highland Brewing Company Inc. HIGHLAND BREWING COMPANY 12 Old Charlotte Highway, Suite H Asheville, NC 28803 Buncombe	Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:				
SUBJECT(S) AND OFFENSE(S): HIGHLAND BREWING COMPANY 02S.0212(a)(3) Employee shall not perform service of any nature while or after consuming alcoholic beverages on the licensed premises.					
PERMITS: Malt Beverage On Premise 00147110AJ Malt Beverage Off Premise 00147110AK Unfortified Wine On Premise 00147110AL Brewery 00147108BM Malt Beverage Wholesaler 00147108BW Malt Beverage Special Event 00147108DG					
PREVIOUS ABC COMMISSION ACTION: None					
WITNESSES AND EXHIBITS: 1. ALE Agent Leslie Torgow, District VIII, 5 Barbeta Drive, Asheville, NC 28806 (828) 670-5055 2. ALE Agent Scott Ogle, District VIII, 5 Barbeta Drive, Asheville, NC (828) 670-5055					
I, Leslie Torgow, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.			DATE: 6/29/2015		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED
AGENT'S SIGNATURE: <i>Leslie Torgow</i>	SUPERVISOR'S REVIEW: <i>[Signature]</i>		<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER		

N. C. Alcohol Law Enforcement Division AL-49 CONTINUATION Page (6/95)	Page 2	of	Pages 2	Case Number 15-280-013
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On May 30, 2015, Alcohol Law Enforcement (ALE) District VIII conducted a special operation at a special event called Beer City Festival in Asheville, North Carolina. Special Agent (SA) Jeremy Jenkins, SA Scott Ogle, SA Steve Myers, Special Agent in Charge (SAC) and myself were assigned to the detail.

The event was located at the McGuire Green in front of city county plaza in downtown Asheville. The event was permitted with a special event permit under Big Brothers and Big Sisters of Western North Carolina and the Asheville Brewers Alliance. The events webpage advertised that thirty-two (32) local and regional brewers would be in attendance.

For a fee of forty-five (45) dollars US currency a customer could purchase a ticket for admittance into the festival area. The customer would then receive a festival cup where they could sample the alcoholic beverages that each brewery had available. Employees of the breweries were assigned to wear a green colored wristband.

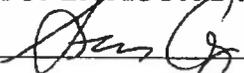
Agents arrived at the festival at approximately 2:00 p.m. The weather was partly cloudy and warm. Agents walked around the exterior of the festival and began to observe the actions of the employees serving alcohol and the festival customers.

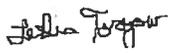
At approximately 2:15 p.m., SA Ogle observed the activities at the Highland Brewing beer booth. There were several employees inside the booth at one time. Employees were serving alcohol, selling merchandise or socializing in and around the tent area. SA Ogle advised he recognized the owner, Oscar Wong, consuming an amber fluid from a cup and serving customers. SA Ogle advised the brew master, Hollie Stephenson was drinking an amber fluid from a cup and then serving customers. SA Ogle advised that the Market Development Manager, TJ Burke, was selling merchandise and consuming an amber fluid. SA Ogle advised a female wearing maroon pants and a tank top was consuming an amber fluid and then serving customers.

SA Ogle advised that during his observations, all employees were continuously consuming while performing their duties as employees.

At approximately 4:45 p.m., ALE Agents began to take enforcement action on the violations that were observed. ALE Agents started in the rear of the festival area and essentially leap frogged from one beer booth to the next. Information began to spread to the rest of the festival area that enforcement action was being conducted. The employees of Highland Brewery began to voluntarily break down their beer tent.

At approximately 4:45 p.m., SA Ogle spoke with TJ Burke while the employees were taking down the taps and beer booth equipment. SA Ogle advised TJ Burke that a violation report would be submitted to the NCABC. SA Ogle advised him the action could range from a written warning, to an active suspension, to a fine, or to revocation of the ABC permits. SA Ogle advised that TJ Burke had no other questions or comments

AGENT'S NAME: L.K. Torgow	AGENT'S SIGNATURE: 	DATE: 6/29/15	SUPERVISOR'S REVIEW 
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER	ABC FILE NUMBER
	15-280-013	Pending Temporary
<input checked="" type="checkbox"/> Investigation <input checked="" type="checkbox"/> Violation <input type="checkbox"/> Arrest <input type="checkbox"/> Supplementary <input type="checkbox"/> Property <input type="checkbox"/> Felony	Hr. Day/Wk Mo. Day Year 3:35 pm Sat May 30 2015	
PERMITTEE/LOCATION OF OFFENSE(S): 11 th Hour Brewing LLC BOOJUM BREWING COMPANY 50 N. Main Street Waynesville Buncombe County	Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:	
SUBJECT(S) AND OFFENSE(S): BOOJUM BREWING COMPANY 02S.0212(a)(3) Employee shall not perform service of any nature while or after consuming alcoholic beverages on the licensed premises.		
PERMITS: Brewery, Malt Beverage Wholesaler Temporary - T00222713 Malt Beverage on Premise Temporary – T00224845 Mixed Beverage Restaurant, Unfortified Wine on Premise Temporary-T00226143MB		
PREVIOUS ABC COMMISSION ACTION: Yes		
WITNESSES AND EXHIBITS: 1. ALE Agent Leslie Torgow, District VIII, 5 Barbeta Drive, Asheville, NC 28806 (828) 670-5055		
I, Leslie Torgow, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.		DATE: 7/1/2015
AGENT'S SIGNATURE: 	SUPERVISOR'S REVIEW: 	<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED
<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER		

On May 30, 2015, Alcohol Law Enforcement (ALE) District VIII conducted a special operation at a special event called Beer City Festival in Asheville, North Carolina. Special Agent (SA) Jeremy Jenkins, SA Scott Ogle, SA Steve Myers, Special Agent in Charge (SAC) and myself were assigned to the detail.

The event was located at the McGuire Green in front of city county plaza in downtown Asheville. The event was permitted with a special event permit under Big Brothers and Big Sisters of Western North Carolina and the Asheville Brewers Alliance. The events webpage advertised that thirty-two (32) local and regional brewers would be in attendance.

For a fee of forty-five (45) dollars US currency a customer could purchase a ticket for admittance into the festival area. The customer would then receive a festival cup where they could sample the alcoholic beverages that each brewery had available. Employees of the breweries were assigned to wear a green colored wristband.

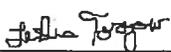
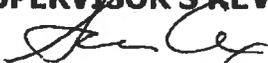
Agents arrived at the festival at approximately 2:00 p.m. The weather was partly cloudy and warm. Agents walked around the exterior of the festival and began to observe the actions of the employees serving alcohol and the festival customers.

At approximately 3:35 p.m., I observed the activities at the Boojum beer booth. There were approximately four employees inside the booth at one time. Employees were serving alcohol, selling merchandise or socializing in and around the tent area. I observed a white female with brown hair wearing tan shorts and a green wristband. I observed the female drink an amber fluid from the festival cup on numerous occasions.

I observed both the above described individual perform the duties of an employee as she poured beer from the tap into the customer's festival cup then passed the festival cup back to the customer.

At approximately 4:30 p.m., ALE Agents began to take enforcement action on the violations that were observed. ALE Agents started in the rear of the festival area and essentially leap frogged from one beer booth to the next. Information began to spread to the rest of the festival area that enforcement action was being conducted. By the time ALE Agents made their way back to where Boojum beer booth was located, the kegs of malt beverage and all employees had vacated the premise. ALE Agents were unable to speak to the employees that I observed consuming an alcoholic beverage.

On June 1, 2015, I searched Boojum Brewery's website and found the individuals that I saw drinking and the serving customers. That person's name is Kelsie Baker, the permittee holder.

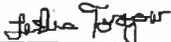
AGENT'S NAME: L.K. Torgow	AGENT'S SIGNATURE: 	DATE: 7/1/2015	SUPERVISOR'S REVIEW 
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N. C. Alcohol Law Enforcement Division AL-49 CONTINUATION Page (6/95)	Page 3	of	Pages 3	Case Number 15-280-013
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On June 1, 2015, I called Boojum Brewery and advised them of the upcoming action in reference to violation report that is to be submitted. I told Kelsie Baker the action could range from a written warning, to an active suspension, to a fine, or to revocation of the ABC permits.

Kelise Baker advised she was sampling the beer to test the quality of her competitor's beer. Kelsie Baker advised she was not intoxicated. Kelsie advised the reason she left the festival early was because she ran out of malt beverage to serve festival customers.

Kelsie Baker had no other questions or comments

AGENT'S NAME: L.K. Torgow	AGENT'S SIGNATURE: 	DATE: 7/1/2015	SUPERVISOR'S REVIEW 
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER	ABC FILE NUMBER			
	15-128-005	00134958AJ - 999			
<input checked="" type="checkbox"/> Investigation <input checked="" type="checkbox"/> Violation <input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary <input type="checkbox"/> Property <input type="checkbox"/> Felony	3:53 pm	Saturday	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): 638 Brewing Company FOOTHILLS BREWING 638 West Fourth Street Winston-Salem, NC 27101 Buncombe County	Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Date Submitted:				
SUBJECT(S) AND OFFENSE(S): FOOTHILLS BREWING 2S .02012(a)(3) – No permittee or his employee shall consume alcoholic beverages on the licensed premises and perform any on duty services of any nature.					
PERMITS: Malt Beverage On Premise: 00134958AJ Unfortified Wine On premises: 00134958AL Mixed Beverages Restaurant: 00134958MB Fortified Wine On Premises: 00134958AN Brewery: 00134957BM Malt Beverage Wholesaler: 00134957BW Malt Beverage Special Event: 00134957DG					
PREVIOUS ABC COMMISSION ACTION: Yes					
WITNESSES AND EXHIBITS: 1. ALE Special Agent Stacy J. Cox, 5 Barbetta Drive, Asheville, NC 28806, 828-670-5055 2. ALE Special Agent: Leslie Torgow, 5 Barbetta Drive, Asheville, NC 28806, 828-670-5055 3. ALE Special Agent Jeremy Jenkins, 5 Barbetta Drive, Asheville, NC 28806, 828-670-5055					
I, Stacy J Cox, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.			DATE: 07/01/2015		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED
			<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER		
AGENT'S SIGNATURE: 		SUPERVISOR'S REVIEW: 			

FOOTHILLS BREWING

CHRONOLOGY OF EVENTS

On May 30, 2015, I was working in downtown Asheville at the "Beer City Festival" with Agents Scott Ogle, Steve Myers, Leslie Torgow and Jeremy Jenkins. The festival was heavily advertised and claimed to have 32 craft breweries in attendance to give out samples of malt beverage. The NCABCC permitted Special One Time Event was sponsored by the Big Brothers Big Sisters in conjunction with the Asheville Brewer's Alliance. Admission to the event, located at Pack Square Park, Asheville, was \$45. For the admission price, you received entrance to the event and a cup which entitled the purchaser to unlimited samples of beer from the participating brewers.

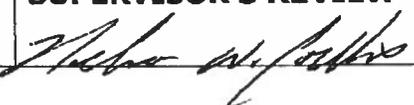
At approximately 2:20 p.m., we arrived at the event. The perimeter of the festival was fenced and we made observations from the exterior of the event. We initially had a seat on a stone wall and sat directly behind the booths set up and operated by several major vendors. Our point of observation was approximately five feet from the rear of the booths and we had a clear view of the activities within those booths. We observed employees at every booth consuming alcoholic beverages while serving the same to festival attendees. Shortly after our arrival at the festival, it was determined that employees were wearing green wrist bands and attendees were wearing red wrist bands.

At approximately 3:00 p.m., we entered the festival to observe activities inside the fenced perimeter.

At approximately 3:53 p.m., I sat in the grass beside the FOOTHILLS BREWING booth. I observed the only male working inside the booth consuming what appeared to be malt beverage from a festival cup. He kept the cup on the table next to the beer taps. He was wearing a red t-shirt and was serving beer to the guests of the festival. He was later identified as Tyler Wayne Morgan.

At approximately 4:45 p.m., The Special Agents working at the event separated into teams and began meeting with the employees at the individual booths. Word traveled quickly between the brewers and many of the employees we observed consuming alcoholic beverages had left the event and several of the booths shut down.

At approximately 5:45 p.m., Special Agents Leslie Torgow and Jeremy Jenkins met with Morgan. Morgan submitted to an alco-sensor test administered by Special Agent Torgow. Morgan tested positive at a .01. Morgan was the only employee working. Torgow asked Morgan to quit serving, close his booth and leave the premises. Morgan complied with the request. Torgow told him a violation reported to NCABCC.

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: 	DATE: 07/01/15	SUPERVISOR'S REVIEW 
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AL-49 CONTINUATION PAGE	Page 3	of	3	Case Number 15-128-005
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On June 16, 2015 at approximately 12:45 p.m., I called Foothills Brewing and spoke with permittee James Bartholomaus. I advised Bartholomaus of the violation and explained what my observations were at the event. I told Bartholomaus a violation report would be submitted to NCABCC. Bartholomaus asked what the sanctions may be and wanted to know why Foothills Brewing would have a report submitted instead of the Special One Time permit holder, Big Brothers Big Sisters. I explained to Bartholomaus that the participating breweries should be fully aware of the rules and laws governing employee consumption while providing services. Bartholomaus agreed with this and thanked me for the notification.

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: <i>Stacy J. Cox</i>	DATE: 07/01/15	SUPERVISOR'S REVIEW <i>[Signature]</i>
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER		ABC FILE NUMBER				
	15-128-007		00179264AJ - 999				
<input checked="" type="checkbox"/> Investigation	<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary	<input type="checkbox"/> Property	<input type="checkbox"/> Felony	2:26 pm	Saturday	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): Green Man Brewing Company LLC GREEN MAN BREWING 23 Buxton Avenue Asheville, NC 28801 Buncombe County			Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:				
<u>SUBJECT(S) AND OFFENSE(S):</u> GREEN MAN BREWING 2S .02012(a)(3) – No permittee or his employee shall consume alcoholic beverages on the licensed premises and perform any on duty services of any nature.							
<u>PERMITS:</u> Malt Beverage On Premise: 00179264AJ Brewery: 00204107BM Malt Beverage Wholesaler: 00179263BW							
<u>PREVIOUS ABC COMMISSION ACTION:</u> No							
<u>WITNESSES AND EXHIBITS:</u> 1. ALE Special Agent Stacy J. Cox, 5 Barbeta Drive, Asheville, NC 28806, 828-670-5055 2. ALE Special Agents Leslie Torgow, 5 Barbeta Drive, Asheville, NC 28806, 828-670-5055							
<i>I, Stacy J Cox, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.</i>			DATE: 07/01/2015		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED		
AGENT'S SIGNATURE: 	SUPERVISOR'S REVIEW: 		<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER				

CHRONOLOGY OF EVENTS

On May 30, 2015, I was working in downtown Asheville at the "Beer City Festival" with Agents Scott Ogle, Steve Myers, Leslie Torgow and Jeremy Jenkins. The festival was heavily advertised and claimed to have 32 craft breweries in attendance to give out samples of malt beverage. The NCABCC permitted Special One Time Event was sponsored by the Big Brothers Big Sisters in conjunction with the Asheville Brewer's Alliance. Admission to the event, located at Pack Square Park, Asheville, was \$45. For the admission price, you received entrance to the event and a cup which entitled the purchaser to unlimited samples of beer from the participating brewers.

At approximately 2:20 p.m., we arrived at the event. The perimeter of the festival was fenced and we made observations from the exterior of the event. We initially had a seat on a stone wall and sat directly behind the booths set up and operated by NANTAHALA BREWING, GREEN MAN BREWING, NEW BELGIUM BREWING, SIERRA NEVADA BREWING, and HIGHLANDS BREWING. Our point of observation was approximately five feet from the rear of the booths and we had a clear view of the activities within those booths. Shortly after our arrival at the festival, it was determined that employees were wearing green wrist bands and attendees were wearing red wrist bands.

At approximately 2:26 pm, I saw a white male employee of GREEN MAN BREWING with medium length dark curly hair, pouring malt beverage from the taps and serving customers. He was consuming what appeared to be malt beverage from a festival cup. At 2:48 I saw him continue to consume malt beverage and then pour beer from the taps into festival cups for attendees and serve them the beverages. This employee was later identified as "Shawn."

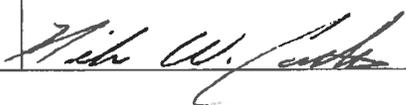
At approximately 4:45 p.m., The Special Agents working at the event separated into teams and began meeting with the employees at the individual booths. Word traveled quickly between the brewers and many of the employees we observed consuming alcoholic beverages had left the event and several of the booths shut down.

At approximately 5:50 p.m., Special Agent Torgow and I approached the GREEN MAN BREWING booth to determine if there were any employees present who had not been drinking. I met with employees Elise Carlson and Jennifer Pittman. They identified the male I had seen drinking earlier as Shawn, but would not provide me with his last name. Via interviews, Special Agent Torgow and I confirmed all employees had been consuming malt beverage. I told Carlson and Pittman a violation report would be submitted to NCABCC in reference to employees consuming while providing on duty services. They both disagreed, telling me they were allowed to consume a certain percentage of alcohol per day. I explained there was no regulation that allowed the activity they described. They requested I look up a regulation saying they could not consume a percentage of malt beverages while working. I introduced the woman standing beside me as their corporate attorney, Hayley Wells of Ward and Smith, and explained I was not going to discuss the issue any further and offered educational training. We asked them to close their booth and leave the festival and they complied.

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: <i>Stacy J. Cox</i>	DATE: 07/01/15	SUPERVISOR'S REVIEW <i>[Signature]</i>
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On July 1, 2015, at 3:18 p.m., I spoke with permittee, Dennis Thies. I called Thies to make sure he had received the notification of violation. Thies said he did not, because his employees told him about our conversation during the event and relayed to him no violation report would be submitted. Thies and I had a conversation about employees consuming alcoholic beverages while providing services. Thies agreed it is not an acceptable practice and said he would be speaking with his employees about it. Thies understood that a violation report would be submitted to NCBC. Thies confirmed the person I saw drinking was his employee and his name is Shawn Coleman.

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: 	DATE: 07/01/15	SUPERVISOR'S REVIEW 
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER		ABC FILE NUMBER				
	15-128-009		00209523CM - 999				
<input checked="" type="checkbox"/> Investigation	<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary	<input type="checkbox"/> Property	<input type="checkbox"/> Felony	4:18 pm	Saturday	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): Bi Valve Beverage Company LLC OYSTER HOUSE BREWING COMPANY 625 Haywood Road Asheville, NC 28806 Buncombe County			Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:				
SUBJECT(S) AND OFFENSE(S): OYSTER HOUSE BREWING COMPANY 2S .02012(a)(3) – No permittee or his employee shall consume alcoholic beverages on the licensed premises and perform any on duty services of any nature.							
PERMITS: Brewery: 00209523BM Malt Beverage Wholesaler: 00209523BW Malt Beverage On Premise: 00209389AJ Unfortified Wine On Premises: 00209389AL Mixed Beverages Restaurant: 00209389MB							
PREVIOUS ABC COMMISSION ACTION: No							
WITNESSES AND EXHIBITS: 1. ALE Special Agent Stacy J. Cox, 5 Barbeta Drive, Asheville, NC 28806, 828-670-5055 2. ALE Special Agents Leslie Torgow, 5 Barbeta Drive, Asheville, NC 28806, 828-670-5055							
<i>I, Stacy J Cox, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.</i>			DATE: 07/01/2015		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED		
AGENT'S SIGNATURE: 		SUPERVISOR'S REVIEW: 		<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER			

CHRONOLOGY OF EVENTS

On May 30, 2015, I was working in downtown Asheville at the "Beer City Festival" with Agents Scott Ogle, Steve Myers, Leslie Torgow and Jeremy Jenkins. The festival was heavily advertised and claimed to have 32 craft breweries in attendance to give out samples of malt beverage. The NCABCC permitted Special One Time Event was sponsored by the Big Brothers Big Sisters in conjunction with the Asheville Brewer's Alliance. Admission to the event, located at Pack Square Park, Asheville, was \$45. For the admission price, you received entrance to the event and a cup which entitled the purchaser to unlimited samples of beer from the participating brewers.

At approximately 2:20 p.m., we arrived at the event. The perimeter of the festival was fenced and we made observations from the exterior of the event. We initially had a seat on a stone wall and sat directly behind the booths set up and operated by several major vendors. Our point of observation was approximately five feet from the rear of the booths and we had a clear view of the activities within those booths. We observed employees at every booth consuming alcoholic beverages while serving the same to festival attendees. Shortly after our arrival at the festival, it was determined that employees were wearing green wrist bands and attendees were wearing red wrist bands.

At approximately 3:00 we entered the perimeter to observe festival activities inside.

At approximately 4:18 p.m., I sat in a grassy area next to the OYSTER HOUSE BREWING COMPANY booth and observed a white male employee wearing a black t-shirt, dark gray shorts, red socks and black Converse sneakers consume what appeared to be malt beverage from a festival cup. The employee was later identified as Philip Chandler Shepard.

At approximately 4:45 p.m., The Special Agents working at the event separated into teams and began meeting with the employees at the individual booths. Word traveled quickly between the brewers and many of the employees we observed consuming alcoholic beverages had left the event and several of the booths shut down.

At approximately 5:00 p.m., Special Agent Torgow and I made contact with employees at the OYSTER HOUSE BREWING COMPANY booth. I met with permittee, William Klinge. I asked Klinge if he had any employees at the booth who had not consumed malt beverage during the event. Klinge admitted everyone had been drinking. I asked Klinge to quit serving, close his booth and leave the festival. Klinge complied with my request. I told Klinge a report would be submitted to NCABCC in reference to employees consuming.

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: 	DATE: 07/01/15	SUPERVISOR'S REVIEW 
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER		ABC FILE NUMBER				
	15-128-012		00130400CM - 999				
<input checked="" type="checkbox"/> Investigation	<input checked="" type="checkbox"/> Violation	<input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary	<input type="checkbox"/> Property	<input type="checkbox"/> Felony	4:25 pm	Saturday	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): Pisgah Brewing Company PISGAH BREWING COMPANY 150 Eastside Business Park, Unit 150 Black Mountain, NC 28711 Buncombe County			Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:				
SUBJECT(S) AND OFFENSE(S): PISGAH BREWING COMPANY 2S .02012(a)(3) – No permittee or his employee shall consume alcoholic beverages on the licensed premises and perform any on duty services of any nature.							
PERMITS: Brewery: 00130400BM Malt Beverage Wholesaler: 00130400BW Malt Beverage Special Event: 00130400DG Malt Beverage On Premise: 00130399AJ Unfortified Wine On Premise: 00130399AL							
PREVIOUS ABC COMMISSION ACTION: No							
WITNESSES AND EXHIBITS: 1. ALE Special Agent Stacy J. Cox, 5 Barbetta Drive, Asheville, NC 28806, 828-670-5055 2. ALE Special Agents Leslie Torgow, 5 Barbetta Drive, Asheville, NC 28806, 828-670-5055							
<i>I, Stacy J Cox, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.</i>			DATE: 07/01/2015		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED		
AGENT'S SIGNATURE: 		SUPERVISOR'S REVIEW: 		<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER			

ALCOHOL
DIVISION
754-215

CHRONOLOGY OF EVENTS

On May 30, 2015, I was working in downtown Asheville at the "Beer City Festival" with Agents Scott Ogle, Steve Myers, Leslie Torgow and Jeremy Jenkins. The festival was heavily advertised and claimed to have 32 craft breweries in attendance to give out samples of malt beverage. The NCABCC permitted Special One Time Event was sponsored by the Big Brothers Big Sisters in conjunction with the Asheville Brewer's Alliance. Admission to the event, located at Pack Square Park, Asheville, was \$45. For the admission price, you received entrance to the event and a cup which entitled the purchaser to unlimited samples of beer from the participating brewers.

At approximately 2:20 p.m., we arrived at the event. The perimeter of the festival was fenced and we made observations from the exterior of the event. We initially had a seat on a stone wall and sat directly behind the booths set up and operated by several major vendors. Our point of observation was approximately five feet from the rear of the booths and we had a clear view of the activities within those booths. We observed employees at every booth consuming alcoholic beverages while serving the same to festival attendees. Shortly after our arrival at the festival, it was determined that employees were wearing green wrist bands and attendees were wearing red wrist bands.

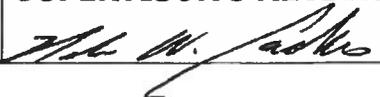
At approximately 3:00 we entered the perimeter to observe festival activities inside.

At approximately 4:25 p.m., I was seated in a grassy area adjacent to the PISGAH BREWING COMPANY booth observing the activities of the employees. I observed a white male with brown hair, a beard and mustache, gray button down shirt and sunglasses consuming amber liquid from clear plastic cup. This cup was larger than the festival cups that were given out. The male was organizing merchandise inside the PISGAH BREWING COMPANY tent. This man was later identified as the permittee of PISGAH BREWING COMPANY, David Quinn.

At approximately 4:45 p.m., The Special Agents working at the event separated into teams and began meeting with the employees at the individual booths. Word traveled quickly between the brewers and many of the employees we observed consuming alcoholic beverages had left the event and several of the booths shut down.

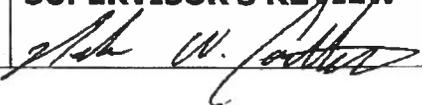
At approximately 4:55, while I was meeting with the employees of another brewer, Quinn walked up to me and questioned what we were doing. I gave him a brief explanation and he left quickly and started going to other booths to spread the information and telling people to leave.

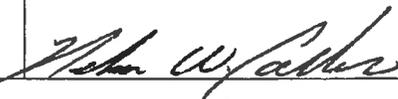
At approximately 5:05 p.m., Special Agent Torgow and I met with Quinn at the PISGAH BREWING COMPANY BOOTH. Quinn was hurriedly packing up his belongings. Torgow and I started speaking with Quinn and it became apparent he was intoxicated. He had glassy bloodshot eyes, smelled strongly of an alcoholic beverage and had slurred speech. I explained to Quinn that neither he nor his employees can consume alcoholic beverages while they are working. Quinn disagreed and told me he has been doing it for years and it is an acceptable practice at festivals. Quinn believed anyone can drink while serving behind the bar as long as they are not "selling by the pint." Quinn was very argumentative and wanted to debate everything we attempted to discuss with him. I told Quinn a violation report would be submitted to the NCABCC in reference to the incident. Quinn disagreed that neither he, nor any of the other

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: 	DATE: 07/01/15	SUPERVISOR'S REVIEW 
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brewers should be held responsible because the volunteers were not trained. I reminded Quinn the Special One Time Permit was applied for by Big Brothers, Big Sisters in collaboration with the Asheville Brewer's Alliance, which he is a member of.

Special Agent Torgow also-sensored Quinn and he tested positive at .24. Quinn continued to debate the issue. I told Quinn I would no longer discuss the issue with him and left the area.

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: 	DATE: 07/01/15	SUPERVISOR'S REVIEW 
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER	ABC FILE NUMBER			
	15-128-006	00178737CM - 999			
<input checked="" type="checkbox"/> Investigation <input checked="" type="checkbox"/> Violation <input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary <input type="checkbox"/> Property <input type="checkbox"/> Felony	2:29 pm	Saturday	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): Nantahala Brewing Company Inc NANTAHALA BREWING COMPANY 61 Depot Street Bryson City, NC 28713 Buncombe County	Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:				
SUBJECT(S) AND OFFENSE(S): GREEN MAN BREWING 2S .02012(a)(3) – No permittee or his employee shall consume alcoholic beverages on the licensed premises and perform any on duty services of any nature.					
PERMITS: Malt Beverage On Premise: 00185746AJ Brewery: 00178737BM Malt Beverage Wholesaler: 00178737BW Mixed Beverage Private Club: 00185746MB					
PREVIOUS ABC COMMISSION ACTION: Yes					
WITNESSES AND EXHIBITS: 1. ALE Special Agent Stacy J. Cox, 5 Barbeta Drive, Asheville, NC 28806, 828-670-5055 2. ALE Special Agent Leslie Torgow, 5 Barbeta Drive, Asheville, NC 28806, 828-670-5055					
<i>I, Stacy J Cox, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.</i>		DATE: 07/01/2015		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED	
AGENT'S SIGNATURE: 	SUPERVISOR'S REVIEW: 	<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER			

40-2010
 6A, 201501
 7-1-2015

CHRONOLOGY OF EVENTS

On May 30, 2015, I was working in downtown Asheville at the "Beer City Festival" with Agents Scott Ogle, Steve Myers, Leslie Torgow and Jeremy Jenkins. The festival was heavily advertised and claimed to have 32 craft breweries in attendance to give out samples of malt beverage. The NCABCC permitted Special One Time Event was sponsored by the Big Brothers Big Sisters in conjunction with the Asheville Brewer's Alliance. Admission to the event, located at Pack Square Park, Asheville, was \$45. For the admission price, you received entrance to the event and a cup which entitled the purchaser to unlimited samples of beer from the participating brewers.

At approximately 2:20 p.m., we arrived at the event. The perimeter of the festival was fenced and we made observations from the exterior of the event. We initially had a seat on a stone wall and sat directly behind the booths set up and operated by NANTAHALA BREWING COMPANY, GREEN MAN BREWING, NEW BELGIUM BREWING, SIERRA NEVADA BREWING, and HIGHLANDS BREWING. Our point of observation was approximately five feet from the rear of the booths and we had a clear view of the activities within those booths. Shortly after our arrival at the festival, it was determined that employees were wearing green wrist bands and attendees were wearing red wrist bands.

At approximately 2:29 pm, I saw a white male employee, wearing a blue shirt and a NANTAHALA BREWING COMPANY ball cap (backwards on his head) consuming what appeared to be malt beverage from a festival cup. The male had taken a partial cup of beer from another NANTAHALA BREWING COMPANY employee and drank the contents. The other employee was a white female, wearing a grey tank top.

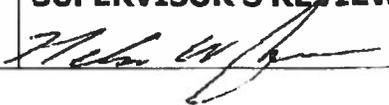
At approximately 2:32 pm, I saw an employee with dark hair, a black t-shirt, tattooed arms and white framed sunglasses and dark colored and white trucker's cap, outside the festival barrier consuming what appeared to be malt beverage. A few minutes later, he returned to the NANTAHALA BREWING COMPANY booth and continued to work.

At 2:45 pm, I saw the same female in the grey tank top serving malt beverage to guests and consuming amber liquid from a festival cup within the same moments.

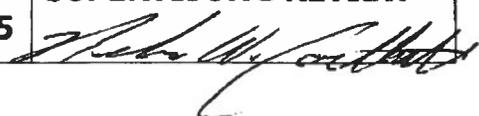
At approximately 2:58 pm, I saw the same male employee with dark hair, black t-shirt, tattooed arms, white framed sunglasses and a dark colored and white trucker's cap consuming malt beverage as he worked moving malt beverage kegs while in the booth.

At approximately 4:45 p.m., The Special Agents working at the event separated into teams and began meeting with the employees at the individual booths. Word traveled quickly between the brewers and many of the employees we observed consuming alcoholic beverages had left the event and several of the booths shut down.

At approximately 5:30 p.m., Special Agent Torgow and I approached the NANTAHALA BREWING COMPANY booth to determine if there were any employees or volunteers at the booth had not consumed malt beverage. Special Agent Torgow met with several employees and administered alco-sensor testing to them; they all tested positive. I met with permittee Joseph Rowland who admitted to

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: 	DATE: 07/01/15	SUPERVISOR'S REVIEW 
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consumption of malt beverage but believed employee Alex Hamrick may not have. Special Agent Torgow also-sensored Hamrick; he tested positive at a .08. I asked Rowland to stop serving, close his booth and leave the premises. Rowland said he did not understand why they couldn't consume while they served because he believed they were allowed to drink at the festivals. I explained that they could not and the rules were no different than at his ABC permitted business. I explained a report would be submitted to NCABCC. Rowland said he understood, but felt the festival sponsors were responsible because the beer vendors were not trained properly.

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: 	DATE: 07/01/15	SUPERVISOR'S REVIEW 
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AL-48 Alcohol Law Enforcement Report of Enforcement Activity	CASE NUMBER	ABC FILE NUMBER			
	15-128-008	00205940CM - 999			
<input checked="" type="checkbox"/> Investigation <input checked="" type="checkbox"/> Violation <input type="checkbox"/> Arrest	Hr.	Day/Wk	Mo.	Day	Year
<input type="checkbox"/> Supplementary <input type="checkbox"/> Property <input type="checkbox"/> Felony	4:22 pm	Saturday	May	30	2015
PERMITTEE/LOCATION OF OFFENSE(S): Altamont Brewing Company Inc ALTAMONT BREWING COMPANY 1042 Haywood Road Asheville, NC 28806 Buncombe County	Fingerprint Information: Prints Obtained <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date Printed: Date Submitted: Final Disposition: Date Submitted:				
SUBJECT(S) AND OFFENSE(S): ALTAMONT BREWING COMPANY 2S .02012(a)(3) – No permittee or his employee shall consume alcoholic beverages on the licensed premises and perform any on duty services of any nature.					
PERMITS: Brewery: 00205940BM Malt Beverage Wholesaler: 00205940BW Malt Beverage On Premise: 00187471AJ Unfortified Wine On Premises: 00187471AL Mixed Beverages Private Club: 00187471MB					
PREVIOUS ABC COMMISSION ACTION: Yes					
WITNESSES AND EXHIBITS: 1. ALE Special Agent Stacy J. Cox, 5 Barbetta Drive, Asheville, NC 28806, 828-670-5055 2. ALE Special Agent Leslie Torgow, 5 Barbetta Drive, Asheville, NC 28806, 828-670-5055					
<i>I, Stacy J Cox, acknowledge by my signature below that the contents of the foregoing investigation and all attachments regarding the above named location are true and accurate to my own personal knowledge, except as to matters stated on information and belief and as to those matters I believe them to be true.</i>			DATE: 07/01/2015		<input checked="" type="checkbox"/> INVEST. <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> CLEAR/ARR. <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> X-CLEARED
AGENT'S SIGNATURE: 	SUPERVISOR'S REVIEW: 		<input type="checkbox"/> HEADQUARTERS <input checked="" type="checkbox"/> ABC COMM. <input type="checkbox"/> DISTRICT <input type="checkbox"/> OTHER		

CHRONOLOGY OF EVENTS

On May 30, 2015, I was working in downtown Asheville at the "Beer City Festival" with Agents Scott Ogle, Steve Myers, Leslie Torgow and Jeremy Jenkins. The festival was heavily advertised and claimed to have 32 craft breweries in attendance to give out samples of malt beverage. The NCABCC permitted Special One Time Event was sponsored by the Big Brothers Big Sisters in conjunction with the Asheville Brewer's Alliance. Admission to the event, located at Pack Square Park, Asheville, was \$45. For the admission price, you received entrance to the event and a cup which entitled the purchaser to unlimited samples of beer from the participating brewers.

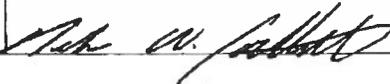
At approximately 2:20 p.m., we arrived at the event. The perimeter of the festival was fenced and we made observations from the exterior of the event. We initially had a seat on a stone wall and sat directly behind the booths set up and operated by several major vendors. Our point of observation was approximately five feet from the rear of the booths and we had a clear view of the activities within those booths. We observed employees at every booth consuming alcoholic beverages while serving the same to festival attendees. Shortly after our arrival at the festival, it was determined that employees were wearing green wrist bands and attendees were wearing red wrist bands.

At approximately 3:00 p.m., we entered the perimeter to observe festival activities.

At 4:22 p.m., I was watching the activities in and around the ALTAMONT BREWING COMPANY booth. An unidentified white male wearing a red wrist band, white button down shirt, dark grey shorts and Avis athletic shoes appeared to be working in the booth. He was consuming what appeared to be malt beverage from a festival cup and was visibly impaired. He spoke loudly, had glassy eyes and was slightly unsteady on his feet. While he was in the booth, he poured out a five gallon bucket of waste beer in the landscaping on the perimeter of the festival. He placed the bucket back in service and adjusted its' position several times so it would catch the suds from the tap line.

At approximately 4:45 p.m., The Special Agents working at the event separated into teams and began meeting with the employees at the individual booths. Word traveled quickly between the brewers and many of the employees we observed consuming alcoholic beverages had left the event and several of the booths shut down. Due to the chaotic activities around the festival (booths rapidly closing and employees leaving) that started to take place while meeting with employees of ALTAMONT BREWING, I was unable to gather information about the initial male I saw consuming malt beverage and providing services.

At approximately 4:55 p.m., Special Agent Torgow and I approached the employees at the ALTAMONT BREWING booth to determine if they had any employees who had not been consuming alcoholic beverages to maintain serving operations. Jordan Veale and Elizabeth Yost said they were volunteers and admitted they had been drinking. Permittee Gordon Kear was at the booth and also admitted to consuming malt beverage. Kear voluntarily submitted to an alco-sensor test, administered by SA Torgow. VEALE tested positive at a .04. I explained to Kear a violation report would be submitted to NCABCC in reference to employees consuming alcoholic beverages and performing services. Kear agreed to stop serving and closed down his booth.

AGENT'S NAME: Stacy J. Cox	AGENT'S SIGNATURE: 	DATE: 07/01/15	SUPERVISOR'S REVIEW 
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