

**STATE OF VERMONT
BOARD OF LIQUOR AND LOTTERY**

IN RE: DG Retail LLC
Dba Dollar General #13165
108 North Main St
Northfield VT

DOCKET NO. 2020-001

SETTLEMENT AGREEMENT

The Department of Liquor and Lottery (“DLL”) cited DG Retail, LLC (“Licensee”) to appear for a contested case hearing wherein the Board of Liquor and Lottery (“Board”) would consider sanctions against the Licensee’s Second Class Liquor and Tobacco Licenses for alleged violations occurring at its Northfield, Vermont location (d/b/a Dollar General #13165). Licensee has reached an agreement with DLL. The Board has agreed to accept the following terms and sanctions in resolution of this matter:

- LICENSEE SHALL ADMIT SIX (6) VIOLATIONS OF EDUCATION REGULATION 3(B) WHICH OCCURRED IN NOVEMBER 2019. THE ALLEGED VIOLATIONS OF GENERAL REGULATION 7 AND 50(A) WHICH ARE SAID TO HAVE OCCURRED BETWEEN NOVEMBER 1, 2019 AND JANUARY 17, 2020, SHALL BE DISMISSED WITH PREJUDICE.
- LICENSEE SHALL SERVE A TEN-DAY SUSPENSION OF THE LICENCEE’S 2ND CLASS LIQUOR AND TOBACCO LICENSES PRIOR TO NOVEMBER 26, 2020, AT LICENSEE’S NORTHFIELD, VERMONT LOCATION.
- LICENSEE SHALL PAY A \$20,000.00 MONETARY PENALTY TO DLL WITHIN THIRTY (30) DAYS OF THE BOARD’S APPROVAL OF THIS SETTLEMENT AGREEMENT.
- LICENSEE ACKNOWLEDGES AND AFFIRMS IT HAS A DUTY AS A LICENSEE TO PROVIDE ALL BUSINESS RECORDS, AS DEFINED BY GENERAL REGULATION 7, REQUESTED BY DLL AS PART OF ITS ENFORCEMENT AUTHORITY, WITHOUT DELAY, AND WITHOUT THE REQUIREMENT OF A SUBPOENA.
- LICENSEE ACKNOWLEDGES AND AFFIRMS IT HAS A DUTY AS A LICENSEE TO REMAIN CURRENT IN ITS KNOWLEDGE OF AND COMPLY WITH ALL DLL TRAINING REQUIREMENTS.

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- LICENSEE AGREES TO PROVIDE DLL IN-PERSON OR ONLINE TRAINING TO ALL EMPLOYEES IN LICENSEE'S NORTHFIELD STORE LOCATION WITHIN 60 DAYS OF THE EFFECTIVE DATE OF THIS AGREEMENT, AND TO ALL NEW EMPLOYEES IN ALL OF LICENSEE'S VERMONT LOCATIONS UNLESS AND UNTIL DLL APPROVES ANY LICENSEE-DEVELOPED TRAINING MATERIALS, AND PROCEDURES.
- LICENSEE AGREES THAT ANY VIOLATION OF ANY OF THE CONDITIONS SET FORTH HEREIN IS A VIOLATION OF THIS SETTLEMENT AGREEMENT.
- LICENSEE ACKNOWLEDGES AND AGREES THAT THIS AGREEMENT WILL REMAIN PART OF LICENSEE'S ENFORCEMENT RECORD AND MAY BE USED FOR PURPOSES OF DETERMINING SANCTIONS IN ANY FUTURE LIQUOR LICENSING ENFORCEMENT MATTER.

Licensee acknowledges and agrees that, at all times and in all communications and proceedings related to this matter and to this Agreement, it has had the right to be represented by legal counsel. Licensee has carefully reviewed and considered this Agreement. Licensee agrees and understands that, by executing this Agreement, it is waiving any right to a hearing related to this matter before the Board (thereby waiving any right to be presented with the evidence against it, to cross examine witnesses, and to offer evidence of its own to contest DLL's allegation(s)) and waiving any right to challenge the jurisdiction and continuing jurisdiction of the Board in this matter. 7 V.S.A. § 210; 3 V.S.A. §§ 809, 814.

LICENSEE:

DG Retail LLC

Dated: 10/19/2020

By: 
Its Duly Authorized Agent

Melanie Cook
Print Name

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Db a Dollar General #13165
108 North Main St
Northfield VT

DEPARTMENT OF LIQUOR AND LOTTERY

E-SIGNED by gary kessler
on 2020-10-27 19:33:32 GMT


Dated: _____

By:

Gary S. Kessler, Deputy Commissioner

APPROVED BY:

Dated: 10/27/2020



For the Board of Liquor and Lottery