

REQUEST FOR HARDSHIP STATUS

NEBRASKA LIQUOR CONTROL COMMISSION
 301 CENTENNIAL MALL SOUTH
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License
Class:

License
Number:

Office Use only

Date Stamp HERE ONLY
Do not stamp any of the following pages

**Rules and Regulations Chapter 6 Section 020
 CANCELLATION/DENIAL OF LICENSES**

020.02 Where a license has been approved by the Commission and forwarded to the city, village or county clerk, as the case may be, for the collection of the appropriate fees and issuance and the applicant does not complete the licensing process by paying such appropriate fees and obtaining such license within twenty-one calendar days from the receipt by the city clerk, village or county clerk, as the case may be, for the license, the clerk shall immediately return the license to the Commission and the applicant shall be subject to an Order of the Commission directing the applicant to show cause why the approval of the license should not be cancelled and the application denied.

020.03 Where a license has been issued and the licensee for any reason during the license year fails to operate the license for a total of thirty continuous days or sixty total days the licensee shall be subject to an Order of the Commission directing that the licensee show cause why the license should not be cancelled for non-use.

020.04 Where a license has been issued and the licensee finds that the licensee will not be able to maintain continuous operation during the license year as a

result of fire, tornado, flood, loss of lease or some other reason constituting a hardship the licensee shall apply to the Commission within thirty days of the occurrence constituting hardship for permission to voluntarily cease operations and maintain the licensee's license for a period of time not to exceed the end of the licensed year for which the license was issued. Any such status afforded shall be reviewable by the Commission within sixty days of the end of any license year in which such status has been afforded. Failure to afford such status or the revision of such status shall subject the licensee to an Order of the Commission to show cause why the licensee's license should not be cancelled.

020.05 Failure on the part of the licensee to show good cause for either (A) the licensee's non-compliance with conditions of issuance, (B) the licensee's non-completion of the licensing process by the paying of the appropriate fees and obtaining the license from local officials, (C) the licensee's non-use or (D) the licensee's non-operation due to hardship shall result in the license being cancelled or the previous preliminary approval being rescinded and the application denied.

- A Licensee must operate continuously throughout the license period (1 year). Failure to operate for 30 consecutive days or a total of 60 days in the license period (1year) can result in cancellation of the license. [R6-020.3 / R6-020.05]
- A Licensee may request that the License be placed in a Hardship Status by filing Form 145 within 30 days of a qualifying event. The Hardship Status cannot extend beyond the end of the current license period (October 31st for C licenses or April 30th for all other license classes). [R6-020.04]
- To extend a Hardship Status into the subsequent license period, the Licensee must submit a renewal form, pay the renewal fees, and submit a new Hardship Request Form. (The licensee will need to pick up the renewed license at the local Clerk's office and pay all local fees. [R6-020.02] [RR6-020.05 (B)]) Please consider the following:
 - ✚ weigh the expenses of renewing the license (contact local Clerk's office to determine local policy) verses letting the license expire and submitting a new application, the application fee of \$400 and pro-rated local fees;
 - ✚ a new application will also require new Health and Fire inspections, take those costs into consideration;
 - ✚ consider the time it takes to process and approve a new application, which may delay re-opening past the point of completion of the repairs or reconstruction.
- **If there are to be repairs, remodeling or reconstruction which result in changes to the licensed area as originally submitted or updated by previous addition or reconstruction applications, Form 113 must be completed and submitted in addition to this Hardship Request.**

Office Use Only

Reviewed by: _____ Date: _____

Approved Denied Blue Agenda

Comments: _____

Office Use Only

BARCODE LABEL

Record # _____

Est. # of Days Closed: _____

Office Use Only

Received: _____ Action Code: 0108
Date

Effective: _____ Action Code: 0018
Date

Expires: _____ Action Code: 0023
Date

Denied: _____ Action Code: 0035
Date

LICENSEE SECTION

- You will not be able to order alcohol from your wholesalers while this Hardship Status is in effect; you MUST inform our office if you are able to open prior to your expected date to order inventory.
- You may not apply for new Special Designated Licenses while under this hardship, but you may complete any SDLs issued prior to the event causing the hardship; you must notify our office to order inventory for the pre-approved SDL.

COMPLETE THE FOLLOWING:

LICENSEE (CORPORATION, LLC, PARTNERSHIP OR INDIVIDUAL):

TRADE NAME (DOING BUSINESS AS):

PREMISES ADDRESS:

CITY, ST ZIP CODE:

CONTACT PERSON:

CONTACT PHONE #:

CONTACT EMAIL ADDRESS:

MAILING ADDRESS:

CITY, ST ZIP CODE:

REASON FOR REQUEST TO PLACE LIQUOR LICENSE IN HARDSHIP STATUS:

WHEN DO YOU PLAN TO REOPEN FOR BUSINESS? (INDICATE NUMBER OF DAYS YOU ESTIMATE YOU WILL BE CLOSED AND DATE OF EXPECTED RE-OPENING)

Note: If the building has been damaged enough to require a rebuild or reconstruction will alter the licensed area, a Reconstruction Application must be filed with the Commission. You may not reopen until this application has been approved. Form 113 can be found at this link:

<http://www.lcc.nebraska.gov/LicensingForms/113-reconstruction.pdf>

WHAT IS THE STATUS OF THE ALCOHOL INVENTORY? (DAMAGED AND DESTROYED, STORED ON-SITE OR OFF-SITE, ETC.):

IF ANY ALCOHOL IS TO BE STORED OFF THE LICENSED PREMISES DURING THE HARDSHIP PERIOD WHERE WILL THE ALCOHOL BE SECURELY STORED? (THE OFF PREMISE STORAGE MUST BE APPROVED BY THE NLCC AND IS SUBJECT TO INSPECTION BY LAW ENFORCEMENT.)

STORAGE ADDRESS:

CITY, ST ZIP CODE:

DESCRIPTION OF OFF-SITE STORAGE AREA:

DIAGRAM OF OFF-SITE STORAGE AREA:

North 

Authorized Signature

Print Name

Title