



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

ZEFTA & TALEB, INC. DBA MARIA'S FAMILY RESTAURANT
008-10 LOCUST ST.
HAVERHILL, MA 01830
LICENSE#: 052000023
HEARD: 4/3/2012

Zefta & Taleb, Inc. dba Maria's Family Restaurant (the "Licensee") holds an all-alcoholic beverages license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, April 3, 2012, regarding an alleged violation of M.G.L. c. 138, §23 (66 Counts). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Doyle's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
2. Investigator Doyle's Compliance Check Field Report dated February 3, 2012; and
3. Receipts from Central Plaza Liquors dated from July 2011 to January 2012.

There is one (1) audio recording of this hearing.

FACTS

1. On Friday, February 3, 2012, at approximately 7:00 p.m., Investigators Brad Doyle and Paul Capurso conducted an investigation of the business operation of Zefta & Taleb, Inc. dba Maria's Family Restaurant. A complaint was filed that the restaurant was purchasing alcoholic beverages from a package store.
2. Investigators spoke with one of the owners, Mr. Issa Zefta, informed him of the complaint, and that they would conduct an inspection of the premises.
3. Mr. Issa Zefta called his brother, Mr. Kamal Zefta, to come to the premises.
4. Investigators and Zefta went downstairs to inspect the storage room.
5. Investigators also conducted an inspection of the function room.
6. Mr. Issa Zefta stated that he would go to a local package store if the restaurant ran out of any liquor.
7. Mr. Kamal Zefta, also an owner, arrived at the premises at approximately 7:30 p. m.
8. Investigators asked Mr. Kamal if he had receipts for any beer or liquor purchased from a package store.
9. Mr. Kamal stated that the restaurant had a dispute with the Atlantic Importing Company, and no longer purchased alcoholic beverages from them.

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10. Mr. Kamal provided receipts from Central Plaza Liquors, at 2 Water St., Haverhill.
11. The receipts provided were from July 30, 2011 to January 27, 2012.
12. These receipts reflected purchases of beer, wine, and liquor products.
13. Investigators informed the Zefas that all alcoholic beverages must be purchased from an approved wholesaler.
14. Investigators informed the Zefas that a violation report would be submitted to the Chief Investigator for further action.
15. An administrative review of the files indicates the licensee has held the license since 1990, and has had no previous violations

CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138, §23 (66 Counts). As the licensee has been in business for over ten (10) years and has had no previous violations, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



Kim S. Gainsboro, Chairman



Dated: April 3, 2012

You have the right to appeal this decision to the Superior Courts under the provisions of Chapter 30A of the Massachusetts General Laws within thirty (30) days of receipt of this decision.

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Brad Doyle, Investigator
Diane R. Faucon, Esq. via facsimile
Administration
File