



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

AMESBURY LIQUOR SHOPPE LLC DBA AMESBURY LIQUOR SHOPPE
49 FRIEND STREET
AMESBURY, MA 01913
LICENSE#: 002200068
VIOLATION DATE: 04/28/2014
HEARD: 07/08/2014

Amesbury Liquor Shoppe LLC dba Amesbury Liquor Shoppe (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, July 8, 2014, regarding an alleged violation of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: c. 138, §34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Bailey's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Bailey's Compliance Check Field Report dated April 28, 2014.

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

FACTS

1. On Monday, April 28, 2014, at approximately 5:35 p.m., Investigators Doyle and Bailey conducted an investigation of the business operation of Amesbury Liquor Shoppe LLC dba Amesbury Liquor Shoppe.
2. An underage operative, working with investigators, purchased an alcoholic beverage, a twenty five ounce (25 oz.) can of Budweiser Light beer for one dollar and ninety nine cents (\$1.99). The underage operative was not asked for identification.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2) - Permitting an illegality on the licensed premises, to wit: c. 138, §34 - Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Therefore, the Commission **suspends the license for three (3) days of which three (3) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman

Susan Corcoran, Commissioner

Dated: July 9, 2014

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
Rose Bailey, Investigator
Brad Doyle, Investigator
Administration
File