

Re: Lydian Enterprises, Inc.
dba: Ashfield Lake House
Premises: 141 Buckland Road, P.O. Box 159
City/Town: Ashfield, MA 01330

DECISION

Lyndian Enterprises, Inc. dba Ashfield Lake House (“the licensee”) holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §12. The Alcoholic Beverages Control Commission (“the Commission”) held a hearing on June 29, 2010 regarding an alleged violation of Massachusetts General Laws c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Timothy Hooton’s Compliance Check Field Report.

The following documents are in evidence:

1. Licensee’s Stipulation of Facts;
2. Compliance Check Field Report of Investigator Timothy Hooton;
3. Photograph of Underage Operative.

There is one (1) tape of this hearing.

Facts

1. On Wednesday, May 12, 2010 at approximately 6:05 p.m., Commission investigators conducted a Minimum Age Purchase Law Compliance Check at the licensed premises of the Ashfield Lake House.
2. An underage operative, working with the investigators, purchased a Bud Light bottle for \$3.00. The underage operative was not asked for identification.
3. Administrative review of the licensee’s file indicates this was the first violation by the licensee since 2003.

Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. The Commission **suspends the license for three (3) days of**

which (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

Susan Corcoran, Commissioner _____

Robert H. Cronin, Commissioner _____

Dated in Boston, Massachusetts this 7th day of July 2010.

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 days of receipt of this decision.

cc: Ashland Licensing Board
Frederick G. Mahony, Chief Investigator
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