



*Commonwealth of Massachusetts  
Alcoholic Beverages Control Commission  
95 Fourth Street, Suite 3  
Chelsea, Massachusetts 02150-2358*

**Jean M. Lorizio, Esq.**  
*Chairman*

NOTICE OF SUSPENSION

November 14, 2025

**PHILMAR CORP. DBA CITY SPIRITS II  
524 PLEASANT STREET  
ATTLEBORO, MA 02703  
LICENSE#: 00049-PK-0050  
VIOLATION DATE: 2/12/2025  
HEARD: 8/05/2025**

After a hearing on August 5, 2025, the Commission finds Philmar Corp d/b/a City Spirits II violated M.G.L. Ch. 138, § 23 Unlawful Purchase: No license issued under §§ 12, 14, 15 and no certificate of fitness under § 30 shall authorize the sale of any alcoholic beverages other than those purchased from a licensee under §§ 18, 19, or 19F or 19C or from a holder of a special permit to sell issued under § 22A.

The Commission **SUSPENDS the license for a period of ten (10) days of which four (4) days will be served and six (6) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations are found by this Commission.**

**The suspension shall commence on Monday, January 26, 2026, and terminate on Thursday, January 29, 2026.** The license will be delivered to the Local Licensing Board or its designee on Monday, January 26, 2026, at 9:00 A.M. It will be returned to the licensee on January 30, 2026.

You are advised that pursuant to the provisions of M.G.L. c. 138 § 23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form which must be signed by the Licensee and a Massachusetts Licensed Accountant.

You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

**ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Jean M. Lorizio  
Chairman

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2025-000054-ad-enf

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
David McDonough, Investigator  
Dennis Keefe, Investigator  
Sean Smiddy, Investigator  
Eliot T. Brais, Esq.  
Administration, File



*Commonwealth of Massachusetts  
Alcoholic Beverages Control Commission  
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*Chairman*

**DECISION**

**PHILMAR CORP. DBA CITY SPIRITS II  
524 PLEASANT STREET  
ATTLEBORO, MA 02703  
LICENSE#: 00049-PK-0050  
VIOLATION DATE: 2/12/2025  
HEARD: 8/05/2025**

Philmar Corp d/b/a City Spirits II (“Licensee”) holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission (“Commission” or “ABCC”) held a hearing on Tuesday, August 5, 2025, regarding an alleged violation of M.G.L. Ch. 138, § 23 Unlawful Purchase: No license issued under §§ 12, 14, 15 and no certificate of fitness under § 30 shall authorize the sale of any alcoholic beverages other than those purchased from a licensee under §§ 18, 19, or 19F or 19C or from a holder of a special permit to sell issued under § 22A. Prior to the commencement of the hearing the Licensee stipulated to the facts alleged in Investigator McDonough’s Report.

The following documents are in evidence:

1. Report of Investigator D. McDonough;
2. ABCC Form 43, Transfer of License Approval, 8/1/2012;
3. Wholesaler Invoices for Alcohol Sold to Betlou Corp. d/b/a City Spirits North;
4. Licensee Stipulation of Facts.

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

**FINDINGS OF FACT**

1. On Thursday, February 12, 2025, Investigators Keefe, Smiddy and McDonough (“Investigators”) inspected Philmar Corp. d/b/a City Spirits II (“Licensee” or “City Spirits II”) which holds a M.G.L. Ch. 138, § 15 license. Michael Foster is Philmar Corp.’s President, Treasurer, Director, 50% Shareholder and manager of record. Lois Foster is Secretary, Director and 50% Shareholder.
2. At approximately 11:30 a.m., Investigators entered the licensed premises, identified themselves to the general manager, Joshua DeFronzo, advised him of a complaint received by the ABCC and that they would be conducting an inspection of the licensed premises.

3. Mr. DeFronzo stated to Investigators that he moves alcoholic beverages between City Spirits and City Spirits II to resupply low inventory.
4. Investigators entered the storage room and observed approximately twenty (20) cases of assorted alcoholic beverages marked with address labels indicating the alcohol had been delivered by a § 18 wholesaler to Betlou Corp. d/b/a City Spirits North, 255-271 East Washington Street in North Attleboro.
5. Investigators asked Mr. DeFronzo to provide them with invoices for the twenty cases of alcohol. The invoices provided were from a § 18 licensed wholesaler and addressed to Betlou Corp., City Spirits North in North Attleboro.
6. Betlou Corp. d/b/a City Spirits North at 255-271 East Washington Street, North Attleboro, Massachusetts holds a M.G.L. Ch. 138, § 15 license. Michael Foster is Betlou Corp.'s President, Treasurer, Director, 50% Shareholder and manager of record. Lois Foster is Secretary, Director and 50% Shareholder.
7. Investigators advised Mr. DeFronzo of the Commission's 2017 Updated Consolidated Buying Advisory. Investigators informed Mr. DeFronzo of the violation and that a report would be submitted to the Chief Investigator for review.
8. Mr. Foster and Mr. DeFronzo appeared at the Commission hearing.
9. The Licensee has held a license under M.G.L. c. 138, § 15 since 2012 with no prior violations.

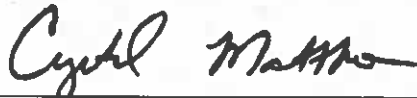
CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 23 Unlawful Purchase: No license issued under §§ 12, 14, 15 and no certificate of fitness under § 30 shall authorize the sale of any alcoholic beverages other than those purchased from a licensee under §§ 18, 19, or 19F or 19C or from a holder of a special permit to sell issued under § 22A.

As a result, the Commission **SUSPENDS the license for a period of ten (10) days of which four (4) days will be served and six (6) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations are found by this Commission.**

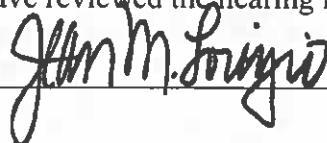
**ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Crystal Matthews, Commissioner \_\_\_\_\_



We, the undersigned, hereby certify that we have reviewed the hearing record.

Jean M. Lorizio, Chairman \_\_\_\_\_



Deborah A. Baglio, Commissioner

*Deborah A. Baglio*

Dated: November 14, 2025

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.

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