

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

BENTLEY PUB, LLC
602 SOUTHBRIDGE ST.
AUBURN, MA 01501
LICENSE#: NEW
HEARD: 07/26/2012

This was an informational hearing before the Alcoholic Beverages Control Commission (the Commission") to determine whether the Commission would approve the application of Bentley Pub, LLC for a new, annual all-alcoholic beverages restaurant subject to the satisfaction of dual conditions. The dual conditions to be satisfied by the applicant would be:

1. That the applicant and/or the former licensee at these premises, 602 Southbridge St., Auburn, MA obtain withdrawal of the Department of Revenue ("DOR") protest, if any, and the Division of Unemployment Assistance ("DUA") protest, if any, against the unconditional approval of your application within thirty (30) days of this date. Your license will be suspended indefinitely and forthwith as of that date unless the Commission has determined that you have complied with this condition or has ordered a stay of the effective date of the suspension; and
2. If the former licensee at this premise is on the delinquent credit list, the applicant's license will be placed on the delinquent credit list in place of the former licensee. The applicant will have to contact the listing wholesalers regarding resolution of any listing claims. See M.G.L. c.138, §25.

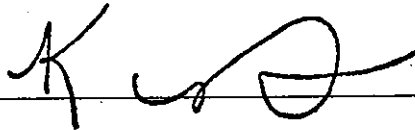
At the hearing it was undisputed that the Commission was in receipt of the written withdrawal of any DOR protest and also in receipt of the written withdrawal of any DUA protest. The two (2) tax conditions are deemed satisfied.

At the hearing it was also undisputed that the credit delinquency list dated July 19, 2012 showed that the prior licensee was not posted as delinquent. Therefore, the condition is moot as to the substitution of the applicant in place of the prior licensee.

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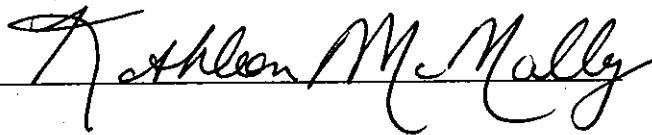
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman _____



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kathleen McNally, Commissioner _____



Dated: July 26, 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
DOR, DUA and Delinquencies
Frederick G. Mahony, Chief Investigator
Stephen V. Miller, Esq. via facsimile
File