



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**SHIV PANCHAM CORP. INC. D/B/A AUBURN PACKAGE STORE
196 AUBURN STREET
AUBURN, MA 01501
LICENSE#: 00025-PK-0054
VIOLATION DATE: 4/12/2023
HEARD: 7/25/2023**

Shiv Pancham Corp. Inc. d/b/a Auburn Package Store ("Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, July 25, 2023, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Velez and Binienda's Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

1. Investigators Velez & Binienda's Minimum Purchase Age Compliance Check Field Report, 4/12/2023;
 2. ABCC Form 43, Transfer of License Approval, 10/2/2012;
 3. Licensee's Stipulation of Facts.
- A. Employees' and Manager's Alcohol Intervention Methods Certification Cards;
B. Photograph of Sign at Register.

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

FINDINGS OF FACT

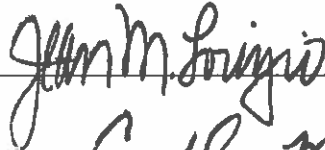
1. On Wednesday, April 12, 2023, at approximately 6:03 p.m., Investigators Binienda and Velez ("Investigators") conducted a compliance check at Shiv Pancham Corp. Inc. d/b/a Auburn Package Store.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one 24-ounce can of Twisted Tea malt beverage, for three dollars and sixty-five cents (\$3.65). The underage operative was not asked for identification.
3. The Licensee has held a license under M.G.L. c. 138, § 15 since 2012, more than ten years, with no prior violations.

CONCLUSION

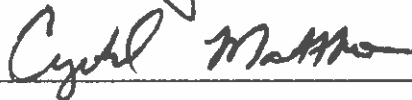
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. As a result, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah A. Baglio, Commissioner



Dated: January 25, 2024

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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यह दस्तावेज़ महत्वपूर्ण है और इसका तुरंत अनुवाद किया जाना चाहिए
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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Nick Velez, Investigator
Jamie Binienda, Investigator
Gregory C. Demakis, Esq.
Administration, File