



*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**

**PAGE-MOORE CAFÉ, INC. DBA BILLIARDS CAFÉ**  
**39 MAIN STREET, SUITE 201**  
**AYER, MASSACHUSETTS 01432**  
**LICENSE#: 006000021**  
**HEARING HELD: 11/15/2011**

Page-Moore Café, Inc. dba Billiards Café, (the "Licensee") holds an All-Alcoholic Beverages License issued pursuant to Massachusetts General Laws chapter 138, §12. The Alcoholic Beverages Control Commission ("the Commission") held a hearing on Tuesday, November 15, 2011, regarding an alleged violation of M.G.L. c. 138, §34: *Sale of Alcoholic Beverages to Persons Under twenty-one (21) years of age*. Prior to the commencement of the hearing, the Licensee stipulated to the violation alleged in Investigator Brad Doyle's Compliance Check Field Report.

The following documents are in evidence as Exhibits:

1. Investigator Doyle's Compliance Check Field Report dated August 15, 2011;
2. Licensee's Stipulation of Facts; and
3. Administrative File of the Licensee.

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

**FACTS**

1. On August 15, 2011, at approximately 7:22 p.m., Commission Investigators Doyle and Bailey conducted an investigation of the licensed premises operating as a restaurant, Page – Moore Café, Inc. dba Billiard's Cafe.
2. An underage operative, working with the Investigators, purchased an alcoholic beverage, a bottle of Budweiser beer, for three dollars and twenty-five cents (\$3.25). The underage operative was not asked to produce identification before being allowed to purchase the alcoholic beverage.
3. The underage operative who purchased the alcoholic beverage was eighteen (18) years of age.

4. At the conclusion of the presentation of the evidence, Investigator Doyle conducted an administrative review of the file. He testified before the Commission that the licensee has owned the licensed premises since 2001, and has had no previous violations.

### CONCLUSION

The Commission, after a hearing, finds that the Licensee has committed a violation of M. G. L. c. 138, §34. Due to the licensee's lack of violations during the past ten (10) years, the Commission hereby **ISSUES A WARNING TO THE LICENSEE.**

### ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman

Kathleen McNally, Commissioner

Dated: December 14, 2011

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  
Brad Doyle, Investigator  
Rose Egan-Bailey, Investigator  
✓ Administration  
File