

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

KMS, Inc. dba Becket Country Store
609 Main Street
Becket, MA 01223
License#: 00800021
Heard: September 13, 2011

KMS, Inc. dba Becket Country Store (the "Licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws c.138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, September 13, 2011, regarding an alleged violation of M.G.L. c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Michael Teehan's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Michael Teehan.

There is one (1) tape of this hearing.

FACTS

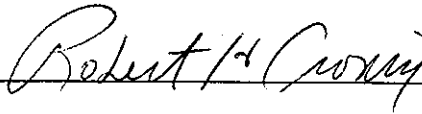
1. On, June 7, 2011 at approximately 7:14 p.m., Commission Investigators investigated the business operation KMS, Inc. dba Becket Country Store.
2. An underage operative, working with the investigators, purchased a Bud Light can for one dollar and eighty cents (\$1.80). The underage operative was not asked for identification.

CONCLUSION

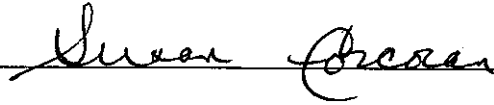
Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. Therefore, the Commission **suspends the license for three (3) days of which three (3) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission regulations occur.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert Cronin, Commissioner



Susan Corcoran, Commissioner



Dated: October 5, 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
Michael Teehan, Investigator
Administration
File