

Re: Outback/New England-I- Limited Partnership
D/B/A: Outback Restaurant
Premise: Crossroads Shopping Center
City/Town: Bellingham, MA

DECISION

Outback/New England-I- Limited Partnership dba Outback Restaurant (“Outback Restaurant” or “the licensee”) holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §12. The Alcoholic Beverages Control Commission (“the Commission”) held a hearing on July 20, 2010 regarding an alleged violation of Massachusetts General Laws c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Tim Hooton’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 Tim Hooton.

There is one (1) tape of this hearing.

Facts

1. On May 19th, 2010 at approximately 5:42 p.m., Commission Investigators conducted a Minimum Age Purchase Law Compliance Check at the licensed premises of Outback Restaurant.
2. An underage operative, working with the investigators, purchased a bottle of Bud Light for \$3.98. The underage operative was not asked for identification.
3. Administrative review of the file indicates this was the first violation by the licensee in ten years of ownership.

Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. The Commission **issues a warning**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman _____

Robert Cronin, Commissioner _____

Dated in Boston, Massachusetts this 22nd day of July 2010.

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 days of receipt of this decision.

cc: Bellingham Licensing Board
Frederick G. Mahony, Chief Investigator
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