



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**SOL DE MEXICO BAR AND GRILLE LLC D/B/A PLAZA MEXICO
191 MECHANIC STREET, UNIT #1
BELLINGHAM, MA 02019
LICENSE#: 04392-RS-0086
VIOLATION DATE: 8/06/2020
HEARD: 10/26/2021**

Sol de Mexico Bar and Grille LLC d/b/a Plaza Mexico (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, October 26, 2021, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: M.G.L. Ch. 138, § 34C Possession of an alcoholic beverage by a person under twenty-one years of age (3 Counts). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Keefe's Report.

The following documents are in evidence:

1. Investigator Keefe's Report;
2. ABCC Application Summary Review, License Transfer Approved 10/2/2018;
3. Copy of Fraudulent driver's licenses;
4. Licensee Stipulation of Facts;

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

FINDINGS OF FACT

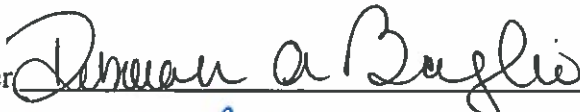
1. On Thursday, August 6, 2020, at approximately 9:10 p.m., Investigators Gould and Keefe ("Investigators"), conducted an inspection of the business operation of Sol de Mexico Bar and Grille LLC d/b/a Plaza Mexico to determine the manner in which its business was being conducted.
2. Upon entering the licensed premises, Investigators observed a group of youthful appearing individuals in possession of alcoholic beverages. Investigators identified themselves and requested identification from the youthful looking patrons.

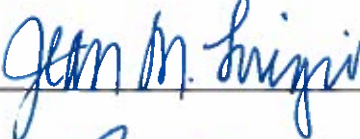
3. Underage #1, actual date of birth 1/24/2000 (age 20), was in possession of a Tropical Cosmo mixed drink. She provided to Investigators a fraudulent Connecticut driver's license which she stated she presented when ordering the alcoholic beverage.
4. Underage #2, actual date of birth 11/05/2000 (age 19), was in possession of a mixed drink, Tropical Breeze. She provided to Investigators a fraudulent Connecticut driver's license which she stated she had presented when ordering the alcoholic beverage.
5. Underage #3, actual date of birth 11/16/2000 (age 19), was in possession of a mixed drink, Passion Punch. She provided to Investigators a fraudulent Connecticut driver's license which she stated she had presented when ordering the alcoholic beverage.
6. Investigators advised the manager, Enrique Elizalde, of the violations and advised him that a report would be filed with the Chief Investigator for further review.
7. Mr. Elizalde appeared at the Commission hearing and testified that all employees are TIPS certified. He stated employees are instructed to be conscious of youthful looking patrons and must request two (2) forms of identification if there's any question.
8. In making its decision, the Commission was asked to consider the difficulties faced by Licensees over the last 18 months.
9. The Licensee has held a license under M.G.L. c. 138, § 12 since 2018 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, § 34C Possession of an alcoholic beverage by a person under twenty-one years of age (3 Counts). Therefore, the Commission **suspends the license for a period of four (4) days which are hereby deemed served.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Deborah A. Baglio, Commissioner 

Jean M. Lorizio, Chairman 

Crystal Matthews, Commissioner 

Dated: November 17, 2020

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.

This document is important and should be translated immediately.
Este documento es importante y debe ser traducido inmediatamente.
Este documento é importante e deve ser traduzido imediatamente.
Ce document est important et devrait être traduit immédiatement.
Questo documento è importante e dovrebbe essere tradotto immediatamente.
Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως.
这份文件是重要的，应立即进行翻译。

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Dennis Keefe, Investigator
Brian Gould, Investigator
Edmund J. Brennan Jr., Esq.
Administration, File