

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

JATRA INDUSTRIES, INC. DBA TEDESCHI FOOD SHOPS
52 CABOT STREET
BEVERLY, MA 01915
LICENSE#: 010000080
HEARD: 10/02/2012

Jatra Industries, Inc. dba Tedeschi Food Shops (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, October 2, 2012, regarding an alleged violation of 204 CMR 2.05(2), to wit: c.138, §34-Sale or Delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Capurso's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Capurso's Compliance Check Field Report dated May 29, 2012.
 - A. Letter from Licensee;
 - B. Page from Employee Information Handbook;
 - C. Employee Termination Form; and
 - D. TIPS Certificate.

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

FACTS

1. On Tuesday, May 29, 2012, at approximately 8:35 p.m., Investigators Temple and Capurso conducted an investigation of the business operation of Jatra Industries, Inc. dba Tedeschi Food Shops.
2. An underage operative working with investigators purchased an alcoholic beverage, a can of Budweiser beer for one dollar and seventy-five cents (\$1.75). The underage operative was not asked for identification.

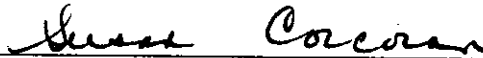
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CONCLUSION

Based on the evidence, the Commission finds the licensee violated of 204 CMR 2.05(2), to wit: c.138, §34- Sale or Delivery of an alcoholic beverage to a person under twenty-one (21) years of age. 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.**

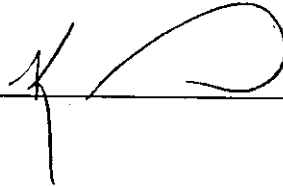
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kim S. Gainsboro, Chairman,



Dated: October 2, 2012

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
Paul Capurso, Investigator
Chris Temple, Investigator
Administration
File