



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**SRIJA FOODS INC. D/B/A ROYAL TAVERN
786 BOSTON ROAD
BILLERICA, MA 01821
LICENSE#: 03262-RS-0106
VIOLATION DATE: 4/03/2019
HEARD: 9/10/2019**

Srija Foods Inc. d/b/a Royal Tavern (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, September, 10, 2019, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: M.G.L. c. 138, § 23- Sale of alcoholic beverages other than those purchased under §18 or §19 or from a holder of a special permit under § 22A (1 Count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Hooton's Report.

The following documents are in evidence:

1. Investigator Hooton's Investigative Report;
2. Licensee's Stipulation of Facts;
3. Receipt for Alcohol Purchase; and
4. License Record Summary.

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

FINDINGS OF FACT

1. On Wednesday, April 3, 2019, at approximately 5:47 p.m., Investigators Wilichoski and Hooton ("Investigators") conducted an investigation of the business operation of Srija Foods Inc. d/b/a Royal Tavern to determine the manner in which its business was being conducted and to investigate a complaint filed with this Commission.
2. Investigators entered the licensed premises and identified themselves to Ronan Kapoor, the manager on duty, and asked to see some invoices for liquor purchases.
3. Kapoor gave to Investigators a folder containing invoices which included a receipt from Town Liquors, located at 700 Boston Road, Billerica, MA. The receipt showed the purchase of two (2) bottles of Tito's Vodka for \$41.98 and one (1) bottle of Absolut vodka for \$21.99.

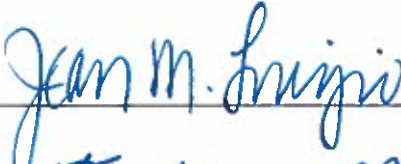
4. Kapoor stated to Investigators that on occasion when his stock ran low, he would go to a package store and purchase alcohol for the bar.
5. Investigators informed Mr. Kapoor of the violation and that a report would be filed with the Chief Investigator further action.
6. Satya Sundaraneedi, Licensee, appeared at the Commission hearing and testified that his bartender, without his knowledge, went out and purchased alcohol at a retail package store. He stated that the employee informed him of the purchase and presented him with the receipt. Mr. Sundaraneedi testified that he advised the employee that this was not allowed, reimbursed him, and removed the bottles from the licensed premises. He further testified that all employees have been advised of the incident and instructed that purchases such as these are prohibited.
7. The Licensee has held a license under M.G.L. c. 138, § 12 since 2017 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. c. 138, § 23- Sale of alcoholic beverages other than those purchased under §18 or §19 or from a holder of a special permit under § 22A (1 Count). The Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Kathleen McNally, Commissioner



Dated: September 10, 2019

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.

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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Timothy Hooton, Investigator
Caroline Wilichoski, Investigator
Administration, File