

*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**

**BOSTON BALLROOM CORPORATION DBA ROYALE**  
**279 TREMONT STREET**  
**BOSTON, MA 02116**  
**LICENSE#: 011600760**  
**HEARD: 3/15/2011**

Boston Ballroom Corporation dba Royale ("Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, March 15, 2011, regarding an alleged violation of M.G.L. c.138, §69 (1 count) detailed in Investigator Mark Kenny's report.

The following documents are in evidence:

1. Investigator Mark Kenny's Report.

There is one (1) tape of this hearing.

**FACTS**

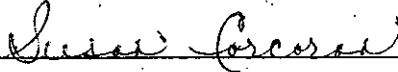
1. On November 25, 2010 at approximately 12:00 a.m., Investigators Kenny, Teehan and Chief Mahony investigated the business operation of Boston Ballroom Corporation dba Royale.
2. Investigators entered the premises and notice a male patron who appeared to be intoxicated.
3. The male patron was very unsteady on his feet and bumping into several patrons as he made his way through the crowd. He was swaying back and forth as he stood in the middle of the room.
4. He was also observed picking up another persons drink from a table and drinking from it.
5. Investigators formed the opinion that the patron was intoxicated.
6. The male patron went to the bar and ordered a drink from the female bartender.
7. The male patron was in full view of the bartender as he fumbled through his wallet with slow and uncoordinated movements as he attempted to pay for his drink.
8. The male patron was served a Jack Daniels and Coke at approximately 12:20 a.m.
9. Investigators contacted security staff for assistance and spoke with the manager on duty and advised him that a report would be filed with the Chief Investigator for further action.
10. A safe transport was arranged for the male patron.

### CONCLUSION

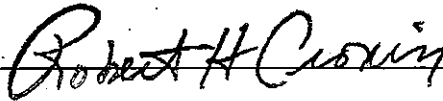
Based on the evidence, the Commission finds the licensee violated M. G. L. c. 138, §69. Therefore, the Commission suspends the licensee's license for a period of five (5) days of which five (5) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.

### ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner



Robert H. Cronin, Commissioner



Dated: May 04, 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  
Mark Kenny, Investigator  
Mark G. Zuroff, Esq. via Facsimile 617-597-9401  
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