

*Commonwealth of Massachusetts  
Department of the State Treasurer  
Alcoholic Beverages Control Commission  
239 Causeway Street  
Boston, MA 02114  
Telephone: 617-727-3040  
Facsimile: 617-727-1510*

**Jean M. Lorizio, Esq.**  
*Chairman*

**DECISION**

**C. O. RESTAURANT GROUP LLC D/B/A VANDERBILT  
105 WATER ST.  
BOSTON, MA 02114  
LICENSE#: 0116-01314  
VIOLATION DATE: 3/17/2018  
HEARD: 06/19/2018**

C. O. Restaurant Group LLC d/b/a Vanderbilt (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, May 22, 2018, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: 527 CMR 1.05, §20.1.5.6.4 Failure to Complete the Fire & Building Safety Checklist as prescribed by the Marshall, on each day of operation prior to opening the facility to patrons. Prior to the hearing the Licensee stipulated to the violations in Investigator Velez's report.

The following documents are in evidence:

1. Investigator Velez's Investigative Report; and
2. Licensee's Stipulation of Facts.

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

The Commission took Administrative Notice of the Licensee's record.

**FINDINGS OF FACT**

1. On Saturday, March 17, 2018, at approximately 6:20 p.m., Investigators Watson and Velez ("Investigators") investigated the business operation of C. O. Restaurant Group LLC d/b/a Vanderbilt to determine the manner in which its business was being conducted.
2. Investigators requested to see the Fire Safety Checklist for the licensed premises. Jamie Walsh, who identified himself as the manager, stated he had never completed the Fire Safety checklist and he was not aware of this requirement.
3. Investigators informed Walsh of the violation and that a report would be submitted for further review.

### CONCLUSION

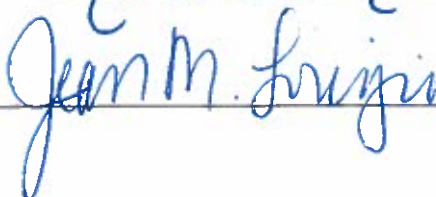
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: 527 CMR 1.05, § 20.1.5.6.4 Failure to Complete the Fire & Building Safety Checklist as prescribed by the Marshall, on each day of operation prior to opening the facility to patrons. As the Licensee has no prior violations, the Commission issues a **WARNING**.

### **ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Kathleen McNally, Commissioner



Jean M. Lorizio, Chairman



Dated: June 26, 2018

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  
Nicholas Velez, Investigator  
Lisa Watson, Investigator  
William Cintolo, Esq. via facsimile 617-330-8774  
Administration, File