

The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Deborah B. Goldberg
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

AMENDED
NOTICE OF SUSPENSION

October 19, 2015

GUOD, INC. DBA CHANSKY'S
1700 COMMONWEALTH AVE.
BOSTON, MA 02135
LICENSE#: 011600943
VIOLATION DATE: 09/03/2015
HEARD: 10/13/2015

After a hearing on October 13, 2015, the Commission finds Guod, Inc. dba Chansky's violated M.G.L. c. 138, §34 – Sale and delivery of an alcoholic beverage to a person under twenty-one (21) years of age (2 Counts).

The Commission **suspends the Licensee's license for a total of four (4) days to be served with the balance of eight (8) days suspended. The suspension shall commence on Wednesday, December 2, 2015, and terminate on Saturday, December 5, 2015.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, December 2, 2015 at 9:00 A.M. It will be returned to the Licensee Sunday, December 6, 2015.

You are advised that pursuant to the provisions of M.G.L. c.138 §23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form which must be signed by a Massachusetts Licensed Accountant.

You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro
Chairman

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这份文件是重要的，应立即进行翻译**

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Jack Carey, Investigator
Lisa Lordan, Investigator
Caroline Wilichoski, Investigator
Administration
File



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Deborah B. Goldberg
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

NOTICE OF SUSPENSION

October 15, 2015

GUOD, INC. DBA CHANSKY'S
1700 COMMONWEALTH AVE.
BOSTON, MA 02135
LICENSE#: 011600943
VIOLATION DATE: 09/03/2015
HEARD: 10/13/2015

After a hearing on October 13, 2015, the Commission finds Guod, Inc. dba Chansky's violated M.G.L. c. 138, §34 – Sale and delivery of an alcoholic beverage to a person under twenty-one (21) years of age (2 Counts).

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ALCOHOLIC BEVERAGES CONTROL COMMISSION

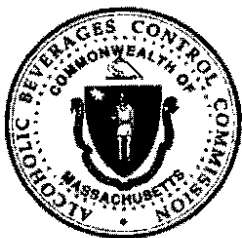
Kim S. Gainsboro
Chairman

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Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Deborah B. Goldberg
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

GUOD, INC. DBA CHANSKY'S
1700 COMMONWEALTH AVE.
BOSTON, MA 02135
LICENSE#: 011600943
VIOLATION DATE: 09/03/2015
HEARD: 10/13/2015

Guod, Inc. dba Chansky's (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 13, 2015, regarding an alleged violation of M.G.L. c. 138, §34 – Sale and delivery of an alcoholic beverage to a person under twenty-one (21) years of age (2 Counts). Prior to the commencement of the hearing, the Licensee stipulated to the violation alleged in Investigator Carey's Report.

The following documents are in evidence:

1. Investigator Carey's Investigative Report dated September 3, 2015; 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.

FACTS

1. On Thursday, September 3, 2015, at approximately 8:45 p.m., Investigators Carey, Lordan, and Wilichoski ("Investigators") investigated the business operation of Guod, Inc. dba Chansky's to determine the manner in which the business was being conducted.
2. Investigators observed two youthful- looking males enter the licensed premises.
3. When the youthful males exited the premises, Investigators observed that they were each carrying a 12-pack of Budweiser Light beer.
4. One of the youthful males also had one 40- ounce bottle of Budweiser beer.
5. Investigators approached the youthful looking males and asked them for identification.

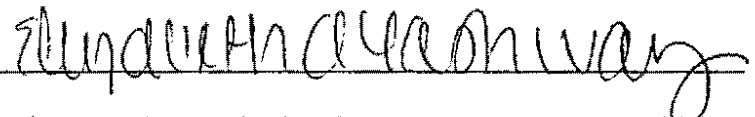
6. The youthful males immediately told Investigators that they were seventeen (17) years old and were not asked for identification in the licensed premises.
7. Underage Male 1, actual date of birth of 10/3/1997 (17 years old).
8. Underage Male 2, actual date of birth of 9/20/1997 (17 years old).
9. Investigators brought both Underage Males back into the store where they identified the clerk that sold them the alcoholic beverages.
10. Investigator Carey asked the clerk on duty, David Hines, if he remembered selling the alcoholic beverages to these two individuals.
11. Mr. Hines said that he did, but he believed he had asked them for identification.
12. Investigator Carey asked Mr. Hines what form of identification they produced.
13. Mr. Hines could not remember, though it had just occurred.
14. Mr. Carey asked Mr. Hines if he wanted to look on the security footage as there was a camera in the area of the register.
15. Mr. Hines stated that he had no access to that camera.
16. Mr. Hines said that it was so busy, he did not remember if he had asked the Underage Males for identification or not.
17. Investigator Carey left his card with Mr. Hines for the owner to call him and also told Mr. Hines that a report would be submitted to the Chief Investigator for review.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. c. 138, §34 – Sale and delivery of an alcoholic beverage to a person under twenty-one (21) years of age (2 Counts). Therefore, the Commission **suspends the license for twelve (12) days of which four (4) days will be served and eight (8) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

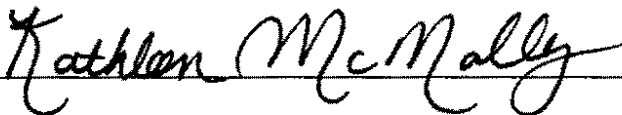
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Elizabeth A. Lashway, Commissioner



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

Kathleen McNally, Commissioner



Dated: October 15, 2015

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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