

*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

NOTICE OF SUSPENSION

March 5, 2018

**IWJ RESTAURANT GROUP INC. D/B/A SOCIETY ON HIGH
99 HIGH STREET
BOSTON, MA 02109
LICENSE#: 0116-00601
VIOLATION DATE: 10/13/2017
HEARD: 1/30/2018**

After a hearing on January 30, 2018, the Commission finds IWJ Restaurant Group Inc. d/b/a Society on High violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, § 34C- Possession of an alcoholic beverage by a person under twenty-one (21) years of age (2 counts).

The Commission suspends the license for a period of six (6) days of which one (1) day will be served, and 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.

The suspension shall commence on Wednesday, April 25, 2018 and terminate on Wednesday, April 25, 2018. The license will be delivered to the Local Licensing Board or its designee on Wednesday, April 25, 2018 at 9:00 A.M. It will be returned to the Licensee on Thursday, April 26, 2018.

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 the Licensee and 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

A handwritten signature in cursive script, reading "Jean M. Lorizio".

Jean M. Lorizio
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
Dennis Keefe, Investigator
M. Teehan, M. Kenny, N. Velez, Investigators
Dennis Quilty, Esq. via email
Administration, File



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DECISION

**IWJ RESTAURANT GROUP INC. D/B/A SOCIETY ON HIGH
99 HIGH STREET
BOSTON, MA 02109
LICENSE#: 0116-00601
VIOLATION DATE: 10/13/2017
HEARD: 1/30/2018**

IWJ Restaurant Group Inc. d/b/a Society on High (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, January 30, 2018, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, § 34C- Possession of an alcoholic beverage by 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 Keefe's Report.

The following documents are in evidence:

1. Investigator Keefe's Investigative Report;
2. Licensee's Stipulation of Facts; and
3. Florida Driver's License.

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

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

FINDINGS OF FACT

1. On Friday, October 13, 2017, at approximately 11:30 p.m., Investigators Teehan, Kenny, Velez, and Keefe, along with Chief Investigator Mahony, ("Investigators") conducted an investigation of the business operation of IWJ Restaurant Group Inc. d/b/a Society on High to determine the manner in which its business was being conducted.
2. Investigators entered the licensed premises and observed two youthful appearing individuals who were in possession of alcoholic beverages.
3. Investigators identified themselves and asked to see proof of legal age.

4. Underage #1, actual date of birth 11/04/1996 (age 20) was in possession of a Bud Light beer. He stated to Investigators that he was not asked for identification at the door because he knew the promoter.
5. Underage #2, actual date of birth 6/13/1997 (age 20) was in possession of a Red Bull energy drink and vodka. She presented Investigators with a Florida driver's license. Investigators determined that the underage was not the person pictured on the identification. She admitted it was not her but her cousin on the identification.
6. Investigators informed the owner, Ian Just, of the violations and that a report would be filed with the Chief Investigator 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: M.G.L. c. 138, § 34C- Possession of an alcoholic beverage by a person under twenty-one (21) years of age (2 counts). The Commission **suspends the license for a period of six (6) days of which one (1) day will be served, and 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.**

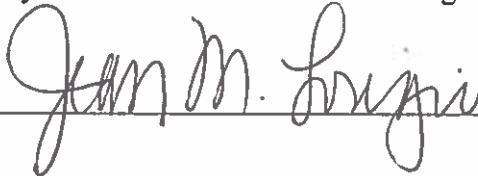
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



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

Jean M. Lorizio, Chairman



Dated: March 6, 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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