



*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**

**J.T.J. CORP. DBA DAISY BUCHANAN'S**  
**240 NEWBURY STREET**  
**BOSTON, MA 02116**  
**LICENSE#: 011600570**  
**HEARD: 11/29/2011**

J.T.J. Corp dba Daisy Buchanan's (the "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, November 29, 2011, regarding an alleged violation of M.G.L. c.138, §34 (2 counts). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Brad Doyle's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
2. Investigator Brad Doyle's Report dated April 14, 2011;
3. RMV Printout;
4. RMV Printout; and
5. Photocopy of New York Driver's License.

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

FACTS

1. On April 14, 2011 at approximately 11:00 p.m., Commission Investigators Capurso and Doyle investigated the business operation J.T.J. Corp dba Daisy Buchanan's.
2. Investigators entered the premises and observed three (3) youthful looking female individuals sitting at a table.
3. The investigators asked them for identification and confirmed the individuals were Ms. Hiler, aged nineteen (19) and Ms. Walsh, twenty (20) years old.
4. Ms. Hiler was in possession of a Coors light beer. She provided investigators with a New York driver's license indicating she was twenty-one (21).
5. The facial features, specifically the eyes, nose and chin, differed from Ms. Hiler and the New York driver's license used to gain entry into the establishment.
6. Ms. Walsh was also observed in possession of a Coors light beer. She provided investigators with a Massachusetts driver's license indicating that she was twenty-three (23) years old.

7. Investigators asked her for an additional form of identification and she provided her Massachusetts driver's license.
8. Ms. Walsh stated that she used the false identification to gain entry into the establishment.
9. Investigators spoke with the manager on duty and showed him the identifications used for entry and the individuals.
10. Administrative review of the files indicates the licensee has held the license for over thirty (30) years with one (1) prior violation in 1997.

#### CONCLUSION

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34 (2 counts). The Commission **suspends the license for seven (7) days of which five (5) days will be served and two (2) days held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

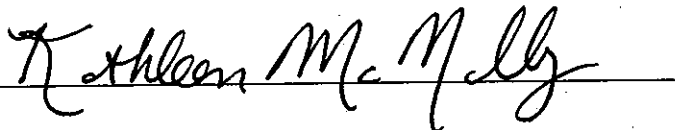
#### ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner



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

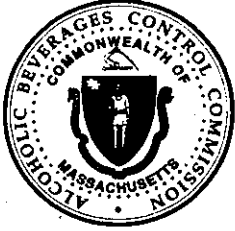
Kathleen McNally, Commissioner



Dated: January 18, 2012

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  
Brad Doyle, Investigator  
Karen Simao, Esq. via facsimile  
Administration  
File



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AMENDED NOTICE OF SUSPENSION

January 18, 2012

**J.T.J. CORP. DBA DAISY BUCHANAN'S**  
**240 NEWBURY STREET**  
**BOSTON, MA 02116**  
**LICENSE#: 011600570**  
**HEARD: 11/29/2011**

After a hearing on November 29, 2011, the Commission finds J.T.J. Corp. dba Daisy Buchanan's in violation of M.G.L. c.138, §34 (2 counts).

The Commission **suspends the licensee's license for a total of five (5) days to be served.** The suspension shall commence on **Wednesday, March 7, 2012 and terminate on Sunday, March 11, 2012.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, March 7, 2012 at 9:00 A.M. It will be returned to the licensee Monday, March 12, 2012.

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. All checks must be certified and accompanied by 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

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Brad Doyle, Investigator  
Karen Simao, Esq. via facsimile  
✓ Administration  
File