



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

December 20, 2016

SLESAR BROS. BREWING COMPANY INC. D/B/A BOSTON BEER WORKS
61 BROOKLINE AVE
BOSTON, MA 02110
LICENSE#: 011600615
VIOLATION DATE: 08/20/2016
HEARD: 12/13/2016

After a hearing on December 13, 2016, the Commission finds Slesar Bros. Brewing Company, Inc. d/b/a Boston Beer Works violated 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: Ch. 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 eight (8) days of which two (2) days will be served and six (6) 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, February 8, 2017 and terminate on Thursday, February 9, 2017. The license will be delivered to the Local Licensing Board or its designee on Wednesday, February 8, 2017 at 9:00 A.M. It will be returned to the Licensee Friday, February 10, 2017.

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

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
Dennis Keefe, Investigator
Caroline Guarino-Wilichoski, Investigator
Lisa Lordan, Investigator
Paul Sporn, Esq. via email
Administration, File



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NOTICE OF SUSPENSION

December 19, 2016

SLESAR BROS. BREWING COMPANY INC. D/B/A BOSTON BEER WORKS
61 BROOKLINE AVE
BOSTON, MA 02110
LICENSE#: 011600615
VIOLATION DATE: 08/20/2016
HEARD: 12/13/2016

After a hearing on December 13, 2016, the Commission finds Slesar Bros. Brewing Company, Inc. d/b/a Boston Beer Works violated 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: Ch. 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 eight (8) days of which two (2) days will be served and six (6) 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, February 8, 2017 and terminate on Thursday, February 8, 2017. The license will be delivered to the Local Licensing Board or its designee on Wednesday, February 8, 2017 at 9:00 A.M. It will be returned to the Licensee Friday, February 9, 2017.

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ALCOHOLIC BEVERAGES CONTROL COMMISSION

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Chairman

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Department of the State Treasurer
Alcoholic Beverages Control Commission
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Deborah B. Goldberg
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Chairman

DECISION

SLESAR BROS. BREWING COMPANY INC. D/B/A BOSTON BEER WORKS
61 BROOKLINE AVE
BOSTON, MA 02110
LICENSE#: 011600615
VIOLATION DATE: 08/20/2016
HEARD: 12/13/2016

Slesar Bros. Brewing Company, Inc. d/b/a Boston Beer Works (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, December 13, 2016, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: Ch. 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 dated August 20, 2016; 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, August 20, 2016, at approximately 7:15 p.m., Investigators Wilichoski, Lordan and Keefe, along with Chief Mahony ("Investigators") investigated the business operation of Slesar Bros. Brewing Company, Inc. d/b/a Boston Beer Works to determine the manner in which their business was being conducted.
2. Investigators entered the licensed premises and observed two youthful looking female individuals in possession of alcoholic beverages.
3. Investigators approached the females and asked them for proof of legal age. Each female stated that she was 19 years of age.

4. Investigators asked the underage females how they gained entrance to the premises. The underage females stated that they asked the doorman to use the restroom.
5. Each underage female stated that once inside the restaurant, she approached the bar to order an alcoholic beverage. Neither underage female was asked for identification.
6. Underage #1, actual date of birth 11/11/1996 (age 19) was in possession of a cranberry juice and vodka.
7. Underage #2, actual date of birth 05/18/1997 (age 19) was in possession of a cranberry juice and vodka.
8. Investigators informed Randy Grossman and Drew Nelson, the managers on duty, of the violation and that a report would be filed with the Chief Investigator for 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: Ch. 138 § 34C Possession of an Alcoholic Beverage by a person under twenty-one (21) years of age (2 Counts). Therefore, the Commission **suspends the license for eight (8) days of which two (2) days will be served and six (6) 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 

Kathleen McNally, Commissioner 

Dated: December 19, 2016

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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