



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

*Steven Grossman*  
*Treasurer and Receiver General*

*Kim J. Guinstora, Esq.*  
*Chairman*

**DECISION**

**COMM 973 GROUP LLC DBA T'S PUB**  
**971 COMMONWEALTH AVE**  
**BOSTON, MA 02215**  
**LICENSE#: 011600269**  
**VIOLATION DATE: 09/21/2012**  
**HEARD: 12/18/2012**

Comm 973 Group LLC dba T's Pub (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 18, 2012, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: c. 138, §34C- Possession of an alcoholic beverage by a person under 21 years of age (4 counts). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Velez's Investigative Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Velez's Investigative Report dated September 21, 2012.

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

**FACTS**

1. On Friday, September 21, 2012, at approximately 11:05 p.m., Investigators Capurso, Keefe, and Velez, along with Lieutenant Giannopoulos of the Boston University Campus Police Department, investigated the business operation Comm 973 Group LLC dba T's Pub to determine the manner in which their business was being conducted
2. The attention of investigators was drawn to a group of youthful looking patrons, standing near the bar, in possession of alcoholic beverages.
3. Investigators approached the group, identified themselves, and asked to see proof of legal drinking age.
4. The patrons provided the following information:
  - Carrazzone Katherine Chester, date of birth [REDACTED] age twenty (20) years;
  - Saki Shimada, date of birth [REDACTED] age twenty (20) years;
  - Jessica Lauer, date of birth [REDACTED] age twenty (20) years; and
  - Alexandria Carrazzone, date of birth [REDACTED] age twenty (20) years.

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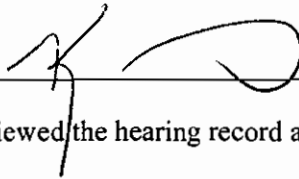
5. Investigators observed these four (4) underage patrons in possession of a pint of Bud Light beer and a shot of tequila.
6. These four (4) underage patrons informed investigators that the door man did not check for identification as they entered the licensed premises.
7. Investigators confiscated fake identifications from each of the underage females.
8. Investigator Capurso spoke to the manager on duty, Daniel Maggolia, and asked to check the door's identification scanner history. None of the underage females' identifications had been scanned at the door.
9. Lieutenant Giannopoulos ran an RMV check to confirm the age of the underage female patrons.
10. Investigators informed Mr. Maggolia of the violation and that a report would be submitted to the Chief Investigator for further action.
11. As a result of the violation, the licensee terminated two (2) employees. The licensee has also implemented staff meetings and policies to educate staff and avoid any further violations.

### 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: c. 138, §34C- Possession of an alcoholic beverage by a person under 21 years of age (4 counts). Therefore, the Commission **suspends the license for ten (10) days of which ten (10) days will be held in abeyance for a period of one (1) year provided no further violations of Chapter 138 or Commission Regulations occur**

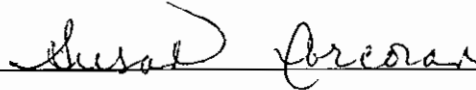
### **ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Kim S. Gainsboro, Chairman \_\_\_\_\_



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

Susan Corcoran, Commissioner \_\_\_\_\_



DATE: January 7, 2013

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  
Nicholas Velez, Investigator  
Robert Allen, Esq. via Facsimile 617-383-6001  
Administration  
File