

Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3
Chelsea, Massachusetts 02150-2358

Jean M. Lorizio, Esq.
Chairman

DECISION

RYMCO INC. D/B/A LIBERTY WAREHOUSE LIQUORS
21 ST. MARGARET STREET
BOURNE, MA 02532
LICENSE#: 00046-PK-0118
VIOLATION DATE: 5/25/2022
HEARD: 8/09/2022

Rymco Inc. d/b/a Liberty Warehouse Liquors ("Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, August 9, 2022, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Velez's Report.

The following documents are in evidence:

1. Investigator Velez's Compliance Check Field Report;
 2. ABCC License Transfer Approval, 4/18/1991;
 3. ABCC Decision, 7/17/2001;
 4. ABCC Decision, 3/28/2002;
 5. Licensee's Stipulation of Facts.
- A. Letter;
- B. Group of 8 photographs of interior of licensed premises.

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

FINDINGS OF FACT

1. On Wednesday, May 25, 2022, at approximately 4:20 p.m., Investigators Binienda and Velez ("Investigators") inspected the business operation of Rymco Inc. d/b/a Liberty Warehouse Liquors.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, a 6-pack of Black Cherry White Claw Hard Seltzer for eleven dollars and twenty-nine cents (\$11.29). The underage operative was not asked for identification.

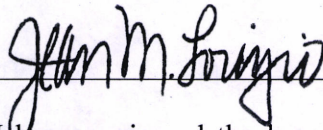
3. Dena Rymsha, Licensee, appeared at the Commission hearing along with the employee who sold the alcoholic beverages to the underage operative, and Susan Guest, Manager. Ms. Rymsha testified as to steps taken after the Compliance Check to prevent future violations. She stated she has posted many signs, retrained employees about properly requesting and examining identification and requires all patrons produce identification.

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. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Therefore, the Commission issues a **WARNING**.

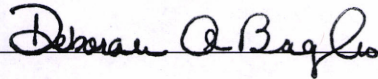
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman _____



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

Deborah A. Baglio, Commissioner _____



Dated: August 26, 2022

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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2022-000098-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Nicholas Velez, Investigator
Jamie Binienda, Investigator
Administration, File