

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

*Deborah B. Goldberg*  
*Treasurer and Receiver General*

*Kim J. Gainsboro, Esq.*  
*Chairman*

NOTICE OF SUSPENSION

October 21, 2015

**BREWSTER INN INC. D/B/A WOODSHED**  
**1993 MAIN ST.**  
**BREWSTER, MA 02631**  
**LICENSE#: 013400005**  
**VIOLATION DATE: 08/07/2015**  
**HEARD: 10/13/2015**

After a hearing on October 13, 2015, the Commission finds Brewster Inn Inc. dba Woodshed violated M.G.L. c. 138, §34 – Sale and delivery of an alcoholic beverage to a person under twenty-one (21) years of age (4 Counts).

The Commission suspends the Licensee's license for fifteen (15) days of which eight (8) days will be served and seven (7) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur. Following the eight (8) day suspension, the Licensee will serve an additional two (2) days for violating the conditions of the prior December 16, 2014 suspension. Therefore, the Licensee will serve a total of ten (10) days.

The suspension shall commence on Wednesday, December 9, 2015, and terminate on Friday, December 18, 2015. The license will be delivered to the Local Licensing Board or its designee on Wednesday, December 9, 2015 at 9:00 A.M. It will be returned to the licensee on Saturday, December 19, 2015.

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 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.

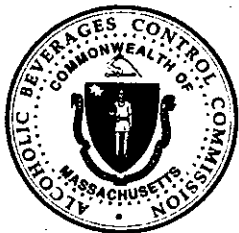
**ALCOHOLIC BEVERAGES CONTROL COMMISSION**



Kim S. Gainsboro  
Chairman

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Questo documento è importante e dovrebbe essere tradotto immediatamente.  
Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως.  
这份文件是重要的，应立即进行翻译

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Nicholas Velez, Investigator  
Mark Kenny, Investigator  
Administration  
File



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## **DECISION**

**BREWSTER INN INC. D/B/A WOODSHED**  
**1993 MAIN ST.**  
**BREWSTER, MA 02631**  
**LICENSE#: 013400005**  
**VIOLATION DATE: 08/07/2015**  
**HEARD: 10/13/2015**

Brewster Inn Inc. d/b/a Woodshed (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, October 13, 2015, regarding an alleged violation of M.G.L. c. 138, §34 – Sale and delivery of an alcoholic beverage to a person under twenty-one (21) years of age (4 Counts). Prior to the commencement of the hearing, the Licensee stipulated to the violation alleged in Investigator Kenny's Report.

The following documents are in evidence:

1. Investigator Kenny's Investigative Report dated August 7, 2015;
2. Licensee's Stipulation of Facts; and
3. Photocopy of Fake Driver's Licenses.

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

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

## **FACTS**

1. On Friday, August 7, 2015, at approximately 10:30 p.m., Investigators Velez and Kenny ("Investigators") investigated the business operation of Brewster Inn, Inc. d/b/a Woodshed to determine the manner in which the business was being conducted.
2. Investigators entered the premises and observed a group of youthful appearing individuals in possession of alcoholic beverages.
3. Investigators identified themselves and asked to see proof of legal drinking age.

4. Minor #1, actual date of birth 02/18/1995 (age 20) was in possession of a bottle of Budweiser Light beer. He provided Investigators with a false Connecticut driver's license in his name.
5. Minor #2, actual date of birth 09/18/1994 (age 20) was in possession of a bottle of Budweiser Light beer. He provided Investigators with a false New Jersey driver's license in another's name.
6. Minor #3, actual date of birth 09/15/1994 (age 20) was in possession of a bottle of Budweiser Light beer. He provided Investigators with a false Florida driver's license in another's name.
7. Minor #4, actual date of birth 09/19/1994 (age 20) was in possession of a bottle of Budweiser Light beer. He provided Investigators with a false New Jersey driver's license in his name.
8. Investigators spoke to Robert Ford, who stated that he was the owner. Investigators identified the four underage individuals to him.
9. Investigators informed Mr. Ford of the violation and that a report would be submitted to the Chief Investigator for review.

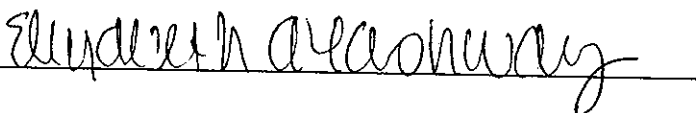
#### CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. c. 138, §34 – Sale and delivery of an alcoholic beverage to a person under twenty-one (21) years of age (4 Counts). Therefore, the Commission **suspends the license for fifteen (15) days of which eight (8) days will be served and seven (7) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

By decision dated December 16, 2014, the Commission had previously ordered a seven (7) day license suspension, with five (5) days to be served and two (2) days to be held in abeyance for a period of two (2) years provided no further violations occurred. Based on the violation found above, the Licensee violated the conditions of that two (2) day suspension being held in abeyance. The Commission hereby orders that suspension to be served on and after the eight (8) day suspension. The Licensee will serve a total of ten (10) days.

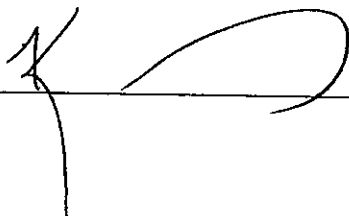
#### ALCOHOLIC BEVERAGES CONTROL COMMISSION

Elizabeth A. Lashway, Commissioner



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

Kim S. Gainsboro, Chairman



Dated: October 21, 2015

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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