



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

BREWSTER PIZZA HOUSE, LLC DBA BREWSTER PIZZA HOUSE
2655 MAIN STREET
BREWSTER, MA 02631
LICENSE#: 013400024
HEARD: 08/16/2011

Brewster Pizza House, LLC dba Brewster Pizza House (the "Licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws Chapter 138, §12. The Alcoholic Beverages Control Commission ("the Commission") held a hearing on Tuesday, August 16, 2011, regarding an alleged violation of M.G.L. c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Jamie Binienda's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Jamie Binienda.

There is one (1) tape of this hearing.

FACTS

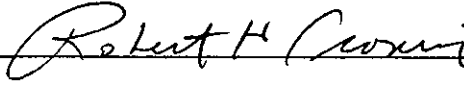
1. On, May 13, 2011 at approximately 4:09 p.m., Commission Investigators investigated the business operation Brewster Pizza House, LLC dba Brewster Pizza House.
2. An underage operative, working with the investigators, purchased a Bud Light for four dollars (\$4.00). The underage operative was not asked for identification.
3. Administrative review of the file indicates nineteen (19) years of family ownership without a violation.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138, §34. The Commission issues a **WARNING**.

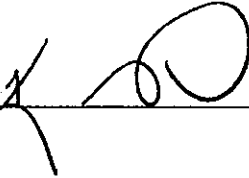
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert Cronin, Commissioner



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

Kim S. Gainsboro, Chairman



Dated: September 6, 2011

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
Jamie Binienda, Investigator
Mark Kenny, Investigator
Administration
File