



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

Steven Grossman
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

NOTICE OF SUSPENSION

April 9, 2014

BRIDGEWATER CITIZENS CLUB INC.
60 HALE ST
BRIDGEWATER, MA 02324
LICENSE#: 0136 00012
VIOLATION DATE: 11/27/2013
HEARD: 04/01/2014

After a hearing on April 1, 2014, the Commission finds Bridgewater Citizens Club Inc. in violation of 204 CMR 2.05 (1) Permitting Gambling.

Based on the evidence, the Commission **suspends the licensee's license for a total of two (2) days to be served. The suspension shall commence on Wednesday, May 28, 2014, and terminate on Thursday, May 29, 2014.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, May 28, 2014 at 9:00 A.M. It will be returned to the licensee Friday, May 29, 2014.

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. All checks must be certified and accompanied by 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

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Michael Teehan, Investigator
Mark Kenny, Investigator
✓Administration
File

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DECISION

BRIDGEWATER CITIZENS CLUB INC.
60 HALE ST
BRIDGEWATER, MA 02324
LICENSE#: 0136 00012
VIOLATION DATE: 11/27/2013
HEARD: 04/01/2014

Bridgewater Citizens Club, Inc. (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, April 1, 2014, regarding an alleged violation of M.G.L. 204 CMR 2.05 Permitting Gambling. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Teehan's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
2. Investigator Teehan's Investigative Report dated January 1, 2014; and
3. Receipt #337081 indicating the date, name and dollar amount.

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

FACTS

1. On Wednesday, November 27, 2013 at approximately 5:30 p.m., Investigators Kenny and Teehan, conducted an investigation of the business operation of the Bridgewater Citizens Club, to determine the manner in which its business was being conducted.
2. Upon entering the bar, investigators observed three (3) electronic video devices in the back of the bar area. Investigators identified themselves to the manager of the club, later identified as Bill Thomas.
3. Investigators inspected the bar and observed a paper receipt in a drawer underneath the bar. The Receipt indicated the date (11/27/13), name (Randy), 100 points and dollar amount (\$25).
4. In the course of the interview, Mr. Thomas stated to investigators that the licensee does pay off for winnings on the electronic video devices. Mr. Thomas further stated that the electronic video devices pay out at a rate of 25 cents per point.
5. Based on their training and experience, investigators know this to be the standard payoff rate for illegal gambling devices in Massachusetts.
6. Mr. Thomas further stated to investigators that the vendor is KLM Vending and the agreed split is 60% of the net revenue for the club, and 40% of the net revenue for KLM.

7. Investigators made the following observations which, based on their training and experience, indicate that these electronic devices were being utilized as gambling devices:
 - Each device had markings that indicated “for amusement only”;
 - After inserting the required amount of money into the device, an investigator selected the number of credits (the amount to bet). The device “registered” the bet by displaying the number of credits selected;
 - Each device accepted dollar bills ranging from \$1, \$5, \$10 and \$20;
 - Each device had the capability to double the bet by selecting the double up button;
 - Each device had a “knock off” mechanism in the form of two bolts on the side of the machine which when touched simultaneously by a piece of metal, reset the winning credits to zero.
8. Investigator Kenny placed a dollar bill (\$1) into the electronic device and proceeded to register a bet. Investigator Kenny placed a coin on the two bolts simultaneously (the knock off switch) and observed that the credits reset.
9. Investigators informed Mr. Thomas that a report would be filed with the Chief Investigator for review.

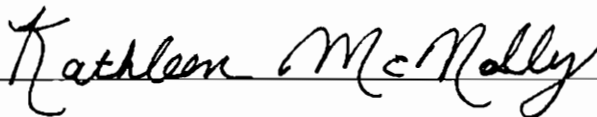
CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 Permitting Gambling. Therefore, the Commission **suspends the license for five (5) days of which two (2) days will be served and three (3) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

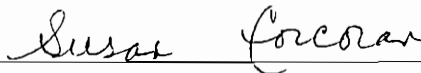
In addition, the licensee must not possess in or on the licensed premises any automatic amusement device or video poker machine.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



Susan Corcoran, Commissioner



Dated: April 9, 2014

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
Michael Teehan, Investigator
Mark Kenny, Investigator
Administration
File