



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

**Jean M. Lorizio, Esq.**  
*Chairman*

**MEMORANDUM AND ORDER ON LICENSEE'S  
REQUEST FOR RECONSIDERATION**

**MAUI LLC D/B/A MAUI RESTAURANT  
1875-1883 MAIN STREET  
BROCKTON, MA 02301  
LICENSE#: 00045-RS-0144**

Maui LLC d/b/a Maui Restaurant (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission (the "ABCC" or "Commission") held a hearing on Tuesday, January 19, 2021 regarding alleged violations of:

- 1) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Violation of Mass. Exec. COVID-19 Order No. 53 (Nov. 2, 2020) – Sale, service, or delivery of alcoholic beverages after 9:30 p.m.;
- 2) 204 CMR 2.05(2)- Permitting an illegality on the licensed premises, to wit: Mass. Exec. COVID- 19 Order No. 53 (Nov. 2, 2020)- Failure to have patrons exit licensed premises before 10:00 p.m.

By decision dated February 10, 2021 the Commission found the Licensee in violation of the charges and indefinitely suspended the License effective forthwith until further written order from this Commission.

The Commission stated that it would consider issuing a further order upon written request of the Licensee showing good cause to reconsider this indefinite suspension. Good cause for the Commission would include, but not be limited to, the Licensee's receiving approval from the Massachusetts Department of Labor Standards ("DLS") as to a reopening plan.

On February 11, 2021, the Licensee submitted a written request to reconsider the indefinite suspension. On February 12, 2021, the Commission received the notice of approval from Massachusetts Department of Labor Standards ("DLS").

**CONCLUSION**

Based on the evidence presented, the Commission reconsiders and reverses its prior order of **INDEFINITE SUSPENSION** of the license of Maui LLC d/b/a Maui Restaurant **effective forthwith**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Crystal Matthews, Commissioner

*Crystal Matthews*

Deborah A. Baglio, Commissioner

*Deborah A. Baglio*

Jean M. Lorizio, Chairman

*Jean M. Lorizio*

Dated: February 16, 2021

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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cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Kyle E. Gill, Esq., Associate General Counsel  
Nicholas Velez, Investigator  
Robert Gardner, Investigator  
Michael Flanagan, Dept. of Labor Standards  
Administration, File