



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**SUNSET GROUP LLC D/B/A SUNSET CANTINA
916 COMMONWEALTH AVENUE
BROOKLINE, MA 02215
LICENSE#: 07465-RS-0148
VIOLATION DATE: 5/23/2023
HEARD: 9/05/2023**

Sunset Group LLC d/b/a Sunset Cantina (“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, September 5, 2023, 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 Investigators Watson and Teehan’s Minimum Purchase Age Compliance Check Report.

The following documents are in evidence:

1. Investigators Watson and Teehan’s Minimum Purchase Age Compliance Check Field Report, 5/23/2023;
2. ABCC Licensing Authority Certification, Transfer of License Approved, 4/14/2023;
3. Licensee’s Stipulation of Facts.

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

FINDINGS OF FACT

1. On Tuesday, May 23, 2023, at approximately 6:15 p.m., Investigators Teehan and Watson (“Investigators”) conducted a compliance check at Sunset Group LLC d/b/a Sunset Cantina.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, a can of Bud Light beer, for seven dollars (\$7.00). The underage operative was not asked for identification.
3. Catarina Chang, Licensee and Manager of Record, appeared at the Commission hearing along with Jason Bautista, Licensee and Alternate Manager of Record, and Brendan Rollins, the manager on duty at the time of the compliance check. The Commission was informed the Licensee has ensured all employees are TIPS trained and certified. They

continue to remind employees at pre-shift meetings of the importance of requesting identification.

- 4. The Licensee has held a license under M.G.L. c. 138, § 15 since April of 2023 with no prior violations.

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. As a result, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman Jean M. Lorizio

Crystal Matthews, Commissioner Crystal Matthews

Deborah A. Baglio, Commissioner Deborah A. Baglio

Dated: September 18, 2023

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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2023-000153-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Lisa Watson, Investigator
Michael Teehan, Investigator
Jon Aieta, Esq.
Administration, File