

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

AJIT NAMBIAR DBA 7 ELEVEN
504 WASHINGTON STREET
CANTON, MA 02021
LICENSE#: 017000056
VIOLATION DATE: 02/21/2013
HEARD: 06/11/2013

Ajit Nambiar dba 7 Eleven (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, June 11, 2013, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 138 §34-Sale or Delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator's Teehan's report.

The following documents are in evidence:

1. Investigator Teehan's Report dated March 6, 2013; and
2. Licensee's Stipulation of Facts.

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

FACTS

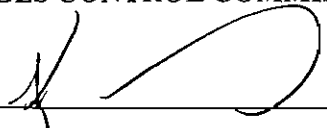
1. On Wednesday, March 6, 2013, at approximately 5:48 p.m., Investigators Kenny and Teehan investigated the licensed premises of Ajit Nambiar dba 7 Eleven to determine the manner in which their business was being conducted.
2. An underage operative working with investigators was in possession of an alcoholic beverage, a twenty-four ounce (24 oz.) can of Budweiser beer. The underage operative was not asked for identification.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 138 §34-Sale or Delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Therefore, the Commission **suspends the license for three (3) days of which 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.**

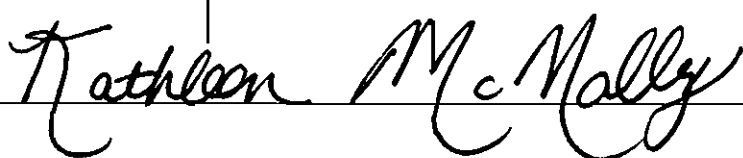
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman _____



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

Kathleen McNally, Commissioner _____



DATE: June 11, 2013

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