



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**AJIT NAMBIAR D/B/A 7-ELEVEN
504 WASHINGTON STREET
CANTON, MA 02021
LICENSE#: 0170-00056
VIOLATION DATE: 4/03/2019
HEARD: 8/06/2019**

Ajit Nambiar d/b/a 7-Eleven (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("Commission" or "ABCC") held a hearing on Tuesday, August 6, 2019, 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 (21) years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Kenny's Report.

The following documents are in evidence:

1. Investigator Kenny's Compliance Check Field Report;
2. Licensee Stipulation of Fact;
3. ABCC Decision, 6/11/2013; and
4. Licensee's License Application.

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

FACTS

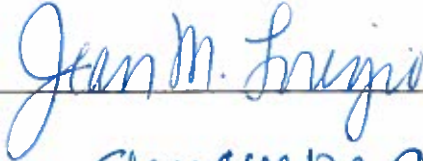
1. On Wednesday, April 3, 2019, at approximately 5:48 p.m., Investigators Teehan and Kenny ("Investigators") investigated the business of Ajit Nambiar d/b/a 7-Eleven.
2. An underage operative, working with Investigators, purchased an alcoholic beverage, a 6-pack of Bud Light beer, for eight dollars and fifty-nine cents (\$8.59). The underage operative was not asked for identification.
3. The Licensee has been licensed under M.G.L. c. 138, § 15 since 2011.

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: M.G.L. Ch.138 § 34- Sale or delivery of an alcoholic beverage to a person under twenty-one (21). Therefore, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Elizabeth A. Lashway, Commissioner



Kathleen McNally, Commissioner



Dated: August 6, 2019

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
Mark Kenny, Investigator
Michael Teehan, Investigator
Administration, File