

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

Jean M. Lorizio, Esq.

DECISION

SCLX INC. D/B/A SOUTH CHATHAM LIQUORS

2447 MAIN STREET CHATHAM, MA 02659

LICENSE#: 90533-PK-0198 VIOLATION DATE: 6/10/2024

HEARD: 9/03/2024

SCLX Inc. d/b/a South Chatham Liquors ("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 3, 2024, 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 Velez & Binienda's Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

- 1. Investigators Velez & Binienda's Minimum Purchase Age Compliance Check Field Report, 6/10/2024;
- 2. ABCC Licensing Authority Certification, Transfer of License Approved 5/31/2023;
- 3. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

- 1. On Monday, June 10, 2024, at approximately 5:25 p.m., Investigators Velez & Binienda ("Investigators"), conducted a compliance check at SCLX Inc. d/b/a South Chatham Liquors.
- 2. An underage operative working under the supervision of Investigators purchased an alcoholic beverage, one White Claw Mango Hard Seltzer, for two dollars and ninety-nine cents (\$2.99). The underage operative was not asked for identification.
- 3. The Licensee has held this license under M.G.L. c. 138, § 15 since 2023 with no previous violations.

Telephone: (617) 727-3040 * Fax: (617) 727-1510 * www.mass.gov/abcc

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

Crystal Matthews, Commissioner

Deborah A. Baglio, Commissioner

Dated: September 4, 2024

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.

This document is important and should be translated immediately.

Este documento es importante y debe ser traducido inmediatamente.

Este documento é importante e deve ser traduzido imediatamente.

Ce document est important et devrait être traduit immédiatement.

Questo documento è importante e dovrebbe essere tradotto immediatamente.

Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως. 这份文件是重要的,应立即进行翻译.

यह दस्तावेज़ महत्वपूर्ण है और इसका तुरंत अनुवाद किया जाना चाहिए Dokiman sa a enpòtan epi li ta dwe tradwi touswit 'Đây là tài liệu quan trọng và cần được dịch ngay' ឯកសារនេះសំខាន់ណាស់ ហើយគ្រូវបកប្រែងាបន្ទាន់។

2024-000135-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Katherine McCormick, Esq., Associate General Counsel
Nicholas Velez, Investigator
Jamie Binienda, Investigator
Administration, File