

Re: D.G.C. Restaurant
DBA: Feng Shui Asian Cuisine
Premise: 285 Chelmsford Street
City/Town: Chelmsford, MA 01824
License #: 020000060
Heard: August 17, 2010

DECISION

D.G.C. Restaurant dba Feng Shui Asian Cuisine ("The Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission ("The Commission") held a hearing on August 17, 2010 regarding an alleged violation of M.G.L. c.138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Rose Bailey's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Rose Bailey.

There is one (1) tape of this hearing.

Facts

1. On, June 16, 2010 at approximately 7:15 p.m., Commission Investigators investigated the business operation D.G.C. Restaurant dba Feng Shui Asian Cuisine.
2. An underage operative, working with the investigators, purchased a bottle of Bud for \$3.75. The underage operative was not asked for identification.

Conclusion

Based on the evidence, the Commission finds the licensee violated M.G.L. c.138, §34. 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 _____

Robert Cronin, Commissioner _____

Dated in Boston, Massachusetts this 20th day of August 2010.

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 days of receipt of this decision.

cc: Chelmsford Licensing Board
Frederick G. Mahony, Chief Investigator
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