



*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**

**HARSH LIQUORS, INC. DBA CABOT LIQUORS**  
**220 EXCHANGE ST**  
**CHICOPEE, MA 01013**  
**LICENSE#: 022000099**  
**VIOLATION DATE: 04/14/2014**  
**HEARD: 07/22/2014**

Harsh Liquors, Inc. dba Cabot Liquors (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, July 22, 2014, 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 Kujawski's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
  2. Investigator Kujawski's Compliance Check Field Report dated April 14, 2014; and
  3. Photo of Underage Operative.
- A. TIPS Certificate for M. Patel

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

**FACTS**

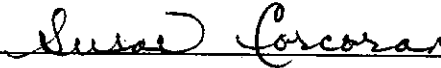
1. On Monday, April 14, 2014, at approximately 6:52 p.m., Investigators Keefe and Kujawski conducted an investigation of the business operation of Harsh Liquors, Inc. dba Cabot Liquors.
2. An underage operative working with investigators, purchased an alcoholic beverage, a twelve ounce (12 oz.) can of Budweiser Light beer, for one dollar and thirty-five cents (\$1.35). The underage operative was not asked for identification.

### CONCLUSION

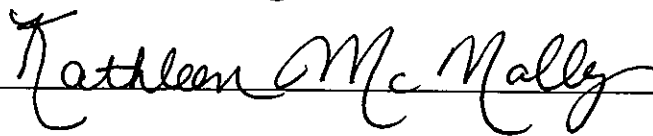
Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2) - Permitting an illegality on the licensed premises, to wit: c. 138, §34 - Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Therefore, the Commission **suspends the license for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

Susan Corcoran, Commissioner



Kathleen McNally, Commissioner



Dated: July 22, 2014

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  
Jan Kujawski, Investigator  
Dennis Keefe, Investigator  
Administration  
File