



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

Jean M. Lorizio, Esq.
Chair

DECISION

**MUNSING RIDGE INC. D/B/A 733 BAR & GRILL
731-733 CHICOPEE ST.
CHICOPEE, MA 01013
LICENSE#: 00123-RS-0220
VIOLATION DATE: 5/17/2019
HEARD: 1/14/2020**

Munsing Ridge Inc. d/b/a 733 Bar & Grill (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("Commission" or "ABCC") held a hearing on Tuesday, January 14, 2020, regarding an alleged violation of M.G.L. Ch. 138, § 34C Possession of an alcoholic beverage by a person under twenty-one years of age (2 counts). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Temple's Report.

The following documents are in evidence:

1. Investigator Temple's Investigative Report;
2. Licensee Stipulation of Facts;
3. Copy of License Transfer Approval, 10/4/2014;
4. RMV Printout for Underage Females.

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

FINDINGS OF FACT

1. On Friday, May 17, 2019, at approximately 11:35 p.m., Investigators Di Cicco, Keefe, and Temple ("Investigators") conducted an investigation of the business operation of Munsing Ridge Inc. d/b/a 733 Bar & Grill to determine the manner in which its business was being conducted.
2. Investigators observed two youthful appearing females, in possession of alcoholic beverages, at the left of the bar nearest to the entrance. Investigators identified themselves and asked to see proof of legal age.
3. Underage #1, actual date of birth 2/12/1999 (age 20), was in possession of a Captain Morgan's Spiced rum and Coke[®] which she had ordered from the bearded bartender, Shane

Beaulieu. She informed Investigators that she did not present any identification to enter the premises nor to purchase the alcoholic beverage.

4. Underage #2, actual date of birth 11/5/1998, (age 20), was in possession of a mixed drink, tequila and sour mix which she had ordered from the bearded bartender, Shane Beaulieu. She informed Investigators that she did not present any identification to enter the premises nor to purchase the alcoholic beverage.
5. Safe transportation home was provided to both underage females.
6. Investigators identified the underage females to the bartender, Shane Beaulieu. Beaulieu admitted to Investigators that he did not ask these two females for any identification.
7. Investigators informed Beaulieu of the violation and that a report would be filed with the Chief Investigator for further action.
8. The Licensee has held a license under M.G.L. c. 138, § 12 since 2014 with no prior violations.
9. The Licensee stated that all employees are TIPS certified and are trained to request identification. He informed the Commission that the bartender was terminated after this incident.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34C Possession of an alcoholic beverage by a person under twenty-one years of age (2 counts). The Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Crystal Matthews, Commissioner



Jean M. Lorizio, Chairman



Dated: January 16, 2020

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
Christopher Temple, Investigator
Joe Di Cicco, Investigator
Dennis Keefe, Investigator
Jeffrey M. Guiel, Esq.
Administration, File