

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

NOTICE OF SUSPENSION

April 26, 2024

SAJJAN ENTERPRISES LLC D/B/A COHASSET WINE & SPIRITS 739 CHIEF JUSTICE CUSHING HIGHWAY COHASSET, MA 02025

LICENSE#: 00015-PK-0238 VIOLATION DATE: 4/01/2023

HEARD: 7/11/2023

After a hearing on July 11, 2023, the Commission finds Sajjan Enterprises LLC d/b/a Cohasset Wine & Spirits violated M.G.L. Ch. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (4 Counts). The Commission suspends the license for a period of four (4) days to be served.

The suspension shall commence on Monday, June 10, 2024, and terminate on Thursday, June 13, 2024. The license will be delivered to the Local Licensing Board or its designee on Monday, June 10, 2024, at 9:00 A.M. It will be returned to the licensee on June 14, 2024.

You are advised that pursuant to the provisions of M.G.L. c.138 §23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form which must be signed by the Licensee and a Massachusetts Licensed Accountant.

You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio Chairman

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

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ឯកសារនេះសំខាន់ណាស់ ហើយត្រូវបកប្រែជាបន្ទាន់។

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Robert Gardner, Investigator
Nicole Terasconi, Investigator
Walter B. Sullivan Jr., Esq.
Administration, File



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

Jean M. Lorizio, Esq.
Chairman

DECISION

SAJJAN ENTERPRISES LLC D/B/A COHASSET WINE & SPIRITS 739 CHIEF JUSTICE CUSHING HIGHWAY COHASSET, MA 02025

LICENSE#: 00015-PK-0238 VIOLATION DATE: 4/01/2023

HEARD: 7/11/2023

Sajjan Enterprises LLC d/b/a Cohasset Wine & Spirits ("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, July 11, 2023, regarding alleged violation of M.G.L. c. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (4 Counts). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Gardner's Report.

The following documents are in evidence:

- 1. Investigative Report of Special Investigator R. Gardner;
- 2. ABCC Form 43, Transfer of License Approval, 9/16/2013;
- 3. Photocopies of Fraudulent Driver's License Confiscated;
- 4. ABCC Decision, 11/02/2022;
- 5. Licensee's Stipulation of Facts.
- A. Licensee's Exhibit List and Memorandum with Photocopies of Confiscated Driver's Licenses (5 pages).

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

FINDINGS OF FACT

- 1. On Saturday, April 1, 2023, at approximately 7:24 p.m., Investigators Terasconi and Gardner ("Investigators") conducted surveillance of Sajjan Enterprises LLC d/b/a Cohasset Wine & Spirits ("Licensee") to determine the manner in which its business was being conducted.
- 2. At approximately 7:20 p.m., Investigators observed two youthful appearing male individuals exit a motor vehicle and enter the licensed premises. At approximately 7:24

- p.m., Investigators observed the same individuals exit the store in possession of alcoholic beverages. Investigators approached the individuals, identified themselves and asked to see proof of legal age to purchase and/or possess alcoholic beverages.
- 3. Underage #1, actual date of birth 9/29/2005 (age 17), and Underage #2, actual date of birth 9/07/2005 (age 17), were in possession of one 12-pack of Bud Light beer and one 6-pack of Bud Light Platinum beer.
- 4. At approximately 7:35 p.m., Investigators observed a youthful appearing male individual exit a motor vehicle and enter the premises. The same male was observed exiting the establishment carrying one 18-pack of Bud Light beer and one 6-pack of White Claw Hard Seltzer.
- 5. Investigators approached, identified themselves and asked to see proof of legal age to purchase and/or possess alcoholic beverages.
- 6. Underage #3, actual date of birth 9/29/2005 (age 17), presented to Investigators a fraudulent Massachusetts driver's license bearing his name but a different birth date.
- 7. At approximately 7:45 p.m., Investigators observed a youthful appearing male individual exit a motor vehicle, enter the licensed premises, and then exit the establishment carrying alcoholic beverages.
- 8. Investigators approached the individual, identified themselves and requested to see proof of legal age to purchase and/or possess alcoholic beverages. Underage #4, actual date of birth 9/09/2005 (age 17), was observed in possession of two 12-packs of White Claw Hard Seltzer, one 6-pack of Bud Light beer and one 6-pack of Smirnoff Ice.
- 9. At approximately 8:00 p.m., Investigators entered the licensed premises and informed the cashier of the violations and that a report would be filed with the Chief Investigator for further action.
- 10. Debra Sajjan, Licensee and Manager of Record, appeared at the Commission hearing along with her husband, Jogi Sajjan. The Commission was informed that all employees had previously been trained to utilize the Licensee's identification scanner.
- 11. The Licensee has held a license under M.G.L. c. 138, § 15 since 2013 with one prior violation.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (4 Counts). Therefore, the Commission suspends the license for a period of six (6) days of which four (4) days will be served and two (2) days will be held in abeyance for a period of 2 years provided no further violations of Chapter 138 or Commission regulations are found by this Commission.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

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Jean M. Lorizio, Chairman	Stm M. Forgio	
Crystal Matthews, Commissioner _	Cycl Mattho	
Deborah Baglio, Commissioner	Deman a Baglio	_
Dated: April 26, 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.

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2023-000061-ad-enf

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