

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

Jean M. Lorizio, Esq.
Chairman

DECISION

**OHM VARIETY LLC D/B/A GREENRIDGE VARIETY
1086 SOUTH STREET
DALTON, MA 01226
LICENSE#: 89413-PK-0262
VIOLATION DATE: 6/26/2024
HEARD: 10/01/2024**

Ohm Variety LLC d/b/a Greenridge Variety ("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, October 1, 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 Gardner & Smiddy's Compliance Check Report.

The following documents are in evidence:

1. Investigators Gardner & Smiddy's Minimum Purchase Age Compliance Check Field Report, 6/26/2024;
2. ABCC Application Summary Review, Transfer of License Approved 10/12/2018;
3. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

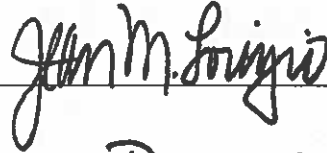
1. On Wednesday, June 26, 2024, at approximately 6:56 p.m., Investigators Gardner and Smiddy ("Investigators") conducted a compliance check at Ohm Variety LLC d/b/a Greenridge Variety.
2. An underage operative, working under the supervision of Investigators, purchased alcoholic beverages, a 6-pack of Bud Light beer for nine dollars and twenty-nine cents (\$9.29). The underage operative was not asked for identification.
3. The Licensee has held a license under M.G.L. c. 138, § 12 since 2018 with no prior violations.

CONCLUSION

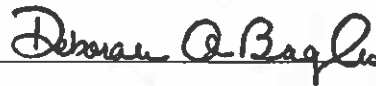
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. As a result, the Commission **issues a WARNING.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Deborah A. Baglio, Commissioner



Dated: December 11, 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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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 ហើយត្រូវបកប្រែជាបន្ទាន់។

2024-00163-ad-enf

cc: Local Licensing Board
Katherine McCormick, Associate General Counsel
Frederick G. Mahony, Chief Investigator
Robert Gardner, Investigator
Sean Smiddy, Investigator
Administration, File