



*Commonwealth of Massachusetts*  
*Alcoholic Beverages Control Commission*  
*239 Causeway Street*  
*Boston, Massachusetts 02114*  
*Tel. (617) 727-3040*  
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**Jean M. Lorizio, Esq.**  
Chairman

**DECISION**

**CAMPBELL LIQUORS LLC D/B/A MERCHANTS LIQUOR MART**  
**88 HIGH STREET**  
**DANVERS, MA 01923**  
**LICENSE#: 0264-00037**  
**VIOLATION DATE: 4/05/2018**  
**HEARING DATE: 5/29/2018**

Campbell Liquors LLC d/b/a Merchants Liquor Mart (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, May 29, 2018, regarding an alleged violation of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: M.G.L. 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 Wilichoski's Report.

The following documents are in evidence:

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

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

The Commission took Administrative Notice of the Licensee's record.

**FACTS**

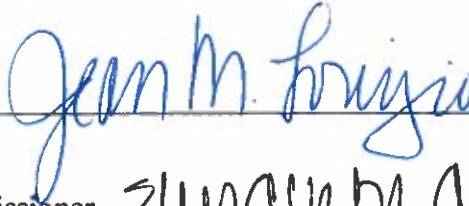
1. On Thursday, April 5, 2018, at approximately 5:01 p.m., Investigators Di Cicco and Wilichoski ("Investigators") investigated the business of Campbell Liquors LLC d/b/a Merchants Liquor Mart.
2. An underage operative, working with Investigators, purchased from the Licensee an alcoholic beverage, a 6-pack of Miller Light beer, for eight dollars and twenty-nine cents (\$8.29). The underage operative was not asked for identification.

### CONCLUSION

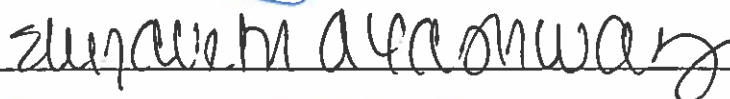
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, § 34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Therefore, the Commission **suspends the license for one (1) day which 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**

Jean M. Lorizio, Chairman



Elizabeth A. Lashway, Commissioner



Kathleen McNally, Commissioner



Dated: May 30, 2018

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  
Caroline Wilichoski, Investigator  
Joseph Di Cicco, Investigator

Administration, File