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The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

NOTICE OF SUSPENSION

September 4, 2013

RUM RUNNERS INC. DBA RUMRUNNER'S BAR & GRILL
243 LOWER COUNTY RD.
DENNIS, MA 02639
LICENSE#: 027800017
VIOLATION DATE: 05/22/2013
HEARD: 09/03/2013

After a hearing on September 3, 2013, the Commission finds Rum Runners Inc. dba Rumrunner's Bar & Grill in 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.

The Commission **suspends the licensee's license for a total of three (3) days to be served. The suspension shall commence on Wednesday, October 23, 2013 and terminate on Friday, October 25, 2013.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, October 23, 2013 at 9:00 A.M. It will be returned to the licensee Saturday, October 26, 2013.

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. All checks must be certified and accompanied by the enclosed form, which must be signed by 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

Kim S. Gainsboro
Chairman

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Nicholas Velez, Investigator
Jamie Binienda, Investigator
Administration
File

1767/1622



The Commonwealth of Massachusetts
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DECISION

RUM RUNNERS INC. DBA RUMRUNNER'S BAR & GRILL
243 LOWER COUNTY RD.
DENNIS, MA 02639
LICENSE#: 027800017
VIOLATION DATE: 05/22/2013
HEARD: 09/03/2013

Rum Runners Inc. dba Rumrunner's Bar & Grill (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, September 3, 2013, 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 Velez's Report.

The following documents are in evidence:

1. Investigator Velez's Compliance Check Field Report dated May 22, 2013; and
2. Licensee's Stipulation of Facts.

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

FACTS

1. On Wednesday, May 22, 2013, at approximately 5:19 p.m., Investigators Binienda and Velez conducted an investigation of the business operation of Rum Runners Inc. dba Rumrunner's Bar & Grill.
2. An underage operative working with investigators purchased an alcoholic beverage, a Budweiser Light beer, for three dollars and fifty cents (\$3.50). The underage operative was not asked for identification.

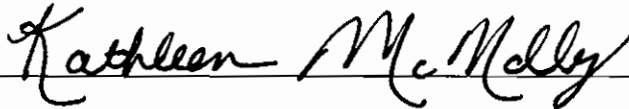
CONCLUSION

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.**

By decision dated April 17, 2013, the Commission had previously ordered a ten (10) day license suspension, with seven (7) days to be served and three (3) days to be held in abeyance for a period of two (2) years provided no further violations occurred. Based on the violation found above, the licensee violated the conditions of that three (3) day suspension being held in abeyance. The Commission hereby orders that suspension to be served. The licensee will serve a total three (3) days.

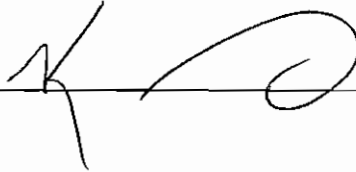
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kim S. Gainsboro, Chairman



Dated: September 4, 2013

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
Nicholas Velez, Investigator
Jamie Binienda, Investigator
Administration
File