# 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.

# NOTICE OF SUSPENSION

August 8, 2012

PRASAD CORPORATION DBA NASON'S QUICK MART 1090 LAKEVIEW AVE -1092 DRACUT, MA 01821 LICENSE#: 029200044 HEARD: 08/07/2012

After a hearing on August 7, 2012 the Commission finds Prasad Corporation dba Nason's Quick Mart in violation of 204 CMR 2.05 (2), to wit: M. G. L. c.138, §34.

The Commission suspends the licensee's license for a total of two (2) days to be served. The suspension shall commence on Wednesday, September 26, 2012 and terminate on Thursday, September 27, 2012. The license will be delivered to the Local Licensing Board or its designee on Wednesday, September 26, 2012 at 9:00 A.M. It will be returned to the licensee Friday, September 28, 2012.

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

Local Licensing Board cc:

Frederick G. Mahony, Chief Investigator

Timothy Hooton, Investigator Caroline Guarino, Investigator

Administration

File

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

Sleven Grossman Treasuror and Receiver General Kim S. Gainsboro, Esq Chairman

#### **DECISION**

PRASAD CORPORATION DBA NASON'S QUICK MART 1090 LAKEVIEW AVE -1092 DRACUT, MA 01821 LICENSE#: 029200044 HEARD: 08/07/2012

Prasad Corporation dba Nason's Quick 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, August 7, 2012, regarding an alleged violation of 204 CMR 2.05(2), to wit: c.138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Hooton's Compliance Check Field Report.

The following documents are in evidence:

- 1. Licensee's Stipulation of Facts; and
- 2. Investigator Hooton's Compliance Check Field Report dated April 9, 2012.

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

## **FACTS**

- 1. On Monday, April 9, 2012 at approximately 6:58 p.m., Investigators Guarino and Hooton conducted an investigation of the business operation of Prasad Corporation dba Nason's Quick Mart.
- 2. An underage operative working with investigators purchased an alcoholic beverage, a bottle of Budweiser 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), to wit: M.G.L. c. 138, §34. Therefore, the Commission suspends the license for four (4) days of which two (2) days will be served and two (2) days 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

Susan Corcoran, Commissioner	Susan Co	read
Kathleen McNally, Commissioner _	Mathleon	McMally

Dated: August 8, 2012

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
Timothy Hooton, Investigator
Caroline Guarino, Investigator
Administration
File