



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

**Jean M. Lorizio, Esq.**  
*Chairman*

**DECISION**

**FIGLI INC. D/B/A JAMIE'S FINE WINE & SPIRITS III  
1500 TREMONT STREET  
DUXBURY, MA 02332  
LICENSE#: 00021-PK-0300  
VIOLATION DATE: 6/10/2022  
HEARD: 7/26/2022**

Figli Inc. d/b/a Jamie's Fine Wine & Spirits III ("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 26, 2022, regarding an alleged violation of M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age (1 count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Carey's Report.

The following documents are in evidence:

1. Investigator Carey's Report;
2. ABCC Transfer of License Approval, 9/12/2016;
3. Town of Duxbury Decision, 2/6/2017;
4. Licensee's Stipulation of Facts.

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

**FINDINGS OF FACT**

1. On Friday, June 10, 2022, Investigators Guarino and Carey ("Investigators"), conducted an inspection of Figli Inc. d/b/a Jamie's Fine Wine & Spirits III to determine the manner in which its business was being conducted.
2. At approximately 5:05 p.m., Investigators observed a red Ford SUV drive into the parking lot and park on the side of the establishment. Investigators observed a youthful appearing male individual exit the vehicle and enter the store. Shortly thereafter, the same male individual exited the store in possession of alcoholic beverages. Investigators identified themselves and asked to see proof of legal age.
3. Underage #1, actual date of birth 12/24/2003 (age 18), was in possession of one 18-pack of Bud Light beer. He stated the clerk did not ask him for any identification. Underage #1 did not have his driver's license on his person.

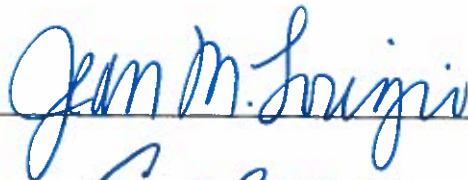
4. Investigators entered the licensed premises with Underage #1 and he identified the clerk who sold him the alcoholic beverages.
5. The clerk stated to Investigators that she did ask the Underage for identification, but he said that he didn't have his identification with him. She admitted that she then sold him the alcoholic beverages.
6. Investigators informed the clerk of the violation and that a report would be filed with the Chief Investigator.
7. Gina Pangione and James Pangione, co-owners of the Licensed establishment, appeared at the Commission. Mr. Pangione is also the manager of record. He testified as to steps taken to ensure underage patrons are not able to purchase alcoholic beverages at their store in the future. The clerk working on the night of the Investigator's visit had already been TIPS trained and had received additional training from the Licensee. However, Mr. & Mrs. Pangione and all employees are scheduled to be recertified via TIPS training. Mr. Pangione testified they have instituted a new policy wherein all patrons are required to produce identification, and signage has been added at the licensed premises regarding the new policy. The Licensee has purchased a VR Solutions scanner to assist in checking identifications. Finally, Mr. Pangione stated the local police have agreed to come into the store to work with the Licensee in examining identifications.
8. The Licensee has held a license under M.G.L. c. 138, § 15 since 2016 with no prior ABCC violations.

#### 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 (1 count). Therefore, the Commission issues a **WARNING**.

#### ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah A. Baglio, Commissioner



Dated: September 6, 2022

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  
Kyle E. Gill, Esq., Associate General Counsel  
Jack Carey, Investigator  
Caroline Guarino, Investigator  
Administration, File