

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

Steven Grossman
Treasurer and Receiver General

Kim S. Guinstera, Esq.
Chairman

DECISION

KINNE & SONS, INC. DBA CITY LINE PACKAGE STORE
650 NORTH MAIN ST
EAST LONGMEADOW, MA 01028
LICENSE#: 032800017
VIOLATION DATE: 08/21/2013
HEARD: 11/12/2013

Kinne & Sons, Inc. dba City Line Package Store (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, November 12, 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 Kujawski's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
2. Investigator Kujawski's Compliance Check Field Report dated May 13, 2013;
3. Photo of Underage Operative; and
4. Can of Budweiser Light Beer.

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

FACTS

1. On Monday, May 13, 2013, at approximately 6:54 p.m., Investigators Keefe and Kujawski conducted an investigation of the business operation of Kinne & Sons, Inc. dba City Line Package Store.
2. An underage operative, working with investigators, purchased an alcoholic beverage, a can Budweiser Light beer for two dollars and forty cents (\$2.40). The underage operative was not asked for identification.

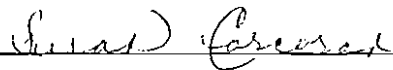
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CONCLUSION

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. As the licensee has been in business for sixteen (16) years and has had no previous violations, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner 

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

Kathleen McNally, Commissioner 

Dated: November 12, 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
- Jan Kujawski, Investigator
- Dennis Keefe, Investigator
- Administration
- File