



*Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
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Jean M. Lorizio, Esq.
Chairman

NOTICE OF SUSPENSION

October 18, 2017

**MARASWAMI CORP D/B/A TOPPS LIQUORS
128 WATER STREET
FITCHBURG, MA 01420
LICENSE#: 0394-00087
VIOLATION DATE: 06/22/2017
HEARD: 10/17/2017**

After a hearing on October 17, 2017, the Commission finds Maraswami Corp d/b/a Topps Liquors 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 a period 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.**

By decision dated April 12, 2017, the Commission had previously ordered a four (4) day license suspension with one (1) day to be served, and three (3) days held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur. Based on the violations found above, the Licensee violated the conditions of that three (3) day suspension being held in abeyance. The Commission hereby orders that 3-day suspension to be served on and after the suspension above. The Licensee will serve a total five (5) days.

The suspension shall commence on Wednesday, December 6, 2017 and terminate on Sunday, December 10, 2017. The license will be delivered to the Local Licensing Board or its designee on Wednesday, December 6, 2017 at 9:00 A.M. It will be returned to the licensee on Monday, December 11, 2017.

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 which must be signed by the Licensee and 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



Jean M. Lorizio
Chairman

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这份文件是重要的，应立即进行翻译。

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Brad Doyle, Investigator
Rose Bailey, Investigator
Administration, File



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DECISION

**MARASWAMI CORP D/B/A TOPPS LIQUORS
128 WATER STREET
FITCHBURG, MA 01420
LICENSE#: 0394-00087
VIOLATION DATE: 06/22/2017
HEARD: 10/17/2017**

Maraswami Corp d/b/a Topps Liquors (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, October 17, 2017, 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 start of the hearing, the Licensee stipulated to the violation in Investigator Doyle's report.

The following documents are in evidence:

1. Investigator Doyle'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.

FINDINGS OF FACT

1. On Thursday, June 22, 2017, at approximately 4:57 p.m., Investigators Bailey and Doyle ("Investigators") investigated the business operation Maraswami Corp d/b/a Topps Liquors.
2. An underage operative, working with Investigators, purchased from the Licensee an alcoholic beverage, a can of Budweiser Light beer for two dollars and seventy-five cents (\$2.75). The underage operative was not asked for identification.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. c. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count). Therefore, the Commission **suspends the license for a period of 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.**

By decision dated April 12, 2017, the Commission had previously ordered a four (4) day license suspension with one (1) day to be served, and three (3) days held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur. Based on the violations found above, the Licensee violated the conditions of that three (3) day suspension being held in abeyance. The Commission hereby orders that 3-day suspension to be served on and after the suspension above. The Licensee will serve a total five (5) days.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Elizabeth Lashway, Commissioner



Kathleen McNally, Commissioner



Dated: October 18, 2017

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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