



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

Jean M. Lorizio, Esq.
Chairman

FASHIONABLE CONCEPTS LLC D/B/A WINE AND MARKET
341 COCHITUATE ROAD, SUITE 2 UNIT 7
FRAMINGHAM, MA 01701
HEARD: 2/13/2023

**MEMORANDUM AND ORDER ON COMMISSION'S QUESTIONS OF MOOTNESS
AND CONSOLIDATION**

Fashionable Concepts LLC d/b/a Wine and Market appealed the December 5, 2022, and February 6, 2023, actions of the Framingham Board of License Commissioners denying their M.G.L. c. 138, § 15, all alcoholic beverages retail license renewal. The Commission scheduled a hearing for February 13, 2023, concerning the Licensee's appeal of the December 5, 2022, action of the Local Board. Prior to the date of the hearing, the Licensee filed a Motion for Judgment on the Pleadings. On February 13, 2023, the Commission heard arguments regarding said Motion and took it under advisement. In addition, the Commission raised the issues of mootness and consolidation. The hearing regarding the appeal was continued. Both the Licensee and City of Framingham were asked to submit briefs addressing the issues raised by the Commission. Said briefs were timely filed.

Pursuant to 801 CMR 1.02 (10)(a) and 801 CMR 1.02 (10)(f), the Commission hereby consolidates the Licensee's appeals of the December 5, 2022, and February 6, 2023, actions of the Framingham Board of License Commissioners denying their M.G.L. c. 138, § 15, all alcoholic beverages retail license renewal. The Commission is consolidating the appeals in order to consider all relevant evidence relating to the denial of the Licensee's 2023 renewal. The Commission will schedule the consolidated appeal in the ordinary course.

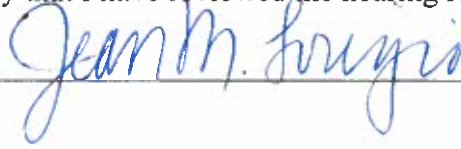
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Deborah A. Baglio, Commissioner

Crystal Matthews, Commissioner

I, the undersigned, hereby certify that I have reviewed the hearing record.

Jean M. Lorizio, Chairman



Dated: December 5, 2023

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2022-000199-ad-enf

2022-000210-ad-enf

cc: William A. Kelley, Esq.
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Local Licensing Board
Frederick G. Mahony, Chief Investigator
Administration, File