



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

*Commonwealth of Massachusetts  
Department of the State Treasurer  
Alcoholic Beverages Control Commission  
239 Causeway Street  
Boston, MA 02114  
Telephone: 617-727-3040  
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**NOTICE OF SUSPENSION**

June 28, 2018

**LRT FOODS LLC D/B/A ANGRY HAMS GARAGE  
2 BEACON ST.  
FRAMINGHAM, MA 01702  
LICENSE#: 042800172  
VIOLATION DATE: 5/03/2018  
HEARD: 6/26/2018**

After a hearing on June 26, 2018, the Commission finds LRT Foods LLC d/b/a Angry Hams Garage violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, § 34C- Possession of an alcoholic beverage by a person under twenty-one (21) years of age (1 count).

The Commission **suspends the license for a period of three (3) days of which one (1) day 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 May 19, 2016, the Commission previously ordered a 2-day suspension to be held in abeyance provided no further violations of Chapter 138 or Commission Regulations occurred. Based on the violation found above, the Licensee violated the conditions of that 2-day suspension being held in abeyance. The Commission hereby orders that suspension to be served. The Licensee will serve a total of three (3) days.**

**The suspension shall commence on Wednesday, August 15, 2018 and terminate on Friday, August 17, 2018. The license will be delivered to the Local Licensing Board or its designee on Wednesday, August 15, 2018 at 9:00 A.M. It will be returned to the Licensee on August 18, 2018.**

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.

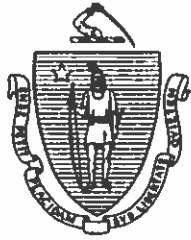
**ALCOHOLIC BEVERAGES CONTROL COMMISSION**



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  
Joseph Di Cicco, Investigator  
Jan Kujawski, Investigator  
Christopher Temple, Investigator  
Nicholas Velez, Investigator  
Administration, File



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## **DECISION**

**LRT FOODS LLC D/B/A ANGRY HAMS GARAGE  
2 BEACON ST.  
FRAMINGHAM, MA 01702  
LICENSE#: 042800172  
VIOLATION DATE: 5/03/2018  
HEARD: 6/26/2018**

LRT Foods LLC d/b/a Angry Hams Garage (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, June 26, 2018, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, § 34C- Possession of an alcoholic beverage by a person under twenty-one (21) years of age (1 count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Keefe's Report.

The following documents are in evidence:

1. Investigator Keefe's Investigative 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, May 3, 2018, at approximately 11:10 p.m., Investigators Kujawski, Temple, Velez and Di Cicco ("Investigators") conducted an investigation of the business operation of LRT Foods LLC d/b/a Angry Hams Garage to determine the manner in which its business was being conducted.
2. Investigators entered the licensed premises and observed youthful looking individuals in possession of an alcoholic beverages. Investigators identified themselves and asked to see proof of legal age.
3. Underage #1, actual date of birth 4/13/1998 (age 20) was in possession of a Bud Light draft. He presented to Investigators a fraudulent New Hampshire driver's license. She

stated that she was not asked for any identification because she used to work the establishment.

4. Underage #2, actual date of birth 8/10/1997 (age 20) was in possession of a margarita mixed drink. She presented to Investigators a Massachusetts driver's license in a name not her own. Investigators determined that the Licensee reasonably relied on this identification; therefore, they did not charge the Licensee with committing a violation for this additional minor in possession of an alcoholic beverage.
5. Investigators identified the underage patrons to the manager, Tracy Evans. Ms. Evans informed Investigators that she would ensure safe transport home for the minors.
6. Investigators informed Tracy Evans of the violation and that a report would be filed with the Chief Investigator for review.

### 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: M.G.L. c. 138, § 34C- Possession of an alcoholic beverage by a person under twenty-one (21) years of age (1 count). Therefore, the Commission **suspends the license for a period of three (3) days of which one (1) day 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 May 19, 2016, the Commission previously ordered a 2-day suspension to be held in abeyance provided no further violations of Chapter 138 or Commission Regulations occurred. Based on the violation found above, the Licensee violated the conditions of that 2-day suspension being held in abeyance. The Commission hereby orders that suspension to be served. The Licensee will serve a total of three (3) days.**

### ALCOHOLIC BEVERAGES CONTROL COMMISSION

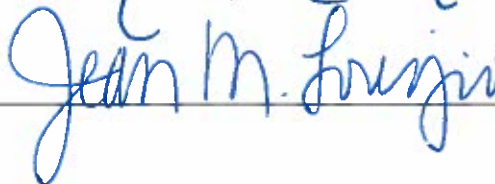
Elizabeth A. Lashway, Commissioner



Kathleen McNally, Commissioner



Jean M. Lorizio, Chairman



Dated: June 28, 2018

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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