

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

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

GROTON CONVENIENCE, INC. DBA GROTON GENERAL STORE
871 BOSTON RD.
GROTON, MA 01450
LICENSE#: 047600009
HEARD 2/28/2012

Groton Convenience, Inc. dba Groton General Store (the "Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, February 28, 2012, regarding an alleged violation of M.G.L. c. 138 §34. Prior to the commencement of the hearing, the licensee stipulated to the violations alleged in Investigator Rose Bailey's Compliance Check Field Report.

The following documents are in evidence as exhibits:

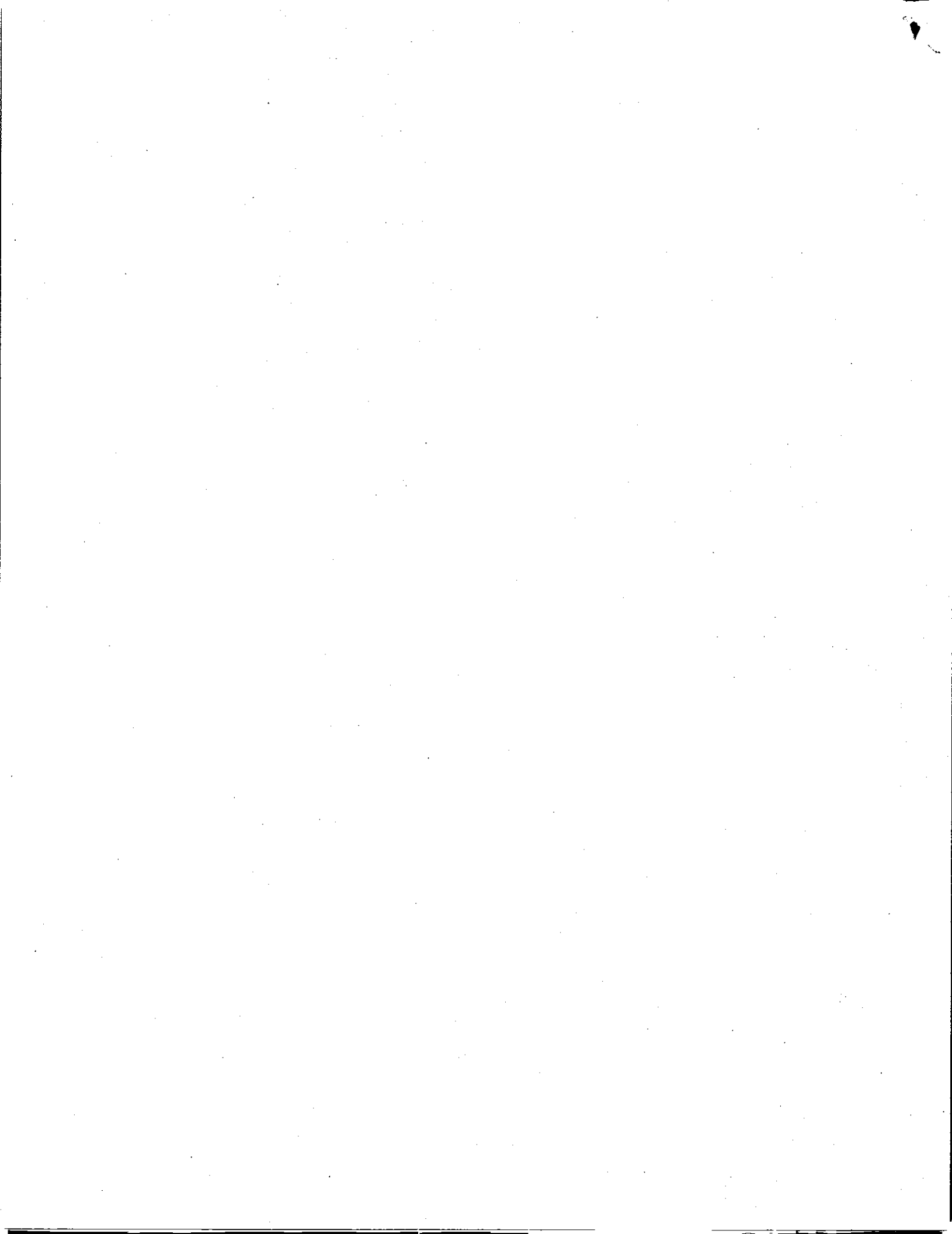
1. Licensee's Stipulation of Facts;
2. Investigator Bailey's Compliance Check Field Report dated August 29, 2011;
3. Compliance Check Guidelines signed by Investigator Bailey and Underage Operative, dated August 29, 2011;
4. Compliance Check Underage Photo Sheet and Breathalyzer Results dated August 29, 2011; and
5. Copy of Photo of Underage Operative.

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

FACTS

1. On Friday, August 29, 2011, at approximately 6:36 p. m., Investigators Paul Capurso and Rose Bailey investigated the business operation of Groton Convenience, Inc. dba Groton General Store.
2. An underage operative, working with the investigators, purchased a twenty-four ounce (24 oz.) can of Budweiser beer for two dollars and fifty cents (\$2.50). The underage operative was not asked for identification.
3. The underage operative was eighteen (18) years old, with a date of birth of November 20, 1992.
4. Investigator Bailey conducted an administrative review of the file. The licensee has held the license since February 2004, and has no previous violations.

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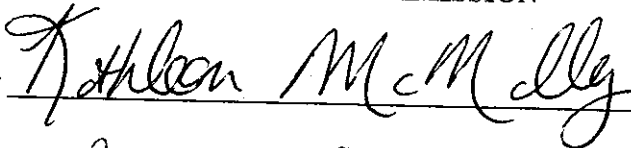


CONCLUSION

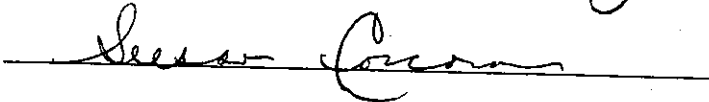
Based on the evidence, the Commission finds the licensee violated of M.G.L. c. 138 §34. The Commission **suspends the license for three (3) days of which three (3) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



Susan Corcoran, Commissioner



Dated: February 28, 2012

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
Rose Bailey, Investigator
Administration
File

