

# Commonwealth of Massachusetts Alcoholic Beverages Control Commission 95 Fourth Street, Suite 3 Chelsea, MA 02150

### **DECISION**

HAMPDEN DISCOUNT LIQUORS INC. D/B/A HAMPDEN PACKAGE LIQUORS

7 ALLEN STREET HAMPDEN, MA 01306

LICENSE#: 00006-PK-0488 VIOLATION DATE: 7/20/2019

**HEARD:** 10/08/2019

Hampden Discount Liquors Inc. d/b/a Hampden Package Liquors (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("Commission" or "ABCC") held a hearing on Tuesday, October 8, 2019, regarding an alleged violation of 204 CMR 2.05 (2)- Permitting an illegality on the licensed premises, to wit: M.G.L. Ch.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 facts alleged in Investigator Quinn's Report.

The following documents are in evidence:

- 1. Investigator Quinn's Compliance Check Field Report:
- 2. Licensee Stipulation of Fact;
- 3. Receipt for Alcohol Purchase:
- 4. Copy of License Transfer Application Approval 10/07/1997.

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

## **FACTS**

- 1. On Saturday, July 20, 2019, at approximately 12:24 p.m., Investigators Kujawski and Quinn ("Investigators") investigated the business of Hampden Discount Liquors Inc. d/b/a Hampden Package Liquors.
- 2. An underage operative, working with Investigators, purchased from the Licensee an alcoholic beverage, a can of Bud Light beer for two dollars and sixty cents (\$2.60). The underage operative was not asked for identification.
- 3. The Licensee has held a license under M.G.L. c. 138, § 15 since 1997 with no prior violations.

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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: M.G.L. Ch.138 § 34- Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. The Commission issues a **WARNING**.

### ALCOHOLIC BEVERAGES CONTROL COMMISSION

Crystal Matthews, Commissioner	Cigell Makhor
Kathleen McNally, Commissioner	Mothleen Mc Melly
Jean M. Lorizio, Chairman	Jean M. Lougio

Dated: October 15, 2019

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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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Katelyn Quinn, Investigator
Jan Kujawski, Investigator
Administration, File