

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

VFM INC. DBA VILLAGE FOOD MART
43 SOMERS ROAD
HAMPDEN, MA 01036
LICENSE#: 048800008
VIOLATION DATE: 02/26/2014
HEARD: 08/12/2014

VFM Inc. dba Village Food Mart (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, August 12, 2014, 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 violation alleged in Investigator Keefe's Compliance Check Field report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts
2. Investigator Keefe's Compliance Check Field Report dated February 26, 2014
3. Photocopy of underage operative; and
4. Photocopy of the sales receipt

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

FACTS

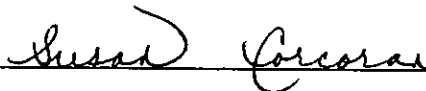
1. On Wednesday, February 26, 2014, at approximately 5:00 p.m., Investigators Kujawski and Keefe conducted an investigation of the business operation of VFM Inc. dba Village Food Mart.
2. An underage operative, working with investigators, purchased an alcoholic beverage, a six-pack of Budweiser Light beer, for six dollars and eighty cents (\$6.80). The underage operative was not asked for identification.

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. As the licensee has been in business for twenty (20) years and has had no previous violations, the Commission issues a **WARNING**.

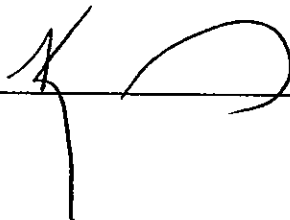
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kim S. Gainsboro, Chairman



Dated: August 12, 2014

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: File
Administration
Local Licensing Board
Frederick Mahoney, Chief Investigator
Dennis Keefe, Investigator
Jan Kujawski, Investigator