

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

ROBERT HIRSCH DBA THE GRAPE VINE
285 AYER ROAD UNIT 3
HARVARD, MA 01451
LICENSE#: 050000003
HEARD: 10/4/2011

Robert Hirsch dba The Grape Vine (the "Licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §15. The Alcoholic Beverages Control Commission ("the Commission") held a hearing on Tuesday, October 4, 2011, regarding an alleged violation of M.G.L. c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Brad Doyle's Compliance Check Field Report.

The following documents are in evidence:

1. Compliance Check Field Report of Investigator Brad Doyle; and
2. Licensee's Stipulation of Facts.

There is one (1) tape of this hearing.

FACTS

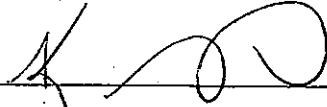
1. On, July 25, 2011 at approximately 5:56 p.m., Commission Investigators investigated the business operation Robert Hirsch dba The Grape Vine.
2. An underage operative, working with the investigators, purchased a forty (40) ounce Bud bottle for three dollars and zero cents (\$3.00). The underage operative was not asked for identification.

CONCLUSION

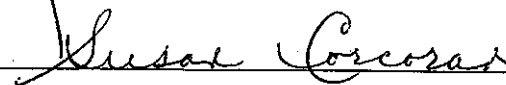
Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. The Commission **suspends the license for three (3) days of which (3) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations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

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman



Susan Corcoran, Commissioner



Dated: November 3, 2011.

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
Brad Doyle, Investigator
Rose Egan-Bailey, Investigator
Administration
File