

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

*Steven Grossman*  
*Treasurer and Receiver General*

*Kim S. Gainsboro, Esq.*  
*Chairman*

NOTICE OF SUSPENSION

September 4, 2013

**PRISHA CORPORATION DBA VALUE MART**  
**435 ROUTE 28**  
**HARWICH, MA 02645**  
**LICENSE#: 050600083**  
**VIOLATION DATE: 05/22/2013**  
**HEARD: 09/03/2013**

After a hearing on September 3, 2013, the Commission finds Prisha Corporation dba Value Mart in violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 138 §34 Sale or Delivery of an Alcoholic Beverage to a person under twenty-one (21) years of age.

The Commission **suspends the licensee's license for a total of eight (8) days to be served. The suspension shall commence on Wednesday, October 23, 2013 and terminate on Wednesday, October 30, 2013.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, October 23, 2013 at 9:00 A.M. It will be returned to the licensee Thursday, October 31, 2013.

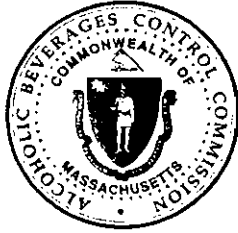
You are advised that pursuant to the provisions of M.G.L. c.138 §23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form. All checks must be certified and accompanied by the enclosed form, which must be signed by 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**

Kim S. Gainsboro  
Chairman

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Nicholas Velez, Investigator  
Jamie Binienda, Investigator  
Louis Cassis, Esq. via facsimile 617-472-5028  
Administration  
File



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**DECISION**

**PRISHA CORPORATION DBA VALUE MART**  
**435 ROUTE 28**  
**HARWICH, MA 02645**  
**LICENSE#: 050600083**  
**VIOLATION DATE: 05/22/2013**  
**HEARD: 09/03/2013**

Prisha Corporation dba Value Mart (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, September 3, 2013, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 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 Velez's Report.

The following documents are in evidence:

1. Investigator Velez's Compliance Check Field Report dated May 29, 2013; and
2. Licensee's Stipulation of Facts.

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

FACTS

1. On Wednesday, May 29, 2013, at approximately 4:50 p.m., Investigators Binienda and Velez conducted an investigation of the business operation of Prisha Corporation dba Value Mart.
2. An underage operative working with investigators purchased an alcoholic beverage, a 6-pack of Miller Lite beer, for seven dollars and ninety cents (\$7.90). 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: c. 138 §34 Sale or Delivery of an Alcoholic Beverage to a person under twenty-one (21) years of age. Therefore, the Commission **suspends the license for five (5) days to be served.**

**By decision dated May 23, 2012, the Commission had previously ordered a four (4) day license suspension, with one (1) day to be served and three (3) days to be held in abeyance for a period of two (2) years provided no further violations occurred. Based on the violation found above, the licensee violated the conditions of that three (3) day suspension being held in abeyance. The Commission hereby orders that suspension to be served. The licensee will serve a total eight (8) days.**

**ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Kathleen McNally, Commissioner 

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

Kim S. Gainsboro, Chairman 

Dated: September 4, 2013

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
- Nicholas Velez, Investigator
- Jamie Binienda, Investigator
- Louis Cassis, Esq. via facsimile 617-472-5028
- Administration
- File