



*Commonwealth of Massachusetts*  
*Alcoholic Beverages Control Commission*  
*95 Fourth Street, Suite 3*  
*Chelsea, Massachusetts 02150-2358*

**Jean M. Lorizio, Esq.**  
*Chairman*

**DECISION**

**MAULIK CORP. D/B/A VALUE MART**  
**435 ROUTE 28**  
**HARWICH, MA 02646**  
**LICENSE#: 00083-PK-0506 and 90274-PK-0506**  
**VIOLATION DATE: 6/30/2022**  
**HEARD: 11/01/2022**

Maulik Corp. d/b/a Value Mart (“Licensee”) holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission (“ABCC” or “Commission”) held a remote hearing via Microsoft Teams on Tuesday, November 1, 2022, regarding an alleged violation of M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under 21 years of age (1 Count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Cutter’s Report.

The following documents are in evidence:

1. Investigator Cutter’s Violation Report;
2. ABCC Form 43, Transfer of License Approval, 1/14/2014;
3. ABCC Licensing Authority Certification, Seasonal License Approved, 5/27/2022;
4. Licensee’s Stipulation of Facts.

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

FINDINGS OF FACT

1. On Thursday, June 30, 2022, at approximately 5:30 p.m., Investigators Cutter, Terasconi and Velez (“Investigators”), inspected the business operation of Maulik Corp. d/b/a Value Mart.
2. Investigators observed a youthful appearing male individual exit a motor vehicle and enter the licensed premises. Minutes later Investigators observed the same male exit the store carrying a 12-pack of Simply Spiked Lemonade.
3. Investigators approached the male individual, identified themselves and asked to see proof of age to legally purchase and/or possess alcoholic beverages.
4. Underage #1, actual date of birth 12/14/2003 (age 18), stated he was not asked for identification when purchasing the alcoholic beverages.

5. Investigators entered the licensed premises at approximately 6:45 p.m. and spoke to the clerk on duty, who admitted he had not asked Underage #1 to produce identification.
6. Investigators informed the clerk of the violation and that a report would be filed with the Chief Investigator for further action.
7. Bahecharbhai Patel, Licensee, appeared at the Commission hearing. The Commission was informed the clerk who made the sale is no longer processing sales and all employees will be recertified via TIPS training. In addition, the Licensee has purchased a new state-of-the-art scanner.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age (1 Count). Therefore, the Commission **suspends the license for one (1) day which will be held in abeyance for a period of one (1) year provided no further violations of Chapter 138 or Commission Regulations are found by this Commission.**

**ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Deborah A. Baglio, Commissioner Deborah A Baglio

Jean M. Lorizio, Chairman Jean M. Lorizio

Crystal Matthews, Commissioner Crystal Matthews

Dated: January 18, 2023

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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2022-0001-ad-enf

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Kyle E. Gill, Esq., Associate General Counsel  
Alicia Cutter, Investigator  
Nicholas Velez, Investigator  
Nicole Terasconi, Investigator  
Matthew Porter, Esq.  
Administration, File