

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

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

NOTICE OF SUSPENSION

January 4, 2023

**MAULIK CORPORATION D/B/A VALUE MART  
435 ROUTE 28  
HARWICH, MA 02646  
LICENSE#: 00083-PK-0506 and 90274-PK-0506  
VIOLATION DATE: 7/7/2022  
HEARD: 12/13/2022**

After a hearing on December 13, 2022, the Commission finds Maulik Corp. d/b/a Value Mart 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). The Commission **suspends the license for a period of two (2) days to be served.**

**The suspension shall commence on Monday, February 27, 2023, and terminate on Tuesday, February 28, 2023.** The license will be delivered to the Local Licensing Board or its designee on Monday, February 27, 2023, at 9:00 A.M. It will be returned to the licensee on Wednesday, March 1, 2023.

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 which must be signed by the Licensee and a Massachusetts Licensed Accountant.

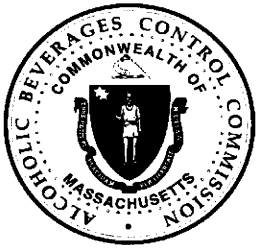
You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

**ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Jean M. Lorizio  
Chairman

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Dokiman sa a enpòtan epi li ta dwe tradwi touswit  
‘Đây là tài liệu quan trọng và cần được dịch ngay’  
ឯកសារនេះសំខាន់ណាស់ ហើយត្រូវបកប្រែជាបន្ទាន់។

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Kyle E. Gill, Esq., Associate General Counsel  
Jamie Binienda, Investigator  
Mark Kenny, Investigator  
Matthew Porter, Esq.  
Administration, File



*Commonwealth of Massachusetts  
Alcoholic Beverages Control Commission  
95 Fourth Street, Suite 3  
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**Jean M. Lorizio, Esq.**  
*Chairman*

**DECISION**

**MAULIK CORPORATION D/B/A VALUE MART  
435 ROUTE 28  
HARWICH, MA 02646  
LICENSE#: 00083-PK-0506 and 90274-PK-0506  
VIOLATION DATE: 7/7/2022  
HEARD: 12/13/2022**

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, December 13, 2022, regarding an alleged violation of M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age (1 Count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Binienda's Report.

The following documents are in evidence:

1. Investigator Binienda'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. Photograph of Confiscated Fraudulent Rhode Island Driver's License;
5. ABCC Decision, 11/15/2022;
6. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

1. On Thursday, July 7, 2022, at approximately 9:27 p.m., Investigators Kenny and Binienda ("Investigators"), inspected the business operation of Maulik Corp. d/b/a Value Mart ("Licensee" or "Value Mart").
2. Investigators parked their vehicle outside the premises to conduct surveillance and observed a vehicle with two youthful appearing male individuals parked in front of the establishment. One male individual exited the vehicle and entered the licensed premises. Shortly thereafter Investigators observed the same individual exit the store carrying a 6-pack of Bud Light Platinum beer.

3. Investigators approached the male individual, identified themselves and asked to see proof of legal age to purchase and/or possess alcohol.
4. Underage #1, actual date of birth 3/14/2002 (age 20), stated the clerk did not ask him for identification but provided a fraudulent Rhode Island license to Investigators. Investigators confiscated the alcoholic beverages and the fraudulent license.
5. Investigators entered the licensed premises and spoke to the clerk who sold the alcohol to Underage #1. The clerk stated that he had not asked Underage #1 for identification as he had checked his identification on a previous occasion.
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 Licensee has purchased a state-of-the-art scanner, updated store policy whereby every patron is required to produce identification, and has ensured all employees are certified via TIPS training.

#### 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 two (2) days.**

#### **ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Deborah A. Baglio, Commissioner

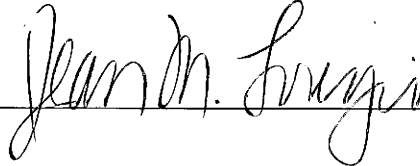


Crystal Matthews, Commissioner



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

Jean M. Lorizio, Chairman



Dated: January 4, 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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2022-000185-ad-enf

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