

Re: **Saba Food Market, Inc.**
dba **dba Bradford Shell**
Premises: **154 South Street**
City/Town: **Haverhill, MA 01835**
License #: **052000150**
Heard: **October 19, 2010**

DECISION

Saba Food Market, Inc. dba Bradford Shell (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 October 19, 2010 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 Rose Egan-Bailey's Compliance Check Field Report.

The following documents are in evidence:

1. Compliance Check field report of Investigator Rose Egan-Bailey violation date July 22, 2010; and
2. Stipulation of Facts.
 - A. Signed Cashier Alcohol and Tobacco Policy of the Licensee dated July 7, 2010;
 - B. Signed Cashier Alcoholic and Tobacco Policy of the Licensee dated July 15, 2010;
 - C. Notice to Employees from Licensee regarding changes to the Alcohol and Tobacco Policy dated March 2009;
 - D. Signed Cashier Alcohol and Tobacco Policy of the Licensee dated July 22, 2010;
 - E. Letter to Marion Davis regarding training for Alcohol and Tobacco Carding dated July 26, 2010; and
 - F. Dram Shoppe Consultants TIPS Training Document.

There is one (1) tape of this hearing.

Facts

1. On July 22, 2010, members of the Haverhill Police Department and Alcoholic Beverages Control Commission Investigators conducted compliance checks in the City of Haverhill.

2. At approximately 10:00 p.m. on July 22, 2010, an underage operative, working with the Haverhill Police Department, purchased a six-pack of Bud Light bottles for \$6.35 from Saba Food Market, Inc. dba Bradford Shell. 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 nine (9) days of which five (5) days will be served and four (4) days will 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 in Boston, Massachusetts this 15th day of December 2010.

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 days of receipt of this decision.

cc: Haverhill Licensing Board
Frederick G. Mahony, Chief Investigator
Rose Egan Bailey, Investigator
Sgt. Robert Pistone sent via facsimile 978-373-3981
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