



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

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

**DECISION**

**RALPH'S HINGHAM WINE MERCHANT LLC  
74 NORTH STREET  
HINGHAM, MA 02043  
LICENSE#: 89302-PK-0528  
VIOLATION DATE: 7/20/2019  
HEARD: 10/15/2019**

Ralph's Hingham Wine Merchant LLC (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("Commission" or "ABCC") held a hearing on Tuesday, October 15, 2019, regarding an alleged violation of 204 CMR 2.05 (2)- Permitting an illegality on the licensed premises, to wit: M.G.L. Ch.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 facts alleged in Investigator Smith's Report.

The following documents are in evidence:

1. Investigator Smith's Compliance Check Field Report;
2. Licensee Stipulation of Fact;
3. Copy of Application Approved 4/23/2018.

A. TIPS Certifications for Employees.

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

**FACTS**

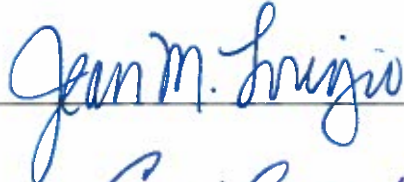
1. On Saturday, July 20, 2019, at approximately 3:54 p.m., Investigators Temple and Smith ("Investigators") investigated the business of Ralph's Hingham Wine Merchant LLC.
2. An underage operative, working with Investigators, purchased from the Licensee an alcoholic beverage, a 4-pack of Pampelonne Sparkling wine for twelve dollars (\$12.00). The underage operative was not asked for identification.
3. The Licensee has held a license under M.G.L. c. 138, § 15 since 2018 with no prior violations.

### 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: M.G.L. Ch.138 § 34- Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. The Commission issues a **WARNING**.

### **ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Kathleen McNally, Commissioner



Dated: October 15, 2019

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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cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Kyle E. Gill, Esq., Associate General Counsel  
Nicole Smith, Investigator  
Christopher Temple, Investigator  
Administration, File