



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**HANY TADROUS D/B/A HUBBARDSTON MARKET
32 MAIN STREET
HUBBARDSTON, MA 01452
LICENSE#: 00012-PK-0546
VIOLATION DATE: 6/01/2022
HEARD: 9/13/2022**

Hany Tadrous d/b/a Hubbardston Market ("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, September 13, 2022, 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 years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Kujawski's Report.

The following documents are in evidence:

1. Investigator Kujawski's Compliance Check Field Report;
2. ABCC Form 43 License Transfer Approved, 2/5/2010;
3. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

1. On Wednesday, June 1, 2022, at approximately 6:12 p.m., Investigators Gould and Kujawski ("Investigators"), inspected the business operation of Hany Tadrous d/b/a Hubbardston Market.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one bottle of Bud Light beer, for three dollars and seventy-nine cents (\$3.79). The underage operative was not asked for identification.
3. Mr. Hany Tadrous, Licensee, appeared at the Commission hearing and testified the clerk who sold the bottle of beer to the underage operative has been an employee for more than 20 years without incident. He explained the clerk had recently lost her mother and had difficulty concentrating. Mr. Tadrous has since began regularly reminding all employees to inspect identifications.

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 years of age. Therefore, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Deborah A. Baglio, Commissioner Deborah A. Baglio

Crystal Matthews, Commissioner Crystal Matthews

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

Jean M. Lorizio, Chairman Jean M. Lorizio

Dated: September 30, 2022

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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2022-000103-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Jan Kujawski, Investigator
Brian Gould, Investigator
Administration, File