

The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Deborah B. Goldberg
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

SHUBH LAABH LLC D/B/A HUBBARDSTON ONE STOP SHOP
35 MAIN STREET
HUBBARDSTON, MA 01452
LICENSE#: 054600006
VIOLATION DATE: 04/05/2016
HEARING DATE: 06/07/2016

Shubh Laabh LLC d/b/a Hubbardston One Stop Shop (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, June 7, 2016, regarding an alleged violation of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: M.G.L. c. 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 violation alleged in Investigator Doyle's Report.

The following documents are in evidence:

1. Investigator Doyle's Compliance Check Field Report dated April 5, 2016;
2. Licensee's Stipulation of Facts;
3. ABCC 2016 Compliance Check Guidelines; and
4. Photo of Underage Operative.

A. Clerk's TIPS Certification.

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

The Commission took Administrative Notice of the Licensee's record.

FACTS

1. On Tuesday, April 5, 2016, at approximately 5:39 p.m., Investigators Bailey and Doyle investigated the business operation of Shubh Laabh LLC d/b/a Hubbardston One Stop Shop.

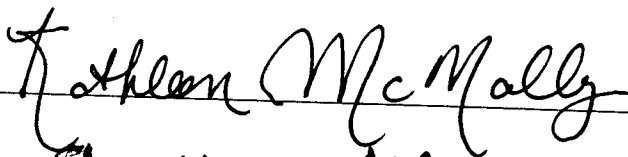
2. An underage operative, working with Investigators, purchased from the Licensee an alcoholic beverage, a 25 oz. bottle of Budweiser Light beer, for two dollars and forty-four cents (\$2.44). The underage operative was not asked for identification.

CONCLUSION

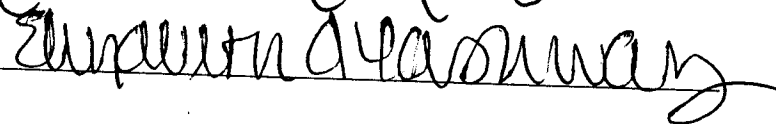
Based on the evidence the Commission finds the Licensee violated 204 CMR 2.05 (2) - Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, §34 - Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Therefore, the Commission **suspends the license for three (3) days of which three (3) days will be 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

Kathleen McNally, Commissioner



Elizabeth A. Lashway, Commissioner



Dated: June 15, 2016

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
Brad Doyle, Investigator
Rose Bailey, Investigator
Administration, File