



*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**

**TIGER WIND INC. DBA NANTASKET LIQUORS**  
**379 NANTASKET AVE**  
**HULL, MA 02045**  
**LICENSE#: 055400037**  
**VIOLATION DATE: 06/22/2014**  
**HEARD: 02/24/2015**

Tiger Wind Inc. dba Nantasket Liquors (the "Licensee") holds an alcohol beverage license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, February 24, 2015, regarding the alleged violation of M.G.L. c. 138, §34 - Sale and delivery of alcoholic beverages to persons under twenty-one (21) years of age (1 Count). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Binienda's Report.

The following documents are in evidence:

1. Investigator Binienda's Report dated June 22, 2014;
2. Licensee's Stipulation of Facts;
3. Fraudulent Connecticut Driver's License in the name of J. Piccirilli; and
4. CJIS Web printout of Driver's License information for J. Piccirilli.

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

**FACTS**

1. On Sunday, June 22, 2014, at approximately 12:39 p.m., Investigators Carey and Binienda investigated the business operation of Tiger Wind Inc. dba Nantasket Liquors to determine the manner in which its business was being conducted.
2. Investigators parked their vehicle outside the licensed premises to make observations.
3. Investigators observed a youthful looking male individual, exit a vehicle and enter the store while two other youthful looking individuals remained in the vehicle.
4. Shortly afterwards, investigators observed the youthful looking male, in possession of alcoholic beverages, exit the store.
5. Investigators approached the youthful looking male, identified themselves, and asked for proof of legal age.
6. Jake P. [REDACTED], actual date of birth [REDACTED] (age 18) provided investigators with his Massachusetts Driver's License.
7. Mr. P. [REDACTED] stated that he showed the clerk in the store a fraudulent Connecticut Driver's License in his name, with a date of birth [REDACTED] (age 22).
8. Investigators observed Mr. P. [REDACTED] in possession of one 6-pack of Sam Adams Summer Ale and one 12-pack of Budweiser Light Lime Raz-Ber-Rita beer.

9. Investigator Binienda remained outside with the two other underage individuals in the car while Investigator Carey entered the store with Mr. P [REDACTED] and identified him to the clerk on duty, Lorraine Boudreau.
10. Ms. Boudreau stated that "He looked young, but the ID scanned."
11. Investigators advised Ms. Boudreau of the violation and that a report would be submitted to the Chief Investigator for further action.

#### CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138, §34 - Sale and delivery of alcoholic beverages to persons under twenty-one (21) years of age (1 Count). Therefore, the Commission **suspends the license for five (5) days of which five (5) 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

Kim S. Gainsboro, Chairman \_\_\_\_\_

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

Kathleen McNally, Commissioner \_\_\_\_\_

Dated: February 26, 2015

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.

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Jamie Binienda, Investigator  
Jack Carey, Investigator  
Michael S. Nuesse, Esq. via facsimile 781-749-9923.  
Administration  
File