

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

Steven Grossman
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

NOTICE OF SUSPENSION

November 8, 2011

BELMONT, INC. DBA L.A.W. GRILL
2 AMESBURY ST.
LAWRENCE, MA 01841
LICENSE#: 059400152
HEARD: 9/28/2011

After a hearing on September 28, 2011, the Commission finds Belmont, Inc. dba L.A.W. Grill in violation of 204 CMR 2.05 (2) and 204 CMR 2.05 (2).

The Commission **suspends the licensee's license for a total of three (3) days to be served.** The suspension shall commence on **Wednesday, December 21, 2011** and terminate on **Friday, December 23, 2011.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, December 21, 2011 at 9:00 A.M. It will be returned to the licensee Saturday, December 24, 2011.

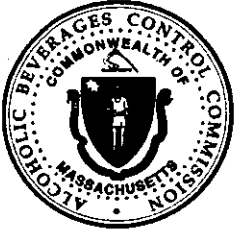
You are advised that pursuant to the provisions of M.G.L. c.138 §23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form. All checks must be certified and accompanied by the enclosed form, which must be signed by a Massachusetts Licensed Accountant.

You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro
Chairman

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Brad Doyle Investigator
Administration
File



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

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

BELMONT, INC. DBA L.A.W. GRILL
2 AMESBURY ST.
LAWRENCE, MA 01841
LICENSE#: 059400152
HEARD: 9/28/2011

Belmont, Inc. dba L.A.W. Grill (the "Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Wednesday, September 28, 2011, regarding an alleged violation of 204 CMR 2.05 (2) and 204 CMR 2.05 (2). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Brad Doyle's report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Brad Doyle's Report.

There is one (1) tape of this hearing.

FACTS

1. On Sunday, August 28, 2011 at approximately 12:15a.m., Investigators Capurso and Doyle entered Belmont, Inc. to investigate how the business was conducted.
2. Investigators spoke to Juan Jerez.
3. Mr. Jerez identified himself as the owner of the building and the manager on duty.
4. Investigators asked Mr. Jerez the occupancy number for the premises.
5. Mr. Jerez stated it was one hundred and twenty-seven (127).
6. Investigators then asked Mr. Jerez, who was the designated crowd manager, to see the fire and safety checklists for the previous two (2) weeks.
7. Mr. Jerez stated that he had never heard of any such documents and that any information was never received by mail.
8. Investigators asked Mr. Jerez to view the liquor license.
9. Mr. Jerez handed Investigators a license that expired 12-31-2010.
10. Mr. Jerez stated that the manager, Ramon Alvarez, took the current license off the wall to make a copy.
11. At this point Mr. Jerez decided to stop serving drinks and close early.
12. Investigator Doyle requested that the current valid license be faxed to the Commission.
13. A current license copy was received.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §23 and 204 CMR 2.05 (2). The Commission **suspends the license for six (6) days of which three (3) days will be served and 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

Kim S. Gainsboro, Chairman

Susan Corcoran, Commissioner

Dated: November 8, 2011

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
Brad Doyle, Investigator
Administration
File