

*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

December 7, 2011

**MELINDA INDUSTRIAL GROUP, INC. DBA ENCUESTRO RESTAURANT NIGHT CLUB**  
**271 BROADWAY**  
**LAWRENCE, MA 01841**  
**LICENSE#: 059400194**  
**HEARD: 10/4/2011**

After a hearing on October 4, 2011, the Commission finds Melinda Industrial Group, Inc. dba Encuentro Restaurant Night Club in violation of 204 CMR 2.05 (2).

The Commission **suspends the licensee's license for a total of two hundred (200) days to be served.** The suspension shall commence on **Wednesday, January 11, 2012 and terminate on Saturday, July 28, 2012.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, January 11, 2012 at 9:00 A.M. It will be returned to the licensee Sunday, July 29, 2012.

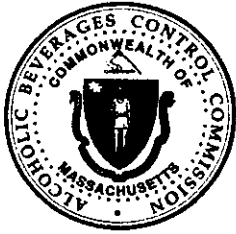
You are advised that pursuant to the provisions of M.G.L. c.138 §23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. No fine in lieu of suspension will be accepted for ten (10) of the sixty (60) days 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  
Jan Kujawski, Investigator  
Administration  
File



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**DECISION**

**MELINDA INDUSTRIAL GROUP, INC. DBA ENCUESTRO RESTAURANT NIGHT CLUB**  
**271 BROADWAY**  
**LAWRENCE, MA 01841**  
**LICENSE#: 059400194**  
**HEARD: 10/4/2011**

Melinda Industrial Group, Inc. dba Encuentro Restaurant Night Club (the "Licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws Chapter 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing Tuesday, October 4, 2011, regarding an alleged violation of 204 CMR 2.05(2) detailed in Investigator Jan Kujawski's Report.

The following documents are evidence:

1. Investigative Report of Investigator Jan Kujawski; and
2. Copy of Licensee's License.

There is one (1) tape of this hearing.

**FACTS**

1. On Thursday, July 7, 2011 at approximately 8:15p.m. Investigator Kujawski, Bailey, and Doyle conducted an investigation of the business operation of Melinda Industrial Group, Inc.
2. Investigators approached the establishment and observed several patrons consuming alcoholic beverages in the rear outside area of the licensed premise.
3. Investigator Kujawski observed individuals in possession of two (2) bottles of Heineken, three (3) bottles of Coors light, one (1) glass of Reunite Wine.
4. Investigators entered the establishment and proceeded to the outside area asked to speak to the Manager.
5. Investigators spoke to Louis Ravis, who identified himself as the manager on duty.
6. Mr. Ravis provided the liquor license to the Investigators for their review and the Investigators made the observation that the area in question was not part of the licensed premises.

### CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2). Therefore, the Commission **suspends the licensee's license for a period of one hundred and eighty (180) days of which sixty (60) days will be served and one hundred and twenty (120) days will be held in abeyance for a period of two (2) years provided no further violations of Ch. 138 or Commission Regulations occur.** No fine in lieu of suspension will be accepted for ten (10) of the sixty (60) days suspension.

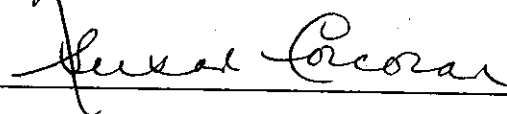
By decision dated August 24, 2009, the Commission had previously ordered a one hundred and forty (140) day license suspension but had held the suspension in abeyance for a period of two (2) years provided no further violations occurred. Based on the violation found above, the licensee violated the conditions of that one hundred and forty (140) day license suspension being held in abeyance. The Commission hereby orders that suspension to be served on and after the sixty (60) day suspension. The licensee will serve a total two hundred (200) days.

### **ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Kim S. Gainsboro, Chairman

  
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Susan Corcoran, Commissioner

  
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Dated: December 7, 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  
Jan Kujawski, Investigator  
Administration  
File