

*Commonwealth of Massachusetts*  
*Alcoholic Beverages Control Commission*  
*239 Causeway Street*  
*Boston, Massachusetts 02114*  
*Tel. (617) 727-3040*  
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**Jean M. Lorizio, Esq.**  
*Chairman*

**DECISION**

**THE CLADDAGH PUB & RESTAURANT, INC.**  
**D/B/A THE CLADDAGH PUB & RESTAURANT**  
**399 CANAL STREET**  
**LAWRENCE, MA 01840**  
**LICENSE#: 0594-00026**  
**VIOLATION DATE: 12/13/2018**  
**HEARD: 2/12/2019**

The Claddagh Pub & Restaurant, Inc. d/b/a The Claddagh Pub & Restaurant (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission (the "Commission" or "ABCC") held a hearing on Tuesday, February 12, 2019, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, § 34C – Possession of an alcoholic beverage to a person under twenty-one years of age (1 count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Keefe's Amended Report.

The following documents are in evidence:

1. Investigator Keefe's Amended Investigative Report;
2. Licensee Stipulation of Facts; and
3. Photocopy of Fraudulent Driver's License.

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

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

**FINDINGS OF FACT**

1. On Thursday, December 13, 2018, at approximately 11:10 p.m., Investigators Di Cicco and Keefe ("Investigators") conducted an investigation of the business operation of The Claddagh Pub & Restaurant, Inc. d/b/a The Claddagh Pub & Restaurant to determine the manner in which its business was being conducted.
2. Investigators entered the licensed premises and observed a youthful appearing male in possession of an alcoholic beverage. Investigators identified themselves and asked to see proof of legal age.
3. Underage #1, actual date of birth 2/11/1998 (age 20), was in possession of a Red Bull® and vodka. He presented to Investigators a fraudulent Illinois driver's license.

4. Investigators spoke to the manager on duty, Brian Farrell, informed him of the violation, and that a report would be filed with the Chief Investigator for further action.

### CONCLUSION

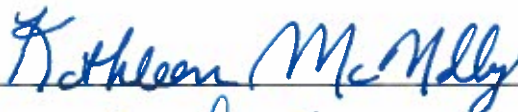
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, § 34C – Possession of an alcoholic beverage to a person under twenty-one years of age (1 count). Therefore, the Commission **suspends the license for a period of one (1) day which 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**

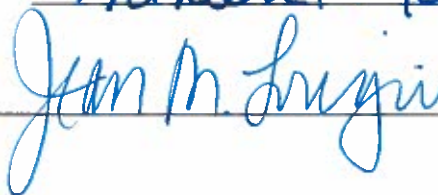
Elizabeth A. Lashway, Commissioner



Kathleen McNally, Commissioner



Jean M. Lorizio, Chairman



Dated: February 13, 2019

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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这份文件是重要的，应立即进行翻译。

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Kyle E. Gill, Esq., Associate General Counsel  
Dennis Keefe, Investigator  
Joseph Di Cicco, Investigator  
Administration, File