



*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**

**CONVENIENCE +, INC. DBA CONVENIENCE PLUS #5**  
**241 MAIN STREET**  
**LEE, MA 01238**  
**LICENSE#: 059600023**  
**VIOLATION DATE: 03/06/2014**  
**HEARD: 07/08/2014**

Convenience +, Inc. dba Convenience Plus #5 (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, July 8, 2014, regarding an alleged violation of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: 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 Kujawski's Report.

The following documents are in evidence:

1. Investigator Kujawski's Compliance Check Field Report dated March 6, 2014; and
2. Licensee's Stipulation of Facts.

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

**FACTS**

1. On Thursday, March 6, 2014, at approximately 4:26 p.m., Investigators Keefe and Kujawski conducted an investigation of the business operation of Convenience +, Inc. dba Convenience Plus #5.
2. An underage operative, working with investigators, purchased an alcoholic beverage, a twelve ounce (12 oz.) can of Coors Light beer for one dollar and thirty five cents (\$1.35). 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: c. 138, §34 - Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. As the licensee has been in business for more than ten (10) years and has had no previous violations, the Commission issues a **WARNING**.

### **ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Kim S. Gainsboro, Chairman

Susan Corcoran, Commissioner

Dated: July 29, 2014

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  
Dennis Keefe, Investigator  
Jan Kujawski, Investigator  
Administration  
File