



*Commonwealth of Massachusetts  
Alcoholic Beverages Control Commission  
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Boston, Massachusetts 02114  
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**Jean M. Lorizio, Esq.**  
Chairman

**DECISION**

**MELO'S LIQUORS INC. D/B/A LEOMINSTER LIQUOR MART  
531 NORTH MAIN STREET  
LEOMINSTER, MA 01453  
LICENSE#: 0608-00056  
VIOLATION DATE: 8/13/2018  
HEARING DATE: 9/25/2018**

Melo's Liquors Inc. d/b/a Leominster Liquor Mart (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, September 25, 2018, regarding an alleged violation of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: M.G.L. 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 Doyle's Report.

The following documents are in evidence:

1. Investigator Doyle's Compliance Check Field Report; and
2. Licensee's Stipulation of Facts.

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

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

**FACTS**

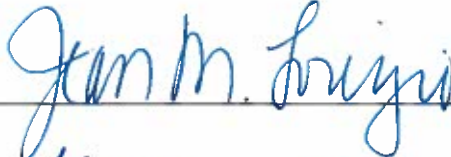
1. On Monday, August 13, 2018, at approximately 7:08 p.m., Investigators Bailey and Doyle ("Investigators") investigated the business of Melo's Liquors Inc. d/b/a Leominster Liquor Mart.
2. An underage operative, working with Investigators, purchased from the Licensee an alcoholic beverage, a can of Bud Light beer, for two dollars and sixty cents (\$2.60). 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: M.G.L. 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 over 10 years with no previous violation, the Commission issues a **WARNING**.

### **ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Jean M. Lorizio, Chairman



Kathleen McNally, Commissioner



Dated: September 26, 2018

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