

Jean M. Lorizio, Esq. Chairman Commonwealth of Massachusetts Alcoholic Beverages Control Commission 95 Fourth Street, Suite 3 Chelsea, Massachusetts 02150-2358

DECISION

COMMON FOODS INC. D/B/A LITTLETON SUB SHOP 486 KING STREET LITTLETON, MA 01460 LICENSE # 00018-RS-0624 VIOLATION DATE: 3/24/2025 HEARD: 5/6/2025

Common Foods Inc. d/b/a Littleton Sub Shop ("Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a hearing on Tuesday, May 6, 2025, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Prior to the commencement of the hearing the Licensee stipulated to the facts alleged in Investigators Quinn & Doyle's Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

- 1. Investigators Quinn & Doyle's Minimum Purchase Age Compliance Check Field Report, 3/24/2025;
- 2. ABCC Form 43, New License Approval, 11/20/2012;
- 3. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

- On Monday, March 24, 2025, at approximately 5:59 p.m., Investigators Quinn & Doyle ("Investigators") conducted a compliance check at Common Foods Inc. d/b/a Littleton Sub Shop.
- 2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one 12-ounce bottle of Bud Light beer for five dollars and eighty-nine cents (\$5.89). The underage operative was not asked for identification.
- 3. The Licensee has held a license under M.G.L. c. 138, § 12 since 2012 with no prior violations.

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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. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. As a result, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

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Jean M. Lorizio, Chairman

Crystal Matthews, Commissioner

Deborah A. Baglio, Commissioner

Dated: May 7, 2025

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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Local Licensing Board Frederick G. Mahony, Chief Investigator Katherine McCormick, Esq., Associate General Counsel Brad Doyle, Investigator Katelyn Quinn, Investigator Administration, File

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