

# Commonwealth of Massachusetts Alcoholic Beverages Control Commission 95 Fourth Street, Suite 3 Chelsea, MA 02150

#### DECISION

TAHIR HUMAYUN D/B/A E-Z SHOP CONVENIENCE 546-A CENTER STREET LUDLOW, MA 01056 LICENSE#: 0632-00034

**VIOLATION DATE: 3/31/2019** 

**HEARD: 7/30/2019** 

Tahir Humayun d/b/a E-Z Shop Convenience (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("Commission" or "ABCC") held a hearing on Tuesday, July 30, 2019, 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 (21) years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Watson's Report.

The following documents are in evidence:

- 1. Investigator Watson's Compliance Check Field Report;
- 2. Licensee Stipulation of Fact; and
- 3. Licensee's License Application.

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

#### **FACTS**

- 1. On Sunday, March 31, 2019, at approximately 4:49 p.m., Investigators Keefe and Watson ("Investigators") investigated the business of Tahir Humayun d/b/a E-Z Shop Convenience.
- 2. An underage operative, working with Investigators, purchased an alcoholic beverage, a 22-ounce bottle of Bud Light beer, for three dollars (\$3.00). The underage operative was not asked for identification.
- 3. The Licensee has held a license under M.G.L. c. 138, § 15 for 16 years with no previous violations.

Telephone: (617) 727-3040 \* Fax: (617) 727-1510 \* www.mass.gov/abcc

### **CONCLUSION**

Based on the evidence, the Commission finds the Licensee violated 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 (21). Therefore, the Commission issues a **WARNING**.

## ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman

Elizabeth A. Lashway, Commissioner

Kathleen McNally, Commissioner

Dated: August 8, 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.

This document is important and should be translated immediately. Este documento es importante y debe ser traducido inmediatamente. Este documento é importante e deve ser traduzido imediatamente. Ce document est important et devrait être traduit immédiatement. Questo documento è importante e dovrebbe essere tradotto immediatamente. Το έγγραφο αυτό είναι σημαντικό και θα πρέτει να μεταφραστούν αμέσως. 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
Lisa Watson, Investigator
Dennis Keefe, Investigator
Administration, File