



*Commonwealth of Massachusetts  
Alcoholic Beverages Control Commission  
95 Fourth Street, Suite 3  
Chelsea, Massachusetts 02150-2358*

**Jean M. Lorizio, Esq.**  
Chairman

**NOTICE OF SUSPENSION**

August 29, 2019

**MOHAMMAD ISLAM D/B/A OLD TOWNE MARKET  
8 POST OFFICE SQUARE  
LYNNFIELD, MA 01940  
LICENSE#: 0640-00020  
VIOLATION DATE: 5/18/2019  
HEARING DATE: 8/20/2019**

After a hearing on August 20, 2019, the Commission finds Mohammad Islam d/b/a Old Towne Market 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 (21) years of age (3 Counts).

The Commission **suspends the license for a period of six (6) days of which (2) days will be served and four (4) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

**The suspension shall commence on Monday, October 14, 2019 and terminate on Tuesday, October 15, 2019.** The license will be delivered to the Local Licensing Board or its designee on Monday, October 14, 2019 at 9:00 A.M. It will be returned to the Licensee on Wednesday, October 16, 2019.

You are advised that pursuant to the provisions of M.G.L. c.138 § 23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form which must be signed by the Licensee and a Massachusetts Licensed Accountant.

You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

**ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Jean M. Lorizio  
Chairman

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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  
Dennis Keefe, Investigator  
Caroline Guarino Wilichoski, Investigator  
Administration, File



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

**DECISION**

**MOHAMMAD ISLAM D/B/A OLD TOWNE MARKET  
8 POST OFFICE SQUARE  
LYNNFIELD, MA 01940  
LICENSE#: 0640-00020  
VIOLATION DATE: 5/18/2019  
HEARING DATE: 8/20/2019**

Mohammad Islam d/b/a Old Towne Market (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, August 20, 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, § 34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (3 Counts). Prior to the commencement of the hearing, the Licensee stipulated to the violation alleged in Investigator Keefe's Report.

The following documents are in evidence:

1. Investigator Keefe's Report;
2. Licensee's Stipulation of Facts;
3. Photocopies of Fraudulent Driver's Licenses;
4. ABCC Decision 6/11/2019; and
5. Copy of Licensee's Application Approved 10/10/2006.

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

**FACTS**

1. On Saturday, May 18, 2019, at approximately 5:25 p.m., Investigators Guarino-Wilichoski and Keefe ("Investigators") investigated the business of Mohammad Islam d/b/a Old Towne Market.
2. Investigators observed a youthful appearing male exit the premises in possession of alcoholic beverages. Investigators approached the individual, identified themselves, and asked to see proof of legal age.

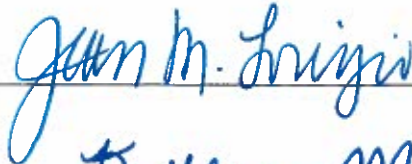
3. Underage #1, actual date of birth 11/04/2001 (age 18) was in possession of two cans of Twisted Tea malt beverage and two cans of Mike's Hard Lemonade malt beverages. Underage #1 stated to Investigators that he presented a fraudulent Maine driver's license to purchase the alcoholic beverages.
4. At approximately 6:11 p.m., Investigators observed another youthful appearing male exit the premises in possession of alcoholic beverages. Investigators approached the individual, identified themselves, and asked to see proof of legal age.
5. Underage #2, actual date of birth 3/06/2000 (age 19) was in possession of a 6-pack of Bud Light Platinum beer. Underage #2 stated to Investigators that he presented a fraudulent Maine driver's license to purchase the alcoholic beverages.
6. At approximately 6:19 p.m., Investigators observed yet another youthful appearing male exit the premises in possession of alcoholic beverages. Investigators approached the individual, identified themselves, and asked to see proof of legal age.
7. Underage #3, actual date of birth 2/03/1999 (age 20) was in possession of three cans of Twisted Tea malt beverage. Underage #3 stated to Investigators that he was not asked for identification when he purchased the alcoholic beverages since he is a regular customer.
8. Investigators entered the licensed premises and spoke with the clerks on duty, Mohammed Ahmed and Tofayel Ahmed whom they identified as the persons who sold the alcoholic beverages to the three underage persons.
9. Investigators informed Ahmed of the violations, and that a report would be filed with the Chief Investigator for further review.

### 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 (3 Counts). Therefore, the Commission **suspends the license for a period of six (6) days of which (2) days will be served and four (4) days 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**

Jean M. Lorizio, Chairman



Kathleen McNally, Commissioner



Dated: August 29, 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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