

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

Jean M. Lorizio, Esq. Chairman

MEMORANDUM AND ORDER ON LICENSEE'S REQUEST FOR RECONSIDERATION

MALDEN DOCKSIDE INC. D/B/A DOCKSIDE AT MALDEN 229 CENTRE ST.
MALDEN, MA 02148

LICENSE#: 00011-RS-0646

Malden Dockside Inc. d/b/a Dockside at Malden (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission (the "ABCC" or "Commission") held a hearing on Wednesday, September 16, 2020 regarding alleged violations of:

- 1) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 37 (June 6, 2020) Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 2) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 40 (June 19, 2020) Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 3) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Violation of Mass. Exec. COVID-19 Order No. 46 (August 7, 2020)

By decision dated October 13, 2020 the Commission found the Licensee in violation of the charges and indefinitely suspended the License effective forthwith until further written order from this Commission.

The Commission stated that it would consider issuing a further order upon written request of the Licensee showing good cause to reconsider this indefinite suspension. Good cause for the Commission would include, but not be limited to, the Licensee's receiving approval from the Massachusetts Department of Labor Standards ("DLS") as to a reopening plan.

On October 15, 2020, the Licensee submitted a written request to reconsider the indefinite suspension. On October 15, 2020, the Commission received the notice of approval from Massachusetts Department of Labor Standards ("DLS").

CONCLUSION

Based on the evidence presented, the Commission reconsiders and reverses its prior order of INDEFINITE SUSPENSION of the license of Malden Dockside Inc. d/b/a Dockside at Malden effective forthwith.

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

Jean M. Lorizio, Chairman

Cycl Matthews, Commissioner

Deborah A. Baglio, Commissioner

Dated: October 16, 2020

ALCOHOLIC BEVERAGES CONTROL COMMISSION

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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ce: Local Licensing Board
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Kyle E. Gill, Esq., Associate General Counsel
Caroline Guarino, Investigator
Christopher Temple, Investigator
Michael Flanagan, Dept. of Labor Standards
Administration, File