



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

MEMORANDUM AND ORDER ON LICENSEE'S
REQUEST FOR RECONSIDERATION

EAST SIDE ATHLETIC ASSN. OF MALDEN INC.
14 WEBSTER COURT
MALDEN, MA 02148
LICENSE#: 064600046
VIOLATION DATE: 11/21/2013
HEARD: 12/08/2014

East Side Athletic Assn. of Malden Inc. (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, January 14, 2014, regarding an alleged violation of 204 CMR 2.05(1) Permitting Gambling.

By decision dated January 23, 2014, the Commission found the licensee in violation of the charges and suspended the license for a total of fifteen (15) days to be served. In addition, the Commission issued a condition that "the licensee must not possess in or on the licensed premises any automatic amusement device or video poker machines."

By letter dated March 19, 2014, the Licensee requested a hearing to reconsider the terms of the suspension. The Licensee requested permission to possess four machines for entertainment purposes only. The machines are: Buck Hunting, Trivia, Pinball, and Jukebox. The Commission held a hearing on Monday, December 8, 2014, where the Licensee argued that good cause exists to reconsider the terms of the suspension. The Licensee understands that it cannot possess any gaming devices, but wishes to generate additional revenue to remain solvent. It believes it can do so by using the proposed machines.

Based on the evidence, the Commission reconsiders its prior decision and will allow the Licensee to possess the four requested machines: Buck Hunting, Trivia, Pinball, and Jukebox.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman

Susan Corcoran, Commissioner

Dated: January 6, 2015

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.

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Christopher Temple, Investigator
Caroline Guarino, Investigator
Jan Kujawski, Investigator
Christopher Fallon, Esq. via facsimile 781-322-1663
Administration
File