



*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*

**DECISION**

**SAHAJANAND FOODS LLC DBA MARLBORO MARKET**  
**1 EAST MAIN STREET**  
**MARLBOROUGH, MA 01752**  
**LICENSE#: 066200087**  
**VIOLATION DATE: 06/17/2013**  
**HEARD: 10/29/2013**

Sahajanand Foods LLC dba Marlboro 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, October 29, 2013, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 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 violation alleged in Investigator Bailey's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
  2. Investigator Bailey's Compliance Check Field Report dated June 17, 2013;
  3. Compliance Check Guidelines; and
  4. Photo of Underage Operative.
- A. JBS Professional Services Certificate dated August 22, 2013 for Safe ID Check Program.

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

**FACTS**

1. On Monday, June 17, 2013, at approximately 7:35 p.m., Investigators Doyle and Bailey conducted an investigation of the business operation of Sahajanand Foods LLC dba Marlboro Market.
2. An underage operative, working with investigators, purchased an alcoholic beverage, a forty ounce (40 oz.) can of Budweiser Light beer for two dollars and fifty cents (\$2.50). The underage operative was not asked for identification.

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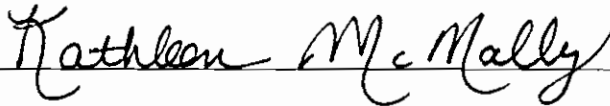
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CONCLUSION

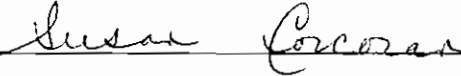
Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 138 §34 Sale or Delivery of an Alcoholic Beverage to a person under twenty-one (21) years of age. Therefore, the Commission **suspends the license for three (3) days of which three (3) 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**

Kathleen McNally, Commissioner



Susan Corcoran, Commissioner



Dated: October 29, 2013

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  
Rose Bailey, Investigator  
Brad Doyle, Investigator  
Joseph H. Devlin, Esq. via Facsimile 781-592-4990  
Administration  
File