

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

PARADIGM INC. DBA THE BARN
RTE 28 MERRY MEADOW SHOPPING CENTER
MASHPEE, MA 02649
LICENSE#: 067000024
VIOLATION DATE: 05/23/2014
HEARD: 12/09/2014

Paradigm Inc. dba The Barn (the "Licensee") holds an alcohol beverage license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, December 9, 2014, regarding the alleged violation of M.G.L. Chapter 138, §34 - Sale and delivery of alcoholic beverages to persons under twenty-one (21) years of age. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Temple's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
2. Investigator Temple's Investigative Report dated June 14, 2014;
3. A Massachusetts Driver's License in the name of Amanda Pope;
4. Web License Image printout for Lily Smith; and
5. CJIS Web printout of Driver's License information for Lily Smith.

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

FACTS

1. On Friday, May 23, 2014 at approximately 8:25 p.m., Investigators Keefe and Temple investigated the business operation of Paradigm Inc. dba The Barn to determine the manner in which its business was being conducted.
2. Investigators observed a motor vehicle, containing two youthful appearing individuals, pull into the parking lot in front of the licensed premises.
3. The driver exited the vehicle and entered the licensed premises. Investigators observed the driver, later identified as Lily Smith, exit the store in possession of a 6-pack of Twisted Tea and a 375 ML bottle of Fireball Whiskey, and place the items in the back seat of the vehicle.
4. Investigators approached the vehicle, identified themselves, and requested proof of legal age. The information was recorded as follows: Driver - Lily S [REDACTED] actual date of birth [REDACTED] (age 20) and Passenger - Annabelle S [REDACTED] actual date of birth [REDACTED] (age 25).
5. Investigators asked Ms. Smith if she had any false identification on her, at which point she handed investigators a Massachusetts Driver's License in the name of Amanda P [REDACTED] actual date of birth [REDACTED] (age 25).
6. Ms. S [REDACTED] stated that she did present this identification as proof of her age to the Licensee.

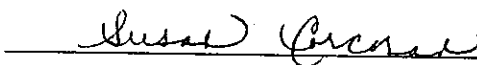
7. Investigators took the alcoholic beverages as evidence.
8. Investigators entered the store with Ms. S [REDACTED] and identified her to the clerk on duty, Dikingkong Sangpong Rai.
9. Investigators advised Mr. Rai of the violation and that a report would be submitted to the Chief Investigator for review.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. Chapter 138, §34 - Sale and delivery of alcoholic beverages to persons under twenty-one (21) years of age. Therefore, the Commission **suspends the license for four (4) days of which 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.**

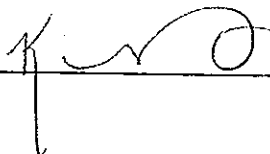
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kim S. Gainsboro, Chairman



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
Dennis Keefe, Investigator
Administration
File