

Re: Waterhouse, Inc.
D/B/A: The New Old Oak
Premise: 74 East Main Street
City/Town: Merrimac, MA 01860

DECISION

Waterhouse, Inc. dba The New Old Oak (“the licensee”) holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §12. The Alcoholic Beverages Control Commission (“the Commission”) held a hearing on July 27, 2010 regarding an alleged violation of Massachusetts General Laws c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Rose Bailey’s Compliance Check Field Report.

The following documents are in evidence:

1. Licensee’s Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Rose Bailey.

There is one (1) tape of this hearing.

Facts

1. On May 19, 2010 at approximately 8:39 p.m., Commission Investigators conducted a Minimum Age Purchase Law Compliance Check at the licensed premises of The New Old Oak.
2. An underage operative, working with the investigators, purchased a bottle of bud for \$3.75. The underage operative was not asked for identification.
3. Administrative Review of the file indicates ABCC violations in 2006 and 2008.

Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. The Commission **suspends the license for six (6) days.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert Cronin, Commissioner _____

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

Kim S. Gainsboro, Chairman _____

Dated in Boston, Massachusetts this 28th day of July 2010.

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 days of receipt of this decision.

cc: Merrimac Licensing Board
Frederick G. Mahony, Chief Investigator
File