

Re: Abis Sushi & Hibachi, Inc.
DBA: dba New Tokyo Steak House
Premise: 70 Pleasant Street
City/Town: Methuen, MA 01844
License #: 069600117
Heard: August 17, 2010

DECISION

ABIS Sushi & Hibachi, Inc. dba New Tokyo Steak House ("The Licensee") holds an all alcohol license issued pursuant to M.G.L. c.138, §12. The Alcoholic Beverages Control Commission ("The Commission") held a hearing on August 17, 2010 regarding an alleged violation of M.G.L. 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, June 1, 2010 at approximately 6:17 p.m., Commission Investigators investigated the business operation ABIS Sushi & Hibachi, Inc. dba New Tokyo Steak House.
2. An underage operative, working with the investigators, purchased a bottle of Budweiser for \$3.95. The underage operative was not asked for identification.

Conclusion

Based on the evidence, the Commission finds the licensee violated M.G.L. c.138, §34. As the licensee has had other violations of M.G.L. c.138, the Commission **suspends the license for a period of five (5) days.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman _____

Robert Cronin, Commissioner _____

Dated in Boston, Massachusetts this 20th day of August 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: Methuen Licensing Board
 Frederick G. Mahony, Chief Investigator
 File