



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

COMBINATION IMPROVEMENT CLUB, INC.
20 COMBINATION
METHUEN, MA 01844
LICENSE#: 069600010
VIOLATION DATE: 09/06/2013
HEARD: 12/03/2013

Combination Improvement Club, 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, December 3, 2013, regarding an alleged violation of M.G.L. c. 138, §23 – Sale of Alcoholic Beverages other than those purchased from a licensee under §18 or §19 or from a holder of a special license under §22A. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Hooton's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Hooton's Investigative Report dated September 6, 2013.

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

FACTS

1. On Friday, September 6, 2013, at approximately 12:45 p.m., Investigators Kenny, Wilichoski, and Hooton conducted an investigation of the business operation of Combination Improvement Club, Inc. to determine the manner in which its business was being conducted.
2. Investigators conducted an inspection of the bar area and found seven bottles [of alcoholic beverages] that had package store stickers affixed to each bottle. The bottles, 1 liter each, were:
 - Bailey's Irish Crème liqueur;
 - Grand Marnier liqueur;
 - Hennessy cognac;
 - Jack Daniel whiskey;
 - Jameson whiskey;
 - Jose Cuervo tequila;
 - Sambuca liqueur.

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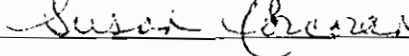
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3. Investigators informed the bartender on duty, Bill Legare, of the violation and that a report would be filed with the Chief Investigator for further action.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138, §23- Sale of Alcoholic Beverages other than those purchased from a licensee under §18 or §19 or from a holder of a special license under §22A. As the licensee has been in business for more than fifty (50) years and has had no previous violations, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner _____ 

Kathleen McNally, Commissioner _____ 

Dated: December 16, 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
Timothy Hooton, Investigator
Mark Kenny, Investigator
Caroline Wilichoski, Investigator
Administration
File