

Re: Oscar Liquors, Inc.
Premise: 439-441 Prospect Street
City/Town: Methuen, MA 01844
License #: 069600061
Heard: August 10, 2010

DECISION

Oscar Liquors, Inc.. (“the licensee”) holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §15. The Alcoholic Beverages Control Commission (“the Commission”) held a hearing on August 10, 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 Jan Kujawski’s Stationary Surveillance Field Report.

The following documents are in evidence:

1. Licensee’s Stipulation of Facts; and
2. Stationary Surveillance Field Report of Investigator Jan Kujawski.

There is one (1) tape of this hearing.

Facts

1. On, May 20, 2010 at approximately 8:45 p.m., Commission Investigators investigated the business operation of Oscar Liquors, Inc.
2. Attention was drawn to a tan vehicle (MA Registration # 15L294) parked in front of the liquor store. A youthful male exited the passenger side of the vehicle and entered he liquor store. Investigators observed that two other youthful male occupants remained seated in the vehicle. The person who entered the store, later exited in possession of two 30 packs of Keystone Light beer. Investigators then observed the male place the alcoholic beverages in the trunk of the vehicle.
3. Investigators approached the vehicle, identified themselves, and asked for identification from all occupants inside the vehicle. The following information was recorded.

Bryan Hickey
328 Campbell Avenue
North Andover, MA
Age: 20

Robert Hennessy
505 Grant Pond Road
North Andover, MA
Age: 19

Alexander Grimble
131 Sandra Lane
North Andover, MA
Age: 18

4. Upon questioning Bryan Hickey, he stated he had purchased alcoholic beverages from this store several times.

Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. 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

Kim S. Gainsboro, Chairman _____

Susan Corcoran, Commissioner _____

Robert Cronin, Commissioner _____

Dated in Boston, Massachusetts this 10th 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: Medway Licensing Board
Frederick G. Mahony, Chief Investigator
File

