

*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**

**MILLIS PKG STORE CORP DBA HARKEYS**  
**1138 MAIN STREET**  
**MILLIS, MA 02054**  
**LICENSE#: 071600010**  
**HEARD: 07/31/2012**

Millis Pkg Store Corp dba Harkeys (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, July 31, 2012, regarding an alleged violation of 204 CMR 2.05(2), to wit: c.138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Carey's Compliance Check Field Report.

The following documents are in evidence:

1. Investigator Carey's Compliance Check Field Report dated May 16, 2012; and
2. Licensee's Stipulation of Facts.

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

**FACTS**

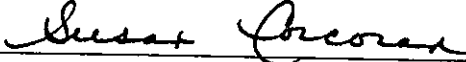
1. On Wednesday, May 16, 2012, at approximately 5:21 p.m., Investigators Teehan and Carey conducted an investigation of the business operation of Millis Pkg Store Corp dba Harkeys.
2. An underage operative working with investigators purchased an alcoholic beverage, a sixteen ounce (16 oz.) can of Bud Lite beer for one dollar and sixty-five cents (\$1.65). The underage operative was not asked for identification.

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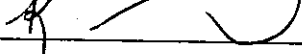
CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2), to wit: M.G.L. c. 138, §34. As the licensee has been in business for forty-five (45) years and has had no previous violations, the Commission issues a **WARNING**.

**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: July 31, 2012

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
- Jack Carey, Investigator
- Michael Teehan, Investigator
- Administration
- File