



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Deborah B. Goldberg
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

NOTICE OF SUSPENSION

October 28, 2015

ST. STANISLAUS B & M SOCIETY INC.
6 K STREET
MONTAGUE, MA 01376
LICENSE#: 073600010
VIOLATION DATE: 06/24/2015
HEARD: 10/27/2015

After a hearing on October 27, 2015, the Commission finds St. Stanislaus B & M Society Inc. violated 204 CMR 2.05 (1): Permitting Gambling.

The Commission suspends the license for twelve (12) days of which eight (8) days will be served and four (4) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur. In addition, the Licensee must not possess in or on the licensed premises any automatic amusement devices or video poker machines.

The suspension shall commence on Wednesday, December 16, 2015, and terminate on Wednesday, December 23 2015. The license will be delivered to the Local Licensing Board or its designee on Wednesday, December 16, 2015 at 9:00 A.M. It will be returned to the Licensee Thursday, December 24, 2015.

You are advised that pursuant to the provisions of M.G.L. c. 138 §23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form, which must be signed by a Massachusetts Licensed Accountant.

You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

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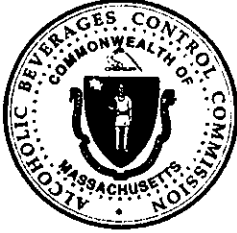
ALCOHOLIC BEVERAGES CONTROL COMMISSION



Kim S. Gainsboro
Chairman

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这份文件是重要的，应立即进行翻译。

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Jan Kujawski, Investigator
Joseph Di Ciccio, Investigator
Administration
File



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Department of the State Treasurer
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DECISION

ST. STANISLAUS B & M SOCIETY INC.
6 K STREET
MONTAGUE, MA 01376
LICENSE#: 073600010
VIOLATION DATE: 06/24/2015
HEARD: 10/27/2015

St. Stanislaus B & M Society 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, October 27, 2015, regarding an alleged violation of 204 CMR 2.05 (1): Permitting Gambling, which occurred on June 24, 2015, according to Investigator Kujawski's Report.

The following documents are in evidence:

1. Investigator Kujawski's Investigative Report dated July 6, 2015;
2. Licensee's Stipulation of Facts;
3. Photocopy of Driver's License;
4. Photographs of Gambling Machines;
5. Photograph of Devices;
6. Bag of 4 remotes; and
7. Payout Book.

The Commission took Administrative Notice of the Licensee's Commission files.

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

FACTS

1. On Wednesday, June 24, 2015, at approximately 12:50 p.m., Investigators Di Cicco and Kujawski ("Investigators") conducted an investigation of the business operation of St. Stanislaus B & M Society Inc. to determine the manner in which the business was being conducted.

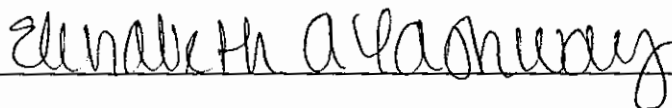
2. Investigators entered the bar and identified themselves to the bartender on duty, Rose Larrymie, and asked to speak with the manager of record or whoever was in charge.
3. Ms. Larrymie contacted the manager, Mr. Broderick, and advised Investigators that he would be at the licensed premises shortly.
4. Investigators observed four electronic video devices. Investigators made the following observations that, based on their training and experience, indicated these electronic video devices were being utilized as gambling devices:
 - Each device accepted dollar bills ranging from \$1, \$5, \$10, and \$20;
 - Each device had the capability to select the number of points (the amount to bet).
 - Each device "registered" the bet by displaying the number of credits selected.
 - Each device had the capability to double up the bet by selecting a double-up button;
 - Each device had a "knock off" mechanism, which, when pressed, reset the winning credits to zero.
 - Machines were identified by number, #1, #2, #3, and #4.
5. As Ms. Larrymie opened one of the devices for Investigators, Mr. Broderick. arrived and consented to speak with Investigators.
6. Mr. Broderick. stated that the establishment pays out for winnings on the electronic video devices, using the cash box located behind the bar. He then showed Investigators the cash box and counted out its contents.
7. Investigators observed the cash box contained \$1,360.00 of U.S. Currency.
8. Richard provided Investigators with the day's pay out ledger, which recorded a \$35.00 pay out that day. Richard then demonstrated the knock off devices and how the machines worked.
9. A player would place a bet by inserting U.S. Currency into the machine. A staff member would activate the knock off switch in order to record the player's data for pay out purposes.
10. Richard stated that money made from the video poker machines was split 50/50 between the establishment and the provider of the machines. The machine provider picked up the money split every 2 to 4 weeks.
11. Richard opened one electronic video device to show Investigators how the machines functioned. Investigators observed numbers on the inner meters of the device changed when \$1.00 U.S. Currency was entered in the machine. Richard then activated the knock off switch and the numbers on the inside meters changed, recording the player's winnings and losses. Richard repeated this demonstration process on all four electronic video devices.
12. Investigators informed Richard and Larrymie of the violation and that a report would be filed with the Chief Investigator for review.

CONCLUSION

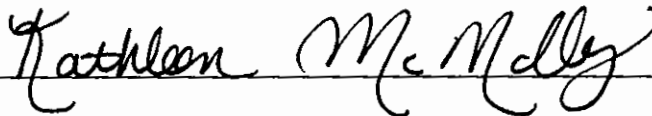
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (1): Permitting Gambling. Therefore, the Commission **suspends the license for twelve (12) days of which eight (8) days will be served and four (4) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.** In addition, the Licensee must not possess in or on the licensed premises any automatic amusement devices or video poker machines.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Elizabeth A. Lashway, Commissioner



Kathleen McNally, Commissioner



Dated: October 28, 2015

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.

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