



***Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3
Chelsea, Massachusetts 02150-2358***

Jean M. Lorizio, Esq.
Chairman

**AMENDED
NOTICE OF SUSPENSION**

September 17, 2019

**MASSACHUSETTS FINE WINES & SPIRITS
D/B/A TOTAL WINE & MORE
321 SPEEN STREET
NATICK, MA 01760
VIOLATION DATE: 5/1/2016-6/30/16
HEARD: 12/7/2016**

After a hearing on December 7, 2016, the Commission finds Massachusetts Fine Wines & Spirits d/b/a Total Wine & More violated 204 CMR 2.04 (1): "No holder of a license issued under M.G.L. c. 138, § 15 shall sell or offer to sell any alcoholic beverages at a price less than invoiced cost. Cost is defined as net cost appearing on the invoice for said alcoholic beverage."

Therefore, the Commission suspends the license for a period of eleven (11) days of which three (3) days will be served, and eight (8) days will be held in abeyance for a period of two (2) years, provided no further violations of Chapter 138 or Commission Regulations occur. This suspension shall run concurrently with the suspension issued in the Commission's decision of this date for the violation occurring in November and December 2015.

The suspension shall commence on Monday, October 21, 2019 and terminate on Wednesday, October 23, 2019. The license will be delivered to the Local Licensing Board or its designee on Monday, October 21, 2019 at 9:00 A.M. It will be returned to the licensee on Thursday, October 24, 2019.

No offer in compromise will be considered for the three (3) days to be served. See 204 C.M.R. 20.02.

ALCOHOLIC BEVERAGES CONTROL COMMISSION



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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Rose Bailey, Investigator
Thomas R. Kiley, Esq. via facsimile 617-330-8774
Administration, File