

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

DECISION

PUB 6 SOCIAL CORP. D/B/A PUB 6 AT THE SIXTH BRISTOL CLUB
736 ASHLEY BLVD.
NEW BEDFORD, MA 02745
LICENSE#: 077800036
VIOLATION DATE: 02/18/2016
HEARING DATE: 09/14/2016

Pub 6 Social Corp. d/b/a Pub 6 at the Sixth Bristol Club (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 Wednesday, September 14, 2016, 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 Keefe's Report.

The following documents are in evidence:

1. Investigator Keefe's Compliance Check Field Report dated July 20, 2016;
2. Licensee's Stipulation of Facts;

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

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

FINDINGS OF FACT

1. On Thursday, February 18, 2016, at approximately 9:20 p.m., Investigators Teehan and Keefe ("Investigators") investigated the business operation of Pub 6 Social Corp. d/b/a Pub 6 at the Sixth Bristol Club to determine the manner in which their business was being conducted and to investigate a complaint filed with this Commission.
2. Investigators entered the licensed premises and identified themselves to Donna, who said she was a member of the club. Investigators informed Donna of the complaint and their inspection of the premises.
3. Donna made a telephone call to Corey, and Investigators spoke with Corey via telephone.

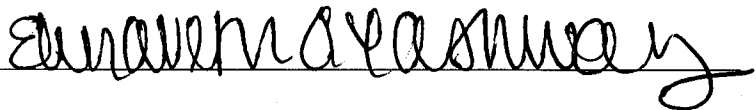
4. Corey stated that he was in charge of purchasing alcohol for the club, and he had purchased their alcohol from a package store. Corey spoke again with Donna.
5. After the telephone conversation, Donna brought Investigators behind the bar, where she showed them 9 bottles of alcohol purchased from package stores.
6. Investigators took the bottles of alcohol as evidence. They were:
 - a) Bacardi Superior Rum;
 - b) Bailey's Irish Cream Liqueur, 2 bottles;
 - c) Captain Morgan's Spiced Rum, 3 bottles;
 - d) Malibu Rum;
 - e) Mount Gay Rum;
 - f) Vincent Van Gogh Vodka.
7. Investigators informed Donna of the violation and a report would be submitted to the Chief Investigator for review.

CONCLUSION

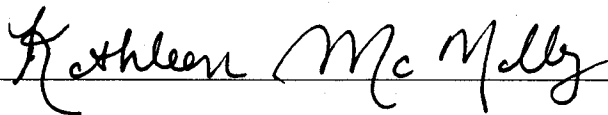
Based on the evidence the Commission finds the Licensee violated M.G.L. C. 138, § 23 – Sale of alcoholic beverages other than those purchased from a licensee under §18 or §19 or from a holder of a special license under §22A. As the Licensee has been in business for more than 75 years and has had no previous violation, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Elizabeth A. Lashway, Commissioner



Kathleen McNally, Commissioner



Dated: September 15, 2016

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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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Dennis Keefe, Investigator
Michael Teehan, Investigator
Joseph L. Michaud, Esq. via facsimile 508-441-3169
Administration, File