



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

**Jean M. Lorizio, Esq.**  
*Chairman*

**DECISION**

**MIROLI STORE LLC D/B/A DEN ROCK WINES & SPIRITS**  
**54 PETERS STREET**  
**NORTH ANDOVER, MA 01845**  
**LICENSE#: 00023-PK-0826**  
**VIOLATION DATE: 9/01/2023**  
**HEARD: 1/30/2024**

Mirol Store LLC d/b/a Den Rock Wines & Spirits (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, January 30, 2024, regarding an alleged violation of M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age (1 count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Anderson's Report.

The following documents are in evidence:

1. Investigator Anderson's Report;
2. Photograph of the Purchased Alcoholic Beverages;
3. ABCC Form 43, Transfer of License Approval, 5/16/2016;
4. Licensee Stipulation of Facts.

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

**FINDINGS OF FACT**

1. On Friday, September 1, 2023, Investigators Gould, Quinn, and Anderson ("Investigators"), conducted surveillance of Mirol Store LLC d/b/a Den Rock Wines & Spirits ("Licensee" or "Den Rock").
2. At approximately 7:40 p.m., Investigators observed a Toyota sport utility vehicle enter the parking lot of the licensed premises. Investigators observed a youthful appearing male individual exit the vehicle and entered the establishment. Shortly thereafter, the same male exited the store in possession of alcoholic beverages. Investigators approached the male, identified themselves and asked to see proof of legal age to purchase and/or possess alcoholic beverages.
3. Underage #1, actual date of birth 11/16/2004 (age 18), was in possession of one case of Coors Light beer and one sleeve of Dr. McGillicuddy's Grape Liqueur nips. Underage #1

informed Investigators that he was not asked for any identification when he purchased the alcoholic beverages.

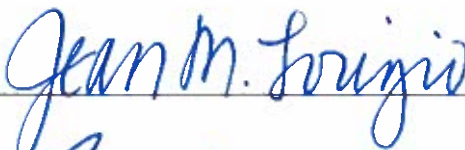
4. At approximately 8:25 p.m. Investigators entered the licensed premises and spoke to the clerk on duty, who called the Licensee, Vick Jain. Investigators spoke with Mr. Jain, informed him of the violation and that a report would be filed with the Chief Investigator for further action.
5. Ankit Patel, Manager of Record, attended the Commission's hearing and testified as to the new point of sale system installed at the licensed premises which features a pop-up reminder with each transaction prompting the employee to check and/or scan the customer's identification.
6. The Licensee has held a license under M.G.L. c. 138, § 15 since 2016 with no prior violations.

#### CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age (1 count). As a result, the Commission **issues a WARNING**.

#### **ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah A. Baglio, Commissioner



Dated: February 28, 2024

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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2023-000250-ad-enf

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Melissa Anderson, Investigator  
Brian Gould, Investigator  
Katelyn Quinn, Investigator  
Gregory C. Demakis, Esq.  
Administration, File