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

Sleven Grossman Treasurer and Receiver General Kim S. Gainsboro, Esq.

## **NOTICE OF SUSPENSION**

January 24, 2012

BETLOU CORPORATION DBA CITY SPIRITS NORTH 271 WASHINGTON STREET NORTH ATTLEBOROUGH, MA 02760 LICENSE#: 083000024 HEARD: 01/24/2012

After a hearing on May 24, 2011, the Commission finds Betlou Corporation Dba City Spirits North in violation of Massachusetts General Laws c. 138, §34.

The Commission suspends the licensee's license for a total of six (6) days to be served. The suspension shall commence on Wednesday, March 14, 2012 and terminate on Monday, March 19, 2012. The license will be delivered to the Local Licensing Board or its designee on Wednesday, March 14, 2012 at 9:00 A.M. It will be returned to the licensee Tuesday, March 20, 2012.

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. All checks must be certified and accompanied by 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.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro Chairman

cc:

Local Licensing Board
Frederick G. Mahony, Chief Investigator
Jamie Binienda, Investigator
Administration
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The Commonwealth of Massachusetts Department of the State Treasurer Alcoholic Beverages Control Commission Boston, Massachusetts 02114

Steven Grossman Treasurer and Receiver General Kim S. Gainsboro, Esg. Chairman

### **DECISION**

BETLOU CORPORATION DBA CITY SPIRITS NORTH 271 WASHINGTON STREET NORTH ATTLEBOROUGH, MA 02760

LICENSE#: 083000024 HEARD: 01/24/2012

Betlou Corporation Dba City Spirits North (the "Licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, January 24, 2012 regarding an alleged violation of M.G.L. c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Jamie Binienda's Compliance Check Field Report.

The following documents are in evidence:

### **Commission Exhibits**

- 1. Compliance Check Field Report of Investigator Jamie Binienda; and
- 2. Licensee's Stipulation of Facts.

There is one (1) recording of this hearing.

### **FACTS**

- 1. On August 20,2011 at approximately 1:54 p.m., Commission Investigators investigated the business operation Betlou Corporation Dba City Spirits North
- 2. An underage operative, working with the investigators, purchased a forty (40) ounce Miller Lite can for two dollars and fifty cents (\$2.50). The underage operative was not asked for identification.

### CONCLUSION

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. The Commission suspends the license for six (6) days.

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# ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman	K	$\sqrt{}$		
I, the undersigned, hereby certify above decision.	that [ have	reviewed the l	/ nearing record a	and concur with the
Susan Corcoran, Commissioner _	lle	was (	Ram	

Dated: January 24, 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
Jamie Binienda, Investigator
Administration
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