



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**EMMAS ENTERPRISES INC. D/B/A EMMA'S PUB & PIZZA
130 MANSFIELD AVENUE
NORTON, MA 02766
LICENSE#: 00043-RS-0908
VIOLATION DATE: 6/14/2022
HEARD: 10/04/2022**

Emmas Enterprises Inc. d/b/a Emma's Pub & Pizza ("Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, October 4, 2022, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator David's Compliance Check Field Report.

The following documents are in evidence:

1. Investigator David's Minimum Purchase Age Compliance Check Field Report;
2. ABCC Form 43, Transfer of License Approval, 9/16/2008;
3. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

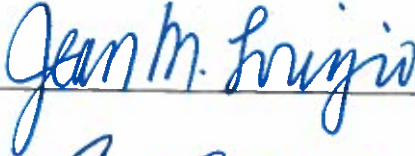
1. On Tuesday, June 14, 2022, at approximately 5:33 p.m., Investigators Smith and David ("Investigators"), inspected the business operation of Emmas Enterprises Inc. d/b/a Emma's Pub & Pizza.
2. An underage operative, working under the supervision of Investigators, was served an alcoholic beverage, one Bud Light draft beer. The underage operative was not asked for identification.
3. Ronald Emma appeared on behalf of the Licensee, his son, Marc Emma. Mr. Emma testified all employees have since been re-certified through TIPS training.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Therefore, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah A. Baglio, Commissioner



Dated: October 12, 2022

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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2022-000117-ad-enf

cc: . Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
John David, Investigator
Nicole Smith, Investigator
Administration, File