



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

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

RAMA WINE & SPIRITS, INC.
898 WASHINGTON ST
NORWOOD, MA 02062
LICENSE#: 091400042
VIOLATION DATE: 05/07/2013
HEARD: 10/15/2013

Rama Wine & Spirits, Inc. (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, October 15, 2013, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 138 §34 Sale or Delivery of an Alcoholic Beverage to a person under twenty-one (21) years of age. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Teehan's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Teehan's Compliance Check Field Report dated May 7, 2013.
 - A. Death Certificate for D. Cucinotta; and
 - B. TIPS Certification for T. Cucinotta.

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

FACTS

1. On Tuesday, May 7, 2013, at approximately 5:45 p.m., Investigators Kenny and Teehan conducted an investigation of the business operation of Rama Wine & Spirits, Inc.
2. An underage operative, working with investigators, purchased an alcoholic beverage, a container of Budweiser Light beer for one dollar and fifty cents (\$1.50). The underage operative was not asked for identification.
3. The Commission considered the extenuating circumstances which occurred at the time of the offense and which later resulted in the death of the clerk's family member.


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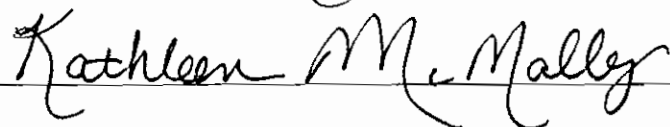
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CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 138 §34 Sale or Delivery of an Alcoholic Beverage to a person under twenty-one (21) years of age. As the licensee has had no previous violation, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner 

Kathleen McNally, Commissioner 

Dated: October 18, 2013

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
- Michael Teehan, Investigator
- Mark Kenny, Investigator
- Administration
- File