

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

SIAM LOTUS, INC.
1331 BOSTON PROVIDENCE TURNPIKE
NORWOOD, MA 02062
LICENSE#: 091400001
HEARD: 08/28/2012

Siam Lotus, Inc. (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 Tuesday, August 28, 2012, regarding an alleged violation of 204 CMR 2.05(2), to wit: c.138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Kenny's Compliance Check Field Report.

The following documents are in evidence:

1. Investigator Kenny's Compliance Check Field Report dated April 25, 2012; and
2. Licensee's Stipulation of Facts.

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

FACTS

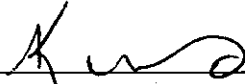
1. On Wednesday, April 25, 2012 at approximately 5:20 p.m., Investigators Teehan and Kenny conducted an investigation of the business operation of Siam Lotus, Inc.
2. An underage operative working with investigators purchased an alcoholic beverage, a Miller Lite beer for four dollars (\$4.00). The underage operative was not asked for identification.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2), to wit: M.G.L. c. 138, §34. As the licensee has been in business for ten (10) years and has had no previous violations, the Commission issues a **WARNING**.

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ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman  _____

I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kathleen McNally, Commissioner  _____

Dated: September 4, 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
- Mark Kenny, Investigator
- Michael Teehan, Investigator
- Administration
- File