

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, Esq.
Chairman

NOTICE OF SUSPENSION

July 31, 2012

BKDE LIQUORS, INC DBA CORKSCREW LIQUORS
23 CENTRAL ST
PEABODY, MA 01960
LICENSE#: 095600118
HEARD: 07/31/2012

After a hearing on July 31, 2012 the Commission finds BKDE Liquors, Inc. dba Corkscrew Liquors in violation of 204 CMR 2.05 (2), to wit: c.138, §34- Sale and delivery of an alcoholic beverage to a person under twenty-one (21) years of age. (2 Counts)

The Commission suspends the licensee's license for a total of four (4) days to be served. The suspension shall commence on Wednesday, September 12, 2012 and terminate on Saturday, September 15, 2012. The license will be delivered to the Local Licensing Board or its designee on Wednesday, September 12, 2012 at 9:00 A.M. It will be returned to the licensee Sunday, September 16, 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.

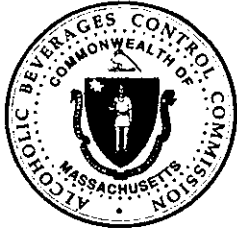
You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro
Chairman

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Michael Teehan, Investigator
Administration
File

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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

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DECISION

BKDE LIQUORS, INC. DBA CORKSCREW LIQUORS
23 CENTRAL ST
PEABODY, MA 01960
LICENSE#: 095600118
HEARD: 07/31/2012

BKDE Liquors, Inc. dba Corkscrew Liquors (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, July 31, 2012, regarding an alleged violation of 204 CMR 2.05 (2), to wit: c.138, §34- Sale and Delivery of an alcoholic beverage to a person under twenty-one (21) years of age. (2 Counts) 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 Investigative Report dated May 15, 2012.

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

FACTS

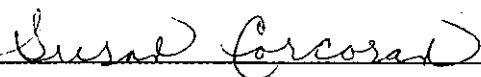
1. On Saturday, May 12, 2012, at approximately 8:20 p.m., Investigators Bailey, Capurso, and Teehan conducted an investigation of the business operation of BKDE Liquors, Inc. dba Corkscrew Liquors to determine the manner in which their business was conducted.
2. While investigators were outside of the licensed premises, they observed two (2) male subjects in possession of alcoholic beverages.
3. These individuals were later identified as Mr. Kyle Franey, date of birth August 4, 1992, age nineteen (19) years; and Mr. Kyle Boyce, date of birth June 24, 1992, age nineteen (19) years.
4. Investigators observed Mr. Franey in possession of a twelve (12) pack of Natural Light beer.
5. Investigators observed Mr. Boyce in possession of a twelve (12) pack of Keystone Light beer.
6. Both Mr. Franey and Mr. Boyce stated that they were not asked for identification to purchase the alcoholic beverages.
7. Investigators informed the owner, later identified as Mr. Robert Kassiotis, of the violations and that a report would be submitted to the Chief Investigator for further action.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2), to wit: c.138, §34- Sale and Delivery of an alcoholic beverage to a person under twenty-one (21) years of age. (2 Counts) Therefore, the Commission **suspends the license for eight (8) days of which four (4) days will be served and four (4) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

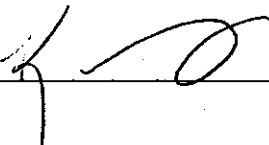
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner



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

Kim S. Gainsboro, Chairman



DATE: July 31, 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
Michael Teehan, Investigator
Administration
File