

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

LIRYC LIQUORS LTD DBA RAY'S PACKAGE STORE
162 MAIN ST
PEPPERELL, MA 01463
LICENSE#: 096200004
HEARD: 3/20/2012

Liryc Liquors Ltd dba Ray's Package Store (the "Licensee") holds an all-alcoholic beverages license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, March 20, 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 Bailey's Compliance Check Field Report.

The following documents and physical items are in evidence:

1. Investigator Bailey's Compliance Check Field Report dated August 24, 2011;
2. Licensee's Stipulation of Facts;
3. Compliance Check Guidelines;
4. Underage Operative Signed Release;
5. Photo of Underage Operative;
6. Compliance Check Breathalyzer Results of Underage Operative; and
7. One can of Bud Light beer.

- A. Letter of Recommendation dated January 17, 2012 from Mr. Darrell W. Gilmore.

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

FACTS

1. On Wednesday, August 24, 2011, at approximately 7:12 p.m., Investigators Rose Bailey and Paul Capurso conducted an investigation of the business operation of Liryc Liquors Ltd dba Ray's Package Store.
2. An underage operative working with investigators purchased an alcoholic beverage, a twenty-four ounce (24 oz.) can of Bud Light beer, for two dollars and fifteen cents (\$2.15). The underage operative was not asked for identification.
3. An administrative review of the files indicates the licensee has held the license since 1996, and has had no previous violations.

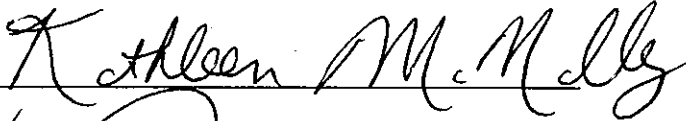
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CONCLUSION

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. As the licensee has been in business for more than ten (10) years and has had no previous violations, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



Kim S. Gainsboro, Chairman



Dated: March 20, 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
Rose Bailey, Investigator
✓ Administration
File