



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

MAGGIE'S PUB, INC. DBA GALWAY PUB
58 COURT ST.
PLYMOUTH, MA 02360
LICENSE#: 098400007
HEARD: 09/04/2012

Maggie's Pub, Inc. dba Galway Pub (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, September 4, 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 Binienda's Compliance Check Field Report.

The following documents are in evidence:

1. Investigator Binienda's Compliance Check Field Report dated May 14, 2012; and
2. Licensee's Stipulation of Facts.

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

FACTS

1. On Monday, May 14, 2012, at approximately 6:07 p.m., Investigators Kenny and Binienda conducted an investigation of the business operation of Maggie's Pub, Inc. dba Galway Pub.
2. An underage operative working with investigators purchased an alcoholic beverage, a Bud Lite draft beer for two dollars and seventy-five cents (\$2.75). 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 over ten (10) years and has had no previous violations, the Commission issues a **WARNING**.

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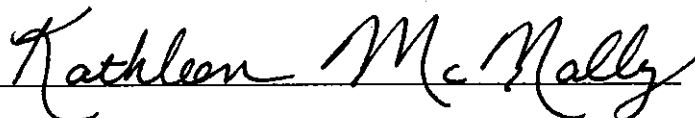
ALCOHOLIC BEVERAGES CONTROL COMMISSION

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
Jamie Binienda, Investigator
Mark Kenny, Investigator
Administration
File