



Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3
Chelsea, Massachusetts 02150-2358

Jean M. Lorizio, Esq.
Chairman

DECISION

C A KANG LLC D/B/A PLYMPTON CONVENIENCE & LIQUOR STORE
286 MAIN STREET
PLYMPTON, MA 02367
LICENSE#: 00005-PK-0986
VIOLATION DATE: 6/15/2022
HEARD: 11/29/2022

C A Kang LLC d/b/a Plympton Convenience & Liquor Store ("Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, November 29, 2022, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Kenny's Report.

The following documents are in evidence:

1. Investigator Kenny's Minimum Purchase Age Compliance Check Field Report;
 2. ABCC Form 43, New License Approval, 11/28/2005;
 3. ABCC Decision, 5/29/2012;
 4. Licensee's Stipulation of Facts.
- A. Photographs (4) of Interior of Licensed Premises.

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

FINDINGS OF FACT

1. On Wednesday, June 15, 2022, at approximately 6:41 p.m., Investigators Cutter and Kenny ("Investigators"), inspected the business operation of C A Kang LLC d/b/a Plympton Convenience & Liquor Store.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one 6-pack of Bud Light beer, for eight dollars and twenty-five cents (\$8.25). The underage operative was not asked for identification.

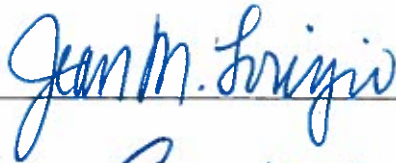
3. Christine Kang appeared on behalf of her father, Young Kang, Licensee, at the Commission hearing. Ms. Kang testified the Licensee has since purchased a scanner and has ensured employees are TIPS trained.

CONCLUSION

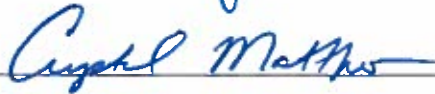
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. As a result, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah A. Baglio, Commissioner



Dated: December 7, 2022

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.

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2022-000125-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Mark Kenny, Investigator
Alicia Cutter, Investigator
Administration, File