

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

Jean M. Lorizio, Esq.
Chairman

NOTICE OF SUSPENSION

July 13, 2023

**KH RETAIL INC. D/B/A SQUANTUM MARKET & LIQUORS
205 WEST SQUANTUM STREET
QUINCY, MA 02453
LICENSE#: 89823-PK-1006
VIOLATION DATE: 3/10/2023
HEARD: 6/6/2023**

After a hearing on June 6, 2023, the Commission finds KH Retail Inc. d/b/a Squantum Market & Liquors violated M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count). The Commission **suspends the license for a period of one (1) day to be served.**

The suspension shall be served on Monday, September 18, 2023. The license will be delivered to the Local Licensing Board or its designee on Monday, September 18, 2023, at 9:00 A.M. It will be returned to the licensee on Tuesday, September 19, 2023.

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 which must be signed by the Licensee and a Massachusetts Licensed Accountant.

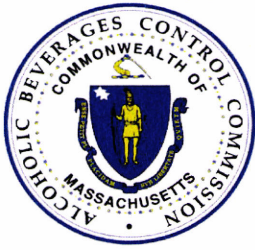
You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio
Chairman

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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Nicole Terasconi, Investigator
Robert Gardner, Investigator
Carolyn M. Conway, Esq.
Administration, File



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Alcoholic Beverages Control Commission
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DECISION

**KH RETAIL INC. D/B/A SQUANTUM MARKET & LIQUORS
205 WEST SQUANTUM STREET
QUINCY, MA 02453
LICENSE#: 89823-PK-1006
VIOLATION DATE: 3/10/2023
HEARD: 6/6/2023**

KH Retail Inc. d/b/a Squantum Market & Liquors (the "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, June 6, 2023, regarding an alleged violation of M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Terasconi's Report.

The following documents are in evidence:

1. Investigator Terasconi's Report;
2. ABCC Licensing Authority Certification, Transfer of License Approved, 7/27/2020;
3. Photograph of Fraudulent Rhode Island Driver's License Confiscated (Front and Back);
4. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

1. On Friday, March 10, 2023, Investigators Gardner and Terasconi ("Investigators") conducted surveillance at KH Retail Inc. d/b/a Squantum Market & Liquors.
2. At approximately 6:40 p.m., Investigators observed a youthful appearing female individual exit a Honda CRV motor vehicle and enter the licensed premises.
3. At approximately 6:45 p.m., the same female exited the store in possession of what appeared to be alcoholic beverages.
4. Investigators approached the female, identified themselves and asked to see proof of age to lawfully purchase and/or possess alcoholic beverages.

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2023-000037-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Nicole Terasconi, Investigator
Robert Gardner, Investigator
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Administration, File

5. Underage #1, actual date of birth 11/09/2004 (age 18), was in possession of two 6-packs of Twisted Tea malt beverage, one 1.75-liter bottle of Tito's vodka, and one 1.75-liter bottle of New Amsterdam vodka. She provided Investigators with a fraudulent Rhode Island driver's license bearing her own name but a different birth date, which she had used to purchase the alcoholic beverages.
6. At approximately 7:45 p.m., Investigators entered the licensed premises, spoke to the clerk on duty, informed him of the violation and that a report would be filed with the Chief Investigator for further action.
7. Mr. Kinjal Patel, Licensee and Manager of Record appeared at the Commission hearing. The Commission was informed that the Licensee, prior to this incident, had ordered an identification scanner from ID Science and was awaiting its delivery. In addition, the Licensee has met with Counsel to go over policies and procedures to prevent future sales to underage individuals. The Licensee intends to install surveillance cameras.
8. The Licensee has held a license under M.G.L. c. 138, § 15 since 2020.

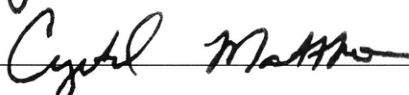
CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count). Therefore, the Commission **suspends the license for a period of 1 day.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Deborah Baglio, Commissioner _____ 

Jean M. Lorizio, Chairman _____ 

Crystal Matthews, Commissioner _____ 

Dated: July 13, 2023

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.