

Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, Massachusetts 02114
Tel. (617) 727-3040
Fax: (617) 727-1510

Jean M. Lorizio, Esq.
Chairman

NOTICE OF SUSPENSION

March 6, 2019

NITE ENTERTAINMENT INC. D/B/A REVEL
79 PARKINGWAY
QUINCY, MA 02169
LICENSE#: 1006-00054
VIOLATION DATE: 11/21/2018
HEARD: 2/26/2019

After a hearing on February 26, 2019, the Commission finds Nite Entertainment Inc. d/b/a Revel violated 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: c. 138 § 34C Possession of an alcoholic beverage by a person under twenty-one (21) years of age (2 Counts).

The Commission **suspends the license for a period of four (4) days of which two (2) days will be served, and two (2) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

The suspension shall commence on Wednesday, May 8, 2019 and terminate on Thursday, May 9, 2019. The license will be delivered to the Local Licensing Board or its designee on Wednesday, May 8, 2019 at 9:00 A.M. It will be returned to the licensee on Friday, May 10, 2019.

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

This document is important and should be translated immediately.
Este documento es importante y debe ser traducido inmediatamente.
Este documento é importante e deve ser traduzido imediatamente.
Ce document est important et devrait être traduit immédiatement.
Questo documento è importante e dovrebbe essere tradotto immediatamente.
Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως.
这份文件是重要的，应立即进行翻译.

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Christopher Temple, Investigator
Michael Teehan, Investigator
Lisa Watson, Investigator
Kyle E. Gill, Esq., Associate General Counsel
Neil Kreuzer, Esq. via facsimile 617-739-8484
Administration, File



*Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, Massachusetts 02114
Tel. (617) 727-3040
Fax: (617) 727-1510*

Jean M. Lorizio, Esq.
Chairman

DECISION

**NITE ENTERTAINMENT INC. D/B/A REVEL
79 PARKINGWAY
QUINCY, MA 02169
LICENSE#: 1006-00054
VIOLATION DATE: 11/21/2018
HEARD: 2/26/2019**

Nite Entertainment Inc. d/b/a Revel (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, February 26, 2019, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: c. 138 § 34C Possession of an alcoholic beverage by a person under twenty-one (21) years of age (2 Counts). Prior to the start of the hearing, the Licensee stipulated to the violation in Investigator Temple's report.

The following documents are in evidence:

1. Investigator Temple's Investigative Report;
2. Licensee's Stipulation of Facts;
3. Photocopy of Imposters' Driver's Licenses;
4. Photograph of Minor #1; and
5. Photograph of Minor #2.

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

The Commission took Administrative Notice of the Licensee's record.

FINDINGS OF FACT

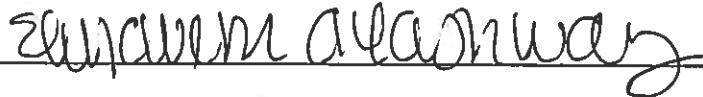
1. On Wednesday, November 21, 2018, at approximately 10:45 p.m., Investigators Teehan, Watson, and Temple ("Investigators") conducted an investigation of the business operation of Nite Entertainment Inc. d/b/a Revel to determine the manner in which its business was being conducted.
2. Investigators observed two youthful appearing females, who were to the right of the dance floor, in possession of alcoholic beverages.

3. Underage #1, actual date of birth 4/3/1998 (age 20), was in possession of a vodka cranberry drink. She presented to Investigators a Massachusetts driver's license in another's name which she had used to enter the premises. Investigators determined that the individual pictured on the license was not the person before them. Underage #1 had a rounder face, shorter forehead, bigger eyes, and a younger looking appearance than the person pictured on the license.
4. Underage #2, actual date of birth 4/2/1998 (age 20) was in possession of a vodka and Sprite® mixed drink. She presented to Investigators a Massachusetts driver's license in another's name which she had used to enter the premises. Investigators determined that the individual pictured on the license was not the person before them. Underage #2 had a younger and rounder face with a shorter and wider nose than the person pictured on the license.
5. Investigators identified the underage individuals to security personnel. The two doormen stated that they did not request identification from these girls and that they were the only door personnel who could have checked the identifications.
6. Investigators then showed the imposter licenses which the females said they had provided to the doormen. Both doormen agreed that the identifications looked nothing like the female minors.
7. Investigators spoke to the owner, Ed Matthew, about the incident.
8. Investigators informed Mr. Matthew of the violations and that a report would be filed with the Chief Investigator for further action.

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: c. 138 § 34C Possession of an alcoholic beverage by a person under twenty-one (21) years of age (2 Counts). Therefore, the Commission **suspends the license for a period of four (4) days of which two (2) days will be served, and two (2) 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

Elizabeth Lashway, Commissioner 

Kathleen McNally, Commissioner 

Dated: March 6, 2019

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.

This document is important and should be translated immediately.
Este documento es importante y debe ser traducido inmediatamente.
Este documento é importante e deve ser traduzido imediatamente.
Ce document est important et devrait être traduit immédiatement.
Questo documento è importante e dovrebbe essere tradotto immediatamente.
Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως.
这份文件是重要的，应立即进行翻译。

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Christopher Temple, Investigator
Michael Teehan, Investigator
Lisa Watson, Investigator
Kyle E. Gill, Esq., Associate General Counsel
Neil Kreuzer, Esq. via facsimile 617-739-8484
Administration, File