



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**PEPPER DINING, INC. D/B/A CHILI'S GRILL AND BAR
70 WALKERS BROOK DRIVE
READING, MA 01867
LICENSE#: 00021-RS-1016
VIOLATION DATE: 5/17/2023
HEARD: 11/14/2023**

Pepper Dining, Inc. d/b/a Chili's Grill and Bar ("Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, November 14, 2023, 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 Investigators Bolcome and Anderson's Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

1. Investigators Bolcome and Anderson's Minimum Purchase Age Compliance Check Field Report, 5/17/2023;
 2. Licensee's Stipulation of Facts;
 3. ABCC Form 43, Transfer of License Approval, 6/12/2007.
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- A. Manager of Record's Email to Staff, 5/18/2023;
 - B. Licensee's List of Donations (prior three month period);
 - C. Serving Safely Training- Employee Roster.

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

FINDINGS OF FACT

1. On Wednesday, May 17, 2023, at approximately 6:52 p.m., Investigators Bolcome and Anderson ("Investigators") conducted a compliance check at Pepper Dining, Inc. d/b/a Chili's Grill and Bar.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one Bud Light beer, for six dollars (\$6.00). The underage operative was not asked for identification.

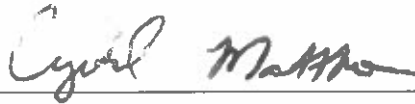
3. The Licensee has held a license under M.G.L. c. 138, § 12 since 2007 with no prior violations.

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

Crystal Matthews, Commissioner

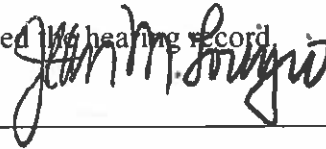


Deborah A. Baglio, Commissioner



I, the undersigned, hereby certify that I have reviewed the hearing record

Jean Lorizio, Chairman



Dated: January 11, 2024

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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2023-000125-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
David Bolcome, Investigator
Melissa Anderson, Investigator
Andrew Upton, Esq.
Administration, File