

The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

NOTICE OF OFFER IN COMPROMISE

October 12, 2012

AZEVEDDO'S MINI MARKET, LTD
537 WINTHROP STREET
REHOBOTH, MA 02769
LICENSE #: 102000028
HEARD: 8/14/2012

Your Offer in Compromise In Lieu Of Suspension is unacceptable to the Commission. Upon reviewing, the submitted Offer In Compromise In Lieu Of Suspension was not received within twenty (20) calendar days after receipt of the Commission Decision; therefore, you have forfeited the opportunity of paying a fine. Your check, number 5094 in the amount of \$80.00 is void. Please find the abovementioned check and the submitted documents enclosed.

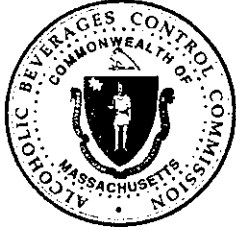
Please be advised that you must comply with the Commission's Amended Notice of Suspension dated October 12, 2012, which states, the suspension shall commence on **Wednesday, October 17, 2012** and terminate on **Thursday, October 18, 2012**. The license will be delivered to the Local Licensing Board or its designee on Wednesday, October 17, 2012 at 9:00 A.M. It will be returned to the licensee Friday, October 19, 2012.

Please feel free to contact Lisa Lordan at my office if you have any questions. She can be reached at 617.727.3040, extension 729.

ALCOHOLIC BEVERAGE CONTROL COMMISSION

Kim S. Gainsboro
Chairman

cc: File
Local Licensing Board
Chief Investigator Mahony
Caroline Guarino, Investigator



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

AMENDED
NOTICE OF SUSPENSION

October 12, 2012

AZEVEDO'S MINI MARKET, LTD
537 WINTHROP STREET
REHOBOTH, MA 02769
LICENSE#: 102000028
HEARD: 08/14/2012

After a hearing on August 14, 2012 the Commission finds Azevedo's Mini Market, Ltd. in violation of 204 CMR 2.05(2), to wit: c.138, §34.

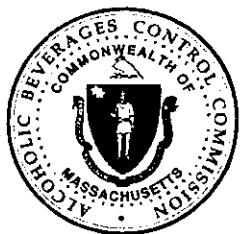
The Commission **suspends the licensee's license for a total of two (2) days to be served. The suspension shall commence on Wednesday, October 17, 2012 and terminate on Thursday, October 18, 2012.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, October 17, 2012 at 9:00 A.M. It will be returned to the licensee Friday, October 19, 2012.

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

Kim S. Gainsboro
Chairman

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
John Carey, Investigator
Caroline Guarino, Investigator
Dennis Keefe, Investigator
Administration
File



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

NOTICE OF SUSPENSION

August 14, 2012

AZEVEDO'S MINI MARKET, LTD
537 WINTHROP STREET
REHOBOTH, MA 02769
LICENSE#: 102000028
HEARD: 08/14/2012

After a hearing on August 14, 2012 the Commission finds Azevedo's Mini Market, Ltd. in violation of 204 CMR 2.05(2), to wit: c.138, §34.

The Commission **suspends the licensee's license for a total of two (2) days to be served. The suspension shall commence on Wednesday, October 3, 2012 and terminate on Thursday, October 4, 2012.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, October 3, 2012 at 9:00 A.M. It will be returned to the licensee Friday, October 5, 2012.

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. All checks must be certified and accompanied by the enclosed form, which must be signed by 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.

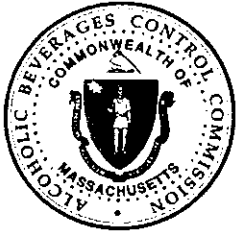
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro
Chairman

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
John Carey, Investigator
Caroline Guarino, Investigator
Dennis Keefe, Investigator
Administration
File

1767-0328

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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

AZEVEDO'S MINI MARKET, LTD
537 WINTHROP STREET
REHOBOTH, MA 02769
LICENSE#: 102000028
HEARD: 08/14/2012

Azevedo's Mini Market, Ltd. (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, August 14, 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 Guarino's Compliance Check Field Report.

The following documents are in evidence:

1. Investigator Guarino's Compliance Check Field Report dated May 21, 2012; and
2. Licensee's Stipulation of Facts.

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

FACTS

1. On Monday, May 21, 2012 at approximately 5:29 p.m., Investigators Carey and Guarino conducted an investigation of the business operation of Azevedo's Mini Market, Ltd.
2. An underage operative working with investigators purchased an alcoholic beverage, a twelve ounce (12 oz.) can of Natural Light beer for one dollar and fifty cents (\$1.50). 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. Therefore the Commission **suspends the license for 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.**

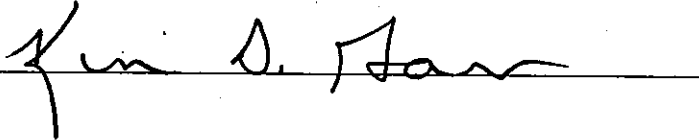
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kim S. Gainsboro, Chairman



Dated: August 14, 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
John Carey, Investigator
Caroline Guarino, Investigator
Dennis Keefe, Investigator
Administration
File