



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

Deborah B. Goldberg
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

DECISION

SHIVRUDRA INC. DBA FAST FREDDIE'S
66 MAIN STREET
SALISBURY, MA 01952
LICENSE#: 106600072
VIOLATION DATE: 03/30/2015
HEARD: 04/21/2015

Shivrudra Inc. dba Fast Freddie's (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, April 21, 2015, regarding an alleged violation of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: c. 138, §34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Bailey's Report.

The following documents are in evidence:

1. Investigator Bailey's Compliance Check Field Report dated March 30, 2015;
2. Licensee's Stipulation of Facts;
3. Commission's 2015 Compliance Check Guidelines; and
4. Photograph of Underage Operative.

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

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

FACTS

1. On Monday, March 30, 2015, at approximately 6:06 p.m., Investigators Doyle and Bailey conducted an investigation of the business operation of Shivrudra Inc. dba Fast Freddie's.
2. While on the licensed premises an underage operative working with investigators purchased from the Licensee an alcoholic beverage, a twenty-five ounce (25 oz.) can of Budweiser Light beer, for three dollars (\$3.00). The underage operative was not asked for identification.

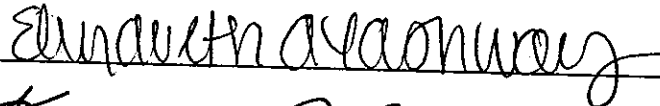
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CONCLUSION

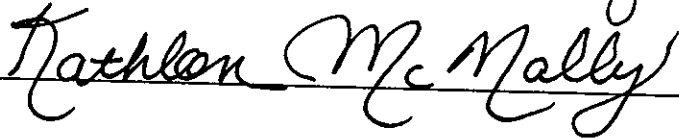
Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: c. 138, §34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Therefore, the Commission **suspends the license for three (3) days of which three (3) 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: April 21, 2015

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
 Rose Bailey, Investigator
 Brad Doyle, Investigator
 Administration
 File