

Re: JBNJ Foods, Inc.
DBA: Tedeschi Food Shops #359
Premise: 337 Gannett Road
City/Town: Scituate, MA 02066
License #: 108600040
Heard: August 17, 2010

DECISION

JBNJ Foods, Inc. dba Tedeschi Food Shops #359 ("The Licensee") holds an all alcohol license issued pursuant to M.G.L. c.138, §15. The Alcoholic Beverages Control Commission ("The Commission") held a hearing on August 17, 2010 regarding an alleged violation of M.G.L. c.138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Jack Carey's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Jack Carey.

There is one (1) tape of this hearing.

Facts

1. On, May 26, 2010 at approximately 8:00 p.m., Commission Investigators investigated the business operation JBNJ Foods, Inc. dba Tedeschi Food Shops #359.
2. An underage operative, working with the investigators, purchased a bottle of Bud Light for \$1.95. The underage operative was not asked for identification.

Conclusion

Based on the evidence, the Commission finds the licensee violated M.G.L. c.138, §34. 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

Kim S. Gainsboro, Chairman _____

Robert Cronin, Commissioner _____

Dated in Boston, Massachusetts this 20th day of August 2010.

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 days of receipt of this decision.

cc: Scituate Licensing Board
Frederick G. Mahony, Chief Investigator
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