

Re: **Renzoni Beer & Wine, Inc.**
DBA: **Mike's Beer & Wine**
Premise: **129 Hartford Turnpike**
City/Town: **Shrewsbury, MA 01545**
License #: **111600046**
Heard: **November 30, 2010**

DECISION

Renzoni Beer & Wine, Inc. dba Mike's Beer & Wine (the "Licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws c 138, §15. The Alcoholic Beverages Control Commission ("the Commission") held a hearing on November 30, 2010 regarding an alleged violation of M.G.L. c.138 §64: Failure to comply with the laws of the Commonwealth, to wit: M.G.L. c.10 §33 and 961 CMR 2.20. ("All tickets provided to the licensed sales agent by the lottery, and all proceed from the sale of such tickets, shall at all times remain the exclusive property of the Lottery. All such proceeds shall be deposited by the sales agent into the trust account established pursuant to 961 CMR 2.16, at such time and at such terms as the director may from time to time require.")

The following documents are in evidence:

1. Violation Report from Investigator Caroline Guarino-Wilichoski; and
2. Commission Notice of Hearing.

There was testimony from John DeSimas and Investigator Caroline Guarino-Wilichoski.

There is one (1) tape of this hearing

FACTS

Mr. John DeSimas, Director, Credit and Collections of the Massachusetts State Lottery Commission appeared and testified about the Lottery's attempt to collect a debt of \$7,406.62 from Michael J. Renzoni, President of Renzoni Beer & Wine, Inc. Investigator Guarino-Wilichoski testified as to the contents of her report.

Neither Mike Renzoni nor a representative of Renzoni Beer & Wine, Inc. appeared at the hearing.

The licensee is subject to the requirements of state law set in M.G.L.c.10 §33 and 961 CMR 2.20. The licensee failed to comply with these state laws.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, § 64: The Commission will determine the sanction to be imposed at a hearing to be held at 10:00 AM on December 21, 2010 for sentencing.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert Cronin, Commissioner _____

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

Kim S. Gainsboro, Chairman _____

Dated in Boston, Massachusetts this 9th day of December 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: Local Licensing Board
Frederick G. Mahony, Chief Investigator
John DeSimas, State Lottery Commission via facsimile 781-849-5546
File