



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

Steven Grossman
Treasurer and Receiver General

NOTICE OF SUSPENSION

Kim S. Gainsboro, Esq.
Chairman

August 26, 2014

TURNPIKE DISCOUNT LIQUORS, INC. DBA TURNPIKE DISCOUNT LIQUORS
166 BOSTON TURNPIKE
SHREWSBURY, MA 01545
LICENSE#: 111600074
VIOLATION DATE: 06/12/2014
HEARD: 08/19/2014

After a hearing on August 19, 2014, the Commission finds Turnpike Discount Liquors, Inc. dba Turnpike Discount Liquors in violation of M.G.L. c. 138 §34 - Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count).

The Commission **suspends the licensee's license for a total of two (2) days to be served. The suspension shall commence on Wednesday, October 15, 2014, and terminate on Thursday, October 16, 2014.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, October 15, 2014 at 9:00 A.M. It will be returned to the licensee Friday, October 17, 2014.

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
Jan Kujawski, Investigator
Dennis Keefe, Investigator
Administration
File

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The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
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DECISION

TURNPIKE DISCOUNT LIQUORS, INC. DBA TURNPIKE DISCOUNT LIQUORS
166 BOSTON TURNPIKE
SHREWSBURY, MA 01545
LICENSE#: 111600074
VIOLATION DATE: 06/12/2014
HEARD: 08/19/2014

Turnpike Discount Liquors, Inc. dba Turnpike Discount Liquors (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 19, 2014, regarding an alleged violation of M.G.L. c. 138 §34 - Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Kujawski's Report.

The following documents are in evidence:

1. Investigator Kujawski's Investigative Report dated June 12, 2014;
 2. Licensee's Stipulation of Facts; and
 3. RMV Printout for Minor.
- A. TIPS Certificate for N. Patel; and
B. Three Photos of Identification Scanner.

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

FACTS

1. On Thursday, June 12, 2014, at approximately 9:00 p.m., Investigators Keefe and Kujawski conducted an investigation of the business operation of Turnpike Discount Liquors, Inc. dba Turnpike Discount Liquors to determine the manner in which its business was being conducted.
2. Investigators conducted a surveillance of the establishment, and observed two youthful looking male individuals walking out of the licensed premises.
3. Investigators observed that one male individual carried a plastic bag containing a 1.75 liter bottle of Seagram's Seven Crown whiskey, which he placed in his car.
4. Investigators approached the male individuals and requested to see proof of legal age.
5. Zachary Diamond, actual date of birth [REDACTED] (age 19) provided investigators with his real MA driver's license. Mr. Diamond stated that he has purchased alcoholic beverages from this establishment on several previous occasions.
6. Mr. Diamond stated that he was not asked for proof of age tonight at the time of this service.

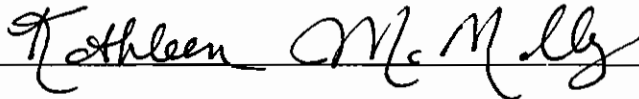
7. Investigators and Mr. Diamond entered the establishment and identified the underage to the clerk on duty, Nitesh Patel.
8. Mr. Patel stated to investigators that he had not asked Mr. Diamond for proof of age at the time of service tonight.
9. Investigators asked Mr. Patel to contact the owner by telephone.
10. Investigators spoke to the owner, Sangita Patel, and informed her of the violation, and that a report would be filed with the Chief Investigator for review.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138 §34 - Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count). Therefore, the Commission **suspends the license for four (4) days of which two (2) days will be served and two (2) day will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

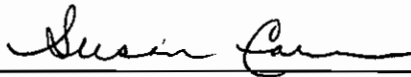
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



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

Susan Corcoran, Commissioner



Dated: August 26, 2014

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
Jan Kujawski, Investigator
Dennis Keefe, Investigator
Administration
File