

Chairman

# Commonwealth of Massachusetts Alcoholic Beverages Control Commission 95 Fourth Street, Suite 3 Chelsea, Massachusetts 02150-2358

### **DECISION**

VEER ZALA INC. D/B/A STAR LIQUOR 507 BOSTON TURNPIKE SHREWSBURY, MA 01545 LICENSE#: 000058-PK-1116

VIOLATION DATE: 4/11/2023

HEARD: 7/25/2023

Veer Zala Inc. d/b/a Star Liquor ("Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, July 25, 2023, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigators Velez & Binienda's Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

- Investigators Velez & Binienda's Minimum Purchase Age Compliance Check Field Report, 4/11/2023;
- 2. ABCC Form 43, Transfer of License Approval, 7/9/2014;
- 3. ABCC Decision, 9/6/2017;
- 4. ABCC Decision, 7/12/2017;
- 5. Licensee's Stipulation of Facts.

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

#### FINDINGS OF FACT

- 1. On Tuesday, April 11, 2023, at approximately 4:30 p.m., Investigators Binienda and Velez ("Investigators") conducted a compliance check at Veer Zala Inc. d/b/a Star Liquor.
- 2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one 24-ounce can of Twisted Tea malt beverage, for three dollars and seventy-five cents (\$3.75). The underage operative was not asked for identification.
- 3. Jagdishkumar Patel and Bharatkumar Patel, Principals of the Licensee Entity, appeared at the Commission hearing. The Commission was informed as to steps taken to prevent future

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sales to underage individuals, including retraining employees and ensuring all are TIPS certified.

4. The Licensee has held a license under M.G.L. c. 138, § 15 since 2014.

## 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: M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age. Therefore, the Commission issues a **WARNING**.

#### ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman Jun M. Junju	
Crystal Matthews, Commissioner Cycl Manne	
Deborah A. Baglio, Commissioner Chulle a Bullio	

Dated: August 8, 2023

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.

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यह दस्तावेज़ महत्वपूर्ण है और इसका तुरंत अनुवाद किया जाना चाहिए Dokiman sa a enpòtan epi li ta dwe tradwi touswit 'Đây là tài liệu quan trọng và cần được dịch ngay' ឯកសារនេះសំខាន់ណាស់ ហើយត្រូវបកប្រែងាបន្ទាន់។

## 2023-000080-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Nick Velez, Investigator
Jamie Binienda, Investigator
Matthew S. Porter, Esq.
Administration, File