



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

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

T & T OCEAN INC. DBA T & T OCEAN LIQUORS
8 MAIN ST
SOMERVILLE, MA 02145
LICENSE#: 11300091
VIOLATION DATE: 05/17/2013
HEARD: 08/27/2013

T & T Ocean Inc. dba T & T Ocean 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 27, 2013, 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). The above captioned occurred on May 17, 2013 according to Investigator Velez's Report.

The following documents are in evidence:

1. Investigator Velez's Investigative Report dated May 17, 2013;
 2. CJIS Driver's License Print Out for Cory James Mortell; and
 3. Fake Connecticut Identification in the name of Cory J. Mortell.
- A. Letter dated April 18, 2013, from City of Somerville, Office of Prevention Regarding Licensee's Safe Service;
 - B. Notice of Compliance dated April 16, 2013 from Somerville Tobacco Control Program; and
 - C. Certificate of Completion of the Underage Drinking Education Course, dated December 18, 2012, from City of Somerville, Somerville Cares About Prevention (SCAP) Program.

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

FACTS

1. On Friday, May 17, 2013, at approximately 8:05 p.m., Investigators Teehan, Doyle, and Velez investigated the business operation of T & T Ocean Inc. dba T & T Ocean Liquors to determine the manner in which their business was being conducted.
2. While outside the licensed premises, investigators observed a male individual in possession of alcoholic beverages.
3. The male individual was identified as Corey Mortell, actual date of birth [REDACTED] (age 18).
4. Mr. Mortell was observed to be in possession of a 12-pack of Budweiser Light beer.
5. Mr. Mortell presented investigators with a false Connecticut Driver's License bearing his name with a date of birth of [REDACTED] (age 22).

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6. Mr. Mortell stated that he was not asked for identification to purchase the alcoholic beverages.
7. Investigators informed the owner that a violation report would be submitted to the Chief Investigator for further action.

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 seven (7) days of which seven (7) 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 _____

Kathleen McNally, Commissioner _____

DATE: August 27, 2013

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
Brad Doyle, Investigator
Michael Teehan, Investigator
Administration
File