

Re: Winter Hill Liquor Mart, Inc.  
Premise: 311-313 Broadway  
City/Town: Somerville, MA 02145

### **DECISION**

Winter Hill Liquor Mart, Inc. (“the licensee”) holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §15. The Alcoholic Beverages Control Commission (“the Commission”) held a hearing on July 27, 2010 regarding an alleged violation of Massachusetts General Laws c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Michael Teehan’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 Michael Teehan.

There is one (1) tape of this hearing.

### Facts

1. On June 2, 2010 at approximately 6:02 p.m., Commission Investigators conducted a Minimum Age Purchase Law Compliance Check at the licensed premises of Winter Hill Liquor Mart, Inc.
2. An underage operative, working with the investigators, purchased a can of bud light for \$2.25. The underage operative was not asked for identification.
3. Administrative review of the licensee’s file indicates the licensee has been in business since 1974 and has not had a violation since 1983.

### Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. As the licensee has had no prior violations since 1983 the Commission **issues a warning.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman \_\_\_\_\_

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

Susan Corcoran, Commissioner \_\_\_\_\_

Dated in Boston, Massachusetts this 28<sup>th</sup> day of July 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: Somerville Licensing Board  
Frederick G. Mahony, Chief Investigator  
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