

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

Jean M. Lorizio, Esq.
Chairman

DECISION

**WOODY'S INC. D/B/A WOODY'S LIQUORS
483 BROADWAY STREET
SOMERVILLE, MA 02145
LICENSE#: 00085-PK-1130
VIOLATION DATE: 6/06/2023
HEARD: 11/07/2023**

Woody's Inc. d/b/a Woody's Liquors ("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, November 7, 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 Kenny and Watson's Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

1. Investigators Kenny and Watson's Minimum Purchase Age Compliance Check Field Report, 6/6/2023;
2. ABCC Form 43, Change of Corporate Name and Pledge of License Approval, 12/22/1998;
3. ABCC Decision, 6/30/2011;
4. ABCC Decision, 11/8/2011;
5. ABCC Decision, 7/18/2012;
6. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

1. On Tuesday, June 6, 2023, at approximately 6:12 p.m., Investigators Kenny and Watson ("Investigators") conducted a compliance check at Woody's Inc. d/b/a Woody's Liquors.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, a can of White Claw Mango Hard Seltzer, for four dollars (\$4.00). The underage operative was not asked for identification.
3. The Licensee has held a license under M.G.L. c. 138, § 15 for more than twenty-five years.

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

Crystal Matthews, Commissioner

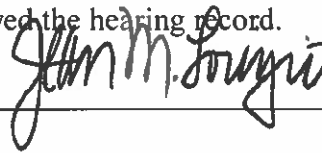


Deborah A. Baglio, Commissioner



I, the undersigned, hereby certify that I have reviewed the hearing record.

Jean M. Lorizio, Chairman



Dated: January 5, 2024

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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2023-000115-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Lisa Watson, Investigator
Mark Kenny, Investigator
Administration, File