

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

Jean M. Lorizio, Esq.
Chairman

NOTICE OF SUSPENSION

March 16, 2022

VIRGIN MARY MOTHER OF LIGHT, INC.
D/B/A TURNPIKE FOOD & LIQUOR
65 TURNPIKE ROAD
SOUTHBOROUGH, MA 01745
LICENSE#: 00013-PK-1216
VIOLATION DATE: 5/28/2021
HEARD: 11/30/2021

After a hearing on November 30, 2021 the Commission finds Virgin Mary Mother of Light, Inc. d/b/a Turnpike Food & Liquor violated M.G.L. c. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age (1 count). The Commission **suspends the license for a period of two (2) days to be served.**

The suspension shall commence on Monday, May 9, 2022 and terminate on Tuesday, May 10, 2022. The license will be delivered to the Local Licensing Board or its designee on Monday, May 9, 2022 at 9:00 A.M. It will be returned to the licensee on May 10, 2022.

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 which must be signed by the Licensee and a Massachusetts Licensed Accountant.

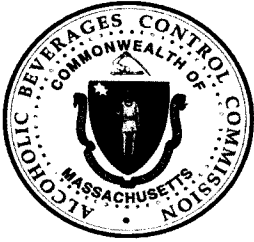
You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio
Chairman

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Questo documento è importante e dovrebbe essere tradotto immediatamente.
Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως.
这份文件是重要的，应立即进行翻译.

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Caroline Guarino, Investigator
Jack Carey, Investigator
Administration, File



Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
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DECISION

VIRGIN MARY MOTHER OF LIGHT, INC.
D/B/A TURNPIKE FOOD & LIQUOR
65 TURNPIKE ROAD
SOUTHBOROUGH, MA 01745
LICENSE#: 00013-PK-1216
VIOLATION DATE: 5/28/2021
HEARD: 11/30/2021

Virgin Mary Mother of Light, Inc. d/b/a Turnpike Food & Liquor (the "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 30, 2021, regarding an alleged violation of M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age (1 count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Guarino's Report.

The following documents are in evidence:

1. Investigator Guarino's Report;
2. ABCC Form 43, License Transfer Approval, 7/28/2005;
3. Photo of Fraudulent Identification, Genuine Identification, and Alcohol Purchased;
4. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

1. On Friday, May 28, 2021, Investigators Carey and Guarino ("Investigators"), conducted an investigation of the business operation of Virgin Mary Mother of Light, Inc. d/b/a Turnpike Food & Liquor to determine the manner in which its business was being conducted.
2. At approximately 6:20 p.m., Investigators were conducting surveillance outside of the licensed premises and observed a youthful appearing male individual enter the licensed premises.

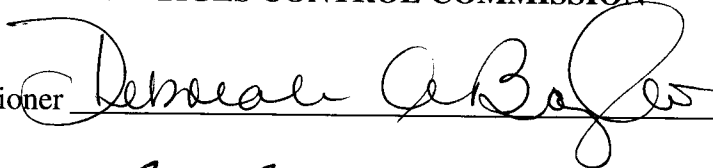
3. Investigator Guarino followed the youthful appearing male individual into the licensed premises and observed him carry one 1.75-liter bottle of Captain Morgan's Spiced Rum to the counter and pay cash to purchase it.
4. Investigator Guarino observed the clerk on duty asked the male individual for identification and saw the male individual produce a document. The youthful appearing male individual then exited the premises.
5. Outside of the premises, Investigators identified themselves to the youthful appearing male individual and asked to see proof of legal age.
6. Underage #1, actual date of birth 10/20/2001 (age 19), provided to Investigators a fraudulent Connecticut driver's license in his own name with a different birth date. He also presented to Investigators his legitimate Massachusetts driver's license.
7. Investigators re-entered the establishment with Underage #1 and identified him to the clerk. He confirmed that the Connecticut driver's license was the identification he relied upon for proof of age. Investigators informed the clerk that this identification was fraudulent.
8. Investigators informed the clerk of the violation and that a report would be filed with the Chief Investigator for review.
9. The Licensee, Shohdy Ziada, appeared at the Commission hearing. Mr. Ziada acknowledged the violation and stated the mistake has been addressed very well with employees. He testified employees are trained to scan all identification and that out of state identification are not to be accepted from patrons under the age of 35. Here, the clerk scanned the identification which only verified the age and not the legitimacy of the identification.
10. The Licensee has held a license under M.G.L. c. 138, § 15 since 2005 with one prior violation which occurred on May 27, 2021.

CONCLUSION

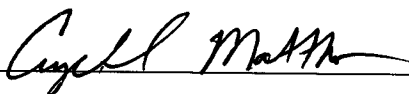
Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34 Sale or Delivery of an alcoholic beverage to a person under twenty-one years of age (1 count). Therefore, the Commission **suspends the license for a period of two (2) days.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Deborah A. Baglio, Commissioner

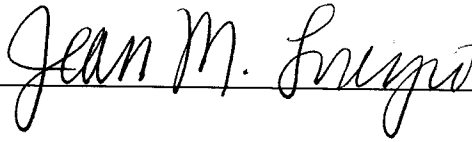


Crystal Matthews, Commissioner



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

Jean M. Lorizio, Chairman



Dated: March 16, 2022

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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