

*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: 5/27/2021
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 (3 counts). The Commission **suspends the license for a period of four (4) days to be served.**

The suspension shall commence on Monday, June 6, 2022 and terminate on Thursday, June 9, 2022. The license will be delivered to the Local Licensing Board or its designee on Monday, June 6, 2022 at 9:00 A.M. It will be returned to the licensee on June 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.

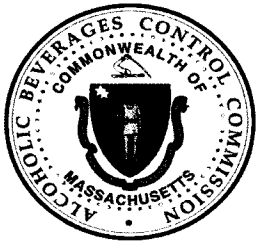
You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio
Chairman

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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Brian Gould, Investigator
Mark Kenny, Investigator
Jan Kujawski, Investigator
Administration, File



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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: 5/27/2021
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 (3 counts). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Gould's Report.

The following documents are in evidence:

1. Investigator Gould's Violation Report;
2. ABCC Form 43 License Transfer Approved, 7/28/2005;
3. Photo of Fraudulent Identifications Confiscated;
4. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

1. On Thursday, May 27, 2021, Investigators Kenny, Kujawski, and Gould ("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 7:10 p.m., Investigators were conducting surveillance outside of the licensed premises and observed a silver motor vehicle pull into the parking lot. A female individual exited the vehicle and entered the licensed premises. Minutes later,

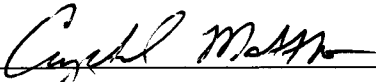
Investigators observed the same youthful appearing female individual exit the premises in possession of one 12-pack of Truly Hard Seltzers. Investigators identified themselves and asked to see proof of legal age.

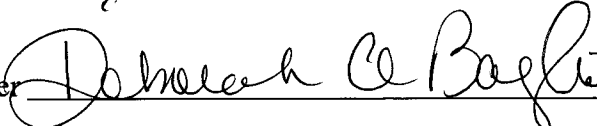
3. Underage #1, actual date of birth 8/15/2002 (age 18), presented to Investigators a fraudulent Massachusetts driver's license as well as her legitimate driver's license. She informed Investigators she was not asked for identification inside the licensed premises. Investigators confiscated the alcoholic beverages.
4. Investigators continued surveillance in the lot across from the side entrance of the licensed premises. At approximately 7:15 p.m., Investigators observed a red motor vehicle pull into the parking lot. A youthful appearing male individual exited the vehicle and entered the licensed premises. Minutes later, Investigators observed the same male individual exit the premises in possession of three 12-packs of alcoholic beverages. Investigators identified themselves and asked to see proof of legal age.
5. Underage #2, actual date of birth 9/11/2002 (age 18), presented to Investigators a fraudulent Massachusetts driver's license as well as his legitimate driver's license. He informed Investigators he was not asked for identification inside the store. Investigators confiscated one 12-pack of High Noon Seltzers, one 12-pack of Bud Light Seltzers and one 12-pack of Bud Light Lime beer.
6. Investigators continued surveillance in the lot across from the side entrance of the licensed premises. At approximately 7:50 p.m., Investigators observed a black motor vehicle pull into the parking lot. A youthful appearing male individual exited the vehicle and entered the licensed premises. Minutes later, Investigators observed the same male individual exit the premises in possession of one 12-pack of Bud Light Platinum beer. Investigators identified themselves and asked to see proof of legal age.
7. Underage #3, actual date of birth 9/15/2001 (age 19), presented to Investigators a fraudulent Massachusetts driver's license as well as his legitimate driver's license. He informed the Investigators that he was asked for identification inside of the store. Investigators confiscated the alcoholic beverages.
8. Investigators entered the licensed premises and advised the employee on duty of the violations and that a report would be filed with the Chief Investigator for further action.
9. The Licensee, Shohdy Ziada, appeared at the Commission hearing. Mr. Ziada explained the employee on duty admitted he had been studying for an exam on the night of the Investigators' visit. The Commission was informed of the Licensee's efforts to prevent future violations. Said efforts include instructing employees to request identification from all patrons, including individuals who frequent the establishment, to scan all identifications and to refuse to accept out of state identification from patrons who appear to be under 35 years old.
10. The Licensee has held a license under M.G.L. c. 138, § 15 since 2005 with no prior violations.

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 (3 counts). Therefore, the Commission **suspends the license for a period of four (4) days.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Crystal Matthews, Commissioner 

Deborah A. Baglio, 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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