



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**JAY PANCHAM INC. D/B/A JIM'S LIQUORS
916 MAIN STREET
SOUTHBRIDGE, MA 01550
LICENSE#: 00043-PK-1218
VIOLATION DATE: 8/12/2019
HEARD: 11/05/2019**

Jay Pancham Inc. d/b/a Jim's Liquors (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("Commission" or "ABCC") held a hearing on Tuesday, November 5, 2019, 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 (21) years of age. 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 Compliance Check Field Report;
2. Licensee Stipulation of Fact;
3. Copy of License Transfer Approval, 9/26/2006.

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

FACTS

1. On Monday, August 12, 2019, at approximately 4:31 p.m., Investigators Kujawski and Gould ("Investigators") conducted an investigation of the business operation of Jay Pancham Inc. d/b/a Jim's Liquors.
2. An underage operative, working with Investigators, purchased from the Licensee an alcoholic beverage, a 40-ounce bottle of Bud Light beer, 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 since 2006 with no prior violations.

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 (21) years of age. The Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner Kathleen McNally

Jean M. Lorizio, Chairman Jean M. Lorizio

Crystal Matthews, Commissioner Crystal Matthews

Dated: November 5, 2019

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