



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

JENNIFER BURGHOFF-CRATTY DBA THE PUMP HOUSE
340 MAIN STREET
SOUTHBRIDGE, MA 01550
LICENSE#: 121800020
HEARD: 2/22/2011

Jennifer Burghoff-Cratty dba The Pump House (the "Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, February 22, 2011, regarding an alleged violation of M.G.L. c.94, §186. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Dennis Keefe's report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Dennis Keefe's Report.

There is one (1) tape of this hearing.

FACTS

1. On Wednesday, November 24, 2010 at approximately 3:00 p.m., Investigators Kujawski and Keefe entered the licensed premises to determine the manner in which business was conducted and to address an anonymous complaint filed with the Commission.
2. The investigators identified themselves to a female bartender and a male who identified himself as the manager on duty.
3. Investigator Keefe informed the manager of the anonymous complaint and explained they were there to conduct an inspection of the licensed premises.
4. While conducting the inspection of the bars, the investigators observed multiple bottles of alcoholic beverages containing foreign matter, specifically fruit flies and other foreign material.
5. Five (5) bottles were taken as evidence.
6. Investigator Keefe provided the manager with a list of the confiscated evidence.
7. Administrative review of the file indicates that this is the first violation for the licensee in five (5) years.

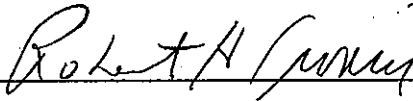
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CONCLUSION

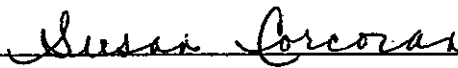
Based on the evidence, the Commission finds the licensee violated M.G.L. c. 94, §186 (5 Counts). Therefore, the Commission **suspends the license for five (5) days of which five (5) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert H. Cronin, Commissioner



Susan Corcoran, Commissioner



Dated: March 31, 2011

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: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Dennis Keefe, Investigator
File

