



*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**

**ARKADIA DIAMOND LLP DBA VILLAGE PIZZA**  
**521 COLLEGE HIGHWAY**  
**SOUTHWICK, MA 01077**  
**LICENSE #: 122200020**  
**HEARD: 10/08/2013**

Arkadia Diamond LLP dba Village Pizza (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, October 8, 2013, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 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 violation alleged in Investigator Carey's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Carey's Compliance Check Field Report dated April 24, 2013.

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

FACTS

1. On April 24, 2013 at approximately 5:54 p.m., Investigators Carey and Kujawski conducted an investigation of the business operation of Arkadia Diamond LLP dba Village.
2. An underage operative working with investigators purchased an alcoholic beverage, a Coors Light, for three dollars and ninety-six cents (\$3.96). The underage operative was not asked for identification.

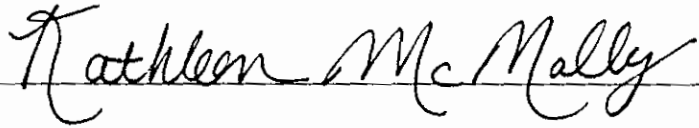
CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c. 138 §34 Sale or Delivery of an Alcoholic Beverage to a person under twenty-one (21) years of age. The licensee has been in business for over twenty-seven (27) years and has no prior violations. Therefore, the Commission issues a **WARNING**.

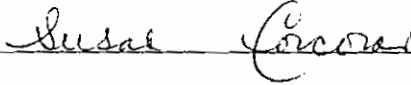
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ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner

A handwritten signature in cursive script that reads "Kathleen McNally". The signature is written over a horizontal line.

Susan Corcoran, Commissioner

A handwritten signature in cursive script that reads "Susan Corcoran". The signature is written over a horizontal line.

Dated: October 9, 2013

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.

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Jack Carey, Investigator  
Jan Kujawski, Investigator  
Administration  
File