

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

Jean M. Lorizio, Esq. Chairman

#### **DECISION**

ILMU, INC. D/B/A ZANTO RESTAURANT 587 COLLEGE HIGHWAY SOUTHWICK, MA 01077 LICENSE#: 07487-RS-1222

**VIOLATION DATE: 3/06/2024** 

HEARD: 4/30/2024

ILMU, Inc. d/b/a Zanto Restaurant ("Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, April 30, 2024, 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 years of age. Prior to the commencement of the hearing the Licensee stipulated to the facts alleged in Investigators Guarino & Fleming's Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

- 1. Investigators Guarino & Fleming's Minimum Purchase Age Compliance Check Field Report, 3/6/2024;
- 2. ABCC Licensing Authority Certification, Transfer of License;
- 3. Licensee Stipulation of Facts.

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

### FINDINGS OF FACT

- 1. On Wednesday, March 4, 2024, at approximately 5:34 p.m., Special Investigators Guarino and Fleming ("Investigators") conducted a compliance check at ILMU, Inc. d/b/a Zanto Restaurant.
- 2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one Coors Light draft beer, for five dollars (\$5.00). The underage operative was not asked for identification.
- 3. The Licensee holds a license under M.G.L. c. 138, § 12, with no prior violations.

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## 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 years of age. As a result, the Commission issues a **WARNING.** 

## ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman

Deborah A. Baglio, Commissioner

Dated: July 2, 2024

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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Este documento é importante e deve ser traduzido imediatamente.

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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.

यह दस्तावेज़ महत्वपूर्ण है और इसका तुरंत अनुवाद किया जाना चाहिए Dokiman sa a enpòtan epi li ta dwe tradwi touswit 'Đây là tài liệu quan trọng và cần được dịch ngay' ឯកសារនេះសំខាន់ណាស់ ហើយត្រូវបកប្រែងាបន្ទាន់។

2024-000042-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Caroline Guarino, Special Investigator
Sean Fleming, Special Investigator
Administration, File