

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

MDCS INC. DBA MILLIE'S COUNTRY STORE
208 COLLEGE HIGHWAY
SOUTHWICK, MA 01077
LICENSE#: 122200032
VIOLATION DATE: 01/15/2014
HEARD: 05/27/2014

MDCS Inc. dba Millie's Country Store (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, May 27, 2014, 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 Keefe's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
2. Investigator Keefe's Compliance Check Field Report dated January 15, 2014; and
3. Picture of Underage Operative.

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

FACTS

1. On Wednesday, January 15, 2014 at approximately 5:11 p.m., Investigators Kujawski and Keefe conducted an investigation of the business operation of MDCS Inc. dba Millie's Country Store.
2. An underage operative, working with investigators, purchased a container of Budweiser Light beer for two dollars and thirty cents (\$2.30). The underage operative was not asked for identification.

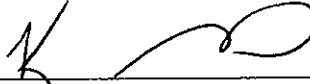
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CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: c. 138, §34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. As the licensee has been in business for over ten (10) years and has had no previous violations, the Commission issues a **WARNING**.

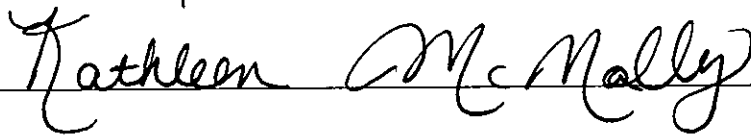
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kathleen McNally, Commissioner



Dated: May 27, 2014

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
Dennis Keefe, Investigator
Jan Kujawski, Investigator
Thomas Rooke, Esq. via fax 413-731-1302
Administration
File