



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

**Jean M. Lorizio, Esq.**  
*Chairman*

**DECISION**

**ALGOO & SONS INC. D/B/A SPENCER EXPRESS MART  
94-96 MAIN STREET  
SPENCER, MA 01562  
LICENSE#: 000019-PK-1224  
VIOLATION DATE: 4/28/2023  
HEARD: 8/01/2023**

Algoo & Sons Inc. d/b/a Spencer Express Mart (“Licensee”) holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission (“ABCC” or “Commission”) held a remote hearing via Microsoft Teams on Tuesday, August 1, 2023, 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 Keefe and Quinn’s Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

1. Investigators Keefe and Quinn’s Minimum Purchase Age Compliance Check Field Report, 4/28/2023;
  2. ABCC Form 43, Transfer of License Approval, 12/2/2015;
  3. Licensee’s Stipulation of Facts.
- A. TIPS Certification of Completion of Licensee Employee.

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

**FINDINGS OF FACT**

1. On Friday, April 28, 2023, at approximately 6:40 p.m., Investigators Quinn and Keefe (“Investigators”) conducted a compliance check at Algoo & Sons Inc. d/b/a Spencer Express Mart.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one 25-ounce can of Bud Light beer, for three dollars and sixty-five cents (\$3.65). The underage operative was not asked for identification.
3. Mr. Remaumar Algoo, Licensee, appeared at the Commission hearing and testified all employees are TIPS certified and know they must follow protocol. He stated that his point-

of-sale system requires employees either scan an identification or enter a birth date prior to making a sale. This point-of-sale system was in place at the time of the compliance check. He continues to retrain employees.

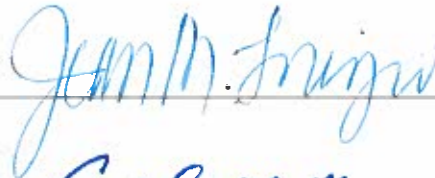
4. The Licensee has held a license under M.G.L. c. 138, § 15 since 2015.

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



Crystal Matthews, Commissioner



Deborah A. Baglio, Commissioner



Dated: August 23, 2023

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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'Đây là tài liệu quan trọng và cần được dịch ngay'  
ឯកសារនេះសំខាន់ណាស់ ហើយត្រូវបកប្រែជាបន្ទាន់។

2023-000086-ad-enf

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Kyle E. Gill, Esq., Associate General Counsel  
Dennis Keefe, Investigator  
Katelyn Quinn, Investigator  
Administration, File