

*Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
Telephone: 617-727-3040
Facsimile: 617-727-1510*

Jean M. Lorizio, Esq.
Chairman

NOTICE OF SUSPENSION

September 21, 2017

**OM MAHADEV INC. D/B/A ONE STOP DISCOUNT LIQUOR & CONVENIENCE
494 CENTRAL SQUARE
SPRINGFIELD, MA 01105
LICENSE#: 88962-PK-1226
VIOLATION DATE: 04/21/2017
HEARD: 09/19/2017**

After a hearing on September 19, 2017, the Commission finds Om Mahadev Inc. d/b/a One Stop Discount Liquor & Convenience violated M.G.L. c. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 count).

The Commission suspends the license for a period of five (5) days of which three (3) days will be served, and two (2) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.

The suspension shall commence on Wednesday, November 8, 2017 and terminate on Friday, November 10, 2017. The license will be delivered to the Local Licensing Board or its designee on Wednesday, November 8, 2017 at 9:00 A.M. It will be returned to the licensee on Saturday, November 11, 2017.

You are advised that pursuant to the provisions of M.G.L. c.138 § 23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form which must be signed by the Licensee and a Massachusetts Licensed Accountant.

You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

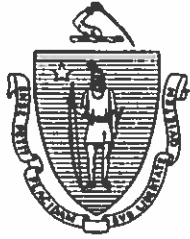
ALCOHOLIC BEVERAGES CONTROL COMMISSION

A handwritten signature in cursive script, appearing to read "Jean M. Lorizio".

Jean M. Lorizio
Chairman

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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Lisa Lordan, Investigator
Michael Teehan, Investigator
Nick Velez, Investigator
Administration, File



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Chairman

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DECISION

**OM MAHADEV INC. D/B/A ONE STOP DISCOUNT LIQUOR & CONVENIENCE
494 CENTRAL SQUARE
SPRINGFIELD, MA 01105
LICENSE#: 88962-PK-1226
VIOLATION DATE: 04/21/2017
HEARD: 09/19/2017**

Om Mahadev Inc. d/b/a One Stop Discount Liquor & Convenience (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, September 19, 2017, regarding an alleged violation of M.G.L. c. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 count). Prior to the start of the hearing, the Licensee stipulated to the violation in Investigator Lordan's report.

The following documents are in evidence:

1. Investigator Lordan's Investigative Report; and
2. Licensee's Stipulation of Facts.

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

The Commission took Administrative Notice of the Licensee's record.

FINDINGS OF FACT

1. On Friday, April 21, 2017, at approximately 5:40 p.m., Investigators Teehan, Velez, and Lordan ("Investigators") conducted an investigation of the business operation of Om Mahadev Inc. d/b/a One Stop Discount Liquor & Convenience to determine the manner in which its business was being conducted.
2. While outside of the licensed premises, Investigators observed a youthful looking male individual exit the premises in possession of alcoholic beverages.
3. Investigators approached the male individual, identified themselves, and asked to see identification.

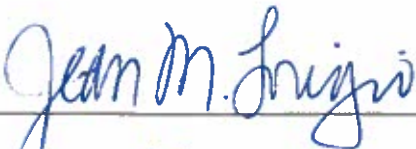
4. Underage #1, actual date of birth 7/30/1998 (age 18), was in possession of one case of Natural Light beer, one bottle of Captain Morgan spiced rum, and one bottle of Rubinoff vodka. Underage #1 stated to Investigators that when he was asked for identification to purchase the alcoholic beverages, he used a fraudulent New Jersey driver's license.
5. Investigators informed the clerk on duty, Soniya Patel, the importance of verifying the identity of anyone purchasing alcoholic beverages.
6. Investigators informed Ms. Patel of the violation and that a report would be filed with the Chief Investigator for further action.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. c. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 count). Therefore, the Commission **suspends the license for a period of five (5) days of which three (3) days will be served, and two (2) 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

Jean M. Lorizio, Chairman



Kathleen McNally, Commissioner



Elizabeth A. Lashway, Commissioner



Dated: September 21, 2017

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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