

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

Jean M. Lorizio, Esq.
Chairman

DECISION

**I-SHREE-2 LLC
11 SOUTH STREET
STOCKBRIDGE, MA 01262
LICENSE#: 89560-PK-1240
VIOLATION DATE: 6/07/2022
HEARD: 9/20/2022**

I-Shree-2 LLC ("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, September 20, 2022, 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 Investigator Temple's Compliance Check Field Report.

The following documents are in evidence:

1. Investigator Temple's Minimum Purchase Age Compliance Check Field Report;
2. ABCC Licensing Authority Certification, New License Approved, 5/8/2019;
3. Licensee's Stipulation of Facts.

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

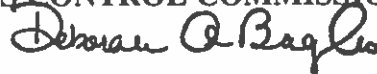
FINDINGS OF FACT

1. On Tuesday, June 7, 2022, at approximately 6:03 p.m., Investigators Terasconi and Temple ("Investigators"), inspected the business operation of I-Shree-2 LLC.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one can of Bud Light beer for three dollars and twenty-five cents (\$3.25). The underage operative was not asked for identification.
3. Kamleshkumar Patel, Licensee, appeared at the Commission hearing. The Commission was informed the Licensee's established protocol had been for employees to check the identification of each patron and the clerk failed to do so. All employees had been TIPS certified but after the compliance check every employee was re-certified. A scanner is utilized to assist in assessing identifications.

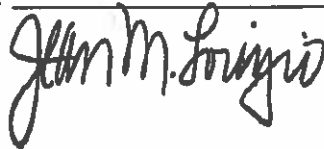
CONCLUSION

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. Therefore, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION



Deborah A. Baglio, Commissioner



Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner

Dated: October 6, 2022

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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2022-000111-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Christopher Temple, Investigator
Nicole Terasconi, Investigator
Administration, File