



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

Jean M. Lorizio, Esq.
Chairman

**MEMORANDUM AND ORDER ON LICENSEE'S
REQUEST FOR RECONSIDERATION**

**CLUB LUIZ DE CAMOES INC.
76 PORTER STREET
STOUGHTON, MA 02072
LICENSE#: 00008-CL-1244**

Club Luiz De Camoes Inc. (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission (the "ABCC" or "Commission") held a hearing on Wednesday, October 28, 2020 regarding alleged violations of:

- 1) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 37 (June 6, 2020) - Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 2) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 40 (June 19, 2020) - Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 3) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Violation of Mass. Exec. COVID-19 Order No. 54 (Nov. 2, 2020);
- 4) 204 CMR 2.05(2)- Permitting an illegality on the licensed premises, to wit: Mass. Exec. COVID- 19 Order No. 55 (Nov. 2, 2020) – Patron or employee failing to wear a mask or cloth face covering over their mouth and nose when in a public location.

By decision dated December 15, 2020 the Commission found the Licensee in violation of the charges and indefinitely suspended the License effective forthwith until further written order from this Commission.

The Commission stated that it would consider issuing a further order upon written request of the Licensee showing good cause to reconsider this indefinite suspension. Good cause for the Commission would include, but not be limited to, the Licensee's receiving approval from the Massachusetts Department of Labor Standards ("DLS") as to a reopening plan.

On January 27, 2021, the Licensee submitted a written request to reconsider the indefinite suspension. On February 2, 2021, the Commission received the notice of approval from Massachusetts Department of Labor Standards ("DLS").

CONCLUSION

Based on the evidence presented, the Commission reconsiders and reverses its prior order of **INDEFINITE SUSPENSION** of the license of Club Luiz De Camoes Inc. **effective forthwith.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Deborah A. Baglio, Commissioner _____

Deborah A. Baglio

Jean M. Lorizio, Chairman _____

Jean M. Lorizio

Crystal Matthews, Commissioner _____

Crystal Matthews

Dated: February 4, 2021

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.

This document is important and should be translated immediately.
Este documento es importante y debe ser traducido inmediatamente.
Este documento é importante e deve ser traduzido imediatamente.
Ce document est important et devrait être traduit immédiatement.
Questo documento è importante e dovrebbe essere tradotto immediatamente.
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。

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Nicole Smith, Investigator
Christopher Temple, Investigator
Michael Flanagan, Dept. of Labor Standards
Administration, File



THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT
DEPARTMENT OF LABOR STANDARDS

CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

ROSALIN ACOSTA
SECRETARY

MICHAEL FLANAGAN
DIRECTOR

February 2, 2021
Alcohol and Beverage Control Commission
95 Fourth Street
Chelsea, MA 02150-2358
phathaway@tre.state.ma.us

RE: ABCC License # 00008-CL-1244
Club Luiz de Camoes, Inc.
76 Porter Street
Stoughton, MA 02072
21C-5549

The Department of Labor Standards has reviewed the written COVID-19 Control Plan from the **Club Luiz de Camoes, Inc. at 76 Porter Street in Stoughton, MA** and verified plan implementation through photos provided by the owner.

The Department of Labor Standards has determined the business' COVID-19 Control Plan to be satisfactory according to COVID-19 Orders No. 33, 37, 40 53, 54 or 55.

Sincerely,

Mary Dozois

Mary Dozois CIH CSP
Supervisor, Workplace Safety & Health Program
MA Department of Labor Standards
72 School Street, Taunton, MA 02780
617-626-5987 and mary.dozois@mass.gov

Hathaway, Patricia (TRE)

From: Club Luiz de Camoes <clcstoughton@aol.com>
Sent: Wednesday, January 27, 2021 4:20 PM
To: Hathaway, Patricia (TRE)
Subject: Fwd: ABCC Suspension Review

CAUTION: This email originated from a sender outside of the Commonwealth of Massachusetts mail system. Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Hi,

Per item #7 below, we are requesting reinstatement. We understand that you need sign off from DLS but wanted to get the process started and see if you needed anything else besides that.

Thank you,
Victor Vieira
Secretary
Club Luiz De Camoes

-----Original Message-----

From: Hartnett, Adam N (DLS) <adam.n.hartnett@state.ma.us>
To: 'clcstoughton@aol.com' <clcstoughton@aol.com>
Sent: Fri, Jan 15, 2021 1:14 pm
Subject: ABCC Suspension Review

Good afternoon Mr. Vieira,

I'm from the Massachusetts Department of Labor Standards (DLS) and will be the inspector from DLS conducting the ABCC suspension review. Please provide the material below:

1. A copy of the ABCC decision.
2. A copy of your written COVID safety plan . <https://www.mass.gov/doc/covid-19-reopening-control-plan-template/download->

Note: This has already been provided on 1/14/2021

3. A copy of the COVID **Restaurant Checklist**. The checklist is provided here. <https://www.mass.gov/doc/restaurants-checklist-121320/download>

Note: This has already been provided on 1/14/2021

4. Provide photos and documents to DLS in an email

- a. Copy of Menu
- b. Copy of signage for customers (face coverings, distancing)
- c. Photos of table layout and seating so that distancing is maintained
- d. A signed roster that all staff has been trained on the <https://www.mass.gov/doc/sector-specific-workplace-safety-standards-phase-iii-step-1-for-restaurants-to-address-covid-19/download> -
- e. A copy of the visitor log template sign in sheet for contact tracing
- f. Photos of counter seating at bar so that customer groups are distanced, and the staff are distanced from customers
- g. Live music: at this time, live music performance is not allowed in COVID protocols.
- h. Event rentals: if you rent portions of your facility for events, you are required to follow the capacity limits in the Indoor/Outdoor Event Standard.
- i. Copy of cleaning schedule
- j. Copy of cleaning products being used

5. **DLS will contact you if additional information is needed.** This is often the case. The DLS inspector works with you to develop a plan that complies with requirements.
6. **DLS will provide a written letter with our findings to ABCC** when the DLS review yields satisfactory implementation of the COVID safety plan.
7. Send an email to ABCC asking for consideration for reinstatement. This is the last step, but you are able to send this early. ABCC will not act on your request until they receive a letter of satisfaction from DLS. Email ABCC at phathaway@tre.state.ma.us
8. When ABCC receives all material, they will review your information. ABCC is the agency that notifies you if the license is reinstated.

Please let me know if there are any questions on these items.

Best regards,
Adam Hartnett

MA Department of Labor Standards
COVID Response Team
safepublicworkplacemailbox@mass.gov
508-616-0461 x9488