



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

BIG BUNNY MARKET, INC. DBA MICKNUCK'S FRESH MARKETPLACE
570 MAIN STREET
STURBRIDGE, MA 01518
LICENSE#: 124800054
VIOLATION DATE: 03/19/2014
HEARD: 06/17/2014

Big Bunny Market Inc. dba Micknuck's Fresh Marketplace (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, June 17, 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; and
 2. Investigator Keefe's Investigative Report dated March 19, 2014.
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- A. TIPS Training Program Certification; and
 - B. Memo Policy to Employees.

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

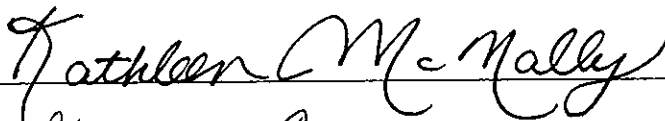

FACTS

1. On Wednesday, March 19, 2014 at approximately 5:40 p.m., Investigators Temple and Keefe conducted an investigation of the business operation of Big Bunny Market Inc. dba Micknuck's Fresh Marketplace.
2. An underage operative, working with investigators, purchased an alcoholic beverage, a twenty five ounce (25 oz.) container of Budweiser Light beer for two dollars (\$2.00). The underage operative was not asked for identification.

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 more than ten (10) years and has had no previous violations, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner 
Susan Corcoran, Commissioner 

Dated: June 23, 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
Christopher Temple, Investigator
942 Main St. Southbridge, MA 01550
Administration
File