

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

**Memorandum and Order on Licensee's
Request for Reconsideration of
Indefinite Suspension**

Boyzzi, Inc. dba Rovezzi's Restaurant
2 School Street
Sturbridge, MA 01518
LICENSE#: 124800050
HEARD: 12/08/2011

Boyzzi, Inc. dba Rovezzi's Restaurant (the "Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Thursday, December 8, 2011, regarding an alleged violation of M.G.L. c.151A, §14. The licensee failed to appear at the hearing or request a continuance of the matter by the Commission. By decision dated November 22, 2011, the Commission **INDEFINITELY SUSPENDED** the license of Boyzzi, Inc. dba Rovezzi's Restaurant **effective DECEMBER 1, 2011**, until further written order of the Commission. The Commission held that it would not issue any further order without a written request from the licensee showing good cause to reconsider this indefinite suspension and a hearing before the Commission that the licensee attends.

The licensee filed a written request to reconsider the indefinite suspension. The licensee attended a hearing before the Commission and argued that good cause exists to reconsider the indefinite suspension.

CONCLUSION

Based on the evidence, the Commission reconsiders and reverses its prior order of **INDEFINITE SUSPENSION** of Boyzzi, Inc. dba Rovezzi's Restaurant's license **effective DECEMBER 8, 2011**.

Therefore, the Commission orders a further hearing on this matter to be held on **THURSDAY, JANUARY 12, 2011 at 9:30 AM**. The licensee is cautioned that failure to appear at this hearing or failure to comply with its obligations to pay to the DUA may result in the termination of this license.

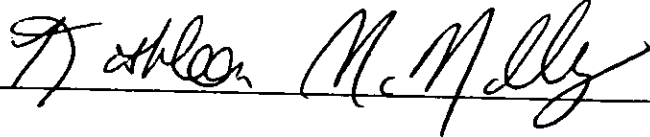
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman



I hereby certify that I have reviewed the records of these proceedings and concur in the above decision.

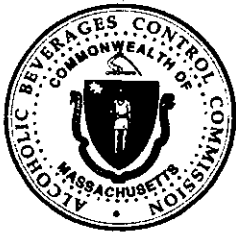
Kathleen McNally, Commissioner



Dated: December 8, 2011

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: File
Local Licensing Board
Frederick Mahoney, Chief Investigator
Caroline Wilichoski, Investigator
Roger Murphy, DUA



The Commonwealth of Massachusetts
Department of the State Treasurer
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NOTICE OF SUSPENSION

November 21, 2011

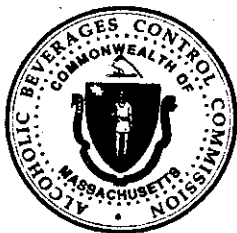
BOZZI INCORPORATED DBA ROVEZZI'S RESTAURANT
PO BOX 768
STURBRIDGE, MA 01566
LICENSE#: 124800050
HEARD: 11/17/2011

After hearing on November 17, 2011 the Commission finds violations of M.G.L. Ch.151A §14. The above-captioned licensee's license is **suspended indefinitely as of December 1, 2011** until further order from this Commission.

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.

Kim S. Gainsboro
Chairman

cc: File
Local Licensing Board
Frederick Mahoney, Chief Investigator
Brad Doyle, Investigator
Paul Breen, DUA



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

BOYZZI INCORPORATED DBA ROVEZZI'S RESTAURANT
PO BOX 768
STURBRIDGE, MA 01566
LICENSE#: 124800050

Boyzzz Incorporated dba Rovezzi's Restaurant (the "Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Thursday, November 17, 2011, regarding an alleged violation of M.G.L. c. 151A, §14. Prior to the commencement of the hearing the licensee stipulated to the facts detailed in Investigator Brad Doyle's report.

The following documents are in evidence:

1. Hearing Notice for May 19, 2011;
2. Stipulation of Facts; and
3. Investigator's Report.

There is one (1) tape of this hearing.

FACTS

1. The licensee stipulated to a violation of M.G.L. c. 151A, §14 on May 19, 2011 and entered into a payment plan with the Department of Unemployment Assistance.
2. Thereafter, the licensee was informed of a status hearing to be held on November 17, 2011.
3. The licensee did not appear at the scheduled hearing or contact the Commission and request a continuance.

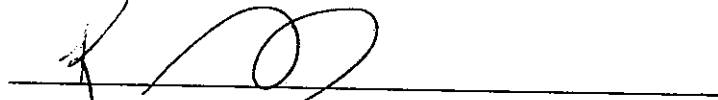
CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 151A, § 14. The Commission **INDEFINITELY SUSPENDS** the license of Boyzzz Incorporated dba Rovezzi's Restaurant **effective December 1, 2011** until further written order of the Commission.

The Commission will not issue any further order without a written request from the licensee showing good cause to reconsider this indefinite suspension and a hearing before the Commission that the licensee attends.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman



I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kathleen McNally, Commissioner



Dated: November 22, 2011

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: File
Local Licensing Board
Frederick Mahoney, Chief Investigator
Brad Doyle, Investigator
Paul Breen, DUA