



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

Jean M. Lorizio, Esq.
Chairman

NOTICE OF SUSPENSION

June 18, 2026

**THE OS LLC D/B/A THE O'S MUSIC BAR
330 AMHERST ROAD
SUNDERLAND MA 01375
LICENSE#: 00004-GP-1252
VIOLATION DATE: 9/10/2025
HEARD: 11/4/2025**

After a hearing on November 4, 2025, the Commission finds The Os LLC d/b/a The O's Music Bar violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: Ch. 138, § 34C – Possession of an alcoholic beverage by a person under 21 years of age (14 Counts).

The Commission **suspends the license for a period of nine (9) days of which five (5) days will be served and four (4) days will be held in abeyance for two (2) years provided no further violations of Chapter 138 or Commission Regulations are found by this Commission**

The suspension shall commence on Monday, August 3, 2026, and terminate on Friday August 7, 2026. The license will be delivered to the Local Licensing Board or its designee on Monday, August 3, 2026, at 9:00 A.M. It will be returned to the Licensee on August 8, 2026.

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

Jean M. Lorizio
Chairman

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2025-000157-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Nicole Smith, Investigator
Robert Gardner, Investigator
Brian Gould Investigator
Michael Teehan, Investigator
Robert A. Schmidt, Esq.
Administration, File



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DECISION

**THE OS LLC D/B/A THE O'S MUSIC BAR
330 AMHERST ROAD
SUNDERLAND MA 01375
LICENSE#: 00004-GP-1252
VIOLATION DATE: 9/10/2025
HEARD: 11/4/2025**

The Os LLC d/b/a The O's Music Bar ("Licensee" or "O's Music Bar") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, November 4, 2025, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: Ch. 138, § 34C – Possession of an alcoholic beverage by a person under 21 years of age (14 Counts). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Smith's report.

The following documents are in evidence:

1. Investigative Report of N. Smith;
 2. ABCC Form 43, Transfer of License Approval, 1/13/2016
 3. Photograph of Fraudulent Identifications;
 4. Licensee's Stipulation of Facts.
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- A. Wristco Receipt for Wristbands, 9/5/2025;
 - B. Licensee's Draft Security Plan;
 - C. Photograph of Identifications Seized by Licensee;
 - D. Floor Plan of Licensed Premises;
 - E. Employees' TIPS Certificates of Completion.

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

FINDINGS OF FACT

1. On Wednesday September 10, 2025, at approximately 9:50 p.m., Investigators Gardner, Gould, Teehan and Smith ("Investigators") inspected the business operation of The Os LLC d/b/a The O's Music Bar.
2. Investigators entered the licensed premises and observed the establishment appeared to be near full capacity.

3. Investigators Smith and Teehan observed two youthful appearing female individuals in possession of alcoholic beverages. Investigators identified themselves and requested proof of legal age to possess alcoholic beverages. Both patrons indicated they were under 21 years of age and provided to Investigators their UMass Amherst student identifications.
4. Underage #1, actual date of birth 9/21/2006 (age 18), was in possession of a Surfside. She presented to Investigators a fraudulent Massachusetts driver's license bearing her name but a different birth date. Underage #1 stated that the staff checked her identification upon entry but did not scan her license and the bartender did not check her identification before serving her the alcoholic beverage.
5. Underage #2, actual date of birth 7/15/2007 (age 18), was in possession of a Suncruiser. She presented to Investigators a fraudulent Massachusetts driver's license bearing her name but a different birth date. Underage #2 stated that the staff checked her identification upon entry but did not scan her license and the bartender did not check her identification before serving her the alcoholic beverage.
6. Investigator Smith observed a youthful appearing female individual in possession of what appeared to be an alcoholic beverage. She identified herself and requested proof of legal age to possess alcoholic beverages. The patron indicated she was under 21 years of age and provided to Investigator Smith her UMass Amherst student identification.
7. Underage #3, actual date of birth 3/21/2005 (age 20), was in possession of a cranberry and vodka mixed drink. She presented a fraudulent New Hampshire driver's license bearing her name but a different birth date which she used to enter the establishment and stated the bartender did not check her identification before serving her the alcoholic beverage.
8. Investigator Teehan observed a youthful appearing male individual in possession of a bottle of Bud Light beer. The Investigator identified himself and requested proof of legal age to possess alcoholic beverages. The patron indicated he was under 21 years of age.
9. Underage #4, actual date of birth 10/25/2006 (age 18), presented to Investigators a fraudulent Massachusetts driver's license bearing his name but a different birth date.
10. Investigators Smith and Teehan observed a youthful appearing male individual in possession of a Corona beer. Investigators identified themselves and requested proof of legal age to possess alcoholic beverages. He indicated he was under the age of 21.
11. Underage #5, actual date of birth 8/21/2007 (age 18), presented to Investigators a fraudulent Rhode Island driver's license bearing his name but a different birth date. Underage #5 stated the bartender did not check his identification before serving him the beer.
12. Investigator Gardner observed two youthful appearing female individuals in possession of Suncruisers. He identified himself and requested proof of legal age to possess alcoholic beverages. They indicated they were under the age of 21.
13. Underage #6, actual date of birth 8/13/2006 (age 19), presented to Investigators a fraudulent Vermont driver's license bearing her name but a different birth date which she

- stated she had used to gain entrance to the licensed premises. Underage #6 stated the bartender did not check her identification before serving her.
14. Underage #7, actual date of birth 5/21/2007 (age 18), presented to Investigators a fraudulent Vermont driver's license bearing her name but a different birth date which she stated she had used to gain entrance to the licensed premises. Underage #7 stated the bartender did not check her identification before serving her.
 15. Investigator Gardner observed a youthful appearing male individual in possession of a Bud Light beer. He identified himself and requested proof of legal age to possess alcoholic beverages. Underage #8 indicated he was under 21 years of age.
 16. Underage #8, actual date of birth 11/22/2006 (age 18), presented to Investigators a fraudulent New York driver's license bearing his name but a different birth date which he stated he used to enter the establishment.
 17. Investigator Gardner observed a youthful appearing female individual in possession of what appeared to be an alcoholic beverage. The Investigator identified himself and requested proof of legal age to possess an alcoholic beverage.
 18. Underage #9, actual date of birth 11/29/2006 (age 18), was in possession of a vodka and cranberry mixed drink. She presented to the Investigator a fraudulent Massachusetts driver's license bearing another name and birth date which she stated she used to enter the establishment.
 19. Investigator Gould observed three youthful appearing individuals in possession of what appeared to be alcoholic beverages. The Investigator identified himself and requested proof of legal age to possess alcoholic beverages.
 20. Underage #10, actual date of birth 3/23/2007 (age 18), was in possession of a vodka and cranberry mixed drink. He presented to Investigators a fraudulent Maine driver's license bearing another name and birth date which he stated he used to gain entry.
 21. Underage #11, actual date of birth 7/29/2005 (age 20), was in possession of a Dirty Shirley alcoholic beverage and indicated Underage #12, actual date of birth 4/20/2006 (age 19), was in possession of a vodka sour alcoholic beverage. Underage #11 and Underage #12 stated they had just walked in through the back door and did not show any identification to enter the premises.
 22. Investigator Gould observed two youthful appearing male individuals in possession of Suncruisers. The Investigator identified himself and requested proof of legal age to possess alcoholic beverages. They indicated they were under the age of 21.
 23. Underage #13, actual date of birth 9/10/2006 (age 19), presented to the Investigator a fraudulent Rhode Island driver's license bearing his name but a different birth date.
 24. Underage #14, actual date of birth 9/15/2006 (age 18), presented to the Investigator a fraudulent Rhode Island driver's license bearing his name but a different birth date.

25. Investigators spoke with the Licensee, Ken O'Neil. Mr. O'Neil indicated that all his staff are TIPS certified. Investigator Smith showed him several of the confiscated fraudulent driver's licenses.
26. Investigators informed Mr. O'Neil of the violations and that a report would be filed with the Chief Investigator for further review.
27. The Licensee has held a license under M.G.L. c. 138, § 12 since 2016 with no previous violations.

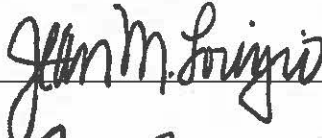
CONCLUSION

Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: Ch. 138, § 34C – Possession of an alcoholic beverage by a person under 21 years of age. (14 Counts)

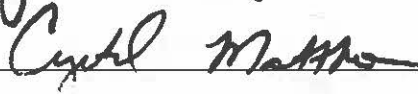
Therefore, the Commission suspends the license for a period of nine (9) days of which five (5) days will be served and four (4) days will be held in abeyance for two (2) years provided no further violations of Chapter 138 or Commission Regulations are found by this Commission.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah Baglio, Commissioner



Dated: June 18, 2026

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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