



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

**Jean M. Lorizio, Esq.**  
*Chair*

**DECISION**

**GAR SWANSEA LIQUORS INC. D/B/A VINTAGE BARN WINE & SPIRITS  
580 G.A.R. HIGHWAY  
SWANSEA, MA 02777  
LICENSE#: 00022-PK-1258  
VIOLATION DATE: 4/10/2023  
HEARD: 6/27/2023**

GAR Swansea Liquors Inc. d/b/a Vintage Barn Wine & Spirits (“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, June 27, 2023, 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 Investigators Keefe & Fleming’s Report.

The following documents are in evidence:

1. Investigators Keefe & Fleming’s Minimum Purchase Age Compliance Check Field Report;
  2. ABCC Form 43 License Transfer Application Approval, 6/12/2007;
  3. Licensee’s Stipulation of Facts;
- A. Photographs (3) of Signage Posted Throughout Licensed Premises.

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

FINDINGS OF FACT

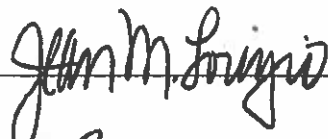


1. On Monday, April 10, 2023, at approximately 5:56 p.m., Investigators Fleming and Keefe (“Investigators”) conducted a compliance check at GAR Swansea Liquors Inc. d/b/a Vintage Barn Wine & Spirits.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, one 16-ounce can of Bud Light beer, for two dollars (\$2.00). The underage operative was not asked for identification.
3. Truong Duong, Licensee, appeared at the Commission hearing and testified his policy is to request identification from all patrons and he constantly reminds employees to do so.

4. The Licensee has held a license under M.G.L. c. 138, § 15 since 2007 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: 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**

Jean M. Lorizio, Chairman \_\_\_\_\_   
Crystal Matthews, Commissioner \_\_\_\_\_   
Deborah A. Baglio, Commissioner \_\_\_\_\_ 

Dated: June 29, 2023

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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cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Kyle E. Gill, Esq., Associate General Counsel  
Dennis Keefe, Investigator  
Sean Fleming, Investigator  
Sgt. Jonathan Boyd, Swansea Police Department  
Administration, File