

Re: Stadium Liquor Mart, Inc.
Premise: 10 Main Street
City/Town: Tewksbury, MA 01876
License #: 127000023
Heard: August 3, 2010

DECISION

Stadium Liquor Mart, Inc. (“the licensee”) holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §15. The Alcoholic Beverages Control Commission (“the Commission”) held a hearing on August 3, 2010 regarding an alleged violation of Massachusetts General Laws c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator John Carey’s Compliance Check Field Report.

The following documents are in evidence:

1. Licensee’s Stipulation of Facts; and
2. Compliance Check Field Report of Investigator John Carey.

There is one (1) tape of this hearing.

Facts

1. On, June 9, 2010 at approximately 5:47 p.m., Commission Investigators investigated the business operation Stadium Liquor Mart, Inc.
2. An underage operative, working with the investigators, purchased a can of Miller Light for \$2.35. The underage operative was not asked for identification.
3. Administrative review of the file shows the licensee has had only one (1) previous violation in 27 years of ownership.

Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34 and therefore **suspends the license for three (3) days of which three (3) days will be held in abeyance for two (2) years provided no further violations of Ch. 138 or Commission Regulations occur.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman _____

Susan Corcoran, Commissioner _____

Robert Cronin, Commissioner _____

Dated in Boston, Massachusetts this 10th day of August 2010.

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 days of receipt of this decision.

cc: Tewksbury Licensing Board
 Frederick G. Mahony, Chief Investigator
 File