



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

DECISION

GOURMET HOUSE INC.
18 MAIN STREET
TOWNSEND, MA 01469
LICENSE#: 128600017
VIOLATION DATE: 01/29/2014
HEARD: 07/08/2014

Gourmet House Inc. dba Panda Wok Restaurant (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, July 8, 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 Bailey's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
2. Investigator Bailey's Investigative Report dated January 29, 2014; and
3. Notice of Violation dated January 29, 2014.

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

FACTS

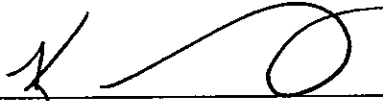
1. On Wednesday, January 29, 2014 at approximately 6:32 p.m., Investigators Doyle and Bailey conducted an investigation of the business operation of Gourmet House Inc.
2. An underage operative, working with investigators, purchased an alcoholic beverage, a bottle of Budweiser Light beer for three dollars and twenty one cents (\$3.21). The underage operative was not asked for identification.

CONCLUSION

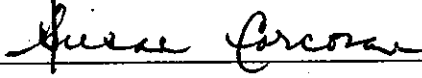
Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: c. 138, §34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. As the licensee has been in business for more than ten (10) years and has had no previous violations, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman



Susan Corcoran, Commissioner



Dated: July 9, 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
Brad Doyle, Investigator
Rose Bailey, Investigator
Nicholas Shapiro, Esq. via fax 617-227-8992
Administration
File