

Re: Dracut Food Service Corp.
D/B/A: Thirsty's
Premise: 25 Parham Road
City/Town: Tyngsborough, MA 01879

AMENDED DECISION

Dracut Food Service, Inc. d/b/a Thirsty's ("the licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §12. The Alcoholic Beverages Control Commission ("the Commission") held a hearing on August 10, 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 Rose Bailey'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 Rose Bailey.

There is one (1) tape of this hearing.

Facts

1. On, June 8, 2010 at approximately 7:02 p.m., Commission Investigators investigated the business operation Dracut Food Service Corp. dba Thirsty's
2. An underage operative, working with the investigators, purchased a bottle of Budweiser for \$3.00. The underage operative was not asked for identification.

Conclusion

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

ALCOHOLIC BEVERAGES CONTROL COMMISSION

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: Tyngsborough Licensing Board
Frederick G. Mahony, Chief Investigator
File