



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**SAWKAT WALLY (Individual) D/B/A EZEE MART
83 RIVER STREET
WEST SPRINGFIELD, MA 01089
LICENSE#: 89789-PK-1418
VIOLATION DATE: 5/03/2023
HEARD: 10/10/2023**

Sawkat Wally (Individual) d/b/a Ezee Mart (“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, October 10, 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 Kujawski and Gould’s Minimum Purchase Age Compliance Check Field Report.

The following documents are in evidence:

1. Investigator Kujawski and Gould’s Minimum Purchase Age Compliance Check Field Report, 5/3/2023;
 2. ABCC Licensing Authority Certification, Transfer of License Approved 6/5/2020;
 3. Licensee’s Stipulation of Facts.
- A. TIPS Certificates of Completion (3).

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

FINDINGS OF FACT

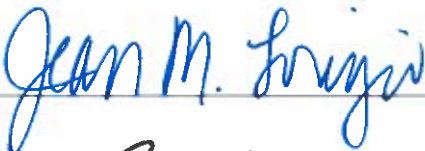
1. On Wednesday, May 3, 2023, at approximately 5:07 p.m., Investigators Gould and Kujawski (“Investigators”) conducted a compliance check at Sawkat Wally (Individual) d/b/a Ezee Mart.
2. An underage operative, working under the supervision of Investigators, purchased an alcoholic beverage, a 16-ounce Bud Light beer for two dollars (\$2.00). The underage operative was not asked for identification.

3. Mr. Wally, Licensee, appeared at the Commission hearing and testified he has since installed a new point-of-sale system and an identification scanner. He also stated all working in the licensed premises are now TIPS certified.
4. The Licensee has held a license under M.G.L. c. 138, § 15 since 2020 with no prior violations.

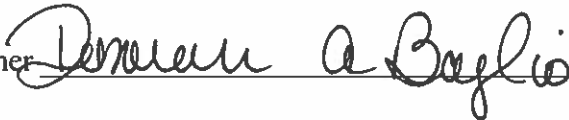
CONCLUSION

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. As a result, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman 

Crystal Matthews, Commissioner 

Deborah A. Baglio, Commissioner 

Dated: October 17, 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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2023-000136-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Jan Kujawski, Investigator
Brian Gould, Investigator
Administration, File