



Deborah B. Goldberg
Treasurer and Receiver General

*Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
Telephone: 617-727-3040
Facsimile: 617-727-1510*

Jean M. Lorizio, Esq.
Chairman

NOTICE OF SUSPENSION

February 16, 2017

**MARUTI CORP. D/B/A MOLT'S LIQUORS
71 FRANKLIN ST
WESTFIELD, MA 01085
LICENSE#: 144000049
VIOLATION DATE: 09/23/2016
HEARD: 02/14/2017**

After a hearing on February 14, 2017, the Commission finds Maruti Corp. d/b/a Molt's Liquors 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. (2 counts)

The Commission suspends the license for a period of six (6) days of which two (2) days will be served, and four (4) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.

The suspension shall commence on Wednesday, April 12, 2017 and terminate on Thursday, April 13, 2017. The license will be delivered to the Local Licensing Board or its designee on Wednesday, April 12, 2017 at 9:00 A.M. It will be returned to the licensee Friday, April 14, 2017.

You are advised that pursuant to the provisions of M.G.L. c.138 §23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form which must be signed by the Licensee and a Massachusetts Licensed Accountant.

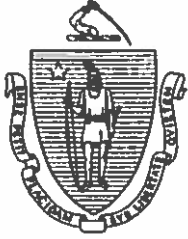
You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio
Chairman

This document is important and should be translated immediately.
Este documento es importante y debe ser traducido inmediatamente.
Este documento é importante e deve ser traduzido imediatamente.
Ce document est important et devrait être traduit immédiatement.
Questo documento è importante e dovrebbe essere tradotto immediatamente.
Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως.
这份文件是重要的，应立即进行翻译。

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Joseph Di Cicco, Investigator
Caroline Wilichoski, Investigator
Administration, File



Deborah B. Goldberg
Treasurer and Receiver General

***Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
Telephone: 617-727-3040
Facsimile: 617-727-1510***

Jean M. Lorizio, Esq.
Chairman

DECISION

**MARUTI CORP. D/B/A MOLT'S LIQUORS
71 FRANKLIN ST
WESTFIELD, MA 01085
LICENSE#: 144000049
VIOLATION DATE: 09/23/2016
HEARD: 02/14/2017**

Maruti Corp. d/b/a Molt's Liquors (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, February 14, 2017, 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. (2 counts).

Prior to the commencement of the hearing, the Licensee stipulated to the violations alleged in Investigator Di Cicco's Report.

The following documents are in evidence:

1. Investigator Di Cicco's Investigative Report;
 2. Licensee's Stipulation of Facts;
 3. Photocopy of 3 False Identifications;
 4. RMV Printout for Individual (RZ); and
 5. RMV Printout for Underage # 2.
- A. Letter 9/20/2016 from Westfield Police Sergeant Eric Hall to Licensee.

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

The Commission took Administrative Notice of the Licensee's record.

FINDINGS OF FACT

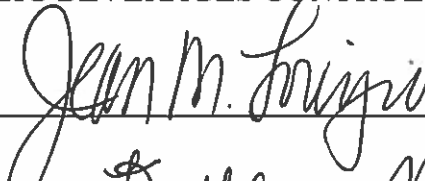
1. On Friday, September 23, 2016, Investigators Wilichoski and Di Cicco ("Investigators") investigated the business operation of Maruti Corp. d/b/a Molt's Liquors to determine the manner in which their business was being conducted.
2. At approximately 6:30 p.m., Investigators observed three youthful appearing individuals enter the licensed premises. Investigators were outside the store, with a clear view through the main door of the cash registers inside.
3. Investigators observed two of the youthful appearing individuals go to the counter and purchase alcoholic beverages.
4. Investigators observed the three youthful appearing individuals exit the store in possession of a 30-pack of Natural Ice beer, a small brown bag, and some small bottles of alcoholic beverages, and get into a 4-door sedan.
5. Investigators approached the youthful appearing individuals in the vehicle and asked to see identification.
6. Underage #1, actual date of birth 03/25/1996 (age 20) told Investigators he had purchased a 30-pack of Natural Ice beer, two nips of Margaritaville Silver tequila, one nip of Jose Cuervo tequila, and one nip of Patron Silver tequila. Underage #1 stated he was not asked for identification when he purchased the alcoholic beverages.
7. Underage #2, actual date of birth, 05/24/1996 (age 20) provided Investigators with his brother's Massachusetts driver's license and Salem State student identification.
8. Investigators did not see a reasonable resemblance between the identifications presented and the underage individual. Investigators informed the youth who then produced his true identification.
9. Underage #2 had purchased two nips of Margaritaville Silver tequila and one nip of Jose Cuervo tequila.
10. The third youthful appearing individual was of legal drinking age and stated that he had not purchased any alcoholic beverages.
11. Investigators escorted the two underage individuals into the store and identified them to them to Mr. Riteshkumar Patel, and two female clerks working at the cash registers. Mr. Patel informed Investigators that he was part of the corporation which held the liquor license.
12. Investigators informed Mr. Patel of the above violation and that a report would be filed with the Chief Investigator for review.

CONCLUSION

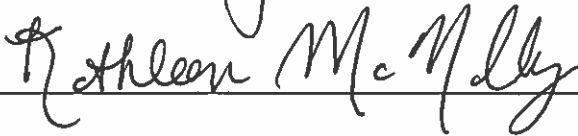
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: c. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. (2 counts). Therefore the Commission **suspends the license for a period of six (6) days of which two (2) days will be served, and four (4) 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

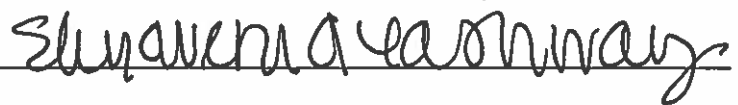
Jean M. Lorizio, Chairman



Kathleen McNally, Commissioner



Elizabeth A. Lashway, Commissioner



Dated: February 16, 2017

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.

This document is important and should be translated immediately.
Este documento es importante y debe ser traducido inmediatamente.
Este documento é importante e deve ser traduzido imediatamente.
Ce document est important et devrait être traduit immédiatement.
Questo documento è importante e dovrebbe essere tradotto immediatamente.
Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως.
这份文件是重要的，应立即进行翻译。

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Joseph Di Cicco, Investigator
Caroline Wilichoski, Investigator
Administration, File