



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

Jean M. Lorizio, Esq.
Chairman

DECISION

**PATEL LIQUOR LLC D/B/A WESTFIELD LIQUORS
95 MAIN STREET
WESTFIELD, MA 01085
LICENSE#: 89119-PK-1440
VIOLATION DATE: 9/22/2023
HEARD: 1/16/2024**

Patel Liquor LLC d/b/a Westfield Liquors (the "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, January 16, 2024, regarding alleged violation of M.G.L. Ch. 138, § 34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Kujawski's Report.

The following documents are in evidence:

1. Investigator Kujawski's Violation Report;
2. Photocopy of Imposter New York Driver's License;
3. ABCC Application Summary Review, Transfer of License Approved, 8/10/2017;
4. Licensee's Stipulation of Facts.

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

FINDINGS OF FACT

1. On Friday, September 22, 2023, Investigators Wilichoski and Kujawski ("Investigators") conducted surveillance outside of Patel Liquor LLC d/b/a Westfield Liquors ("Licensee") to determine the way its business was being conducted.
2. At approximately 9:40 p.m., Investigators observed a youthful appearing female individual enter the licensed premises and then, minutes later, exit Westfield Liquors in possession of alcoholic beverages. Investigators identified themselves and asked to see proof of legal age to lawfully purchase and/or possess alcoholic beverages.
3. Underage #1, actual date of birth 2/13/2003 (age 20), provided to Investigators the New York driver's license of her sister which she had used to purchase the alcoholic beverages.

Underage #1 stated she had taken her sister's license without her knowledge. She then provided Investigators with her true New York Driver's License.

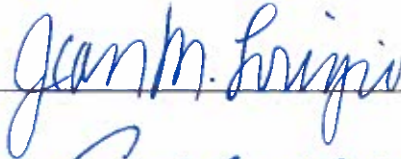
4. Investigators confiscated two 23.5-ounce Smirnoff Ice Smash Lemon Lime malt beverage and two 23.5-ounce Smirnoff Ice Smash Pink Lemonade malt beverage.
5. At approximately 9:45 p.m., Investigators entered the licensed premises and spoke to the clerk on duty, informed him of the violation and advised him that a report would be submitted to the Chief Investigator for further review.
6. Meet Patel, Manager of Record, appeared at the Commission hearing and testified the clerk scanned the driver's license, and also compared facial features of the customer and the person pictured on the license.
7. The Licensee has held a license under M.G.L. c. 138, § 15 since 2017 with no prior violations.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 count). Therefore, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah Baglio, Commissioner



Dated: March 6, 2024

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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2023-000237-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Jan Kujawski, Investigator
Caroline Guarino, Investigator
Bradford Moir, Esq.
Administration, File