

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

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

ST. JOSEPH'S CLUB, INC.
6 HANOVER STREET.
WESTFIELD, MA 01085
LICENSE #: 144000024
HEARD: 6/21/2011

St. Joseph's Club, Inc. (the "Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, June 21, 2011, regarding an alleged violation of M.G.L. c. 138, §23 (15 counts). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Caroline Wilichoski's report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Caroline Wilichoski's Report dated April 6, 2011.

There is one (1) tape of this hearing.

FACTS

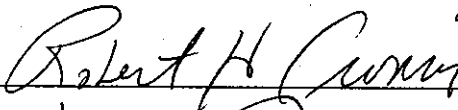
1. On Thursday, March 31, 2011, the Westfield Police Department conducted a sting operation in the City of Westfield.
2. While notifying the licensee of failing the sting, Sgt. Stephen Dickinson noticed alcoholic beverage bottles with price stickers removed and glue left behind.
3. On April 4, 2011, Sgt. Dickinson returned and observed that the bottles had been cleaned off and the glue removed.
4. The officers confiscated one (1) bottle of Cook's Champagne with a partially removed price sticker, one (1) four (4) pack box containing two (2) bottles of Sutter Home wine with an orange price sticker and one (1) empty bottle of Allen's Ginger Flavored Brandy with the orange price tag affixed.
5. Sgt. Stephen Dickinson asked for the invoices for the alcoholic beverages.
6. The bar manager stated she did not have any on the premises.
7. The bar manager told Sgt. Dickinson the establishment had an account with City Package Store and had recently purchased six (6) cases of Bud Light Beer.
8. She showed the officers the empty boxes.
9. Administrative review of the file indicates this was the first violation by the licensee in one hundred and thirteen (113) years of existence.

CONCLUSION

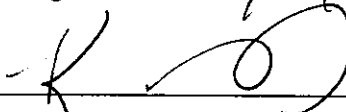
Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138, s23 (15 counts) and therefore **suspends the license for six (6) days of which six (6) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission regulations occur.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

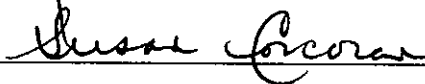
Robert H. Cronin, Commissioner



Kim S. Gainsboro, Chairman



Susan Corcoran, Commissioner



Dated: August 5, 2011

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
Caroline Wilichoski, Investigator
Thomas John Rooke, Esq. via Facsimile
Sgt. S. Dickinson, Westfield Police Department via Facsimile
Administration
File