

NOTICE

**LSM Enterprises, LLC
dba Overtime Sports Pub
549 American Legion Highway
Westport, MA 02790**

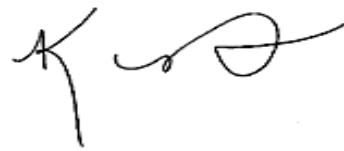
After hearing on October 19, 2010 the Commission finds violations of:

M.G.L. Ch.138 §23- Transfer of the privilege of a license without proper approval.

M.G.L. Ch.138 §15A-Failure to disclose all persons who have a direct or indirect beneficial or financial interest in said license.

The above-captioned licensee's license is **suspended indefinitely forthwith as of October 27, 2010** until further order from this Commission.

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

A handwritten signature in black ink, appearing to read 'K. S. Gainsboro', with a stylized flourish at the end.

Kim S. Gainsboro
Chairman

Dated at Boston, Massachusetts this 27th day of October 2010.

cc: Local Licensing Board via facsimile 1-508-636-1147
Frederick G. Mahony, Chief Investigator
Jamie Binienda, Investigator
Arthur D. Russell, Esq. via facsimile 1-508-674-3610
File

**LSM Enterprises, LLC
dba Overtime Sports Pub
549 American Legion Highway
Westport, MA 02790**

DECISION

LSM Enterprises, LLC dba Overtime Sports Pub (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 October 19, 2010 regarding an alleged violation of M.G.L. c.138, §23 and c. 138 §15A. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Jamie Binienda’s Report.

The following documents are in evidence:

1. Reports from MA Dept. Of Public Health, Bank of America, and Verizon with Nunes-Benn Corporation Name;
2. Commercial License’s Lease;
3. Management Agreement;
4. Bank of America Report with check copies written in 2010;
5. Criminal Docket for Bristol Superior Court;
6. Licensee’s Stipulation of Facts; and
7. Investigator Jamie Binienda’s Report.

There is one (1) tape of this hearing.

Facts

1. On, March 19, 2009 the Commission approved a New License for LSM Enterprises, LLC. Lori A. Camara, Scott Carmichael and Marie Carmichael were the three approved members of the LLC.
2. The application states in question 14 and 14a that Lori A. Camara, Scott Carmichael and Marie Carmichael are the only persons or entities that will have any direct or indirect beneficial or financial interest in this license. There is no mention of Lorianne Nunes, Christopher Nunes, Mindi Bennivedse or Nunes-Benn Corporation.
3. Lori Camara signed this application under the penalty of perjury on December 29, 2008.

4. On Wednesday August 11, 2010 at approximately 8:00 pm Investigator Binienda and Westport Police Sergeant Thomas Plourde entered LSM Enterprises LLC dba Overtime Sports Pub.
5. Investigator Binienda introduced himself to the bartender on duty, Bianca Carreiro and checked the liquor license on the wall which states LSM Enterprises, LLC. He also conducted an investigation of the bar area.
6. Investigator Binienda asked Ms. Carreiro who the bar owner was and she replied it was Mindi.
7. Investigator Binienda also asked her who ordered the alcoholic beverages and she again replied Mindi.
8. On Wednesday August 25, 2010 at approximately 7:45 pm Investigators Binienda and the Westport Police Sergeant Thomas Plourde investigated the premises of LSM Enterprises LLC dba Overtime Sports Pub.
9. Investigator Binienda introduced himself to the bartender on duty Shelly Jo Robbins and asked if the owner was available.
10. Ms. Robbins said she would call her on the phone. Investigator Binienda asked who the owner was and Ms. Robbins replied Mindi.
11. Ms. Robbins gave her cell phone to Investigator Binienda. Mindi stated she had to go the hospital for a family emergency but would be back at the bar in five (5) minutes.
12. Mindi also stated that she was the owner of the bar.
13. Shortly after Mindi Bennivesdse returned Investigator Binienda asked her a few questions.
14. Lori Camara states that she signed a management agreement with Mindi Bennivesdse and Nunes-Benn Corporation to run the bar.
15. During an inspection of the bar area Investigator Binienda found various information listed as evidence.
16. Investigator Binienda hand delivered a demand letter to Lori Camara which she signed for. He informed Ms. Camara that the information needs to be submitted by September 7, 2010.
17. On or Before September 3, 2010 Marie Carmichael delivered all of the requested information from the demand letter to the ABCC office.

Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, § 23 and c. 138 §15A. The Commission **INDEFINITELY SUSPENDS the license of LSM Enterprises, LLC dba Overtime Sports Pub effective immediately.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro, Chairman _____

Susan Corcoran, Commissioner _____

Dated in Boston, Massachusetts this 27th day of October 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: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Jamie Binienda, Investigator
Arthur D. Frank Jr., Esq. via facsimile 1-508-674-3610
File