



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

**Jean M. Lorizio, Esq.**  
*Chairman*

**NOTICE OF INDEFINITE SUSPENSION**

December 10, 2020

**ALUMNI 836 LLC D/B/A ALUMNI 836  
836 WASHINGTON STREET  
WEYMOUTH, MA 02189  
LICENSE#: 00127-RS-1458  
VIOLATION DATE: 10/17/2020  
HEARD: 11/18/2020**

After a hearing on November 18, 2020, the Commission finds Alumni 836 LLC d/b/a Alumni 836 violated:

- 1) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 37 (June 6, 2020) - Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 2) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 40 (June 19, 2020) - Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 3) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Violation of Mass. Exec. COVID-19 Order No. 52 (September 29, 2020).

Therefore, the Commission **INDEFINITELY SUSPENDS** the license of Alumni 836 LLC d/b/a Alumni 836 **effective forthwith** until further written order of the Commission.

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

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这份文件是重要的，应立即进行翻译。

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Kyle E. Gill, Esq., Associate General Counsel  
Nicholas Velez, Investigator  
Christopher Temple, Investigator  
Michael Flanagan, Dept. of Labor Standards  
Brian Palmucci, Esq.  
Administration, File



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*Chairman*

**DECISION**

**ALUMNI 836 LLC D/B/A ALUMNI 836  
836 WASHINGTON STREET  
WEYMOUTH, MA 02189  
LICENSE#: 00127-RS-1458  
VIOLATION DATE: 10/17/2020  
HEARD: 11/18/2020**

Alumni 836 LLC d/b/a Alumni 836 (the "Licensee") holds an alcoholic beverages license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Wednesday, November 18, 2020, regarding alleged violations of:

- 1) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 37 (June 6, 2020) - Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 2) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 40 (June 19, 2020) - Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 3) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Violation of Mass. Exec. COVID-19 Order No. 52 (September 29, 2020).

Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Velez's report.

The following documents are in evidence:

1. Investigator Velez's Report;
2. Licensee Stipulation of Facts;
3. Copy of New License Approval, 3/9/2016;
4. Massachusetts Executive COVID-19 Order No. 37;
5. Massachusetts Executive COVID-19 Order No. 40;
6. Massachusetts Executive COVID-19 Order No. 52;
7. Sector Specific Workplace Safety Standards for Restaurants to Address COVID-19, 10/1/2020;
8. ABCC Enforcement Memorandum, 11/17/2020.

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

#### FINDINGS OF FACT

1. On Saturday, October 17, 2020, at approximately 11:15 p.m., Investigators Temple and Velez ("Investigators") conducted an investigation of Alumni 836 LLC d/b/a Alumni 836 to determine the manner in which its business was being conducted, and to ensure compliance with Massachusetts Governor Charles Baker's Executive COVID-19 Orders.
2. Investigators arrived at the licensed premises but found the entrance door locked. Through the glass door Investigators observed that the crowd inside appeared to be at capacity.
3. Investigators observed many individuals, without facial coverings, standing around the bar consuming alcoholic beverages.
4. Minutes later a patron exited the licensed premises, and Investigators entered.
5. Inside, Investigators observed several tables full of alcoholic beverages and one table directly in front of the entrance with over 10 Bud Light beers on it. Investigators did not observe any indication of food service.
6. Investigators observed many individuals walking throughout the premises without any facial covering, and other individuals walking up to the bar and ordering alcoholic beverages. It appeared that many patrons did not have assigned seats.
7. Investigators spoke to the bartender on duty, Jessica Enriquez, and asked to speak with her outside. Investigators exited the licensed premises and spoke with Jessica, along with an unidentified staff member, and a door man.
8. Investigators informed them of their observations and requested an explanation of the activity inside. The staff members informed Investigators that the crowd was not typical and stated the group inside was a reunion that had gotten out of control.
9. Investigators reviewed the COVID-19 guidelines and Sector Specific Safety Standards for Restaurants with Ms. Enriquez and the other staff members.
10. Investigators advised Ms. Enriquez of the violations and that a report would be filed with the Chief Investigator for further review.
11. Edward Cochran and Mark Paolucci, Managers and Members of the Licensee Entity, attended the Commission hearing and were represented by counsel. The Commission was informed that prior to the Investigators' arrival, a number of patrons had been seated at tables outside, but the weather turned and the entire group from outside entered the premise, overwhelming the door staff. It was explained that the door had been locked to avoid any more people from entering the premise and the staff was in the process of getting some people to exit the premise as the Investigators arrived.
12. In addition, the Commission was informed as to the multitude of precautions taken by the Licensee in an effort to comply with the COVID-19 Orders and keep all patrons and employees safe.

13. The Licensee has held a license under M.G.L. c. 138, § 12 since 2016 with no prior violations.

### CONCLUSION

Based on the evidence, the Commission finds the Licensee violated:

- 1) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 37 (June 6, 2020) - Violation of sector specific workplace safety standards for restaurants to address COVID-19;
- 2) 204 CMR 2.05 (2) Permitting an Illegality on the Licensed Premises, to wit: Massachusetts Executive COVID-19 Order No. 40 (June 19, 2020) - Violation of sector specific workplace safety standards for restaurants to address COVID-19;
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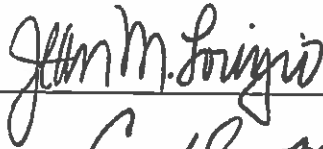
The Commission hereby **INDEFINITELY SUSPENDS** the license of Alumni 836 LLC d/b/a Alumni 836 **effective forthwith** until further written order of the Commission.

The Commission will not issue any further order without a written request from the licensee showing good cause to reconsider this indefinite suspension.

Good cause for the Commission to consider issuing a further written order revising the order of indefinite suspension will include, but not be limited to the Licensee receives approval from the Massachusetts Department of Labor Standards ("DLS") as to a reopening plan. The Licensee must submit to the DLS a COVID Control Plan to reopen (see link here: <https://www.mass.gov/doc/phase-iii-step-1-restaurants-checklist-92220/download>) and operate in compliance with COVID 19 Orders Nos. 33, 37, 40 and 43, and the Restaurant Sector Specific Standards. Said plan must be submitted to both Michael Flanagan ([michael.flanagan@mass.gov](mailto:michael.flanagan@mass.gov)) and Mary Dozois ([mary.dozois@mass.gov](mailto:mary.dozois@mass.gov)) requesting review and approval.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

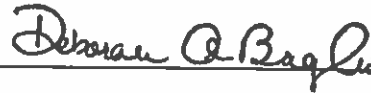
Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah A. Baglio, Commissioner



Dated: December 10, 2020

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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