

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

Jean M. Lorizio, Esq.
Chairman

DECISION

**K2C2 INC. D/B/A THE DAILY PINT
2523 BOSTON ROAD
WILBRAHAM, MA 01095
LICENSE#: 03336-RS-1472
VIOLATION DATE: 3/31/2019
HEARD: 7/30/2019**

K2C2 INC. d/b/a The Daily Pint (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 12. The Alcoholic Beverages Control Commission ("Commission" or "ABCC") held a hearing on Tuesday, July 30, 2019, regarding an alleged violation of 204 CMR 2.05 (2)- Permitting an illegality on the licensed premises, to wit: M.G.L. Ch.138 § 34- Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age. Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Watson's Report.

The following documents are in evidence:

1. Investigator Watson's Compliance Check Field Report;
2. Licensee Stipulation of Fact; and
3. Summary of Licensee's Application.

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

FACTS

1. On Sunday, March 31, 2019, at approximately 4:15 p.m., Investigators Keefe and Watson ("Investigators") investigated the business of K2C2 INC. d/b/a The Daily Pint.
2. An underage operative, working with Investigators, was served an alcoholic beverage, a Bud Light draft beer. The underage operative was not asked for identification.
3. The Licensee has held a license under M.G.L. c. 138, § 12 since May of 2017 with no previous violations.

CONCLUSION

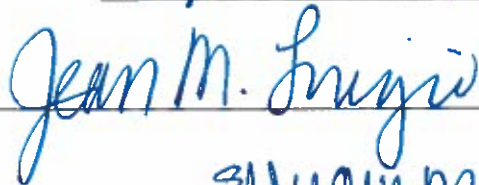
Based on the evidence, the Commission finds the Licensee violated of 204 CMR 2.05 (2)- Permitting an illegality on the licensed premises, to wit: M.G.L. Ch.138 § 34- Sale or delivery of an alcoholic beverage to a person under twenty-one (21). Therefore, the Commission **suspends the license for a period of one (1) day which 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

Kathleen McNally, Commissioner



Jean M. Lorizio, Chair



Elizabeth A. Lashway, Commissioner



Dated: August 8, 2019

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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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Lisa Watson, Investigator
Dennis Keefe, Investigator
Administration, File