



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

Jean M. Lorizio, Esq.
Chairman

DECISION

AMZ CONVENIENCE INC. D/B/A COLONY FARMS
1127 MAIN STREET
WORCESTER, MA 01603
LICENSE#: 89372-PK-1508
VIOLATION DATE: 4/18/2024
HEARD: 5/28/2024

AMZ Convenience Inc. d/b/a Colony Farms ("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, May 28, 2024, regarding an alleged violation of M.G.L. Ch. 138, § 34 – Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (2 Counts). Prior to the commencement of the hearing the Licensee stipulated to facts alleged in Special Investigator Gould's report.

The following documents are in evidence:

1. Investigator Gould's Violation Report;
 2. Photograph of Fraudulent Identifications;
 3. ABCC Local Licensing Authority Review Record, Transfer of License Approved 7/21/2018;
 4. Licensee's Stipulation of Facts.
- A. Receipt for Identification Scanner;
 - B. Photograph of Signage at Licensed Premises Regarding No Sales to Anyone Under 21.

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

1. On Thursday, April 18, 2024, at approximately 7:40 p.m., Special Investigators Velez and Gould ("Investigators") inspected AMZ Convenience Inc. d/b/a Colony Farms to determine the way business was being conducted.
2. At approximately 7:50 p.m., Investigators observed two youthful appearing male individuals enter the licensed premises and exit minutes later in possession of alcoholic beverages.
3. Investigators approached the males, identified themselves and asked to see proof of legal age to purchase and/or possess alcoholic beverages.

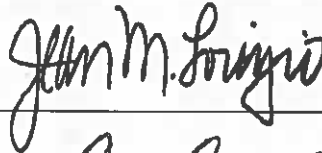
4. Underage #1, actual date of birth 7/11/2003 (age 20), was in possession of one 18-pack of Rolling Rock beer, one 30-pack of Natural Ice beer, and two Buzzballs. He provided to Investigators a fraudulent Connecticut driver's license bearing his name but a different birth date. Underage #1 then provided Investigators with his true New York driver's license.
5. Underage #2, actual date of birth 3/28/2004 (age 20), was in possession of two Buzzballs. He provided Investigators with a fraudulent Colorado driver's license bearing his name but a different birth date.
6. At approximately 8:15 p.m., Investigators entered the licensed premises and spoke to a male employee, informed him of the violations, and that a report would be submitted to the Chief Investigator for further action.
7. Abebaw Tessema, Licensee, appeared at the Commission hearing. The Commission was informed of steps taken to prevent future sales to persons under the age of twenty-one. The Licensee has purchased an updated identification scanner (Exhibit A) and has instituted a new policy wherein any patrons under the age of twenty-five must produce a 2nd form of identification which must include their name and address.
8. The Licensee has held a license under M.G.L. c. 138, § 15 since 2018 with no prior violations.

CONCLUSION

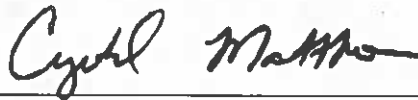
Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34 – Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (2 Counts). Therefore, the Commission **suspends the license for a period of two days which will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations are found by this Commission.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

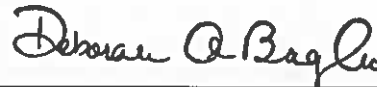
Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Deborah Baglio, Commissioner



Dated: August 29, 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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2024-000106-ad-enf

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Brian Gould, Investigator
Nick Velez, Investigator
Arthur M. Pearlman, Esq.
Administration, File