

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

Jean M. Lorizio, Esq.
Chairman

DECISION

**GURU NE SANG CORP. D/B/A AUSTIN LIQUORS
370 PARK AVENUE
WORCESTER, MA 01610
LICENSE#: 89316-PK-1508
VIOLATION DATE: 7/20/2019
HEARD: 10/08/2019**

Guru Ne Sang Corp. d/b/a Austin Liquors (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("Commission" or "ABCC") held a hearing on Tuesday, October 8, 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 Bolcome's Report.

The following documents are in evidence:

1. Investigator Bolcome's Compliance Check Field Report;
2. Licensee Stipulation of Fact;
3. Copy of License Application Approval 5/10/2018.

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

FACTS

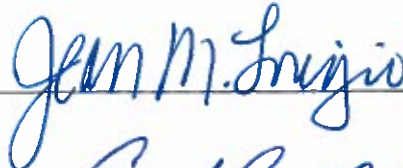
1. On Saturday, July 20, 2019, at approximately 2:57 p.m., Investigators Di Cicco and Bolcome ("Investigators") investigated the business of Guru Ne Sang Corp. d/b/a Austin Liquors.
2. An underage operative, working with Investigators, purchased from the Licensee an alcoholic beverage, a 16-ounce can of Bud Light beer for three dollars and four cents (\$3.04). The underage operative was not asked for identification.
3. 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 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. The Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Jean M. Lorizio, Chairman



Crystal Matthews, Commissioner



Kathleen McNally, Commissioner



Dated: October 15, 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
David Bolcome, Investigator
Joseph Di Cicco, Investigator
Matthew Porter, Esq.
Administration, File