

The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Deborah B. Goldberg
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

NOTICE OF SUSPENSION

March 29, 2016

JASMAT CORPORATION D/B/A MAHONEY'S
413 PARK AVENUE
WORCESTER, MA 01608
LICENSE#: 150800140
VIOLATION DATE: 10/22/2015
HEARD: 03/15/2016

After a hearing on March 15, 2016, the Commission finds Jasmat Corporation d/b/a Mahoney's violated 204 CMR 2.05 (2)- Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, §34C Possession of an alcoholic beverage by a person under twenty-one (21) years of age (9 Counts).

Therefore the Commission **suspends the license for a period of thirty-eight (38) days of which twenty-five (25) days will be served, and thirteen (13) days will be held in abeyance for a period of two (2) years provided no further violations of Chapter 138 or Commission Regulations occur.**

The suspension shall commence on Wednesday, May 18, 2016 and terminate on Saturday, June 11, 2016. The license will be delivered to the Local Licensing Board or its designee on Wednesday, May 18, 2016 at 9:00 A.M. It will be returned to the licensee Sunday, June 12, 2016.

You are advised that pursuant to the provisions of M.G.L. c.138 §23, you may petition the Commission to accept an offer in compromise in lieu of suspension within twenty (20) calendar days following such notice of such suspension. If accepted, you may pay a fine using the enclosed form which must be signed by the Licensee and a Massachusetts Licensed Accountant.

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.

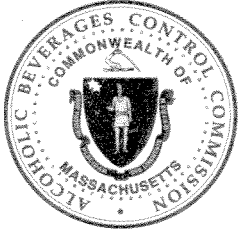
ALCOHOLIC BEVERAGES CONTROL COMMISSION



Kim S. Gainsboro
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
Dennis Keefe, Investigator
Jan Kujawski, Investigator
Richard Kalinowski, Esq.
Administration
File



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Department of the State Treasurer
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DECISION

JASMAT CORPORATION D/B/A MAHONEY'S
413 PARK AVENUE
WORCESTER, MA 01608
LICENSE#: 150800140
VIOLATION DATE: 10/22/2015
HEARD: 03/15/2016

Jasmat Corporation d/b/a Mahoney's (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, March 15, 2016, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises, to wit: M.G.L. c. 138, §34C Possession of an alcoholic beverage by a person under twenty-one (21) years of age (9 Counts). Prior to the commencement of the hearing, the Licensee stipulated to the violation alleged in Investigator Keefe's report.

The following documents are in evidence:

1. Investigator Keefe's Investigative Report dated October 22, 2015;
2. Licensee's Stipulation of Facts; and
3. Photocopy of Fake Driver's Licenses.

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

The Commission took Administrative Notice of the Licensee's record.

FACTS

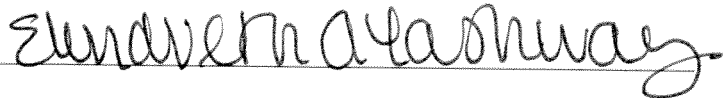
1. On Thursday, October 22, 2015, at approximately 11:45 p.m., Investigators Keefe and Kujawski ("Investigators") along with the Worcester Police Department investigated the business operation of Jasmat Corporation d/b/a Mahoney's to determine the manner in which their business was being conducted.
2. Investigators Keefe and Kujawski entered the licensed premises and observed youthful looking individuals in possession of alcoholic beverages.

3. Over the course of two trips inside the establishment, Investigators identified nine underage individuals in possession of alcoholic beverages and false identifications.
4. Underage 1 had a real date of birth of 1/4/1996 (age 19) and presented to Investigators a fake Rhode Island identification. Underage 1 was in possession of a draft beer.
5. Underage 2 had a real date of birth of 2/16/1996 (age 19) and presented Investigators a fake Maine identification. Underage 2 was in possession of a draft beer.
6. Underage 3 had a real date of birth of 6/29/1996 (age 19) and presented to Investigators a fake Rhode Island identification. Underage 3 was in possession of a Mahoney Bowl (combination of vodka, rum, and juices).
7. Underage 4 had a real date of birth of 12/18/1996 (age 18) and presented to Investigators a valid Massachusetts Driver's License. Underage 4 was in possession of a draft beer.
8. Underage 5 had a real date of birth of 11/5/1994 (age 20) and presented to Investigators a valid Connecticut Driver's License. Underage 5 also was in possession of a draft beer.
9. Underage 6 had a real date of birth of 6/7/1996 (age 19) and presented to Investigators a fake New Jersey License. Underage 6 was in possession of a vodka and cranberry.
10. Underage 7 had a real date of birth of 2/7/1996 (age 19) and presented to Investigators a fake Ohio License. Underage 7 was in possession of a Mahoney Bowl (combination of vodka, rum, and juices).
11. Underage 8 had a real date of birth of 5/5/1997 (age 18) and presented to Investigators a fake Connecticut License. Underage 8 was in possession of a Twisted Tea malt beverage bottle.
12. Underage 9 had a real date of birth of 6/1/1997 (age 18) and presented to Investigators a fake Maine License. Underage 9 was in possession of a Mahoney Bowl (combination of vodka, rum, and juices).
13. After Investigators verified that all individuals were underage and were in possession of an alcoholic beverage, they notified the owner John of the violation and stated that a report would be submitted to the Chief Investigator for review.

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. c. 138, §34C Possession of an alcoholic beverage by a person under twenty-one (21) years of age (9 Counts). Therefore the Commission **suspends the license for a period of thirty- eight (38) days of which twenty- five (25) days will be served, and thirteen (13) days 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

Elizabeth A. Lashway, Commissioner 

I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kathleen McNally, Commissioner 

Dated: March 29, 2016

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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