



Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, Massachusetts 02114
Tel. (617) 727-3040
Fax: (617) 727-1510

Jean M. Lorizio, Esq.
Chairman

NOTICE OF SUSPENSION

November 15, 2018

NARAYANDAS CORPORATION D/B/A WEBSTER SQUARE PACKAGE STORE
1014 MAIN ST.
WORCESTER, MA 01603
LICENSE#: 1508-00315
VIOLATION DATE: 9/13/2018
HEARD: 11/13/2018

After a hearing on November 13, 2018, the Commission finds Narayandas Corporation d/b/a Webster Square Package Store 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 years of age (1 count).

The Commission suspends the license for a period of three (3) days of which one (1) day will be served and two (2) 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, January 9, 2019 and terminate on Wednesday, January 9, 2019. The license will be delivered to the Local Licensing Board or its designee on Wednesday, January 9, 2019 at 9:00 A.M. It will be returned to the Licensee on January 10, 2019.

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

Jean M. Lorizio
Chairman

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cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Joseph Di Cicco, Investigator
Dennis Keefe, Investigator
Matthew Porter, Esq. via facsimile 508-238-2309
Administration, File



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DECISION

**NARAYANDAS CORPORATION D/B/A WEBSTER SQUARE PACKAGE STORE
1014 MAIN ST
WORCESTER, MA 01603
LICENSE#: 1508-00315
VIOLATION DATE: 9/13/2018
HEARD: 11/13/2018**

Narayandas Corporation d/b/a Webster Square Package Store (the "Licensee" or "Super Liquors") 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, November 13, 2018, 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 years of age (1 count). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Di Cicco's Report.

The following documents are in evidence:

1. Investigator Di Cicco's Investigative Report;
2. Licensee Stipulation of Facts; and
3. Photocopy of Fraudulent License;

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

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

FINDINGS OF FACT

1. On Thursday, September 13, 2018, Investigators Keefe and Di Cicco ("Investigators") conducted an investigation of the business operation of Narayandas Corporation d/b/a Webster Square Package Store to determine the manner in which its business was being conducted.
2. At approximately 4:10 p.m., Investigators observed a vehicle pull into the parking lot of the package store. Investigators observed two (2) youthful looking individuals exit the vehicle and enter the licensed premises.

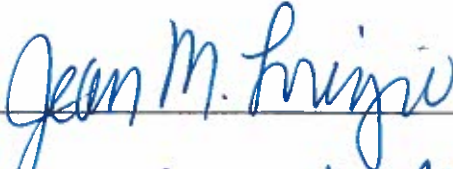
3. Moments later, Investigators observed the two youthful appearing individuals exit the premises in possession of alcoholic beverages, two (2) 30-packs of Natural Ice beer, one (1) 30-pack of Bud Light beer, and one (1) 18-pack of Twisted Tea malt beverage. Investigators identified themselves and asked to see proof of legal age.
4. Underage #1, actual date of birth 2/17/2000 (age 18), stated to Investigators that he used a fraudulent New Jersey driver's license to purchase the alcoholic beverages.
5. Underage #2, actual date of birth 6/04/2000 (age 18), stated to Investigators that he did not purchase the alcoholic beverages and was not asked for identification. He stated that he only helped Underage #1 to carry the alcoholic beverages to the counter and then to carry the alcohol out of the premises.
6. Later in the evening Investigators entered the licensed premises and spoke to the manager on duty, Joe Patel. Patel stated that he was on the premises at the time of the incident.
7. Investigators informed Joe Patel of the violation and that a report would be filed with the Chief Investigator for review.
8. Super Liquors has been in business for 10 years with only one (1) prior violation.

CONCLUSION

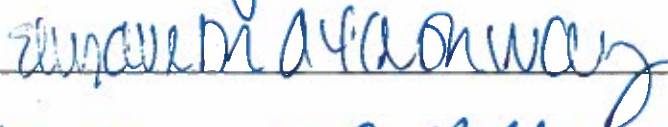
Based on the evidence, the Commission finds the Licensee violated 204 CMR 2.05 (2)- Permitting an Illegality on the licensed premises, to wit: M.G.L. Ch. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (1 count). Therefore, the Commission **suspends the license for a period of three (3) days of which one (1) day will be served and two (2) 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

Jean M. Lorizio, Chairman



Elizabeth A. Lashway, Commissioner



Kathleen McNally, Commissioner



Dated: November 15, 2018

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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