

*The Commonwealth of Massachusetts*

*Department of the State Treasurer*

*Alcoholic Beverages Control Commission*

*Boston, Massachusetts 02114*

*Steven Grossman*  
*Treasurer and Receiver General*

*Kim J. Gainsboro, Esq.*  
*Chairman*

**DECISION**

**NARAYANDAS CORPORATION DBA WEBSTER SQUARE PACKAGE STORE**  
**1014 MAIN ST**  
**WORCESTER, MA 01603**  
**LICENSE#: 150800315**  
**HEARD: 11/13/2012**

Narayandas Corporation dba Webster Square Package Store (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, November 13, 2012, regarding an alleged violation of 204 CMR 2.05 (2) Permitting an Illegality on the licensed premises, to wit: c.138, §34-Sale or Delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Kujawski's Report.

The following documents and physical items are in evidence:

1. Investigator Kujawski's Investigative Report dated September 20, 2012;
2. Licensee's Stipulation of Facts; and
3. Thirty (30) pack of Keystone Light beer.

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

**FACTS**

1. On Thursday, September 20, 2012, at approximately 10:00 p.m., Investigators Keefe and Kujawski conducted an investigation of the business operation of Narayandas Corporation dba Webster Square Package Store to determine the manner in which their business was being conducted.
2. Investigators parked their vehicle outside the premises to make observations, and observed a vehicle, with youthful looking individuals, pull up to the front of the premises.
3. Investigators observed a youthful looking individual exit the vehicle and enter the licensed premises.
4. Investigators then observed the youthful looking individual exit the premises carrying a thirty (30) pack of Keystone Light beer, and place the beer in the vehicle.
5. Investigators approached the vehicle and asked to see the youthful looking individual's identification.
6. The youthful looking individual, identified as Mr. Ben Merker, date of birth October 10, 1992, age nineteen (19) years, stated he was not asked for identification.

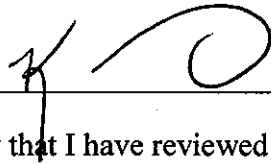
7. Investigators then went into the establishment and identified themselves to the clerk on duty, Mr. Roitkumar R. Patel.
8. Investigators identified the underage to Mr. Patel.
9. Mr. R. Patel stated that he did not ask the underage for identification.
10. Investigators informed Mr. R. Patel of the violations and that a report would be submitted to the Chief Investigator for further action.

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: c.138, §34-Sale or Delivery of an alcoholic beverage to a person under twenty-one (21) years of age (1 Count). Therefore, the Commission **suspends the license for four (4) days of which four (4) 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**

Kim S. Gainsboro, Chairman



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

Kathleen McNally, Commissioner



DATE: November 13, 2012

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.

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Jan Kujawski, Investigator  
Administration  
File