



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

*Steven Grossman*  
*Treasurer and Receiver General*

NOTICE OF SUSPENSION

*Kim S. Gainsboro, Esq.*  
*Chairman*  
August 27, 2014

**PICADILLY'S BAR AND GRILLE, INC.**  
**480 SHREWSBURY STREET**  
**WORCESTER, MA 01608**  
**LICENSE#: 150800559**  
**VIOLATION DATE: 06/21/2014**  
**HEARD: 08/26/2014**

After a hearing on August 26, 2014, the Commission finds Picadilly's Bar And Grille, Inc. in 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 21 years of age (4 counts).

The Commission **suspends the licensee's license for a total of four (4) days to be served. The suspension shall commence on Wednesday, October 15, 2014, and terminate on Saturday, October 18, 2014.** The license will be delivered to the Local Licensing Board or its designee on Wednesday, October 15, 2014 at 9:00 A.M. It will be returned to the licensee Sunday, October 19, 2014.

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. All checks must be certified and accompanied by the enclosed form, which must be signed by a Massachusetts Licensed Accountant.

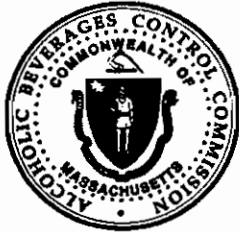
You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

**ALCOHOLIC BEVERAGES CONTROL COMMISSION**

Kim S. Gainsboro  
Chairman

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Jan Kujawski, Investigator  
Dennis Keefe, Investigator  
Rose Bailey, Investigator  
Brad Doyle, Investigator  
Administration  
File

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**DECISION**

**PICADILLY'S BAR AND GRILLE, INC.**  
**480 SHREWSBURY STREET**  
**WORCESTER, MA 01608**  
**LICENSE#: 150800559**  
**VIOLATION DATE: 06/21/2014**  
**HEARD: 08/26/2014**

Picadilly's Bar And Grille, Inc. (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, August 26, 2014, 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 21 years of age (4 counts). Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Kujawski's Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Investigator Kujawski's Investigative Report dated June 21, 2014.

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

**FACTS**

1. On Saturday, June 21, 2014, at approximately 12:10 a.m., Investigators Keefe, Doyle, Bailey, and Kujawski conducted an investigation of the business operation of Picadilly's Bar And Grille, Inc. to determine the manner in which its business was being conducted.
2. Investigators entered the premises and observed four (4) youthful looking individuals in possession of alcoholic beverages.
3. Investigators identified themselves to these individuals and asked to see proof of legal age.
4. Alissa Rosa, actual date of birth [REDACTED] (age 19), was in possession of a whiskey sour. Ms. Rosa stated that no one at the establishment had asked to see her identification.
5. Caelyn Hartlay, actual date of birth [REDACTED] (age 20), was in possession of an alcoholic beverage, a Hawaii Breeze. Ms. Hartley stated that no one at the establishment had asked to see her identification.
6. Lauren Weaver, actual date of birth [REDACTED] (age 20), was in possession of an alcoholic beverage, a Hawaii Breeze. Ms. Weaver stated that no one at the establishment had asked to see her identification.

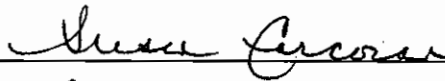
7. Jorge Rivera, actual date of birth [REDACTED] (age 20), was in possession of an alcoholic beverage, a Hawaii Breeze. Mr. Rivera stated that no one at the establishment had asked to see his identification.
8. Investigators spoke to the owner and manager on duty, Girley Fonseca, who stated that she did not check the minors' identification.
9. Investigators informed Ms. Fonseca of the violation and that a report would be filed with the Chief Investigator for further action.

#### CONCLUSION

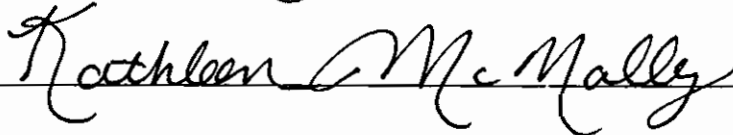
Based on the evidence, the Commission finds the licensee violated of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, To Wit: M.G.L. c. 138, §34C – Possession of an alcoholic beverage by a person under 21 years of age (4 counts). Therefore the Commission **suspends the license for thirteen (13) days of which four (4) days will be served and nine (9) 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

Susan Corcoran, Commissioner



Kathleen McNally, Commissioner



Dated: August 27, 2014

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  
Dennis Keefe, Investigator  
Rose Bailey, Investigator  
Brad Doyle, Investigator  
Administration  
File