

Commonwealth of Massachusetts Alcoholic Beverages Control Commission 95 Fourth Street, Suite 3 Chelsea, Massachusetts 02150-2358

Jean M. Lorizio, Esq. Chairman

NOTICE OF SUSPENSION

June 16, 2022

SHRI MAHADEV CORP. D/B/A ONE STOP BEER & WINE 147 HIGHLAND ST.
WORCESTER, MA 01609
LICENSE#: 89840-PK-1508

VIOLATION DATE: 3/31/2022

HEARD: 5/17/2022

After a hearing on May 17, 2022, the Commission finds Shri Mahadev Corp. d/b/a One Stop Beer & Wine violated M.G.L. Ch. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (2 counts). The Commission suspends the license for a period of three (3) days to be served.

The suspension shall commence on Monday, August 1, 2022, and terminate on Wednesday, August 3, 2022. The license will be delivered to the Local Licensing Board or its designee on Monday, August 1, 2022, at 9:00 A.M. It will be returned to the licensee on August 4, 2022.

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

Telephone: (617) 727-3040 * Fax: (617) 727-1510 * www.mass.gov/abcc

This document is important and should be translated immediately. Este documento es importante y debe ser traducido immediatamente. Este documento é importante e deve ser traduzido imediatamente. Ce document est important et devrait être traduit immédiatement. Questo documento è importante e dovrebbe essere tradotto immediatamente. Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως. 这份文件是重要的,应立即进行翻译.

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Jan Kujawski, Investigator
Michael Teehan, Investigator
Arthur M. Pearlman, Esq.
Officer Patrick Harrington, Worcester Police Department
Administration, File



Commonwealth of Massachusetts Alcoholic Beverages Control Commission 95 Fourth Street, Suite 3 Chelsea, Massachusetts 02150-2358

Jean M. Lorizio, Esq. Chairman

DECISION

SHRI MAHADEV CORP. D/B/A ONE STOP BEER & WINE 147 HIGHLAND ST.

WORCESTER, MA 01609 LICENSE#: 89840-PK-1508 VIOLATION DATE: 3/31/2022

HEARD: 5/17/2022

Shri Mahadev Corp. d/b/a One Stop Beer & Wine (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, § 15. The Alcoholic Beverages Control Commission ("ABCC" or "Commission") held a remote hearing via Microsoft Teams on Tuesday, May 17, 2022, regarding an alleged violation of M.G.L. Ch. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (2 counts). Prior to the commencement of the hearing, the Licensee stipulated to the facts alleged in Investigator Kujawski's report.

The following documents are in evidence:

- 1. Investigator Kujawski's Violation Report;
- 2. ABCC Form 43 License Transfer Approved, 9/2/2020;
- 3. Photograph of Fraudulent Driver's Licenses Confiscated;
- 4. City of Worcester Compliance Check Report; 5/11/2021;
- 5. Licensee's Stipulation of Facts.
- A. ID Science Invoice and User Guide for Verex-ID Scanner.

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

FINDINGS OF FACT

- On Thursday, March 31, 2022, at approximately 7:15 p.m. Investigators Teehan and Kujawski ("Investigators") inspected the business operation of Shri Mahadev Corp. d/b/a One Stop Beer & Wine to determine the manner in which its business was being conducted.
- 2. While outside the licensed premises, Investigators observed a youthful appearing male individual enter the establishment and then later exit the premises in possession of two 30-packs of beer.

- 3. Investigators identified themselves and asked to see proof of legal age.
- 4. Underage #1, actual date of birth 6/11/2002 (age 19), provided to Investigators a fraudulent Arkansas driver's license. He then provided his true Missouri driver's license which indicated he was under 21 years of age.
- 5. Investigators confiscated one 30-pack of Natural Ice beer and one 30-pack of Busch beer.
- 6. At approximately 7:30 p.m., Investigators observed a youthful appearing male individual enter the establishment and then later exit the premises in possession of alcoholic beverages, which he placed in his vehicle.
- 7. Investigators identified themselves and asked to see proof of legal age.
- 8. Underage #2, actual date of birth 6/03/2003 (age 18), provided to Investigators a fraudulent Connecticut driver's license. He then provided his true Massachusetts driver's license which indicated he was under 21 years of age.
- 9. Investigators confiscated the alcoholic beverages, which included one 12-pack of Bud Light beer, one 12-pack Bud Light Seltzer, two 6-packs of Mike's Hard Lemonade, and one bottle of wine.
- 10. Investigators entered the licensed premises and spoke to a female employee, informed her of the violation and that a report would be filed with the Chief Investigator for further action.
- 11. The Licensee has since purchased an ID scanner to assist in checking identifications.
- 12. The Licensee has been licensed under M.G.L. c. 138, § 15 since 2020 with no prior Commission violations.

CONCLUSION

Based on the evidence, the Commission finds the Licensee violated M.G.L. Ch. 138, § 34 Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (2 counts). Therefore, the Commission suspends the license for a period of three (3) days.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

1.0

Crystal Matthews, Commissioner	Cych Malthon
Deborah A. Baglio, Commissioner_	Déboran a Baglio
I, the undersigned, hereby certify th above decision.	at I have reviewed the hearing record and concur with the
Jean M. Lorizio, Chairman	tur III orunu

Dated: June 16, 2022

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.

This document is important and should be translated immediately. Este documento es importante y debe ser traducido inmediatamente. Este documento é importante e deve ser traduzido imediatamente. Ce document est important et devrait être traduit immédiatement. Questo documento è importante e dovrebbe essere tradotto immediatamente. Το έγγραφο αυτό είναι σημαντικό και θα πρέπει να μεταφραστούν αμέσως. 这份文件是重要的,应立即进行翻译.

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Kyle E. Gill, Esq., Associate General Counsel
Jan Kujawski, Investigator
Michael Teehan, Investigator
Officer Patrick Harrington, Worcester Police Department
Arthur M. Pearlman, Esq.
Administration, File