

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

Steven Grossman
Treasurer and Receiver General

DECISION

Kim J. Gainsboro, Esq.
Chairman

Cassandra, Inc.
dba Redwood Saloon
1566 Cove Road
New Bedford, MA 02740
License#: 07780061
Heard: March 1, 2011

Cassandra, Inc. dba Redwood Saloon (the "Licensee") holds an all alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, March 1, 2011, regarding an alleged violation of M.G.L. c.138, §69. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Chief Investigator Frederick Mahony's report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Chief Investigator Frederick Mahony's Report dated November 13, 2010.

There is one (1) tape of this hearing.

FACTS

1. On Saturday November 13, 2010, Commission Investigators Binienda, Keefe and Chief Investigator Mahony observed the business operation of Cassandra Inc. dba Redwood Saloon.
2. At approximately 11:30 p.m., Chief Investigator Mahony observed a male patron and a female patron that appeared to be intoxicated.
3. The female patron was observed to be staggering to the point of nearly falling when she walked to the restroom.
4. In addition to having loud and slurred speech, she had an alcoholic beverage in her hand which was half empty.
5. The male patron was observed to be unsteady on his feet and swaying as he stood at the bar.
6. He also spoke with slurred speech, and demonstrated slow and uncoordinated movements to the point that he would repeatedly missed his mouth when he tried to drink.
7. After these observations were made, the investigators watched the male patron get served a Bud Light beer by the bartender.
8. Investigators informed the bartender of the violation and the bartender agreed that the male patron was intoxicated

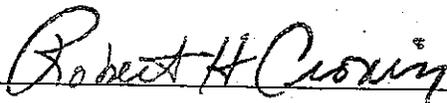
9. The bartender noted that the male patron lived within a half mile of the premises but added that he would ensure that the intoxicated individual would receive safe transportation home.
10. The female patron was currently waiting for a ride home also.
11. Administrative review of the file indicates two (2) previous violations in seventeen (17) years of ownership.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138, §69 (1 count) and therefore, **suspends the license for a period of six (6) days.**

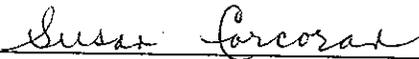
ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert H. Cronin, Commissioner



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

Susan Corcoran, Commissioner



Dated: April 27, 2011

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 days of receipt of this decision.

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