

Re: JKS Restaurants, Inc.
D/B/A: Bellino's Italian Grill & Pizzeria
Premise: 146 Lowell Street
City/Town: Wakefield, MA 01880
Heard: May 4, 2010

DECISION

JKS Restaurants, Inc. dba Bellino's Italian Grill & Pizzeria ("Bellino's Italian Grill & Pizzeria" or "the licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §12. The Alcoholic Beverages Control Commission ("the Commission") held a hearing on May 4, 2010 regarding an alleged violation of Massachusetts General Laws c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Arthur Hitchman's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Arthur Hitchman.

There is one (1) tape of this hearing.

Facts

1. On Wednesday, February 17, 2010 at approximately 7:09 p.m., Commission Investigators conducted a Minimum Age Purchase Law Compliance Check at the licensed premises of Bellino's Italian Grill & Pizzeria.
2. An underage operative, working with the investigators, purchased a bottle of Bud for \$4.00. The owner did not ask the underage operative for identification.

Conclusion

Based on the evidence, the Commission finds the licensee violated Massachusetts General Laws c. 138, §34. The Commission **suspends the license for three (3) days of which those three (3) 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 _____

Susan Corcoran, Commissioner _____

Dated in Boston, Massachusetts this 21st day of June 2010.

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: Wakefield Licensing Board
Frederick G. Mahony, Chief Investigator
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