

Re: Paradigm, Inc.  
d.b.a.: The Barn  
Premise: Rte 28 Merry Meadow  
City/Town: Mashpee, MA 02649  
Heard: January 20, 2009

### DECISION

A Commission hearing was held to determine whether Paradigm, Inc. d.b.a. The Barn (licensee) was in violation of 204 CMR 2.05(2)- Permitting an illegality on the licensed premises, to wit: Ch. 138 §23- Sale of alcoholic beverages other than those purchased from a licensee under §18 or §19 or from a holder of a special permit under §22A (17 counts).

On Thursday, May 29, 2008 at approximately 9:30 pm, Investigators Kenny, Binienda and Carey investigated the business operation of The Barn. During the inspection, the Investigators found several cases of alcohol beverages that had an inventory control sticker on the case from United Liquors, Ltd. of Braintree. The name of the licensee that the alcohol was originally sold and shipped to was on the stickers. Seventeen of the stickers contained the licensee name of Ye Old Spirits Shoppe, 19 Meetinghouse Lane, Route 3A, Sagamore.

The manager on duty was advised by the Investigators of the violation and that the labels of the bottles in question would be cut off.

The manager for the licensee, Mohammed Shafique, testified and stated that the bottles were stored at Paradigm, Inc. because his other store, Ye Old Spirits Shoppe, in Sagamore didn't have enough storage space.

The Commission's examination of the licensee's file indicates that they had two previous violations, one on May 26, 2006 and the other on May 23, 2008, both for service to a person under the age of twenty-one.

The Commission finds the licensee in violation of Ch. 138 §23- Sale of alcoholic beverages other than those purchased from a licensee under §18 or §19 or from a holder of a special permit under §22A (17 counts) and, therefore, **suspends the licensee's license for 17 days.**

### ALCOHOLIC BEVERAGES CONTROL COMMISSION

Eddie J. Jenkins, Chairman \_\_\_\_\_

Susan Corcoran, Commissioner \_\_\_\_\_

Dated in Boston, Massachusetts this 27<sup>th</sup> day of January 2009.

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