

Re: Kim Tran Corp.
d.b.a.: Trans Liquor Mart
Premises: 545 McGrath Highway
City/Town: Somerville, MA 02145
Heard: February 10, 2009

DECISION

A Commission hearing was held to determine whether Kim Tran Corp. d.b.a. Trans Liquor Mart violated 204 CMR 2.05(2)- Permitting an illegality on the licensed premises, to wit: Ch. 138, §34- Sale or delivery of an alcoholic beverage to a person under 21 years of age (1 count).

The licensee stipulated to the facts contained in the Investigator's report dated December 29, 2008.

The report states on Friday, December 26, 2008, A.B.C.C. Investigators observed the business operation of Trans Liquor Mart. At 7:45 p.m., they watched a young man purchase two 30-packs of Budweiser Beer. The young man, d.o.b. 12/8/1988 (age 20) was not asked for identification by the store clerk.

Administrative review of the file indicates an identical violation in 2006. The Commission finds that the licensee violated Ch. 138, §34- Sale or delivery of an alcoholic beverage to a person under 21 years of age (1 count) and, therefore **suspends the license for 5 days.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert H. Cronin, Commissioner _____

Susan Corcoran, Commissioner _____

Dated in Boston, Massachusetts this 22nd day of April 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