

Re: Adee, Inc.  
d.b.a.: Evenfall Restaurant Bar & Lounge  
Premises: 8 Knipe Road  
City/Town: Haverhill, MA 01830  
License: AA Restaurant  
Heard: August 18, 2009

### DECISION

A Commission hearing was held to determine whether Adee, Inc. d.b.a. Evenfall Restaurant Bar & Lounge 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 twenty-one years of age (1 count).

The licensee stipulated to the facts contained in the Investigator's report dated May 18, 2009.

The report states on May 18, 2009 the City of Haverhill conducted an underage compliance check at Adee, Inc. A 20-year-old young man purchased a Michelob Ultra Beer at the Evenfall Restaurant. He was not asked for identification by the bartender prior to service.

Administrative review of the file indicates that this was the first violation by the licensee in 5 years of ownership.

The Commission finds the licensee 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 twenty-one years of age (1 count) and, therefore **suspends the license for 3 days of which 3 days will be held in abeyance for a period of two years provided no further violations of Ch. 138 or Commission Regulations occur.**

### 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 in Boston, Massachusetts this 24<sup>th</sup> day of August 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