

Re: Pride Convenience, Inc.
dba: Pride Convenience
Premise: 77 West Street
City/Town: Springfield, MA 01108
Heard: April 6, 2010

DECISION

Pride Convenience, Inc., dba Pride Convenience (“the licensee”), holds an all alcohol license issued pursuant to Massachusetts General Laws chapter 138, §15. The Alcoholic Beverages Control Commission (“the Commission”) held a hearing on April 6, 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 Mark Kenny’s Compliance Check Field Report.

The following documents are in evidence:

1. Licensee’s Stipulation of Facts;
2. Compliance Check Field Report of Investigator Mark Kenny; and
3. Photo of Underage Operative.

There is one (1) tape of this hearing.

Facts

1. On Wednesday, February 3, 2010 at approximately 6:30 p.m., Commission Investigators along with the Springfield Police conducted a Minimum Age Purchase Law Compliance Check at the licensed premises of Pride Convenience.
2. An underage operative, working with the investigators, purchased a 6-pack of Coors Light for \$5.99. The male store clerk on duty did not ask the operative for identification.
3. Administrative review of the licensee’s file indicated that this was the first violation by the licensee in three (3) years of operation.

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 two (2) 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

Robert H. Cronin, Commissioner _____

Kim S. Gainsboro, Chairman _____

Dated in Boston, Massachusetts this 14th day of April 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: Springfield Licensing Board
Frederick G. Mahony, Chief Investigator
File