

Re: Angela's Coal Fired Pizza, LLC
Premise: 890 Broadway
City/Town: Saugus, MA 01906
Heard: April 27, 2010

DECISION

Angela's Coal Fired Pizza, LLC ("Angela's" 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 April 27, 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 Caroline Wilichoski's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts;
2. Compliance Check Field Report of Investigator Caroline Wilichoski;
3. Notice of Violation;
4. Sales Receipt;
5. Compliance Check Guidelines;
6. Photograph of Underage Operative; and
7. Compliance Check Underage Breathalyzer Results.

There is one (1) tape of this hearing.

Facts

1. On Thursday, March 11, 2010 at approximately 7:37 p.m., a Commission Investigator and Det. Sgt. GeCoya of the Saugus Police conducted a Minimum Age Purchase Law Compliance Check at the licensed premises of Angela's.
2. An underage operative, working with the investigators, purchased a 12oz. Bud bottle for \$4.00. The underage operative was not asked 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 ownership.

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 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

Robert H. Cronin, Commissioner _____

Susan Corcoran, Commissioner _____

Dated in Boston, Massachusetts this 28th 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: Saugus Licensing Board
Frederick G. Mahony, Chief Investigator
File