



*The Commonwealth of Massachusetts*  
*Department of the State Treasurer*  
*Alcoholic Beverages Control Commission*  
*Boston, Massachusetts 02114*

*Steven Grossman*  
*Treasurer and Receiver General*

*Kim J. Gainsboro, Esq.*  
*Chairman*

**DECISION**

**ROBERT HIRSCH DBA THE GRAPE VINE**  
**285 AYER ROAD UNIT 3**  
**HARVARD, MA 01451**  
**LICENSE#: 050000003**  
**HEARD: 10/4/2011**

Robert Hirsch dba The Grape Vine (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 Tuesday, October 4, 2011, regarding an alleged violation of M.G.L. c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Brad Doyle's Compliance Check Field Report.

The following documents are in evidence:

1. Compliance Check Field Report of Investigator Brad Doyle; and
2. Licensee's Stipulation of Facts.

There is one (1) tape of this hearing.

FACTS

1. On, July 25, 2011 at approximately 5:56 p.m., Commission Investigators investigated the business operation Robert Hirsch dba The Grape Vine.
2. An underage operative, working with the investigators, purchased a forty (40) ounce Bud bottle for three dollars and zero cents (\$3.00). The underage operative was not asked for identification.

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 (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**

Kim S. Gainsboro, Chairman



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Susan Corcoran, Commissioner



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Dated: November 3, 2011.

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 (30) days of receipt of this decision.

cc: Local Licensing Board  
Frederick G. Mahony, Chief Investigator  
Brad Doyle, Investigator  
Rose Egan-Bailey, Investigator  
Administration  
File