

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

MILLIS PKG STORE CORP DBA HARKEYS
1138 MAIN STREET
MILLIS, MA 02054
LICENSE#: 071600010
HEARD: 07/31/2012

Millis Pkg Store Corp dba Harkeys (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §15. The Alcoholic Beverages Control Commission (the "Commission") held a hearing on Tuesday, July 31, 2012, regarding an alleged violation of 204 CMR 2.05(2), to wit: c.138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Carey's Compliance Check Field Report.

The following documents are in evidence:

1. Investigator Carey's Compliance Check Field Report dated May 16, 2012; and
2. Licensee's Stipulation of Facts.

There is one (1) audio recording of this hearing.

FACTS

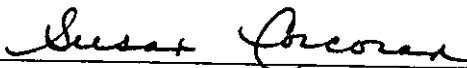
1. On Wednesday, May 16, 2012, at approximately 5:21 p.m., Investigators Teehan and Carey conducted an investigation of the business operation of Millis Pkg Store Corp dba Harkeys.
2. An underage operative working with investigators purchased an alcoholic beverage, a sixteen ounce (16 oz.) can of Bud Lite beer for one dollar and sixty-five cents (\$1.65). The underage operative was not asked for identification.

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CONCLUSION

Based on the evidence, the Commission finds the licensee violated 204 CMR 2.05 (2), to wit: M.G.L. c. 138, §34. As the licensee has been in business for forty-five (45) years and has had no previous violations, the Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Susan Corcoran, Commissioner 

I, the undersigned, hereby certify that I have reviewed the hearing record and concur with the above decision.

Kim S. Gainsboro, Chairman 

Dated: July 31, 2012

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
Jack Carey, Investigator
Michael Teehan, Investigator
Administration
File