

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

Deborah B. Goldberg
Treasurer and Receiver General

Kim S. Gainsboro, Esq.
Chairman

NOTICE OF SUSPENSION

September 11, 2015

TOWN & COUNTRY RESTAURANT INC. DBA J.J. MCKAY'S RESTAURANT
171 E. COMMONWEALTH
WAYLAND, MA 01778
LICENSE#: 134000006
VIOLATION DATE: 06/15/2015
HEARING DATES: 08/18/2015 and 09/08/2015

After due notice and failure to appear at two hearings on Tuesday, August 18, 2015, and Tuesday, September 8, 2015, the Commission **INDEFINITELY SUSPENDS** the alcoholic beverages license of Town & Country Restaurant Inc. dba J.J. McKay's Restaurant, effective forthwith.

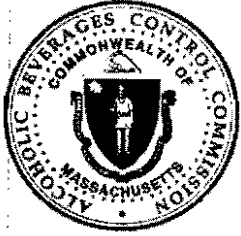
You are advised that you have the right to appeal this decision under M.G.L. c. 30A to Superior Court within thirty (30) days upon receipt of this notice.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kim S. Gainsboro
Chairman

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这份文件是重要的，应立即进行翻译。

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



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

Deborah B. Goldberg
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DECISION

TOWN & COUNTRY RESTAURANT INC. DBA J.J. MCKAY'S RESTAURANT
171 E. COMMONWEALTH
WAYLAND, MA 01778
LICENSE#: 134000006
VIOLATION DATE: 06/15/2015
HEARING DATES: 08/18/2015 and 09/08/2015

Town & Country Restaurant Inc. dba J.J. McKay's Restaurant (the "Licensee") holds an alcohol license issued pursuant to M.G.L. c. 138, §12. The Alcoholic Beverages Control Commission (the "Commission") scheduled hearings on Tuesday, August 18, 2015 and on Tuesday, September 8, 2015, regarding an alleged violation of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: c. 138, §34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age, which occurred on June 15, 2015 according to Investigator Doyle's Report.

There is one (1) audio recording of this hearing, and one (1) witness testified.

FACTS

1. This matter was scheduled for a hearing on Tuesday, August 18, 2015, regarding an alleged violation of 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: c. 138, §34 – Sale or delivery of an alcoholic beverage to a person under twenty-one (21) years of age, which occurred on June 15, 2015.
2. The Licensee was sent a hearing notice via first class mail, and the Licensee failed to appear at the scheduled hearing on August 18, 2015, and failed to contact the Commission and request a continuance.
3. This matter was rescheduled to Tuesday, September 8, 2015. Hand-delivery of the hearing notice was attempted by Investigator Doyle.
4. Investigator Doyle testified before the Commission that he went to the licensed premises to serve the hearing notice on the licensee.
5. Investigator Doyle testified that the licensed premises was closed and appeared unoccupied as there was no furniture inside the premises.

6. Investigator Doyle proceeded to the Wayland town hall and spoke to the Licensing clerk who informed Investigator Doyle that the business has been closed since July 10, 2015, but that the Licensee has not turned in its license.

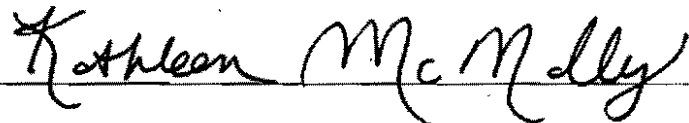
CONCLUSION

As the Licensee failed to appear at two hearings, the Commission **INDEFINITELY SUSPENDS** the license of Town & Country Restaurant Inc. dba J.J. McKay's Restaurant **effective forthwith**, until further written order of the Commission.

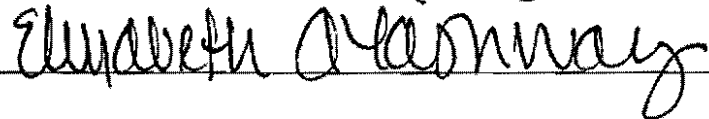
The Commission will not issue any further order without a written request from the Licensee showing good cause to reconsider the indefinite suspension and a hearing before the Commission which the Licensee attends.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Kathleen McNally, Commissioner



Elizabeth Lashway, Commissioner



Dated: September 11, 2015

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.

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