

Re: Major Liquors, Inc.
Premises: 158 Andover Street
City/Town: Danvers, MA 01923
License: AA-PKG
Heard: October 18, 2005

Decision

This was a hearing concerning 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 years of age.

The licensee stipulated to the facts of the investigator's report. An underage operative working under the supervision of ABCC Investigator Errol Flynn ordered and paid for a 6 pack of Bud Light. She was not asked for identification even though she was 19 years of age.

Based on the evidence, the Alcoholic Beverages Control Commission finds that the licensee violated 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 years of age and, therefore, suspends the license for a period of 5 days of which 5 days will be held in abeyance as long as no other violations of Chapter 138 or Commission Regulations are committed within one year. The suspension was mitigated because this is the first infraction of the licensee.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Suzanne Iannella, Commissioner _____

Eddie J. Jenkins, Chairman _____

Robert H. Cronin, Commissioner _____

Dated at Boston, Massachusetts this 2nd day of November 2005.

You have the right to appeal this decision to the Superior Court under the provisions of Chapter 30A of the Massachusetts General Laws within thirty days of receipt of this decision.