

Re: Chan's Wine & Spirits- Dorchester, Inc.
d.b.a. Alexander's
Premises: 755 Gallivan Blvd.
City/Town: Boston, MA 02122
License: All Alcohol Package Store
Heard: May 3, 2007

DECISION

This was a hearing concerning alleged violation of 204 CMR 2.05 (2) Permitting an illegality on the licensed premises to wit: c138 s34 sale or delivery of an alcoholic beverage to a person under twenty-one years of age (1 Count).

The licensee stipulated to the facts of the investigator's report, which stated that A.B.C.C. investigators were outside the establishment on March 17, 2007. They observed a youth leaving the store with three 30 packs of Bud Light and 1 bottle of Bayard Rum. The minor whose date of birth is 01/06/1990 (age 17) informed the investigators that he was not asked for ID.

The licensee stated that he would send his employees to T.I.P.S., which is what he told the Commission the last 2 occasions he was at the Commission. 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: Ch.138 §34 - Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (1 Count) and, therefore suspends the license for a period of 8 days. The licensee is not allowed to pay a fine in lieu of suspension based on his record of serving minors.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Suzanne Iannella, Commissioner _____

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

Robert H. Cronin, Commissioner _____

Dated in Boston, Massachusetts this 10th day of May 2007.

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.

SI/kac

CC: Local Board
Chief Investigator
William A. McDermott, Esq.
File