

Re: LLD Enterprises, LLC  
d.b.a.: Tuscan House  
Premises: 58 E. Grove Street  
Town: Middleborough, MA 02346  
License: AA Restaurant  
Heard: October 30, 2008

### DECISION

This was a hearing concerning alleged violation of 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).

The licensee stipulated to the facts of the investigator's report which stated that an underage operative, working under the supervision of A.B.C.C. investigators, ordered and was served a Bud Light. The youth, whose date of birth is 11/24/90 (age 17), was not asked for ID.

The owner has operated the license since December 2005. 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 3 days.**

#### 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 30<sup>th</sup> day of October 2008.

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.

cc: Local Licensing Board  
Chief Investigator Mahony  
File