

Re: Family Associates, Inc.
d.b.a.: Family Foods
Premises: 348 East Falmouth Hwy.
City/Town: Falmouth, MA 02536
License: AA Package
Heard: December 2, 2008

DECISION

A Commission hearing was held to determine whether Family Associates, Inc. d.b.a. Family Foods violated Ch. 138 §18- Acting as a wholesaler of Alcoholic Beverages without being properly licensed.

The licensee stipulated to the facts contained in the investigator's report dated 8/20/08.

The report states on June 5, 2008, the Commission received an application for a transfer of license and pledge of license to Family Market, Inc.

On Wednesday, August 20, 2008, A.B.C.C. Investigator Jamie Binienda and Lieutenant Richard Tavares of the Bourne Police investigated the business operation of ACK Market, Inc. d.b.a. Grey Gables Market in Bourne, MA. The investigator found fourteen receipts from a retail package store called Family Foods of Falmouth. The receipts were for over 300 orders of different alcoholic beverages. He also found checks and deposit slips for a bank account at Rockland Trust addressed to Allie Soufan, Grey Gables Market at 314 Church Street, Marshfield, MA.

Allie Soufan told the investigator he owned Family Foods in Falmouth and ran the day-to-day operation of Grey Gables in Bourne. Bank documents of Jamal and Allie Soufan indicates the bank account of Grey Gables Market made several payments for alcoholic beverages to Family Foods.

At the hearing, Timothy Martimage testified that filing glitches had slowed down the transfer at the Local Board and DOR had delayed the transfer at the A.B.C.C.

The Commission finds the licensee violated Ch. 138 §18- Acting as a wholesaler of Alcoholic Beverages without being properly licensed and, therefore **suspends the license for 30 days.**

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert H. Cronin, Commissioner _____

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

Eddie J. Jenkins, Chairman _____

Dated in Boston, Massachusetts this 9th day of December 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
Frederick G. Mahony, Chief Investigator
File