

Re: Alfredo Falvo & Rosa Maria Falvo
d.b.a. Family Pizza & Grinders
Premises: 334 Newton Street
City/Town: South Hadley, MA 01075
License: All Alcohol Package Store
Heard: March 11, 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 Budweiser. The youth, whose date of birth is August 1, 1987(age 20), was not asked for identification.

The licensee has operated the license for 23 years and has not had any previous violations. 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, **issues a warning**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Suzanne Iannella, Commissioner_____

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

Robert H. Cronin, Commissioner_____

Dated in Boston, Massachusetts this 12th day of March 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.

SI/kac

CC: Local Board
Chief Investigator Mahony
File