

Re: Jayohm, Inc.
d.b.a. Jim's Package Store
Premises: 49 Cottage Street
City/Town: Easthampton, MA 01027
License: All Alcohol Package Store
Heard: February 28, 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 stated that he has scanners to check ID's and simply made a mistake. He has owned the license since 2006. 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 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 6th 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