



The Commonwealth of Massachusetts
Department of the State Treasurer
Alcoholic Beverages Control Commission
Boston, Massachusetts 02114

Steven Grossman
Treasurer and Receiver General

Kim J. Gainsboro, Esq.
Chairman

DECISION

ROYAL GARDEN RESTAURANT, INC.
3 TREMONT STREET
KINGSTON, MA 02364
LICENSE#: 056800016
HEARD: 08/16/2011

Royal Garden Restaurant, Inc. (the "Licensee") holds an all alcohol license issued pursuant to Massachusetts General Laws Chapter 138, §12. The Alcoholic Beverages Control Commission ("the Commission") held a hearing on Tuesday, August 16, 2011, regarding an alleged violation of M.G.L. c. 138, §34. Prior to the commencement of the hearing, the licensee stipulated to the violation alleged in Investigator Jamie Binienda's Compliance Check Field Report.

The following documents are in evidence:

1. Licensee's Stipulation of Facts; and
2. Compliance Check Field Report of Investigator Jamie Binienda.

There is one (1) tape of this hearing.

FACTS

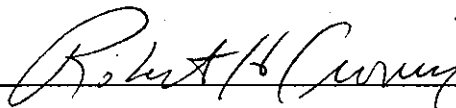
1. On, May 27, 2011 at approximately 3:35 p.m., Commission Investigators investigated the business operation Royal Garden Restaurant, Inc.
2. The underage operative did not pay for the alcoholic beverage but took possession of a Bud Light.
3. Administrative review of the file indicates this is the first violation for the licensee in twenty-eight (28) years of ownership.

CONCLUSION

Based on the evidence, the Commission finds the licensee violated M.G.L. c. 138, §34. The Commission issues a **WARNING**.

ALCOHOLIC BEVERAGES CONTROL COMMISSION

Robert Cronin, Commissioner



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

Kim S. Gainsboro, Chairman



Dated: September 6, 2011

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 (30) days of receipt of this decision.

cc: Local Licensing Board
Frederick G. Mahony, Chief Investigator
Jamie Binienda, Investigator
Dennis Keefe, Investigator
Administration
File