

The victim's name has been blacked out, and additional pages have been omitted due to other person's name and their irrelevance to this website. This story can be easily searched and found on the internet.

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ABCC DECISION

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Re: Fynders, Inc. dba Finders Pub
Premises: 171 West Boylston Street
City/Town: West Boylston, MA 01583
License: AA-Rest
Heard: October 12, 2004 and January 4, 2005

Decision

This was a hearing regarding alleged violation of c. 138, §69 sale or delivery of an alcoholic beverage to an intoxicated person (1 count) and 204 CMR 4.03(1)(A) offering or delivering free drinks.

After reviewing all the testimony and exhibits including the ABCC investigator's report, state police accident reconstruction reports, medical reports and photos of the establishment, the Commission finds that the licensee Fynders, Inc. dba Finders Pub ("Finders") violated c. 138, §69 sale or delivery of an alcoholic beverage to an intoxicated person (1 count) and, therefore, suspends the license as stated below. Also, the Commission finds the licensee violated 204 CMR 4.03(1)(A) offering or delivering free drinks and, therefore, suspends the license as stated below.

Questions Presented

Whether the licensee violated c. 138, §69 sale or delivery of an alcoholic beverage to an intoxicated person (Katie McAloon) and 204 CMR 4.03(1)(A) offering or delivering free drinks?

Facts

On March 28, 2004, ~~Katie McAloon~~ "Katie" ~~McAloon~~ was a patron from approximately 9:00 pm to 12:15 am at Finders Pub located at 171 West Boylston Street in West Boylston. She

was killed when the car she was driving left the road and fell over 70 feet around 12:36 a.m.