

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
233 RICHMOND STREET
PROVIDENCE, RHODE ISLAND 02903

IN THE MATTER OF

Metro Liquors
1075 Park Ave.
Cranston

:

DBR No. 08-L-

RESPONDENT.

Div of Commercial
Licensing and Racing
and Athletics

JAN 26 2010

Received
Liquor Enforcement
and Compliance

CONSENT AGREEMENT

It is hereby agreed between the Commercial Licensing & Racing & Athletics Division (Division) of the Department of Business Regulation ("Department") and Metro liquors ("Respondent") as follows:

1. Respondent holds a Class A license for the retail sale of alcoholic beverages pursuant to R.I. Gen. Laws § 3-7-3.

2. R.I. Gen. Laws § 3-5-21 provides that every license is subject to revocation or suspension and a licensee is subject to fine by the Department, on its own motion, for breach by the holder of the license of the conditions on which it was issued or for violation by the holder of the license of any statute, rule or regulation applicable.

3. R.I. Gen. Laws § 3-7-28 provides:

§ 3-7-28 Time for licensee to produce receipts and invoices to inspector. – (a) Holders of Class A licenses issued under title 3 of the general laws shall be required to maintain on the premises, and to produce upon demand by an inspector authorized to demand, any and all records of receipts and invoices for the purchase of alcoholic beverages.

(b) Holders of licenses other than Class A issued under title 3 of the general laws shall have not more than one business day to produce receipts and invoices for the purchase of alcoholic beverages when demanded by an inspector authorized to demand records of receipts and invoices. Nothing herein shall require such licensee to produce invoices and receipts upon demand.

4. On December 18, 2008, an inspector from the Division conducted an on-site inspection of Metro Liquors and found the following:
Records of receipts and invoices for the purchase of alcoholic beverages were not on premises.

5. Based on the above violation the Department has sufficient cause to impose an administrative penalty pursuant to R.I. Gen. Laws § 3-5-21.


6. In an effort to resolve the above-referenced violation and allow Respondent to maintain its license in good-standing, Respondent agrees to the following:

- A. Respondent understands that the Department is charged with protecting the public by ensuring that its Licensees are competent and trustworthy.
- B. Respondent shall comply with all terms and requirements for licensure under R.I. Gen. Laws §§ 3-5-1, *et seq.* and 3-7-1, *et seq.*, and *Commercial Licensing Regulation 8 – Liquor Control Administration*.
- C. Respondent shall pay a fine in the amount of \$ 250.00, payable to the Rhode Island General Treasurer.
- D. Respondent voluntarily waives its right to the hearing process, voluntarily waives its right to appeal to Superior Court, admits that the allegations contained herein, are true, and agrees to take all necessary action as delineated in this Consent Agreement in order to maintain its license in good-standing.

7. If Respondent fails to comply with the terms of this Consent Agreement, the Department reserves its right to initiate the administrative hearing process to suspend or revoke Respondent's license pursuant to R.I. Gen. Laws §§ 3-5-21 and 42-35-9.

THE DEPARTMENT AND RESPONDENT HEREBY CONSENT AND AGREE TO THE FOREGOING AS TO FORM AND SUBSTANCE:

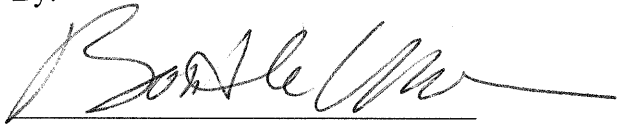
Department of Business Regulation
By its Associate Director:



Maria D'Alessandro, Esq.
Department of Business Regulation

Date: 1/29/10

Respondent
By:



Borath Men, KKSD Inc. d/b/a Metro
Liquors

Date: 1/24/10