

IN THE MATTER OF: :
 :
Giant of Maryland LLC :
t/a Giant #2376 :
1400 7th Street, NW :
License No. ABRA-092842 :
Retailer B - ANC 6E :
Case #20-PRO-00061 :
 :
(Application to Renew :
License) :

Monday
January 4, 2021

The Alcoholic Beverage Control Board met via Videoconference, LaVerne Fletcher, Board's Agent, presiding.

PRESENT:

LAVERNE FLETCHER, ABRA Board's Agent

ALSO PRESENT:

MICHAEL EICHLER, ANC 6E
STEPHEN O'BRIEN, Applicant's Counsel

P-R-O-C-E-E-D-I-N-G-S

10:31 a.m.

MS. FLETCHER: The next case is the Giant. That's Case #20-PRO-00061, Giant of Maryland, LLC, trading as Giant #2376, 1400 7th Street, NW License No. ABRA-092842. This is a Retailer Class B, Application to Renew. The protest issues in this case are adverse impact on peace, order, and quiet. Person on behalf of the Giant?

MR. O'BRIEN: Stephen O'Brien.

MS. FLETCHER: Thank you, Mr. O'Brien, can you spell your name for the record, please?

MR. O'BRIEN: S-T-E-P-H-E-N O- -B-R-I-E-N.

MS. FLETCHER: Thank you. Who is present on behalf of ANC 6E?

COMMISSIONER EICHLER: Michael Eichler, 6 E 01. M-I-C-H-A-E-L E-I-C-H-L-E-R.

MS. FLETCHER: Okay. Thank you. ANC 6C does have standing as a Protestant. We need to set a date for mediation. Mr. O'Brien, did you want to do both the Giant cases on the same day, or on different days?

MR. O'BRIEN: I don't have a problem

1 with doing both the same day.

2 MS. FLETCHER: Would you want to do
3 this one at 3:00?

4 MR. O'BRIEN: On the 26th would be fine
5 for me.

6 MS. FLETCHER: Okay. Mr. Eichler, would
7 that work for you? 3:00 on the 26th?

8 COMMISSIONER EICHLER: Let me check
9 real quick. The one thing to note is that Mr.
10 O'Brien, I believe, is going to be attending our
11 regular ANC meeting tomorrow, during which we
12 will give him a chance to address the Commission.
13 We protested because there was no representation
14 from Giant at our previous meeting when we were
15 giving renewals an opportunity to address any
16 infractions that have occurred.

17 We were unable to get anyone from
18 Giant to attend the meeting. We now have contact
19 with Mr. O'Brien, who's planning on attending the
20 meeting tomorrow, and while I'm happy to schedule
21 a conversation for mediation for the 26th, I
22 believe we will have this resolved by 8pm
23 tomorrow evening. So should we schedule and then
24 remove once we have achieved our goal of talking
25 tomorrow?

1 MS. FLETCHER: It will be set for 3:00,
2 and then let us know what has been resolved and
3 we'll just cancel it.

4 COMMISSIONER EICHLER: Sure. Just let
5 me work my calendar view to make sure that I am
6 free for 3:00 on the 26th. So the 26th at 3, I
7 cannot do. 3:30?

8 MS. FLETCHER: 3:30 would work on this
9 end.

10 COMMISSIONER EICHLER: Is it actually
11 going to be at 3:30, or is it going to be a
12 window? I can do 3:30, yes.

13 MS. FLETCHER: It will be for whatever
14 time we set. If that's okay with Mr. O'Brien,
15 it's okay on this end.

16 MR. O'BRIEN: It's not a general call
17 like this meeting. It will just be us.

18 COMMISSIONER EICHLER: Got it.
19 Wonderful. Let's just put it on the calendar for
20 3:30. We'll probably cancel it tomorrow but we
21 can have it on there.

22 MR. O'BRIEN: Great.

23 MS. FLETCHER: Then I've got mediation
24 set for Tuesday, January 26 at 3:30. Okay. Thank
25 you very much, Mr. O'Brien. Maybe I'll see you

1 soon.

2 MR. O'BRIEN: Maybe not.

3 MS. FLETCHER: I'm going to conclude
4 the hearing, and Thank you very much for coming.

5 (Whereupon the hearing for Giant 7th
6 Street went off the record at 10:35
7 a.m.)
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A	Eichler 1:19 2:18,18 3:6 3:8 4:4,10,18 evening 3:23	O'Brien 1:19 2:11,11,12 2:14,22,25 3:4,10,19 4:14,16,22,25 5:2 O- 2:14 occurred 3:16 once 3:24 opportunity 3:15 order 2:9	3:25 4:20 trading 2:5 Tuesday 4:24
a.m 2:2 5:7 ABRA 1:17 ABRA-092842 1:7 2:6 achieved 3:24 address 3:12,15 adverse 2:8 Agent 1:14,17 Alcoholic 1:2,13 ANC 1:8,19 2:17,20 3:11 Applicant's 1:19 Application 1:9 2:7 attend 3:18 attending 3:10,19	F fine 3:4 Fletcher 1:14,17 2:3,12 2:16,20 3:2,6 4:1,8,13 4:23 5:3 free 4:6	P P-R-O-C-E-E-D-I-N-G-S 2:1 peace 2:9 Person 2:9 planning 3:19 please 2:13 present 1:16,18 2:17 presiding 1:14 previous 3:14 probably 4:20 problem 2:25 protest 2:8 Protestant 2:21 protested 3:13 put 4:19	U unable 3:17
B	G general 4:16 Giant 1:6,6 2:4,4,5,10 2:23 3:14,18 5:5 give 3:12 giving 3:15 goal 3:24	W went 5:6 window 4:12 Wonderful 4:19 work 3:7 4:5,8	V Videoconference 1:14 view 4:5
B 1:8 2:7 B-R-I- 2:14 behalf 2:9,17 believe 3:10,22 Beverage 1:2,13 Board 1:2,13 Board's 1:14,17	H happy 3:20 hearing 1:3 5:4,5	X	Y
C	I impact 2:8 infractions 3:16 issues 2:8	Z	0
calendar 4:5,19 call 1:3 4:16 cancel 4:3,20 case 1:8 2:3,4,8 cases 2:23 chance 3:12 check 3:8 Class 2:7 COLUMBIA 1:1 coming 5:4 Commission 3:12 COMMISSIONER 2:18 3:8 4:4,10,18 conclude 5:3 contact 3:18 Control 1:2,13 conversation 3:21 Counsel 1:19	J January 1:12 4:24	Q quick 3:9 quiet 2:9	01 2:19
date 2:22 day 2:23 3:1 days 2:24 different 2:24 DISTRICT 1:1 doing 3:1	K	R real 3:9 record 2:13 5:6 regular 3:11 remove 3:24 Renew 1:9 2:7 renewals 3:15 representation 3:13 resolved 3:22 4:2 Retailer 1:8 2:7 ROLL 1:3	1 10:31 2:2 10:35 5:6 1400 1:7 2:5
E	L LaVerne 1:14,17 Let's 4:19 License 1:7,10 2:6 LLC 1:6 2:5	S S-T-E-P-H-E-N 2:14 schedule 3:20,23 set 2:22 4:1,14,24 soon 5:1 spell 2:13 standing 2:21 Stephen 1:19 2:11 Street 1:7 2:6 5:6	2 20-PRO-00061 1:8 2:4 2021 1:12 2376 1:6 2:5 26 4:24 26th 3:4,7,21 4:6,6
E 2:19 E-I-C-H-L-E-R 2:19 E-N 2:15	M M-I-C-H-A-E-L 2:19 Maryland 1:6 2:5 MATTER 1:5 mediation 2:22 3:21 4:23 meeting 3:11,14,18,20 4:17 met 1:14 Michael 1:19 2:18 Monday 1:11	T t/a 1:6 talking 3:24 Thank 2:12,16,20 4:24 5:4 tomorrow 3:11,20,23	3 3 4:6 3:00 3:3,7 4:1,6 3:30 4:7,8,11,12,20,24
	N name 2:13 need 2:21 note 3:9 NW 1:7 2:6		4 4 1:12
	O		5
			6 6 2:19 6C 2:20 6E 1:8,19 2:17
			7 7th 1:7 2:5 5:5
			8 8pm 3:22

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: 7th Street Giant

Before: DCABRA

Date: 01-04-21

Place: teleconference

was duly recorded and accurately transcribed under
my direction; further, that said transcript is a
true and accurate record of the proceedings.



Court Reporter

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1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

(202) 234-4433

www.nealrgross.com