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IN THE MATTER OF:
:
:
Chaia Mount Vernon
:
Triangle, LLC, t/a Chaia
:
615 I Street NW
:
License #112653
:
Retailer CR - ANC 2C
:
Case # 20-CMP-00067
:
: Show Cause
(No ABC Manager on Duty,
: Hearing (Status)
Failed to Post License
:
Conspicuously in the
:
Establishment, Failed
:
to Maintain on Premises
:
Books and Records, Failed:
to Maintain Three Years
:
of Adequate Books and
:
Records Showing All
:
Sales)
:
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The Alcoholic Beverage Control Board met via WebEx videoconference, Chairperson Donovan W. Anderson presiding.

PRESENT:
DONOVAN W. ANDERSON, Chairperson
BOBBY CATO, JR., Member
RAFI ALIYA CROCKETT, Member
EDWARD S. GRANDIS, Member
JENI HANSEN, Member
JAMES SHORT, JR., Member
REMA WAHABZADAH, Member

ALSO PRESENT:

SIMONE ANDREWS, DC ABRA Staff

JESSICA KRUPKE, DC OAG

SUZANNE SIMON, Licensee

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

2 2:24 p.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Number 20-CMP-00067,
5 Chaia, License Number 112653.

6 Ms. Andrews, can you please elevate
7 the rights of the owner or the licensee of Chaia?

8 MS. ANDREWS: I do see her on the
9 line. I cannot make her a panelist, but I can
10 unmute her line.

11 Ms. Simon, could you please announce
12 yourself?

13 MS. SIMON: Sure, Susanne Simon. I
14 can see you all. So I don't know why you can't
15 see me.

16 MS. ANDREWS: Okay.

17 CHAIRPERSON ANDERSON: All right.
18 Well, can you, Ms. Simon, can you please identify
19 yourself for the record, please?

20 MS. SIMON: Sure. Suzanne Simon on
21 behalf of the Licensee, Chaia, Mount Vernon
22 Triangle, LLC. I'm the owner.

23 CHAIRPERSON ANDERSON: All right,
24 thank you. And Ms. Krupke, can you please
25 identify yourself for the record, please?

1 MS. KRUPKE: Sure, Jessica Krupke on
2 behalf of the Government.

3 CHAIRPERSON ANDERSON: All right. Ms.
4 Krupke, are there any preliminary matters in this
5 case?

6 MS. KRUPKE: Yes, the parties have
7 reached an offer in compromise and we're ready to
8 provide it to the Board for your consideration.
9 There are a total of four charges.

10 The first is a charge of no ABC
11 manager on duty in violation of D.C. Code 25-701.
12 It's a secondary tier violation, and it's the
13 establishment's first secondary tier violation.
14 The offer in compromise is \$250 payable within 90
15 days or the license shall be suspended
16 indefinitely until the fine is paid.

17 For Charge 2, failure to conspicuously
18 post the license in violation of D.C. Code 25-
19 711(a). It's a secondary tier violation, and
20 it's again the first secondary tier violation.
21 This is an offer in compromise provided with a
22 mandatory warning.

23 For Charge 3, failure to keep and
24 maintain books and records on the premises in
25 violation of D.C. Code 25-113(j)3. It's a

1 primary tier violation. It's the establishment's
2 first primary tier violation. And the offer in
3 compromise is a mandatory warning.

4 And for Charge 4, failure to keep and
5 maintain books and records for three years, this
6 is a primary tier violation. Books and records
7 violation -- it's a first primary tier violation,
8 and the offer in compromise is a warning.

9 So for these four charges, it's three
10 warnings and a \$250 fine.

11 CHAIRPERSON ANDERSON: All right,
12 thank you.

13 Ms. Simon, it's my understanding that
14 there's an offer in compromise. An offer in
15 compromise is, for Charge 1, a fine of \$250,
16 payable within 90 days. If the fine is not paid
17 within 90 days, the license will be suspended
18 until the fine has been paid. For Charge 2 there
19 is a warning. For Charge 3, there is a warning,
20 for Charge 4 there is a warning.

21 So the total is a \$250 fine payable
22 within 90 days. If the fine is not paid within
23 90 days, the license will be suspended until the
24 fine has been paid. Is this your understanding
25 of the offer in compromise?

1 MS. SIMON: Yes.

2 CHAIRPERSON ANDERSON: Are you aware
3 that by accepting an offer in compromise, you're
4 giving up your right to a hearing?

5 MS. SIMON: Yes.

6 CHAIRPERSON ANDERSON: Are you also
7 aware that by accepting an offer in compromise
8 that you are giving up your right to appeal this
9 matter?

10 MS. SIMON: Yes.

11 CHAIRPERSON ANDERSON: All right.
12 With that said, I make a motion that the offer in
13 compromise of a fine of \$250 (audio interference)
14 90 days, if the fine is not paid within 90 days,
15 the license will be suspended indefinitely, for
16 Charge 2 there's a warning, Charge 3 there's a
17 warning, Charge 4 there's warning -- that the
18 offer in compromise be accepted.

19 Is there a second?

20 MEMBER GRANDIS: Ed Grandis seconds.

21 CHAIRPERSON ANDERSON: Mr. Grandis has
22 seconded the motion. We'll now have a roll call
23 vote on the motion that was properly seconded by
24 Mr. Grandis.

25 Mr. Short?

1 MS. SIMON: Mr. Short, I agree.

2 CHAIRPERSON ANDERSON: Mr. Cato?

3 MEMBER CATO: Bobby Cato, I agree.

4 CHAIRPERSON ANDERSON: Ms. Wahabzadah?

5 MEMBER WAHABZADAH: Rema Wahabzadah, I
6 agree.

7 CHAIRPERSON ANDERSON: Ms. Crockett?

8 MEMBER CROCKETT: Rafi Crockett, I
9 agree.

10 CHAIRPERSON ANDERSON: Ms. Hansen?

11 MEMBER HANSEN: Jeni Hansen, I agree.

12 CHAIRPERSON ANDERSON: Mr. Grandis?

13 MEMBER GRANDIS: Ed Grandis, I agree.

14 CHAIRPERSON ANDERSON: Mr. Anderson
15 agrees. The matter passes 7-0-0.

16 I would like to thank the parties for
17 coming to an agreement on this matter. And this
18 matter is now concluded. And thank you very
19 much.

20 MS. SIMON: Thank you.

21 CHAIRPERSON ANDERSON: Thank you.

22 MS. KRUPKE: Thank you.

23 (Whereupon, the above-entitled matter
24 went off the record at 2:28 p.m.)
25

A ABC 1:9 4:10 above-entitled 7:23 ABRA 2:8 accepted 6:18 accepting 6:3,7 Adequate 1:13 agree 7:1,3,6,9,11,13 agreement 7:17 agrees 7:15 Alcoholic 1:2,17 ALIYA 1:22 ANC 1:8 Anderson 1:18,21 3:3 3:17,23 4:3 5:11 6:2,6 6:11,21 7:2,4,7,10,12 7:14,14,21 Andrews 2:8 3:6,8,16 announce 3:11 appeal 6:8 audio 6:13 aware 6:2,7	Crockett 1:22 7:7,8,8 D D.C 4:11,18,25 days 4:15 5:16,17,22,23 6:14,14 DC 2:8,9 DISTRICT 1:1 Donovan 1:18,21 duty 1:9 4:11	line 3:9,10 LLC 1:6 3:22 M maintain 1:11,12 4:24 5:5 manager 1:9 4:11 mandatory 4:22 5:3 matter 1:5 6:9 7:15,17 7:18,23 matters 4:4 MEETING 1:3 Member 1:21,22,22,23 1:23,24 6:20 7:3,5,8 7:11,13 met 1:18 motion 6:12,22,23 Mount 1:6 3:21	records 1:12,13 4:24 5:5,6 Rema 1:24 7:5 Retailer 1:8 rights 3:7 roll 6:22 S S 1:22 Sales 1:14 second 6:19 secondary 4:12,13,19 4:20 seconded 6:22,23 seconds 6:20 Short 1:23 6:25 7:1 Show 1:9 Showing 1:13 Simon 2:10 3:11,13,13 3:18,20,20 5:13 6:1,5 6:10 7:1,20 SIMONE 2:8 Staff 2:8 Status 1:9 Street 1:7 Susanne 3:13 suspended 4:15 5:17 5:23 6:15 Suzanne 2:10 3:20
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went 7:24

X

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years 1:12 5:5

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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Chaia

Before: DCABRA

Date: 01-06-21

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

NEAL R. GROSS

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