

IN THE MATTER OF: :
:
Bee Hive, LLC, :
t/a Sticky Rice/Sing :
Sing Karaoke Palace :
1222-1224 H Street NE : Show Cause
License #72783 : Hearing (Status)
Retailer CR - ANC 6A :
Case #19-251-00116 :
:
(Failed to Ensure that :
Cameras are Operational, :
No ABC Manager on Duty) :

Wednesday
January 6, 2021

The Alcoholic Beverage Control Board met via WebEx videoconference, Chairperson Donovan W. Anderson presiding.

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

SIMONE ANDREWS, DC ABRA Staff
JESSICA KRUPKE, DC OAG
JASON MARTIN, Licensee

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

2 2:05 p.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Case Number
5 19-251-00116, Sing Sing Karaoke Palace, License
6 Number 72783.

7 Ms. Andrews, can you please elevate
8 the rights of the Licensee in this case, please?

9 MS. ANDREWS: Sure. Mr. Martin, your
10 rights have been elevated. And that's all, Mr.
11 Chair.

12 CHAIRPERSON ANDERSON: Thank you.

13 Ms. Krupke, can you please identify
14 yourself for the record and please spell your
15 name?

16 MS. KRUPKE: Sure. Jessica Krupke on
17 behalf of the District of Colombia. K-R-U-P-K-E.

18 CHAIRPERSON ANDERSON: Good afternoon.
19 Mr. Martin, can you please identify yourself for
20 the record, please, and spell your name?

21 MR. MARTIN: Jason Martin. J-A-S-O-N,
22 M-A-R-T-I-N. Representing Bee Hive, LLC, Sticky
23 Rice and Sing Sing.

24 CHAIRPERSON ANDERSON: All right,
25 thank you.

1 Ms. Yohannes are you in this case?

2 No, all right. All right -- no, or yes and no?

3 MS. YOHANNES: No, I am not.

4 CHAIRPERSON ANDERSON: Okay, thanks.

5 All right.

6 Ms. Krupke, are there any preliminary
7 matters in this case?

8 MS. KRUPKE: No, the parties do not
9 have an offer in compromise for the Board's
10 consideration today.

11 CHAIRPERSON ANDERSON: All right,
12 thank you. Then this matter is scheduled for a
13 show cause hearing at a date to be determined.

14 Thank you, Ms. Krupke.

15 MR. MARTIN: I had put in a request
16 that I agreed with the OIC with Mr. Steven, what
17 is his -

18 CHAIRPERSON ANDERSON: Mr. Steven
19 Ortiz?

20 MS. KRUPKE: Mr. Ortiz?

21 MR. MARTIN: Yes. But when I sent Mr.
22 Ortiz the agreement he had said his vacation
23 responder was on. I'd like to just go ahead,
24 agree to it, and pay the fine.

25 CHAIRPERSON ANDERSON: Ms. Krupke, are

1 you aware of what OIC that was offered to Mr.
2 Martin?

3 MS. KRUPKE: If I can have your
4 indulgence for just a moment, I'll be able to
5 pull that up.

6 CHAIRPERSON ANDERSON: Yes.

7 MS. KRUPKE: Thank you.

8 CHAIRPERSON ANDERSON: Thank you.

9 (Pause.)

10 MS. KRUPKE: All right, so I haven't
11 pulled up, what I believe should have been
12 offered. And so, obviously, the establishment
13 can correct me if this is not his understanding.

14 So, for this particular series of
15 violations, there are two charges. The first is
16 failure to ensure the cameras were operational in
17 violation of D.C. Code 25-403(e)(3)(g)(I). This
18 is a primary tier violation and the second
19 primary tier violation within two years. The
20 offer in compromise was for \$2,000 payable within
21 90 days or the license would be suspended
22 indefinitely until the fine is paid.

23 For Charge 2, the charge is no ABC
24 manager on duty on June 17th, 2019, in violation
25 of D.C. Code 25-701. This is a secondary tier

1 violation, and it's the seventh secondary tier
2 violation within four years. And the offer in
3 compromise was \$2,000 payable within 90 days or
4 the license shall be suspended indefinitely until
5 the fine is paid.

6 So it's a total of \$4,000 payable
7 within 90 days for the two charges that I just
8 explained.

9 CHAIRPERSON ANDERSON: Mr. Martin, Ms.
10 Krupke mentioned an offer in compromise. Is this
11 the offer in compromise -- is this your
12 understanding of the offer in compromise?

13 MR. MARTIN: Yes.

14 CHAIRPERSON ANDERSON: All right. Are
15 you aware that by accepting that offer in
16 compromise that you're giving up your right to a
17 hearing?

18 MR. MARTIN: Yes.

19 CHAIRPERSON ANDERSON: Are you also
20 aware that by accepting the offer in compromise
21 that you're giving up your right to appeal this
22 matter?

23 MR. MARTIN: Yes.

24 CHAIRPERSON ANDERSON: All right.
25 With that said, I then make a motion that the

1 offer in compromise for Charge 1, a fine of
2 \$2,000 payable with 90 days, be accepted; for
3 Charge 2, also a fine of \$2,000 payable within 90
4 days; for a total fine of \$4,000 payable within
5 90 days. If the fine is not paid within 90 days
6 the license will be suspended until the fine has
7 been paid.

8 Is there a second?

9 MEMBER CROCKETT: Ms. Crockett
10 seconds.

11 CHAIRPERSON ANDERSON: Ms. Crockett
12 has seconded the motion. I will now make a roll
13 call vote on the motion that's been properly
14 seconded by Ms. Crockett.

15 Mr. Short?

16 MEMBER SHORT: Ms. Short. I agree.

17 CHAIRPERSON ANDERSON: Mr. Cato?

18 MEMBER CROCKETT: Bobby Cato. I
19 agree.

20 CHAIRPERSON ANDERSON: Ms. Wahabzadah?

21 MEMBER WAHABZADAH: Rema Wahabzadah.
22 I agree.

23 CHAIRPERSON ANDERSON: Ms. Crockett?

24 MEMBER CROCKETT: Rafi Crockett. I
25 agree.

1 CHAIRPERSON ANDERSON: Ms. Hansen?

2 MEMBER HANSEN: Jeni Hansen. I agree.

3 CHAIRPERSON ANDERSON: Mr. Grandis?

4 MEMBER GRANDIS: Ed Grandis. I

5 disagree.

6 CHAIRPERSON ANDERSON: Mr. Anderson.

7 I agree. The matter therefore passed 6 to 1 with
8 Mr. Grandis in disagreement.

9 I especially want to thank you, Mr.
10 Martin, for agreeing to this OIC. I appreciate
11 your efforts to bring closure to this matter, and
12 I thank you for that. And thank you, Ms. Krupke.

13 So, anyway, have a great day. But I
14 appreciate the parties work in this matter. I
15 thank you very much.

16 MR. MARTIN: Thank you.

17 CHAIRPERSON ANDERSON: All right.
18 Then have a great day.

19 MS. KRUPKE: Thank you.

20 (Whereupon, the above-entitled matter
21 went off the record at 2:11 p.m.)
22
23
24
25

| | | | |
|---|--|---|---|
| <p>A</p> <p>ABC 1:11 4:23 able 4:4 above-entitled 7:20 ABRA 1:23 accepted 6:2 accepting 5:15,20 afternoon 2:18 agree 3:24 6:16,19,22 6:25 7:2,7 agreed 3:16 agreeing 7:10 agreement 3:22 ahead 3:23 Alcoholic 1:2,14 ALIYA 1:19 ANC 1:8 Anderson 1:15,18 2:3 2:12,18,24 3:4,11,18 3:25 4:6,8 5:9,14,19 5:24 6:11,17,20,23 7:1,3,6,6,17 Andrews 1:23 2:7,9 anyway 7:13 appeal 5:21 appreciate 7:10,14 aware 4:1 5:15,20</p> | <p>5:3,10,11,12,16,20 6:1 consideration 3:10 Control 1:2,14 correct 4:13 CR 1:8 Crockett 1:19 6:9,9,11 6:14,18,23,24,24</p> <p>D</p> <p>D.C 4:17,25 date 3:13 day 7:13,18 days 4:21 5:3,7 6:2,4,5 6:5 DC 1:23,23 determined 3:13 disagree 7:5 disagreement 7:8 District 1:1 2:17 Donovan 1:15,18 duty 1:11 4:24</p> | <p>J-A-S-O-N 2:21 JAMES 1:20 January 1:13 Jason 1:24 2:21 Jeni 1:20 7:2 Jessica 1:23 2:16 JR 1:18,20 June 4:24</p> <p>K</p> <p>K-R-U-P-K-E 2:17 Karaoke 1:7 2:5 Krupke 1:23 2:13,16,16 3:6,8,14,20,25 4:3,7 4:10 5:10 7:12,19</p> <p>L</p> <p>license 1:8 2:5 4:21 5:4 6:6 Licensee 1:24 2:8 LLC 1:6 2:22</p> | <p>p.m 2:2 7:21 paid 4:22 5:5 6:5,7 Palace 1:7 2:5 particular 4:14 parties 3:8 7:14 passed 7:7 Pause 4:9 pay 3:24 payable 4:20 5:3,6 6:2 6:3,4 please 2:7,8,13,14,19 2:20 preliminary 3:6 PRESENT 1:17,22 presiding 1:15 primary 4:18,19 properly 6:13 pull 4:5 pulled 4:11 put 3:15</p> |
| <p>B</p> <p>Bee 1:6 2:22 behalf 2:17 believe 4:11 Beverage 1:2,14 Board 1:2,14 Board's 3:9 Bobby 1:18 6:18 bring 7:11</p> | <p>E</p> <p>Ed 7:4 EDWARD 1:19 efforts 7:11 elevate 2:7 elevated 2:10 ensure 1:10 4:16 especially 7:9 establishment 4:12 explained 5:8</p> | <p>M</p> <p>M-A-R-T-I-N 2:22 manager 1:11 4:24 Martin 1:24 2:9,19,21 2:21 3:15,21 4:2 5:9 5:13,18,23 7:10,16 matter 1:5 3:12 5:22 7:7 7:11,14,20 matters 3:7 MEETING 1:3 Member 1:18,19,19,20 1:20,21 6:9,16,18,21 6:24 7:2,4 mentioned 5:10 met 1:15 moment 4:4 motion 5:25 6:12,13</p> | <p>Q</p> <p>R</p> <p>Rafi 1:19 6:24 record 2:14,20 7:21 Rema 1:21 6:21 Representing 2:22 request 3:15 responder 3:23 Retailer 1:8 Rice 2:23 Rice/Sing 1:6 rights 2:8,10 roll 6:12</p> |
| <p>C</p> <p>calendar 2:4 call 6:13 cameras 1:10 4:16 case 1:9 2:4,4,8 3:1,7 Cato 1:18 6:17,18 cause 1:7 3:13 Chair 2:11 Chairperson 1:15,18 2:3,12,18,24 3:4,11 3:18,25 4:6,8 5:9,14 5:19,24 6:11,17,20,23 7:1,3,6,17 charge 4:23,23 6:1,3 charges 4:15 5:7 closure 7:11 Code 4:17,25 Colombia 2:17 COLUMBIA 1:1 compromise 3:9 4:20</p> | <p>F</p> <p>Failed 1:10 failure 4:16 fine 3:24 4:22 5:5 6:1,3 6:4,5,6 first 4:15 four 5:2</p> | <p>N</p> <p>name 2:15,20 NE 1:7 Number 2:4,6</p> | <p>S</p> <p>S 1:19 scheduled 3:12 second 4:18 6:8 secondary 4:25 5:1 seconded 6:12,14 seconds 6:10 sent 3:21 series 4:14 seventh 5:1 Short 1:20 6:15,16,16 show 1:7 3:13 SIMONE 1:23 Sing 1:7 2:5,5,23,23 spell 2:14,20 Staff 1:23 Status 1:8 Steven 3:16,18 Sticky 1:6 2:22 Street 1:7 suspended 4:21 5:4 6:6 2:1</p> |
| | <p>G</p> <p>giving 5:16,21 Grandis 1:19 7:3,4,4,8</p> <p>H</p> <p>H 1:7 Hansen 1:20 7:1,2,2 hearing 1:8 3:13 5:17 Hive 1:6 2:22</p> | <p>O</p> <p>OAG 1:23 obviously 4:12 offer 3:9 4:20 5:2,10,11 5:12,15,20 6:1 offered 4:1,12 OIC 3:16 4:1 7:10 operational 1:10 4:16 Ortiz 3:19,20,22</p> | |
| | <p>I</p> <p>identify 2:13,19 indefinitely 4:22 5:4 indulgence 4:4</p> <p>J</p> | <p>P</p> <p>P-R-O-C-E-E-D-I-N-G-S 2:1</p> | |

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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: Sticky Rice

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

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