

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE AND CANNABIS BOARD
+ + + + +
MEETING

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IN THE MATTER OF: :
 :
SOL Mexican Grill :
Two, LLC :
t/a SOL Mexican Grill :
655 K Street NW : Show Cause
Retailer CR - ANC 6E : Hearing (Status)
License No. 122863 :
Case #24-CIT-00489 :
 :
(No ABC Manager on Duty, :
Failed to Post License :
Conspicuously in the :
Establishment) :
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Wednesday
January 15, 2025

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

PRESENT:

DONOVAN W. ANDERSON, Chairperson
SILAS GRANT, JR., Member
RYAN JONES, Member
DAVID MEADOWS, Member
TERI JANINE QUINN, Member

ALSO PRESENT:

JOSE ORELLANA, DC ABCA Staff
FERNANDO POSTIGO, Licensee
ANTHONY CELO, DC OAG

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

2 11:18 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 on our calendar is Case number 24-CIT-00489, Sol
5 Mexican Grill, License number 122863. Mr.
6 Orellana, can you please elevate the rights of
7 the Licensee in this case?

8 MR. ORELLANA: Sure thing. Fernando
9 Postigo, your access has been elevated. That is
10 all, Chairman.

11 CHAIRPERSON ANDERSON: Thank you. Mr.
12 Postigo, do you have a camera you can turn on,
13 sir? Okay, thanks. Good morning. You need to
14 unmute yourself, sir.

15 Mr., is Mr. Mixon in this case also?
16 Or is he, I see Mr. Mixon has been elevated. All
17 right. Mr. Celo, can you please identify
18 yourself for the record, please?

19 MR. CELO: Assistant Attorney General
20 Anthony Celo, A-N-T-H-O-N-Y, C-E-L-O, on behalf
21 of the District.

22 CHAIRPERSON ANDERSON: Good morning,
23 sir. Mr. Postigo, can you please spell and state
24 your name for the record, and your relationship
25 to this case?

1 MR. POSTIGO: Yes. My name is
2 Fernando Postigo, F-E-R-N-A-N-D-O, P-O-S-T-I-G-O.
3 I'm the owner of Sol Mexican Grill.

4 CHAIRPERSON ANDERSON: Good morning,
5 sir.

6 MR. POSTIGO: Good morning.

7 CHAIRPERSON ANDERSON: Mr. Celo, are
8 there any preliminary matters in this case?

9 MR. CELO: No, Mr. Chair.

10 CHAIRPERSON ANDERSON: Any preliminary
11 matters you want to bring to the attention of the
12 Board, Mr. Postigo?

13 MR. POSTIGO: No. Maybe some kind of
14 clarification of the case that can help me,
15 please?

16 CHAIRPERSON ANDERSON: What do you
17 mean clarification, sir? You are, your
18 establishment was charged with having no ABC
19 manager on duty, failure to post license
20 conspicuously in the establishment.

21 So it appears that an investigator
22 came to your establishment at, I don't know when
23 that was done. And that's the allegation that
24 was brought against your establishment, sir.

25 We don't discuss --

1 MR. POSTIGO: I have --

2 CHAIRPERSON ANDERSON: -- substance
3 here. It's just --

4 (Simultaneous speaking)

5 CHAIRPERSON ANDERSON: That's the gist
6 of this case.

7 MR. POSTIGO: Yes. Okay. Yes, I
8 understand. I agree with that. I wasn't present
9 at that moment. It was some --

10 CHAIRPERSON ANDERSON: All right.
11 Well you don't need to -- So one of, this case
12 is, I think this case is assigned to Mr. Matthew
13 Brown.

14 And so maybe if this is a case that
15 can be settled then you and the Government can
16 discuss terms of the settlement. Or if not, this
17 matter is scheduled for a show cause hearing on
18 February 26th at 10:30 a.m. Mr. Celo.

19 MR. CELO: Mr. Chair, I would just
20 note that I have inherited this case. Mr.
21 Postigo can certainly reach out to me. We'll be
22 reaching out to him to attempt to settle this
23 case.

24 CHAIRPERSON ANDERSON: So, Mr.
25 Postigo, Mr. Celo, the attorney who is under,

1 this case now is assigned to him. And he will
2 reach out to you to see if this matter can be
3 settled. If it cannot be settled then we'll see
4 you at a hearing on February 26th at 10:30 a.m.

5 I just want to remind you that seven
6 days before the hearing if this matter is going
7 to a hearing you are required to disclosed
8 documents and witnesses that you would be, you
9 will rely upon at the hearing.

10 You need to send a copy of those
11 documents and witnesses to Mr. Celo, and also a
12 copy of those documents and witnesses to our
13 legal office.

14 If you do not understand the process
15 you are welcome to reach out to ABCA Legal, and
16 we can provide you some guidance, sir. Any
17 questions?

18 MR. POSTIGO: No. Everything is
19 clear. Thank you so much.

20 CHAIRPERSON ANDERSON: All right.
21 Thank you. Both parties, as I stated before,
22 this matter is scheduled for a show cause hearing
23 if it's not settled.

24 It's scheduled for a show cause
25 hearing on February 26th at 10:30 a.m. Thank

1 you. Have a great day.

2 MR. POSTIGO: You too.

3 CHAIRPERSON ANDERSON: All right.

4 Bye.

5 (Whereupon, the above-entitled matter
6 went off the record at 11:22 a.m.)

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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: SOL Mexican Grill Two

Before: DC ABCA

Date: January 15, 2025

Place: teleconference

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

Neal R Gross

Court Reporter

NEAL R. GROSS

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WASHINGTON, D.C. 20009-7831