

IN THE MATTER OF: :

:

TGW Convenience Store, :

LLC, t/a A & S Grocery :

4748 Sheriff Road, NE :

License #ABRA-101367 :

Case # 21-PRO-00003 : Roll Call

Retailer B - ANC 7C : Hearing

:

(Substantial Change - :

from Class B [beer & :

wine] to Class A [beer, :

wine & spirits]) :

Monday
January 25, 2021

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

PRESENT :

LAVERNE FLETCHER, ABRA Board's Agent

ALSO PRESENT:

ANTAWAN HOLMES, ANC 7C

DAVID SMITH, Deanwood Community Development Association

JOSEPH CHAU

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

10:26 a.m.

MS. FLETCHER: I'm now calling A&S Grocery, Case Number 21-PRO-00003, TGW Convenience Store, LLC, 4748 Sheriff Road, NE, License Number ABRA101367. This is a Retailer Class B Substantial Change from a Class B Beer and Wine License, to a Class A Beer, Wine, and Spirit License. The protest issues are adverse impact on peace, order and quiet and real property values.

I'm Laverne Fletcher, conducting the roll call hearing as the Board's Agent. Who is present on behalf of the Applicant? Is Wendell Robinson present?

(No response.)

MS. FLETCHER: Is Wendell Robinson present?

(No response.)

MS. FLETCHER: Present on behalf of ANC 7C. Is Mr. Holmes present?

(No response.)

MS. FLETCHER: Mr. Holmes, can you -- is that you? Can you unmute -- hi. Can you unmute yourself on your end?

1 MR. HOLMES: Yes, I have.

2 (Laughter.)

3 MR. HOLMES: I hit that button. It
4 just took a while. That happens, so, you know.
5 Yes, ANC -- Antawan Holmes chair of ANC 7C.

6 MS. FLETCHER: Thank you. Mr. Smith.

7 (No response.)

8 MS. FLETCHER: Mr. David Smith, can
9 you hear me?

10 (No response.)

11 MS. FLETCHER: Mr. Smith.

12 (No response.)

13 MS. FLETCHER: We are going to give
14 Mr. Smith a moment to see if he can unmute
15 himself, or turn his camera on.

16 (Pause.)

17 MS. FLETCHER: Mr. Chau, can you hear
18 me?

19 MR. CHAU: Yes, I can hear you.

20 MS. FLETCHER: Thank you. Mr. Chau,
21 for which case are you present today?

22 MR. CHAU: Well, I am really confused,
23 because I was supposed to schedule on February
24 the 1st, but I looked at my email. You sent me
25 email today, so I am not sure. Am I supposed to

1 be on today, or February the 1st at 10:00?

2 MS. FLETCHER: Well, yes, I sent --
3 and we can resolve that right now. I'm calling
4 your name right now just to make sure that you
5 were not a party to the A&S Grocery case, because
6 I couldn't tell from your communication the name
7 of your establishment. What is the name of your
8 establishment?

9 MR. CHAU: My name of my establishment
10 is JLAA Inc.

11 MS. FLETCHER: What is the trade name?

12 MR. CHAU: Menick's Market, M-E-N-I-C-
13 K-S, Market.

14 MS. FLETCHER: Okay. Well, I can tell
15 you, Mr. Chau, that that case is not on the
16 calendar for today, but thank you for appearing
17 just in case. It is not on the calendar for
18 today. I will check and see when it is, but you
19 believe it is February 1.

20 MR. CHAU: Yes, February the 1st at --
21 yes, at 10:00.

22 MS. FLETCHER: Okay. Well then you
23 are going to get a invitation from me to appear
24 on February the 1st at 10:00.

25 MR. CHAU: Okay.

1 MS. FLETCHER: Thank you for coming
2 today just in case. I appreciate it.

3 MR. CHAU: Yes, thank you so much.

4 MS. FLETCHER: You're welcome. I will
5 see you on February 1.

6 MR. CHAU: All right. Thank you so
7 much.

8 MS. FLETCHER: Okay. Take care. All
9 righty. Bye, bye.

10 Mr. Holmes.

11 MR. HOLMES: Yes, ma'am.

12 MS. FLETCHER: The Applicant is not
13 present. It is about 10:30 a.m. That means that
14 the application for the substantial change is
15 dismissed, because the Applicant is not present.

16 MR. HOLMES: Yes.

17 MS. FLETCHER: The ABC Board will
18 issue an order dismissing the application,
19 because the Applicant is not present. You will
20 receive a copy of that order. The Applicant will
21 have 10 days from the date that he receives the
22 order to seek reinstatement. If he seeks
23 reinstatement you will have an opportunity to
24 respond to that as well.

25 MR. HOLMES: Yes.

1 MS. FLETCHER: If the Board reinstates
2 the application I will contact you and we will
3 schedule a date for mediation, a date for a
4 status hearing.

5 MR. HOLMES: All right.

6 MS. FLETCHER: We will have to wait
7 and see what the Board decides. Someone just
8 signed in, but I can't tell who.

9 MR. HOLMES: David Smith. I can see
10 he just popped up --

11 MS. FLETCHER: Oh, hi, Mr. Smith. So,
12 Mr. Smith, what case are you with?

13 MR. SMITH: I am actually here in
14 support of ANC 7C's position of opposition
15 related to the A&S Store.

16 MS. FLETCHER: Oh, okay. Thank you.
17 All right, well let me -- I am going to jot your
18 name down. Just a second. You are here in
19 support of the ANC.

20 MR. SMITH: Yes, I am with Deanwood
21 Community Development Organization.

22 MS. FLETCHER: Okay.

23 MR. SMITH: I am also a member of the
24 Deanwood Citizens Association Economic
25 Development Committee, and work closely with both

1 the ANC and Citizens Association.

2 MS. FLETCHER: Okay, well so what I
3 have done, Mr. Smith, I have made a note that you
4 are not a protestant, but you are in support of
5 the ANC 7C protest.

6 MR. SMITH: Yes, because I am a
7 resident of Deanwood as well, so I individually
8 as a homeowner protest as well, oppose.

9 MS. FLETCHER: Okay. Well, thank you
10 very much. Mr. Holmes, do you have any questions
11 about what happens next since the Applicant is
12 not present today?

13 MR. HOLMES: Based on what you are
14 saying, the next steps are -- they are not here,
15 it is going to be thrown away, and then we will
16 see -- the Board will look into it again if it is
17 going to be restarted, and, if so, do we pretty
18 much go through the process again in terms of --
19 because the community -- Deanwood Citizens
20 Association reached out to me. They tried to
21 reach the same person who was supposed to be
22 here, they never received anything from, or
23 received a call back from them as well, so --

24 MS. FLETCHER: Okay.

25 MR. HOLMES: Yes.

1 MS. FLETCHER: Okay, so I guess we
2 will -- once the Board dismiss the application we
3 will wait and see what happens next.

4 MR. HOLMES: All right.

5 MS. FLETCHER: Well, thank you for
6 coming, and, like I stated, if the Board
7 reinstates the application you will hear from me.
8 I will call you to set up a mediation and a
9 status hearing.

10 MR. HOLMES: Thank you very much.

11 MS. FLETCHER: Thank you for coming.
12 Thank you, Mr. Smith.

13 MR. SMITH: Thank you, Ms. Fletcher.

14 MS. FLETCHER: I will sign off now.
15 Nice to see everybody. Have a great day.

16 (Whereupon, the above-entitled matter
17 went off the record at 10:33 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: A&S Grocery

Before: DCABRA

Date: 01-25-21

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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