

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
MEETING

IN THE MATTER OF: :
 :
Addis Incorporated, t/a :
King Convenience Store :
1535 U Street SE :
Retailer B - ANC 8A :
License No. 89932 :
Case #19-CMP-00179 :
 :
(No ABC Manager on Duty) :

Wednesday
January 27, 2021

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
JOHN LUI, DC OAG
SAMUEL SERA, Licensee

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

2 1:34 p.m.

3 CHAIRPERSON ANDERSON: Good afternoon
4 everyone. We are back on the record. Good
5 afternoon. My name is Donovan Anderson. I'm
6 Chairman of the Board, the ABC Board. We are
7 joined today by six other Board members, Mr.
8 James Short, Mr. Bobby Cato, Ms. Rema Wahabzadah,
9 Ms. Rafi Crockett, Ms. Jeni Hansen, and Mr. Ed
10 Grandis.

11 Before we get underway with today's --
12 this afternoon's calendar, I need to make a few
13 instructions very clear so that the conduct of
14 this hearing is understood by everyone. For this
15 afternoon we have one, two, three, four scheduled
16 cases on our calendar for this afternoon.

17 Once your case is called, I will take
18 a moment for our IT specialist to elevate the
19 rights for each party to enable their camera and
20 microphone. Then, and only then, will you have
21 the ability to enable your equipment. If your
22 case has not been heard, you will remain mute and
23 your camera will be disabled.

24 At the conclusion of each case, you
25 parties will have the option to leave. If the

1 party chooses to stay, all cameras and
2 microphones for the concluded cases will be
3 disabled. Should you have any questions or
4 require technical assistance during the hearing,
5 please submit them using the question and answer
6 feature, or email Simone.Andrews2@dc.gov.

7 All right. Our first case for this
8 afternoon is case No. 19-CMP-00179, King
9 Convenience Store, License No. 89932.

10 Ms. Andrews, can you please elevate
11 the rights of the government and also the rights
12 of the licensee and his or her representative,
13 please.

14 MS. ANDREWS: Sure. Stand by.

15 CHAIRPERSON ANDERSON: Thank you.

16 MS. ANDREWS: Mr. Lui, your rights
17 have been elevated.

18 Mr. Sera, your rights have been
19 elevated.

20 CHAIRPERSON ANDERSON: Mr. Sera, can
21 you please unmute your microphone, please. If
22 you have a camera, please turn your camera on,
23 please.

24 MS. ANDREWS: That's all, Mr. Chair.

25 CHAIRPERSON ANDERSON: Thank you. Mr.

1 Sera. All right. Do you have a camera, sir?

2 MR. SERA: Yeah, I did.

3 CHAIRPERSON ANDERSON: Well, can you
4 -- if you're -- open your camera so we can see
5 you. If not, we will move on.

6 MR. SERA: I got the phone and I
7 tried.

8 CHAIRPERSON ANDERSON: That's fine,
9 sir. That's fine. All right. All right.

10 MR. SERA: I see you already.

11 CHAIRPERSON ANDERSON: I'm sorry?

12 MR. SERA: I see you already.

13 CHAIRPERSON ANDERSON: Okay, that's
14 fine. You're there and I can hear you so we're
15 fine. I'll start with the government.

16 Mr. Lui, can you please identify
17 yourself for the record and spell -- say and
18 spell your name, please.

19 MR. LUI: Hi and good afternoon, Mr.
20 Chairperson. My name is John Lui, J-O-H-N L-U-
21 I. I am representing the government. Thank you.

22 CHAIRPERSON ANDERSON: Thank you.

23 Mr. Sera, can you please say and --
24 state and spell your name for the record and your
25 relationship to this establishment, please.

1 MR. SERA: My first name is Samuel, S-
2 A-M-U-E-L, last name S-E-R-A. I'm manager.

3 CHAIRPERSON ANDERSON: You are the
4 manager for this establish -- you are the manager
5 or the owner?

6 MR. SERA: Owner too.

7 CHAIRPERSON ANDERSON: All right, sir.
8 I've not met you before, sir, and I'm not seeing
9 you so, therefore, I'm trying for the record to
10 be clear what your relationship is to this
11 establishment.

12 All right. This is a show cause
13 hearing. Are there any preliminary matters in
14 this case?

15 MR. LUI: Yes, there is.

16 CHAIRPERSON ANDERSON: And what is
17 that, Mr. Lui?

18 MR. LUI: There was an offer in
19 compromise to present to the Board.

20 CHAIRPERSON ANDERSON: And what is
21 that, please?

22 MR. LUI: Charge 1, no ABC manager,
23 the offer in compromise is a \$1,000 fine payable
24 within 90 days or the license shall be suspended
25 until the fine is paid.

1 CHAIRPERSON ANDERSON: And that's it?

2 MR. LUI: That's it.

3 CHAIRPERSON ANDERSON: Thank you.

4 Mr. Sera, it's my understanding that
5 there is an offer in compromise and the offer in
6 compromise is that for the violation there is a
7 charge of \$1,000 payable in 90 days and if the
8 fine is not paid in 90 days, the license will be
9 suspended indefinitely until the fine has been
10 paid. Is this your understanding, sir, of the
11 offer in compromise?

12 MR. SERA: Yes.

13 CHAIRPERSON ANDERSON: Are you aware
14 that by accepting an offer in compromise that
15 you're giving up your right to have a hearing?

16 MR. SERA: Yes.

17 CHAIRPERSON ANDERSON: Are you also
18 aware, sir, that by accepting an offer in
19 compromise that you are giving up your right to
20 appeal this matter?

21 MR. SERA: Yes.

22 CHAIRPERSON ANDERSON: Thank you.

23 Are there any questions of either the
24 government or Mr. Sera regarding this OIC?

25 MR. SERA: No.

1 CHAIRPERSON ANDERSON: No, the
2 question was not to you, sir. It was for the
3 other Board members, sir.

4 MR. SERA: Oh, okay.

5 CHAIRPERSON ANDERSON: All right.
6 Hearing none, I then make a motion that the offer
7 in compromise of a fine of \$1,000 payable within
8 90 days be accepted that if the fine is not paid
9 in 90 days, the license will be suspended
10 indefinitely until the fine has been paid. Is
11 there a second?

12 MEMBER SHORT: Mr. Short. I second.

13 CHAIRPERSON ANDERSON: Mr. Short has
14 seconded the motion. We will now have a roll
15 call vote on the motion that has been properly
16 seconded by Mr. Short.

17 MEMBER SHORT: Mr. Short. I agree.

18 CHAIRPERSON ANDERSON: Mr. Cato.

19 MEMBER CATO: Bobby Cato. I 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 agree.

5 CHAIRPERSON ANDERSON: And Mr.

6 Anderson. I agree. The matter passes 7-0-0.

7 I want to thank the parties for
8 working together to come up with an offer in
9 compromise.

10 Mr. Sera, you have 90 days from today
11 to pay the fine. Thank you very much and have a
12 great day.

13 MR. SERA: You too. Thank you very
14 much. I appreciate it.

15 CHAIRPERSON ANDERSON: Okay then.
16 Thank you.

17 (Whereupon, the above-entitled matter went
18 off the record at 1:42 p.m.)

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<p style="text-align: center;">A</p> <p>A-M-U-E-L 5:2 ABC 1:9 2:6 5:22 ability 2:21 above-entitled 8:17 ABRA 1:21 accepted 7:8 accepting 6:14,18 Addis 1:6 afternoon 2:3,5,15,16 3:8 4:19 afternoon's 2:12 agree 7:17,19,22,25 8:2 8:4,6 Alcoholic 1:2,13 ALIYA 1:17 ANC 1:7 Anderson 1:14,16 2:3,5 3:15,20,25 4:3,8,11 4:13,22 5:3,7,16,20 6:1,3,13,17,22 7:1,5 7:13,18,20,23 8:1,3,5 8:6,15 Andrews 1:21 3:10,14 3:16,24 answer 3:5 appeal 6:20 appreciate 8:14 assistance 3:4 aware 6:13,18</p>	<p>6:22 7:1,5,13,18,20 7:23 8:1,3,5,15 charge 5:22 6:7 chooses 3:1 clear 2:13 5:10 COLUMBIA 1:1 come 8:8 compromise 5:19,23 6:5,6,11,14,19 7:7 8:9 concluded 3:2 conclusion 2:24 conduct 2:13 Control 1:2,13 Convenience 1:6 3:9 Crockett 1:17 2:9 7:23 7:24,24</p>	<p>hearing 1:7 2:14 3:4 5:13 6:15 7:6 Hi 4:19</p>	<p>OIC 6:24 Once 2:17 open 4:4 option 2:25 owner 5:5,6</p>
<p style="text-align: center;">B</p> <p>B 1:7 back 2:4 Beverage 1:2,13 Board 1:2,13 2:6,6,7 5:19 7:3 Bobby 1:16 2:8 7:19</p>	<p style="text-align: center;">D</p> <p>day 8:12 days 5:24 6:7,8 7:8,9 8:10 DC 1:21,21 disabled 2:23 3:3 DISTRICT 1:1 Donovan 1:14,16 2:5 Duty 1:9</p>	<p style="text-align: center;">I</p> <p>identify 4:16 Incorporated 1:6 indefinitely 6:9 7:10 instructions 2:13</p> <p style="text-align: center;">J</p> <p>J-O-H-N 4:20 James 1:18 2:8 January 1:11 Jeni 1:18 2:9 8:2 John 1:21 4:20 joined 2:7 JR 1:16,18</p>	<p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-I-N-G-S 2:1 p.m 2:2 8:18 paid 5:25 6:8,10 7:8,10 parties 2:25 8:7 party 2:19 3:1 passes 8:6 pay 8:11 payable 5:23 6:7 7:7 phone 4:6 please 3:5,10,13,21,21 3:22,23 4:16,18,23,25 5:21 preliminary 5:13 present 1:15,20 5:19 presiding 1:14 properly 7:15</p>
<p style="text-align: center;">C</p> <p>calendar 2:12,16 call 7:15 called 2:17 camera 2:19,23 3:22,22 4:1,4 cameras 3:1 case 1:8 2:17,22,24 3:7 3:8 5:14 cases 2:16 3:2 Cato 1:16 2:8 7:18,19 7:19 cause 1:7 5:12 Chair 3:24 Chairman 2:6 Chairperson 1:13,16 2:3 3:15,20,25 4:3,8 4:11,13,20,22 5:3,7 5:16,20 6:1,3,13,17</p>	<p style="text-align: center;">E</p> <p>Ed 2:9 8:4 EDWARD 1:17 either 6:23 elevate 2:18 3:10 elevated 3:17,19 email 3:6 enable 2:19,21 equipment 2:21 establish 5:4 establishment 4:25 5:11</p> <p style="text-align: center;">F</p> <p>feature 3:6 fine 4:8,9,14,15 5:23,25 6:8,9 7:7,8,10 8:11 first 3:7 5:1 four 2:15</p>	<p style="text-align: center;">K</p> <p>King 1:6 3:8</p> <p style="text-align: center;">L</p> <p>L-U- 4:20 leave 2:25 license 1:8 3:9 5:24 6:8 7:9 licensee 1:22 3:12 Lui 1:21 3:16 4:16,19 4:20 5:15,17,18,22 6:2</p> <p style="text-align: center;">M</p> <p>manager 1:9 5:2,4,4,22 matter 1:5 6:20 8:6,17 matters 5:13 MEETING 1:3 Member 1:16,17,17,18 1:18,19 7:12,17,19,21 7:24 8:2,4 members 2:7 7:3 met 1:13 5:8 microphone 2:20 3:21 microphones 3:2 moment 2:18 motion 7:6,14,15 move 4:5 mute 2:22</p>	<p style="text-align: center;">Q</p> <p>question 3:5 7:2 questions 3:3 6:23</p> <p style="text-align: center;">R</p> <p>Rafi 1:17 2:9 7:24 record 2:4 4:17,24 5:9 8:18 regarding 6:24 relationship 4:25 5:10 Rema 1:19 2:8 7:21 remain 2:22 representative 3:12 representing 4:21 require 3:4 Retailer 1:7 rights 2:19 3:11,11,16 3:18 roll 7:14</p>
	<p style="text-align: center;">G</p> <p>giving 6:15,19 government 3:11 4:15 4:21 6:24 Grandis 1:17 2:10 8:3,4 8:4</p>	<p style="text-align: center;">N</p> <p>name 2:5 4:18,20,24 5:1,2 need 2:12</p>	<p style="text-align: center;">S</p> <p>S 1:17 S- 5:1 S-E-R-A 5:2 Samuel 1:22 5:1 scheduled 2:15 SE 1:7 second 7:11,12 seconded 7:14,16 seeing 5:8 Sera 1:22 3:18,20 4:1,2 4:6,10,12,23 5:1,6 6:4 6:12,16,21,24,25 7:4</p>
	<p style="text-align: center;">H</p> <p>Hansen 1:18 2:9 8:1,2,2 hear 4:14 heard 2:22</p>	<p style="text-align: center;">O</p> <p>OAG 1:21 offer 5:18,23 6:5,5,11 6:14,18 7:6 8:8</p>	

8:10,13
Short 1:18 2:8 7:12,12
 7:13,16,17,17
show 1:7 5:12
SIMONE 1:21
Simone.Andrews2@...
 3:6
sir 4:1,9 5:7,8 6:10,18
 7:2,3
six 2:7
sorry 4:11
specialist 2:18
spell 4:17,18,24
Staff 1:21
Stand 3:14
start 4:15
state 4:24
Status 1:7
stay 3:1
Store 1:6 3:9
Street 1:7
submit 3:5
suspended 5:24 6:9 7:9

T

t/a 1:6
technical 3:4
thank 3:15,25 4:21,22
 6:3,22 8:7,11,13,16
three 2:15
today 2:7 8:10
today's 2:11
tried 4:7
trying 5:9
turn 3:22
two 2:15

U

U 1:7
understanding 6:4,10
understood 2:14
underway 2:11
unmute 3:21

V

videoconference 1:13
violation 6:6
vote 7:15

W

W 1:14,16
Wahabzadah 1:19 2:8
 7:20,21,21
WebEx 1:13
Wednesday 1:11
went 8:17
working 8:8

X
Y
Z
0
1
1,000 5:23 6:7 7:7
1:34 2:2
1:42 8:18
1535 1:7
19-CMP-00179 1:8 3:8
2
2021 1:11
27 1:11
3
4
5
6
7
7-0-0 8:6
8
89932 1:8 3:9
8A 1:7
9
90 5:24 6:7,8 7:8,9 8:10

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: King Convenience Store

Before: DCABRA

Date: 01-27-21

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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