



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

2 10:41 a.m.

3 CHAIRPERSON ANDERSON: Good morning. As  
4 Chairperson of the Alcoholic Beverage and Cannabis  
5 Board for the District of Columbia, and in  
6 accordance with DC Code § 2-571 et seq. of the Open  
7 Meetings Act, I am welcoming you to the regular  
8 scheduled meeting of the Alcoholic Beverage and  
9 Cannabis Board.

10 This meeting is being conducted pursuant  
11 to guidance made available by the District of  
12 Columbia's Office of Open Government regarding  
13 electronic meetings held by public bodies.  
14 Electronic meetings by the ABC Board are authorized  
15 pursuant to § 2-577(a) of the DC Code.

16 Pursuant to the OMA requirements, notice  
17 of today's meeting was provided 48 hours in advance  
18 of the meeting on ABCA's website and on the  
19 District's Central Meeting Calendar. The notice  
20 included the time, date, agenda, and the call-in  
21 or log-in information for public participation.

22 This electronic meeting is being hosted  
23 by a Webex account provided by the District of  
24 Columbia government. Please address any questions  
25 or complaints to the OOG at [opengovoffice@dc.gov](mailto:opengovoffice@dc.gov).

1 My name is Donovan Anderson. I am  
2 Chairperson of the Board.

3 I would like to introduce the other members  
4 of the ABC Board who are also participating  
5 electronically. Please respond when I announce  
6 your names.

7 Mr. Silas Grant?

8 MEMBER GRANT: Mr. Silas Grant, present.

9 CHAIRPERSON ANDERSON: Ms. Teri Janine  
10 Quinn?

11 MEMBER QUINN: Ms. Teri Janine Quinn,  
12 present.

13 CHAIRPERSON ANDERSON: Mr. David Meadows?

14 MEMBER MEADOWS: Good morning. Mr. David  
15 Meadows, present.

16 CHAIRPERSON ANDERSON: Mr. Ryan Jones?

17 MEMBER JONES: Good morning. Mr. Ryan  
18 Jones, present.

19 CHAIRPERSON ANDERSON: The Board has five  
20 members in attendance for the conduct of business  
21 today, and that constitutes a quorum.

22 Before we get underway with today's  
23 hearing calendar, I need to make a few instructions  
24 very clear so that the conduct of these hearings  
25 is understood by everyone.

1           There are ten cases scheduled for this  
2 morning's calendar. Once your case is called, I  
3 will take a moment for our IT specialist to elevate  
4 the rights for each party to enable their camera  
5 and microphone.

6           Then, and only then, will you have the  
7 ability to enable your equipment. If your case has  
8 not been heard, you will remain muted and your camera  
9 will be disabled.

10           At the conclusion of each case, the parties  
11 will have the option to leave. If the party chooses  
12 to stay, all cameras and microphones for the  
13 concluded case will be disabled.

14           Should you have any questions or require  
15 technical assistance during the hearing, please  
16 submit them using the question-and-answer feature.

17           Our first case this morning is a protest  
18 hearing status. It's Case No. 26-PRO-00007, Third  
19 Eye-Kru, License No. 134075.

20           Good morning, Mr. Orellana. Can you  
21 please elevate the rights of the parties in this  
22 case?

23           MR. ORELLANA: Sure thing. Good morning.

24           Corey Barnette, access elevated. I believe that's  
25 it, but I'm going to check in the chat.

1 MR. BARNETTE: Can you guys hear me right  
2 now?

3 CHAIRPERSON ANDERSON: Yes, sir, I can.  
4 Just hold on.

5 MR. BARNETTE: Okay, I'm sorry. For  
6 whatever reason, I'm having a few technical  
7 difficulties. So, I can't see you guys but --

8 CHAIRPERSON ANDERSON: I can see you, sir.

9 MR. BARNETTE: Okay.

10 CHAIRPERSON ANDERSON: Just one moment.

11 MR. ORELLANA: I'm going to elevate a  
12 couple of call-in users just to see.

13 CHAIRPERSON ANDERSON: All right, we're  
14 trying to find if there's anyone from ANC 3C. So,  
15 that's what we're trying to find out. Is there  
16 anyone here from ANC 3C? Is there anyone here from  
17 ANC 3C?

18 MR. ORELLANA: Call-in users, if you want  
19 to unmute, just press star-six.

20 CHAIRPERSON ANDERSON: Is there anyone  
21 here from ANC 3C?

22 THE COURT REPORTER: The 301 number is the  
23 court reporter.

24 CHAIRPERSON ANDERSON: Okay. All right,  
25 thank you.

1           You can unmute them. Put it in the chat  
2 to see if there's anyone here from ANC 3C.

3           MR. BARNETTE: Mr. Sam Littauer reported  
4 earlier at 10:30 a.m. that he was in attendance.

5           CHAIRPERSON ANDERSON: And who is he?

6           MR. BARNETTE: He is the ANC 3C member that  
7 covers our area.

8           CHAIRPERSON ANDERSON: Well, we'll put it  
9 in the chat.

10          MR. ORELLANA: Yes, we'll check in the  
11 chat.

12          CHAIRPERSON ANDERSON: If he's not here,  
13 he's not here. We'll put it in the chat.

14          If there's anyone from ANC 3C, please  
15 identify yourself for the record.

16          I don't think the phone number 607 -- you  
17 can remove that person because that person is not  
18 responding.

19          MR. ORELLANA: No reply, Chairman.

20          CHAIRPERSON ANDERSON: All right, well,  
21 okay. Mr. Barnette, can you please spell and state  
22 your name for the record, please?

23          MR. BARNETTE: My name is Corey Barnette.

24          I am here in principal of Third Eye-Kru/District  
25 Growers.

1 CHAIRPERSON ANDERSON: Can you please  
2 spell your name, sir?

3 MR. BARNETTE: I'm sorry, C-O-R-E-Y. The  
4 last name is spelled B-A-R-N-E-T-T-E.

5 CHAIRPERSON ANDERSON: Good morning, sir.

6 MR. BARNETTE: Good morning.

7 CHAIRPERSON ANDERSON: All right, this is  
8 a protest hearing status. This license is being  
9 protested by ANC 3C.

10 This hearing was scheduled for 10:30.  
11 It's now 10:46. We have tried to see if there is  
12 anyone from ANC 3C here.

13 At the roll call hearing, once a license  
14 application is protested, it's mandatory that the  
15 protestant show up at the roll call hearing to file  
16 their protest. And secondly, it's also mandatory  
17 for the protestant to show up at the status hearing.

18 The Licensee is here. We have called the  
19 case, and the Protestant is not here. So,  
20 therefore, I am going to make a motion that the  
21 protest be dismissed.

22 Is there a second?

23 MEMBER JONES: Mr. Jones, I second the  
24 motion.

25 MEMBER QUINN: Ms. Quinn, I second.

1 CHAIRPERSON ANDERSON: Mr. Jones and Ms.  
2 Quinn have second the motion. We'll have a roll  
3 call vote.

4 Mr. Grant?

5 Ms. Quinn?

6 MEMBER QUINN: Ms. Quinn, I agree.

7 MEMBER GRANT: Mr. Grant, I agree. My  
8 apologies.

9 CHAIRPERSON ANDERSON: Mr. Meadows?

10 MEMBER MEADOWS: Mr. Meadows, I agree,  
11 unfortunately.

12 CHAIRPERSON ANDERSON: Mr. Jones?

13 MEMBER JONES: Mr. Jones, I agree.

14 CHAIRPERSON ANDERSON: Mr. Anderson, I  
15 agree. The matter passes 5-0.

16 What this means, Mr. Barnette, unless the  
17 ANC can provide us, we will issue this decision  
18 within ten days dismissing the protest.

19 MR. BARNETTE: All right.

20 CHAIRPERSON ANDERSON: We will issue this  
21 notice within the next ten days to the ANC dismissing  
22 the protest.

23 MR. BARNETTE: Mr. Anderson, am I allowed  
24 to provide you with some information right now?

25 CHAIRPERSON ANDERSON: Mr. Barnette, do

1 you have a settlement agreement, sir?

2 MR. BARNETTE: Yes, we do.

3 CHAIRPERSON ANDERSON: So, you have a  
4 settlement agreement?

5 MR. BARNETTE: We have a settlement  
6 agreement with the ANC, yes.

7 CHAIRPERSON ANDERSON: All right. What  
8 I will do -- do you know when the settlement  
9 agreement will be provided to the Agency, sir?

10 MR. BARNETTE: The agreement was executed  
11 yesterday after the ANC voted unanimously to accept  
12 it. It was signed yesterday. I can provide it to  
13 you, or you can have Mr. Littauer provide it to you.

14 CHAIRPERSON ANDERSON: What I will do  
15 then, Mr. Barnette, is that I'm going to continue  
16 this case. And then you can provide -- all right.  
17 Mr. Littauer?

18 MR. LITTAUER: Good morning. I'm so  
19 sorry for my tardiness there.

20 CHAIRPERSON ANDERSON: All right, we had  
21 a motion to dismiss this case. Can you spell and  
22 state your name for the record, please?

23 MR. LITTAUER: Yes, my name is Samuel  
24 Littauer. I am the Commissioner for ANC 3C01.

25 CHAIRPERSON ANDERSON: Spell your name,

1 sir, please.

2 MR. LITTAUER: Yes. It's spelled  
3 S-A-M-U-E-L, last name is L-I-T-T-A-U-E-R.

4 CHAIRPERSON ANDERSON: And sir, why is it  
5 that you -- this hearing was scheduled for 10:30.

6 It's now 10:49. You're just logging on to a 10:30  
7 hearing, sir.

8 MR. LITTAUER: Yes. Thank you so much for  
9 the invitation, and do forgive my tardiness as I  
10 received the link for today's meeting yesterday  
11 after working hours. So, just now seeing this.

12 And I appreciate Mr. Barnette's  
13 agreeableness in texting me and reminding me that  
14 we had this call happening right now, not later.

15 My apologies.

16 CHAIRPERSON ANDERSON: All right. So, we  
17 had issued -- the Board was in the process of  
18 dismissing the protest based on the fact that you  
19 were not here.

20 However, since you have now appeared, this  
21 matter -- you're here. So, the dismissal that we  
22 just had, I don't think legally we need to do  
23 anything.

24 What I was going to do, I was going to  
25 continue the case based on the representation of

1 Mr. Barnette. Mr. Barnette has represented that  
2 a settlement agreement was signed and it was  
3 executed by the ANC.

4 And so, what I will do in this case, if  
5 that is -- is that correct, Mr. Littauer?

6 MR. LITTAUER: Yes, sir, that is.

7 CHAIRPERSON ANDERSON: All right. So, what  
8 I will do is that I will then -- when do you believe  
9 that this agreement will be provided to the Agency?

10 MR. LITTAUER: I could provide that right  
11 after this. Mr. Barnette was kind enough to have  
12 signed it yesterday, if not early this morning.

13 CHAIRPERSON ANDERSON: All right, well,  
14 thank you. What I will do is that I will continue  
15 this case to a date to be determined based on the  
16 representation of the parties that a settlement  
17 agreement will be provided to the Agency by close  
18 of business today, all right?

19 MR. LITTAUER: Yes, sir.

20 CHAIRPERSON ANDERSON: All right, thank  
21 you. Have a great day.

22 MR. BARNETTE: Thank you.

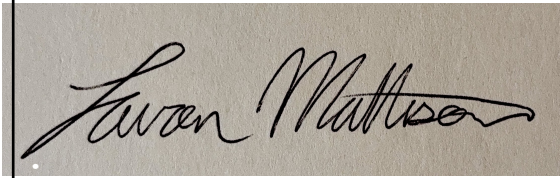
23 MR. LITTAUER: All right, bye.

24 (Whereupon, the above-entitled matter  
25 went off the record at 10:53 a.m.)

1 C E R T I F I C A T E

2 This is to certify that the foregoing transcript  
3 was duly recorded and accurately transcribed under  
4 my direction; further, that said transcript is a  
5 true and accurate record of the proceedings; and  
6 that I am neither counsel for, related to, nor  
7 employed by any of the parties to this action in  
8 which this matter was taken; and further that I am  
9 not a relative nor an employee of any of the parties  
10 nor counsel employed by the parties, and I am not  
11 financially or otherwise interested in the outcome  
12 of the action.

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A rectangular area containing a handwritten signature in black ink on a light-colored, textured background. The signature appears to read "Lauren Mattison".

Lauren Mattison

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