

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF: :
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Bee Hive, LLC :
t/a Sticky Rice/Sing Sing: :
Karaoke Palace :
1222-1224 H Street NE :
Retailer CR - ANC 6A :
License No. 72783 :
Case #19-CMP-00049 :
 :
(Offered Entertainment :
After Hours, No ABC :
Manager on Duty, Failed :
to Conspicuously Post ABC: :
Window Lettering) :
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Wednesday
February 2, 2022

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

ALSO PRESENT:

SARAH FASHBAUGH, DC ABRA Staff
JASON MARTIN, APPLICANT
JAMES JORDAN, ESQ., DC OAG

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

2 10:45 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 on our calendar is a show cause hearing status,
5 Case Number 19-CMP-00049, Sing Sing Karaoke
6 Palace, License Number 72783.

7 Ms. Fashbaugh, can you please elevate
8 the rights of the parties for this case,
9 including the Government and the Licensee,
10 please?

11 MS. FASHBAUGH: Good morning,
12 Chairperson, good morning, Board. I will do that
13 right now. Please stand by.

14 CHAIRPERSON ANDERSON: Thank you.

15 MS. FASHBAUGH: Jason Martin, your
16 rights have been elevated.

17 James Jordan, your rights have been
18 elevated.

19 That is all, Mr. Chair.

20 CHAIRPERSON ANDERSON: Thank you.

21 Mr. Martin, do you have a camera, sir?
22 Mr. Martin?

23 MR. MARTIN: Yes, I do. One sec.

24 CHAIRPERSON ANDERSON: All right. Mr.
25 Jordan, can you please spell and state your name

1 for the record, please?

2 MR. JORDAN: Yes. Good morning, Mr.
3 Chairperson. This is James Jordan, J-A-M-E-S J-
4 O-R-D-A-N.

5 CHAIRPERSON ANDERSON: Good morning,
6 Mr. Jordan.

7 Mr. Martin, can you please spell and
8 state your name for the record and your
9 relationship to this case, please?

10 MR. MARTIN: All right. J-A-S-O-N M-
11 A-R-T-I-N. And I'm the owner of Sing Sing
12 Karaoke.

13 CHAIRPERSON ANDERSON: Good morning,
14 sir.

15 MR. MARTIN: Good morning.

16 CHAIRPERSON ANDERSON: Mr. Jordan, are
17 there any preliminary matters in this case?

18 MR. JORDAN: No, Mr. Chairperson. At
19 this time, there is no offer in compromise to
20 present to the Board.

21 CHAIRPERSON ANDERSON: All right.
22 Thank you.

23 This matter has been scheduled for a
24 show cause hearing on March 2nd, 2022, at 1:30
25 p.m. I would like to remind the parties that we

1 are having a show cause hearing. And at the show
2 cause hearing, seven days before the hearing,
3 each side is mandated to exchange documents and
4 witnesses.

5 So what this means, Mr. Martin, is
6 that, if you're going to call any witnesses or
7 either rely on any documents at the hearing,
8 seven days prior to the hearing you need to
9 exchange these documents with Mr. Jordan. And
10 you're also supposed to provide a copy of these
11 documents to ABRA. And the documents can be
12 provided to abra.legal@dc.gov.

13 Any questions on anything, on either
14 side?

15 MR. MARTIN: One, or maybe it's a few
16 questions. One, am I able to enter an offer in
17 compromise beforehand?

18 CHAIRPERSON ANDERSON: You can speak
19 to Mr. Jordan. I'm sorry, is this your case, Mr.
20 Jordan?

21 MR. JORDAN: Mr. Chairperson, this
22 case is actually Stephen Ortiz's case.

23 CHAIRPERSON ANDERSON: So, Mr. Martin,
24 I'm not sure. Do you have the information, do
25 you have Mr. Ortiz's contact information? It

1 should be on the show cause hearing notice.

2 MR. MARTIN: Yes, I have his email
3 address. I've sent an email.

4 I also may have paid this fine. I'm
5 not sure. I'm going over my records now.

6 CHAIRPERSON ANDERSON: Well, look
7 through your records, sir. And you can have a
8 conversation with Mr. Ortiz. And if the parties
9 reach an offer in compromise, then you can
10 provide that in writing to the Board prior to the
11 next hearing. And we'll put that on our legal
12 agenda.

13 So you can speak to Mr. Ortiz. And
14 whatever is proposed, you can discuss it with Mr.
15 Ortiz and then can present it to the Board prior
16 to the hearing for discussion. And if the Board
17 agrees with the offer in compromise, then we'll
18 cancel the hearing. But that's a conversation
19 that you can have with Mr. Ortiz.

20 MR. MARTIN: Thank you. I'm out of
21 town on March 2nd as well. So I wanted to know
22 if the hearing could be on another date in March?

23 CHAIRPERSON ANDERSON: I will, what I
24 will do is that I will, since you're saying that
25 you're not available on March 2nd, I'll have the

1 Agency provide another date for the hearing. And
2 you can also contact Ms. Walker, Ms. Didi Walker.
3 You could contact the Agency, ask for Ms. Didi
4 Walker.

5 If you believe that you have paid the
6 fine, sir, you can contact the Agency and talk to
7 Ms. Didi Walker. And she will confirm to you
8 whether or not the fine has been paid.

9 So we'll contact you and the
10 Government, and also provide another date, since
11 you're saying that you're not available on March
12 2nd at 1:30. Okay?

13 MR. MARTIN: Thank you very much.

14 CHAIRPERSON ANDERSON: All right.
15 Thank you. But as I said before, whenever we
16 have the hearing, if we're going to go to a
17 hearing, seven days prior to the hearing you need
18 to exchange the documents and witnesses to Mr.
19 Ortiz.

20 And Mr. Ortiz, I know Mr. Jordan is
21 aware, but please share that Mr. Ortiz, Mr.
22 Jordan. So whenever we have the hearing, seven
23 days prior to the hearing, the parties are
24 mandated to exchange documents and witnesses.

25 Because if that's not done, if a

1 motion is filed, unless good cause is shown, then
2 the Board will not allow you to rely on documents
3 and witnesses that have not been disclosed seven
4 days prior to the hearing. Okay?

5 MR. MARTIN: Okay, that sounds good.

6 CHAIRPERSON ANDERSON: All right.

7 Thank you very much, and have a great day. All
8 right, bye-bye.

9 (Whereupon, the above-entitled matter
10 went off the record at 10:51 a.m.)

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|--|---|---|---|----------|
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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: DC ABRA

Date: 02-02-22

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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