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            DISTRICT OF COLUMBIA
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        ALCOHOLIC BEVERAGE CONTROL BOARD
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            MEETING
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Wednesday
February 8, 2023
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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
ALSO PRESENT:
JOSE ORELLANA, DC ABRA Staff
P-R-O-C-E-E-D-I-N-G-S

CHAIRPERSON ANDERSON: Let me now to our legal agenda. The first matter on our legal agenda is the Review of an Offer in Compromise in Lieu of Hearing, dated January 30th, 2023 for Case number 22-CC-00063. It is Death Punch/Shabu Plus and Shibuya Eatery, license number 114937. The offer in Compromise is as follows:

Charge one: Made substantial changes in operation without approval first primary care violation. Statutory code, DC code section 24742. There is a fine of $\$ 1,000$ to be paid within 30 days and if the fine is not paid in 30 days, the license will be suspended until the fine has been paid.

Charge two: Operated a sidewalk caf, Art Summer Garden without approval such to our authority DC code section 113.01C. There is a fine of $\$ 1,000$ to be paid within 30 days or the license shall be suspended indefinitely until the fine has been paid.

I make a motion that the Offer in Compromise be accepted at zero second. MEMBER CATO: Bobby Cato seconds.

CHAIRPERSON ANDERSON: Mr. Cato and Ms. Crockett to second the motion. We'll now have a roll call to vote. Mr. Short? Mr. Cato?

MEMBER CATO: Bobby Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?
Ms. Hansen?
MEMBER HANSEN: Jeni Hansen, I agree.
CHAIRPERSON ANDERSON: Mr. Grandis? And Mr. Anderson, I agree the amend to pass 600.

Number two: Review of an Offer in Compromise in Lieu of Hearing, dated February 6th, 2023. This is the case number 22-CC-0021, Capitol Hill Market, license number 114937.

The Offer in Compromise for this case is charge one, sale to minor, statutory authority DC court section 25781. There's a $\$ 3,000$ fine payable within 30 days or the license shall be suspended indefinitely until the fine is paid. Also, the license shall be suspended for 10 days with four days to be served beginning February 18th, 2023 and six days stayed for one year. Training: all employees who serve alcoholic beverages in the establishment must complete an alcohol training program within three months from the date of the OIC which would be today.

I make a motion that the Offer in Compromise be accepted at zero second. MEMBER SHORT: Mr. Short, I second. CHAIRPERSON ANDERSON: Mr. Short has accepted the offer. Mr. Short has second the motion. Let's have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree. CHAIRPERSON ANDERSON: Mr. Cato? MEMBER CATO: Bob Cato, I agree. CHAIRPERSON ANDERSON: Ms. Crockett? I can't hear you, Ms. Crockett. Ms. Crockett has indicated that she voted yes. Mr. Cato? I'm sorry. Ms. Hansen? Mr. Grandis?

MEMBER GRANDIS: Edward Grandis, I agree.

CHAIRPERSON ANDERSON: And Mr. Grandis, I agree, the matter passed 600.

Number three: Review of a Settlement Agreement, dated December 28th, 2022 by and between Advisory Neighborhood Commission 1A and KooKoo Restaurant, license number 107631. I make a motion that will approve this request. Is there a second?

MEMBER CATO: Bobby Cato seconds.
CHAIRPERSON ANDERSON: Mr. Cato
seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Bobby Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?
Ms. Hansen?
MEMBER HANSEN: Jeni Hansen, I agree.
CHAIRPERSON ANDERSON: Mr. Grandis? Mr.
Grandis and I agree. The matter passed 600.
Number four: Review of Settlement Agreement, dated February 3rd, 2023 by and between Advisory Neighborhood Commission 3D and Claudio's Table license number 123532. I make a motion that we approve this settlement agreement. Is there a second?

MEMBER GRANDIS: Ed Grandis will second.

CHAIRPERSON ANDERSON: Mr. Grandis will second the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Bobby Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?

Can't hear Ms. Crockett. Ms. Crockett has indicated yes. Ms. Hensen?

MEMBER HENSEN: Jeni Hensen, I agree.
CHAIRPERSON ANDERSON: Mr. Grandis?
MEMBER GRANDIS: Mr. Anderson, I agree.
The matter passed 600.
CHAIRPERSON ANDERSON: Number five: Review of Settlement Agreement, dated February 3rd, 2023 by and between Advisory Neighborhood Commission 1B and Nellie's license number 075240. I make a motion that we approve this agreement. Is there a second?

MEMBER GRANDIS: Ed Grandis will second.

CHAIRPERSON ANDERSON: Mr. Grandis will second the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Bobby Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?
Ms. Crockett has indicated yes. Ms. Hensen? Mr. Grandis?

MEMBER GRANDIS: Edward Grandis, I agree.

CHAIRPERSON ANDERSON: And Mr. Anderson, I agree. The matter passed 600. Number five: Review of Motion to Reinstate Cancelled License, dated February 1st, 2023. License was cancelled on November 2nd, 2022 pursuant to Board Order number 2022-871, Stadium Club license number 094244. I make a motion that we approve this request. Is there a second? MEMBER SHORT: Mr. Short, I second. CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree. CHAIRPERSON ANDERSON: Mr. Cato? Ms. Crockett? Ms. Crockett has indicated yes. Ms. Hansen? Mr. Grandis?

MEMBER GRANDIS: Edward Grandis, I agree.

CHAIRPERSON ANDERSON: And Mr. Anderson, I agree. The matter passed 600. Number seven: Review of Motion to Reinstate Cancelled License dated February 6th, 2023. The license was cancelled on July 27th, 2022 pursuant to Board Order number 2022-517. This is Shangri La Lounge license number 087348. I make a
motion that we deny this request. Is there a second? Mr. Cato has seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree. CHAIRPERSON ANDERSON: Mr. Cato? MEMBER CATO: Bobby Cato, I agree. CHAIRPERSON ANDERSON: Ms. Crockett? Ms. Crockett has indicated yes. Ms. Hansen? MEMBER HANSEN: Jeni Hansen, I agree. CHAIRPERSON ANDERSON: Mr. Grandis? And Mr. Anderson I agree. The matter passed 600. Number eight: Review of Metro Condominium Residence Association's Motion for Reconsideration of the Dismissed Protest dated January 30th, 2023. The protest was dismissed on January 17th, 2023 pursuant to Board Order number 2023-035. This is Vegas Lounge, license number 00127. I make a motion that we approve this request. Is there a second?

MEMBER HANSEN: Jeni Hansen, I second. MEMBER GRANDIS: Ed Grandis, I second. CHAIRPERSON ANDERSON: Ms. Hensen and Mr. Grandis have seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.

CHAIRPERSON ANDERSON: Mr. Cato? Ms. Crockett? Ms. Crockett has indicated yes. Ms. Hansen?

MEMBER HANSEN: Jeni Hansen, I agree.
CHAIRPERSON ANDERSON: Mr. Grandis?
Mr. Anderson, I agree. The matter passed 600.

Number nine: Review of the Applicant's Opposition to Motion for Reconsideration to Dismissed Protest, dated February 3rd, 2023. This is in the Vegas Lounge license number 001273. This matter is now moot.

Number nine: Review of Protestant's Motion for Declaratory Order, dated February 3rd, 2023 in Vision Lounge license number 121350. I make a motion that we approve this request. Is there a second?

MEMBER GRANDIS: Ed Grandis will second.

CHAIRPERSON ANDERSON: Mr. Grandis has seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Cato, I agree.

CHAIRPERSON ANDERSON: Ms. Crockett? MEMBER CROCKETT: Rafi Crockett, I agree.

CHAIRPERSON ANDERSON: Ms. Hansen? Mr. Grandis?

MEMBER GRANDIS: Ed Grandis, I agree. CHAIRPERSON ANDERSON: And Mr. Anderson I agree. The matter passed 600.

We now move to our licensing agenda. The first matter on our licensing agenda is Review Application for a Sports Wagering Endorsement. This is for Tight Five Pub, license number 121974. I make a motion that this matter be -- is there a second?

MEMBER SHORT: Mr. Short, I second.
CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?
MEMBER CROCKETT: Rafi Crockett, I agree.

CHAIRPERSON ANDERSON: Ms. Hansen? Mr.

Grandis?
MEMBER GRANDIS: Edward Grandis, I agree.

CHAIRPERSON ANDERSON: Mr. Anderson, I agree. The matter passes 600.

Number two: Review Application for a Change of Hours. This is for Poke \& Sushi, license number 116335. I make a motion that we approve this request. Is there a second?

MEMBER GRANDIS: Ed Grandis will second.

CHAIRPERSON ANDERSON: Mr. Grandis has seconded the motion. We'll now have a roll call vote on the motion. Mr. Short?

MEMBER SHORT: --
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Bobby Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?
Ms. Hansen?
MEMBER HANSEN: Jeni Hansen, I agree. CHAIRPERSON ANDERSON: Mr. Grandis?

MEMBER GRANDIS: --
CHAIRPERSON ANDERSON: And Mr.
Anderson, I agree. The matter passed 600.
Number three: Review Request for Off-

Premises Storage Permit Endorsement to store unopened alcoholic beverage inventory off-site at Made to Measure LLC's Storage Facility at 221-B Adams Place North East. The request has been made by Le Mont Royal, license number 120509. I make a motion that we approve this request. Is there a second?

MEMBER GRANDIS: Ed Grandis will second.

CHAIRPERSON ANDERSON; Mr. Grandis has seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree. CHAIRPERSON ANDERSON: Mr. Cato? MEMBER CATO: Bobby Cato, I agree. CHAIRPERSON ANDERSON: Ms. Crockett? MEMBER CROCKETT: --

CHAIRPERSON ANDERSON: Ms. Hansen? MEMBER HANSEN: Jeni Hansen, I agree. CHAIRPERSON ANDERSON: Mr. Grandis? And Mr. Anderson, I agree. The matter passed 600. Number four: Review Application to add the Carry-out and Delivery Endorsement to the License. This is for National Union Building license number 120514. I make a motion that we
approve this request. Is there a second? MEMBER SHORT: Mr. Short, I second. CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato? MEMBER CATO: Bobby Cato, I agree. CHAIRPERSON ANDERSON: Ms. Crockett? MEMBER CROCKETT: Crockett, I agree. CHAIRPERSON ANDERSON: Ms. Hansen? Mr. Grandis?

MEMBER GRANDIS: Edward Grandis, I agree.

CHAIRPERSON ANDERSON: And Mr. Anderson, I agree. The matter passed 600.

Number five: Review Request for Refund of Late Charges paid for renewal. This is for Don Jaime license number 021925. I make a motion that we refer this matter back to licensing. Is there a second?

MEMBER CROCKETT: Rafi Crockett, I
second.
CHAIRPERSON ANDERSON: Ms. Crockett has seconded the motion. We'll now have a roll call
vote. Mr. Short?
MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Bobby Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?
MEMBER CROCKETT: Rafi Crockett, I
agree.
CHAIRPERSON ANDERSON: Ms. Hansen? Mr. Grandis?

MEMBER GRANDIS: Edward Grandis, I agree.

CHAIRPERSON ANDERSON: And Mr. Anderson, I agree. The matter passed 600.

We now move to our Supplemental Licensing Agenda.

The first matter on our Supplemental Licensing Agenda is a Review request for a Personal Auction Permit for an event to be held on Thursday, February 3rd, 2023. The request has been made by Benchmark Wine \& Spirits/Brentwood Wine DC license number 118102. I make a motion that we approve this request. Is there a second? MEMBER GRANDIS: Ed Grandis will
second.
CHAIRPERSON ANDERSON: Mr. Grandis has
seconded. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Bobby Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?
MEMBER CROCKETT: --
CHAIRPERSON ANDERSON: Ms. Hansen?
MEMBER HANSEN: Jeni Hansen, I agree.
CHAIRPERSON ANDERSON: Mr. Grandis?
MEMBER GRANDIS: --
CHAIRPERSON ANDERSON: Mr. Anderson, I agree. The matter passed 600.

I will now move to the Board Temporary License and One Day Substantial Change Docket. I will read - there are six applicants on this docket. I will review the name of the applicant, the type of license that they requested, the day of the date, the license number and the occupancy, and at the end of the list, I will make a motion that the Board approve these application.

The first application is a request from Lana Mahmoud for One Day License Class F. This is for a concert for Sixth and Eye

Synagogue. This is on February 14th, 2023. The license number is 123921. Five hundred attendees, five security guards.

Number two: A request from Osteria Morini/Nicoletta/Morini Piccolo, P-I-C-C-O-L-O, a One Day Substantial Change. The request is on the event is on February 25th, 2023. The Substantial Change is a change to use license off premises at 355 Water Street, North East for Ice Yards events. The license number is 092083 and the Substantial Change license number is 23-SC0556.

Number three: A request from La Famosa One Day Substantial Change. This is again for an Ice yards on February 25th, 2023. The nature of the substantial change is the change utilizes off premises at 355 Water Street, North East for Ice Yard event. The license number is 115848. The Substantial Change license is 23-SC-00558.

The next request is a request from Agua 301, a One Day Substantial Change. Again, this is for Ice Yards. This is on February 25th, 2023. The nature of the Substantial change is the change to use the license off premises at 355 Water Street, North East for the Ice Yards event.

The license number is 092094. Substantial Change License is 23-SC-00553.

The next event is a request from Maxwell for a One Day Substantial Alibi/Maxwell, a One Day Substantial Change. This is again for Ice Yards on February 25th, 2023. The nature of the Substantial Change is the change using the license off premises at 355 Water street, North East for Ice Yards events. The license number is 115589. The Substantial Change license is 23-SC-00559.

And number six: Shilling Canning
Company, a one day Substantial Change again for the Ice Yards on February 25th, 2023. The nature of the Substantial Change is the change utilizing license off premises at 355 Water Street for the Ice Yards event. The license number is 106038. The Substantial Change license is 23-SC-00555.

I make a motion that we approve these requests. Is there a second?

MEMBER CROCKETT: Rafi Crockett
Seconds.
CHAIRPERSON ANDERSON: Ms. Crockett has
seconded the motion. We'll now have a roll call vote. Mr. Short? Mr. Cato?

MEMBER SHORT: Mr. Short, I agree. MEMBER CATO: Agree.

CHAIRPERSON ANDERSON: Mr. Short
agrees. Mr. Cato agrees. Ms. Crockett?
MEMBER CROCKETT: Rafi Crockett, I agree.

CHAIRPERSON ANDERSON: Ms. Hansen? Mr. Grandis? Mr. Anderson, I agree. The matter passed 600.

Our final agenda item for the morning, this is our Licensing Administrative Dockett. The License Administrative Docket the final phase in the ABC Board Grant in issuing the license for these applicants. On this docket, there are thirteen applicants. I will read the name of the applicants, the class category, the license number, and what's been requested.

The first applicant is Communal Restaurant license number 108392. They are a Retailer C Restaurant. Trade Name Change Application, the new name is Prost, P-R-O-S-T.

Number two: A request from Taqueria Emissary license number 112163. Retailer C Restaurant. Trade Name Change Application. The new name is La Bicicletta Caf, and Bar which they
spell L-A B-I-C-I-C-L-E-T-T-A Caf, and Bar. Number three: A request from Tortuga Caribbean Bar and Grille license number 107131, Retailer C Restaurant, Trade Name Change Application. The new name is Playa Ocho Cantina. Number four: A request from La Jambe. Their license number is 099738. They're a Retailer C Tavern, Entertainment Endorsement Application.

Number five: A request from His and Hers restaurant DC license number 120010. They are a Retailer C Tavern, Entertainment Endorsement Application.

Number six: A request from 02 Lounge, license number 123267, Retailer C Tavern, New ABC License Application.

Number seven: A request from Moonlight, license number 123883, Retailer C Tavern, Retailer Tavern Transfer with Sale Application.

Number eight: Curry and Pie in Georgetown, license number 123321, Retailer C Restaurant, new ABC license application.

Number nine: Claudia's Table, license number 123532, Retailer C Restaurant, new ABC
license application.
Number ten: Golden Flower, license number 123563, Retailer C Tavern, new ABC license application.

Number eleven: Happy Gyro/Happy Ice Cream, license number 123447, Retailer B, new ABC license application.

Number twelve: Chavo Enterprises LLC, trade name to be determined, license number 123490, Retailer B Beer and Wine, new ABC license application.

And number thirteen: Wiseguy, license number 123164, they're a Retailer D restaurant, transfer with sale application.

I therefore make a motion that ABC Board approve these requests. Is there a second?

MEMBER SHORT: Mr. Short, I second.
CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. We'll now have a roll call vote. Mr. Short?

MEMBER SHORT: Mr. Short, I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Bobby Cato, I agree.
CHAIRPERSON ANDERSON: Ms. Crockett?
Ms. Crockett has indicated yes. Ms. Hansen?

MEMBER HANSEN: Jeni Hansen, I agree. CHAIRPERSON ANDERSON: Mr. Grandis? And Mr. Anderson, I agree. The matter passed 600. We have now come to the end of our morning calendar and our morning agenda item. I would like to thank all members of the public and the Board who participated in our appearance this morning. The Board will now go on adjournment until this afternoon at 1:30 for afternoon calendar. I now request that all Board members return to Executive Session for further development. Thank you very much and have a good morning.
(Whereupon the above entitled matter went off the record at 11:31 a.m.)
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Neal R. Gross and Co., Inc. Washington DC

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In the matter of: Agenda

Before: DC ABRA

Date: 02-08-23

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.

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