

ALSO PRESENT:

SIMONE ANDREWS, DC ABRA Staff

TIFFANY BROWN, ANC 7B

ELSPETH CALLAHAN, Protestant

PATRICIA HOWARD CHITTAMS, Protestant

RALPH CHITTAMS, Protestant

STEPHANIE GRIFFITH-RICHARDSON, Protestant

YOUNG KIM, Licensee's Translator

EMMA LEPORE, Protestant

JAMES SHIN, Licensee

CRYSTAL SHIN, Licensee's Family Representative

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

2 10:20 a.m.

3 CHAIRPERSON ANDERSON: All right. I'm
4 going to go back to the beginning of our
5 calendar, and I'm hoping that the translator is
6 available. So the next case on our calendar is
7 Case No. 20-PRO-00057, Randall Grocery, License
8 No. 19046. Ms. Andrews, can you please elevate
9 the rights of the licensee? Hopefully, the
10 translator is on the phone and the group. There
11 should be a significant amount of group members
12 on the phone -- on the line.

13 MS. ANDREWS: Sure. Stand by.

14 CHAIRPERSON ANDERSON: Thank you.

15 MS. ANDREWS: Ms. Brown, your rights
16 have been elevated. Mr. Kim, your rights have
17 been elevated. Mr. Shin, your rights have been
18 elevated.

19 Ms. Howard, your rights have been
20 elevated. Ms. Chittams, your rights have been
21 elevated. Ms. Griffith, your rights have been
22 elevated. Mr. Shin, I think he's a call-in. I'm
23 going to go ahead and unmute his line.

24 CHAIRPERSON ANDERSON: Who is that?

25 MS. ANDREWS: Mr. Shin. Ms. Callahan,

1 I'm going to go ahead and unmute her line. And
2 that's all, Mr. Chair.

3 CHAIRPERSON ANDERSON: Good morning,
4 everyone. Again, I'm sorry for the delay. Who
5 is the translator? I don't know who the
6 translator is.

7 MS. ANDREWS: The translator is Mr.
8 Kim, Young.

9 CHAIRPERSON ANDERSON: Mr. Kim, do you
10 have a camera to elevate? I need you to unmute
11 your line. If you have a camera, please turn
12 your camera on, please. And who is the licensee?

13 MR. KIM: Hello, this is Young Kim as
14 an interpreter.

15 CHAIRPERSON ANDERSON: So do you have
16 a camera, sir?

17 MR. KIM: I have camera, but I cannot
18 start video however.

19 CHAIRPERSON ANDERSON: All right. Who
20 is the -- is the licensee on the line? Who is
21 the licensee?

22 MS. SHIN: He is on the line. This is
23 James Shin's daughter. I'm here also on the same
24 line as my father on the WebEx.

25 MR. SHIN: My name is James Shin.

1 CHAIRPERSON ANDERSON: All right.
2 Just hold on. I just want to make sure -- I just
3 want to make sure that -- I don't -- one of the
4 reasons why I ask if people have cameras to
5 elevate that I can see. So I don't know who it
6 is. So that's why I'm specific by asking --

7 MR. KIM: Sure.

8 CHAIRPERSON ANDERSON: -- the licensee
9 or whether or not -- okay. So --

10 MR. KIM: I have the same experience
11 with Ms. Fletcher the other day.

12 CHAIRPERSON ANDERSON: So you're
13 saying you can't elevate your -- Mr. Kim, you're
14 saying that can't --

15 MR. KIM: I had with audio only.

16 CHAIRPERSON ANDERSON: You're actually
17 on the line twice.

18 MR. KIM: That's correct, yes.

19 CHAIRPERSON ANDERSON: So I don't
20 understand. I don't know why you're on the line
21 twice.

22 MR. KIM: Because myself, I cannot do
23 that. But it's the third time I've tried now. I
24 unmute myself.

25 CHAIRPERSON ANDERSON: All right.

1 MR. KIM: Just the audio is available.

2 CHAIRPERSON ANDERSON: All right.

3 Well, all right, sir. I can't see you, so -- but
4 can you raise your right hand, please? I'm
5 sorry. Can you state your name for the record,
6 please?

7 MR. KIM: My name is Young Moo Kim.

8 CHAIRPERSON ANDERSON: Can you spell
9 that for the record, please?

10 MR. KIM: Y-O-U-N-G, space, M-O-O,
11 last name, Kim, K-I-M.

12 CHAIRPERSON ANDERSON: Can you raise
13 your right hand, sir, please?

14 MR. KIM: Yes, I do.

15 CHAIRPERSON ANDERSON: Do you swear or
16 affirm to faithfully translate these proceedings
17 from English into Korean and from Korean into
18 English?

19 MR. KIM: I do.

20 CHAIRPERSON ANDERSON: All right.
21 Thank you. All right. I would like the parties
22 to introduce themselves for the record starting
23 with the licensee.

24 MR. SHIN: (speaking for himself) My
25 name --

1 (Simultaneous speaking.)

2 MR. SHIN: (speaking for himself) My
3 name is James Shin. I'm the owner from Randall
4 Grocery located at 2924 Minnesota Avenue,
5 Southeast, Washington, D.C. 20019.

6 CHAIRPERSON ANDERSON: Can you ask Mr.
7 -- I'm sorry. The last name again?

8 MR. SHIN: Shin, S-H-I-N.

9 CHAIRPERSON ANDERSON: So can you
10 spell your -- just spell your entire name for the
11 record, Mr. Shin.

12 MR. KIM: James Shin, J-A-M-E-S S-H-I-
13 N. James Shin is his name.

14 CHAIRPERSON ANDERSON: All right.
15 This is a group of 11, and it's my understanding
16 that at the roll call hearing, conditional
17 standing was granted to the group because they
18 were -- because five members -- at least five
19 members were not at the roll call. And it's my
20 understanding that -- hold on, please. It's my
21 understanding that at the roll call -- so what we
22 need today is that I need three people who were
23 not at the roll call hearing to identify
24 themselves today.

25 And it's my understanding that Ms.

1 Howard Chittams was at the roll call hearing.
2 And I believe it's Ms. Stephanie Griffith, I
3 believe, are the two people who were at the roll
4 call hearing for the -- at the roll call hearing.
5 And so I need three of the members. I need at
6 least three other members who were not at the
7 roll call hearing to identify themselves for the
8 record.

9 And also, I would also like the record
10 to reflect that I do know -- and looking at the
11 screen, I do know at least two members of the
12 group. I was an ANC Commissioner in ANC 7B, and
13 I did serve as an ANC Commissioner with two
14 members of the group. However, I do not believe
15 serving at an ANC and knowing these individuals
16 will impact any decision that I make today. So I
17 just wanted the record to reflect what my
18 position is.

19 So let's move on. So I'll start with
20 you, Ms. Howard Chittams. Can you please spell
21 and state your name for the record, please?

22 MS. HOWARD CHITTAMS: Patricia, P-A-T-
23 R-I-C-I-A, Howard, H-O-W-A-R-D, Chittams, C-H-I-
24 T-T-A-M-S. And we have another member of the
25 group who needs to be elevated. First name, Emma

1 -- oh, gosh.

2 CHAIRPERSON ANDERSON: Please elevate
3 it. I see her in front of me.

4 MS. HOWARD CHITTAMS: Okay, good.
5 Okay.

6 (Simultaneous speaking.)

7 CHAIRPERSON ANDERSON: All right. So
8 can you -- let me know who are the members of the
9 group. Call their names. And once you call
10 their names, then they can identify themselves
11 for the record, please.

12 MS. HOWARD CHITTAMS: Sure. Stephanie
13 Griffith-Richardson.

14 MS. GRIFFITH-RICHARDSON: Hi, this is
15 Stephanie Griffith-Richardson.

16 CHAIRPERSON ANDERSON: And you need to
17 spell your name, please, ma'am.

18 MS. GRIFFITH-RICHARDSON: First name
19 is spelled S-T-E-P-H-A-N-I-E. Last name is
20 hyphenated. First part is Griffith, G-R-I-F-F-I-
21 T-H, hyphen, R-I-C-H-A-R-D-S-O-N.

22 CHAIRPERSON ANDERSON: Let me ask you
23 a quick question. Ms. Griffith, you were at the
24 -- were you at the roll call?

25 MS. GRIFFITH-RICHARDSON: I was.

1 CHAIRPERSON ANDERSON: Okay.

2 MS. GRIFFITH-RICHARDSON: And the
3 mediation.

4 CHAIRPERSON ANDERSON: All right. All
5 right. Go ahead. Who else are you adding by Ms.
6 Chittams?

7 MS. HOWARD CHITTAMS: I have Ralph J.
8 Chittams, Sr.

9 MR. CHITTAMS: Hey, Ralph J. Chittams,
10 Sr. here. The spelling of my name, Ralph, R-A-L-
11 P-H, middle initial, J, last name, C-H-I-T-T-A-M-
12 S, suffix, Sr., S-R.

13 CHAIRPERSON ANDERSON: Good morning,
14 Mr. Chittams. Who else do you have, Ms. Howard
15 Chittams?

16 MS. HOWARD CHITTAMS: Alexandra
17 Chittams.

18 MS. CHITTAMS: First name, Alexandra,
19 A-L-E-X-A-N-D-R-A. Last name, Chittams, C-H-I-T-
20 T-A-M-S.

21 CHAIRPERSON ANDERSON: Good morning,
22 Ms. Chittams.

23 MS. CHITTAMS: Good morning.

24 CHAIRPERSON ANDERSON: Who else do we
25 Have?

1 MS. HOWARD CHITTAMS: Emma Lepore.

2 MS. LEPORE: This is Emma, E-M-M-A.
3 My last name is Lepore, L-E-P as in Peter, O-R-E.

4 CHAIRPERSON ANDERSON: And do you have
5 anyone else? I cannot hear you, Ms. Howard
6 Chittams. Anyone else?

7 MS. HOWARD CHITTAMS: I don't see
8 anyone else at the present time.

9 CHAIRPERSON ANDERSON: All right.
10 Well, you need five people to be -- who else is
11 on the line on this matter? Did anyone invite
12 themselves? Who else is on the line?

13 MS. ANDREWS: Excuse me, Mr. Chair.
14 We have someone in the chat. Here name is
15 Callahan.

16 MS. CALLAHAN: Yes, can you hear me?

17 MS. ANDREWS: Yes, you have been
18 unmuted. I think you're a call-in. You don't --
19 we can't elevate your rights, but we can unmute
20 you.

21 MS. CALLAHAN: I'm actually on a
22 computer. I was -- I switched it from the call-
23 in.

24 MS. ANDREWS: We can hear you. You
25 can go ahead and spell your name.

1 CHAIRPERSON ANDERSON: Can you state
2 -- state and spell your name for the record,
3 please.

4 MS. CALLAHAN: My name is Elspeth
5 Callahan, E-L-S-P-E-T-H, last name, C-A-L-L-A-H-
6 A-N.

7 CHAIRPERSON ANDERSON: And who are
8 you, ma'am? Are you a part of this group?

9 MS. CALLAHAN: Yes.

10 CHAIRPERSON ANDERSON: All right. I
11 see Ms. Brown there. Ms. Brown, can you identify
12 yourself and what role are you -- who you're
13 representing today, Ms. Brown?

14 COMMISSIONER BROWN: Sure. Tiffany L.
15 Brown, Chair ANC 7B. My name is spelled T-I-F-F-
16 A-N-Y, middle initial, L, B-R-O-W-N.

17 CHAIRPERSON ANDERSON: Now Ms. Brown,
18 are you -- so is the ANC also protesting this
19 renewal?

20 COMMISSIONER BROWN: Yes.

21 CHAIRPERSON ANDERSON: Okay. All
22 right. All right. It's my understanding at the
23 roll call hearing that the only two people who
24 were at the roll call hearing was Ms. Howard
25 Chittams and Ms. Stephanie Griffith. Today at

1 the status hearing, we have Mr. Ralph Chittams --
2 Ms. Callahan, can you please lower your hand,
3 please?

4 So today at the roll call hearing, we
5 have Mr. Ralph Chittams, we have Alexandra
6 Chittams, we have Emma Lepore, and we have Ms.
7 Callahan. And so therefore, because there are
8 three additional members who are present today, I
9 am then going to make a motion that full standing
10 is provided to the protestants. So therefore, I
11 make a motion to grant full standing to the
12 protestant. Is there a second?

13 MEMBER SHORT: Mr. James Short, I
14 second.

15 CHAIRPERSON ANDERSON: Mr. Short has
16 second the motion. We'll now have a roll call
17 vote on the motion that has been properly second.
18 Mr. Kim, I know I'm going fast. If I need to --
19 if you need to translate for the licensee what
20 was just stated, can you just do that for me,
21 please? Yes, Mr. Kim. Unmute your phone, sir.
22 I can't hear you.

23 MR. KIM: Can you hear me?

24 CHAIRPERSON ANDERSON: Yes, I can hear
25 you.

1 MR. KIM: Okay.

2 CHAIRPERSON ANDERSON: Can you please
3 translate to the licensee what's been going on
4 here, sir?

5 MR. KIM: Sure.

6 CHAIRPERSON ANDERSON: All right.
7 What I -- okay. It's my understanding that at
8 the roll call hearing, there were only two
9 members of the group. By operation of law, we
10 need at least five members to provide full
11 standing to the group. There are four members
12 present today that were not at the roll call
13 hearing.

14 And so therefore, I'm making a motion
15 that full standing be granted to the group. The
16 motion to grant full standing to the group was
17 second by Mr. James Short. And I'm going to have
18 -- I'm now going to have a roll call vote on the
19 motion before us. Mr. James Short?

20 MEMBER SHORT: Mr. James Short, I
21 agree.

22 CHAIRPERSON ANDERSON: Mr. Bobby Cato?

23 MEMBER CATO: Bobby Cato, I agree.

24 CHAIRPERSON ANDERSON: Ms. Rema
25 Wahabzadah?

1 MEMBER WAHABZADAH: Rema Wahabzadah,
2 I agree.

3 CHAIRPERSON ANDERSON: Ms. Jeni
4 Hansen?

5 MEMBER HANSEN: Jeni Hansen, I agree.

6 CHAIRPERSON ANDERSON: Mr. Grandis?

7 MEMBER GRANDIS: Edward Grandis, I
8 agree.

9 CHAIRPERSON ANDERSON: And Mr.
10 Anderson, I agree. The matter therefore passes
11 6-0-0, and the ABC Board has now granted full
12 standing to the group. All right. So the
13 renewal of this license is now being protested by
14 two entities. It's being protested by the ANC
15 and the group of five or more. All right. I'll
16 start with Mr. Shin. Are there any preliminary
17 matters he wants to bring to my attention?

18 MS. SHIN: This is Crystal Shin, James
19 Shin's daughter. I'm on the WebEx line with him.
20 He's saying that we had met on Monday, this past
21 Monday with the ANC and the group. We're still
22 under mediation and discussions. We just
23 received a draft of their settlement. There'll
24 be a settlement discussion, a mediation to be
25 scheduled in the upcoming weeks.

1 CHAIRPERSON ANDERSON: All right.
2 Thank you very much. Ms. Brown, on behalf of the
3 ANC, are there any preliminary matters you need
4 to bring to my attention?

5 COMMISSIONER BROWN: Yes, we are
6 working on a settlement with the group of five.
7 That information was provided to Ms. Fletcher to
8 pass on to the group -- to Randall Grocery Store
9 and also to the group. So we're just waiting for
10 another date for mediation to continue to work
11 out the settlement.

12 CHAIRPERSON ANDERSON: Ms. Howard
13 Chittams, are there any preliminary matters you
14 want to bring to the attention of the Board?

15 MS. HOWARD CHITTAMS: Not at this
16 time. We are waiting for follow-up appointments
17 with -- for mediation along with the ANC.

18 CHAIRPERSON ANDERSON: All right.
19 Thank you very much. All right. Unfortunately,
20 the Board does not have a specific date to offer
21 to you at this moment for when we're going to
22 have the protest hearing.

23 We will provide the parties with a
24 date and time for the protest hearing as soon as
25 possible. The Board, however, does support the

1 parties meeting and continue to mediate this
2 matter to see if the matter can be settled. And
3 as it's my position and the position of the Board
4 that we prefer that matters are settled because
5 the folks and the community, at least they can
6 come up to agreement that will work for the
7 community and for the licensee. All right. Now
8 that we have scheduled this matter for a protest
9 hearing --

10 MR. KIM: I'm sorry?

11 CHAIRPERSON ANDERSON: I have a
12 statement I'm going to read, sir. I need you to
13 -- so when I stop, you can translate what I
14 stated.

15 MR. KIM: Sure.

16 CHAIRPERSON ANDERSON: So let me start
17 back at the beginning. Now that we have
18 scheduled this matter for a protest hearing,
19 there are a few things that I would like to
20 instruct you about because the Board's practices
21 have changed. As you know the Board's hearings
22 are conducted virtually. So it is very important
23 than ever that the protest hearings are focused
24 and addresses only those issues that are being
25 protested. Following this hearing, you will

1 receive an email from Associate General Counsel
2 April Randall --

3 MR. KIM: It quit. Your voice has
4 quit.

5 CHAIRPERSON ANDERSON: I'm sorry, sir?

6 MR. KIM: Can you repeat that, your
7 statement again?

8 CHAIRPERSON ANDERSON: Following this
9 hearing, you will be receiving an email from
10 Assistant General Counsel April Randall. That
11 would include a copy of the protest information
12 form and a copy of an exhibit form as well as
13 specific instructions for the hearing. You are
14 required to complete and submit the PIF and
15 exhibit forms at least seven days before the date
16 of the hearing.

17 If we do not receive a copy of your
18 forms seven days before the hearing, your
19 application or your protest may be subject to
20 dismissal. These documents need to be submitted
21 to ABRA.legal.gov and to the opposing parties.
22 Please know that these documents greatly assist
23 the Board and narrow the protest issues --

24 MR. KIM: Say that again, please.

25 CHAIRPERSON ANDERSON: Please know

1 that these documents greatly assist the Board in
2 narrowing the protest issues, facilitating the
3 process, and keeping the parties on point during
4 the hearing. Each side is limited to no more
5 than five witnesses and you will only have 60
6 minutes to present your case. This includes all
7 direct and cross-examination.

8 MR. KIM: Please say it again.

9 CHAIRPERSON ANDERSON: This includes
10 all direct and cross-examination. The Board does
11 not intend to hear testimony on matters that are
12 not relevant to those issues that are being
13 protested. Are there any questions by any side?

14 MR. SHIN: No, we do not.

15 CHAIRPERSON ANDERSON: The
16 protestants?

17 COMMISSIONER BROWN: No.

18 CHAIRPERSON ANDERSON: All right.
19 Thank you. We thank you greatly for your
20 cooperation.

21 MR. KIM: So actually lots of
22 feedback. Please say it again.

23 CHAIRPERSON ANDERSON: We thank you
24 greatly for your cooperation.

25 MR. KIM: Still --

1 CHAIRPERSON ANDERSON: Mr. Kim --

2 MR. KIM: -- a lot of feedback.

3 CHAIRPERSON ANDERSON: Mr. Kim, it's
4 your internet connection, sir. Okay? So --

5 MR. KIM: Okay.

6 CHAIRPERSON ANDERSON: -- it's
7 something with your internet connection. So one
8 more time. We thank you greatly for your
9 cooperation. If you have any questions at any
10 time leading up to the hearing, please do not
11 hesitate to contact Assistant General Counsel
12 April Randall at 202-329-6354 or contact her at
13 april.randall2@dc.gov, april.randall, the number
14 2, at dc.gov.

15 MR. KIM: Can you say that again,
16 please, sir?

17 CHAIRPERSON ANDERSON: April.randall,
18 the number 2, at dc.gov. All right. Thank you
19 very much. Good luck with your continuing
20 negotiations. Have a good day. Thank you. All
21 right.

22 MR. KIM: Bye.

23 (Whereupon, the above-entitled matter
24 went off the record at 10:48 a.m.)

25

A			
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In the matter of: Randall Grocery

Before: DCABRA

Date: 02-11-21

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