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            DISTRICT OF COLUMBIA
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        ALCOHOLIC BEVERAGE CONTROL BOARD
            + + + + +
            MEETING
IN THE MATTER OF
LEGAL AGENDA
LICENSING AGENDA
AGENDA RESCINDING PRIOR :
APPROVAL OF 405.1 :
AND 404.2 STATUS
BOARD TEMPORARY LICENSE
AND ONE DAY SUBSTANTIAL :
CHANGE DOCKET
LICENSING ADMINISTRATIVE :
DOCKET
                    Wednesday
February 15, 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
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 us now do our legal agenda. The first matter on our legal agenda is review of settlement agreement, dated February 1st, 2023, by and between Advisory Neighborhood Commission 1B, the Barzilai Group of Five or More and Tawle. License No. 122616.

I make a motion that we approve the agreement. Is there a second?

MEMBER HANSEN: Jeni Hansen will second.

CHAIRPERSON ANDERSON: Ms. Hansen is seconded the motion. We will now have a roll call vote.

Mr. Short?
(No audible response.)
CHAIRPERSON ANDERSON: Mr. Cato.
MEMBER CATO: Bobby Cato. I agree.
CHAIRPERSON ANDERSON: Ms. Hansen?
(No audible response.)
CHAIRPERSON ANDERSON: Mr. Grandis?
MEMBER GRANDIS: Edward Grandis, I agree.

## CHAIRPERSON ANDERSON: And Mr.

Anderson. I agree. The matter passed 5-0-0. Number 2, review of settlement agreement, dated February 1st, 2023, by and between Advisory Neighborhood Commission 1B and Pop. License No. 12198. 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 will now have a roll call.

> Mr. Short?
(No audible response.)
CHAIRPERSON ANDERSON: Mr. Cato.
MEMBER CATO: Cato. I agree.
CHAIRPERSON ANDERSON: Ms. Hansen?
(No audible response.)
CHAIRPERSON ANDERSON: Mr. Grandis?
MEMBER GRANDIS: Edward Grandis. I agree.

CHAIRPERSON ANDERSON: And Mr.
Anderson. I agree. The matter passed 5-0-0.
Number 3, review of applicant's motion for reinstatement of its dismissed application in Case No. 23-PRO-00007, Bravo Lounge, License No.
118192.

I'm making a motion that we deny this request. Is there a second?

MEMBER SHORT: Mr. Short. I second. CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. We will now have a roll call.

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

MEMBER CATO: Bobby Cato. I agree. CHAIRPERSON ANDERSON: Ms. Hansen? MEMBER HANSEN: Jeni Hansen. I agree. CHAIRPERSON ANDERSON: Mr. Grandis? (No audible response.) CHAIRPERSON ANDERSON: And Mr. Anderson. I agree. The matter passed 5-0-0. Number 4, review of protestants' joint request for additional time and witnesses, dated February 1st, 2023. This is Case No. 22-PRO00128 and Case No. 22-PRO-00142. This is in the Rosemarino D'Italia case. License No. 109613. The Board voted this morning on the protest hearing status 5-0 to approve this request.

The next case on our calendar is
review of the request to withdraw protest, dated February 10th, 2023, in Case No. 22-PRO-00104, Vision Lounge, License No. 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 will 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. Hansen?
(No audible response.)
CHAIRPERSON ANDERSON: Mr. Grandis?
MEMBER GRANDIS: Edward Grandis. I agree.

CHAIRPERSON ANDERSON: And Mr. Anderson. I agree. The matter passed 5-0-0. Number 6, review of the motion for reconsideration of Board Order No. 2023-067, dismissing group protest, dated February 13th, 2023. This is at Harvest Tide Steakhouse.

License No. 118108. I make a motion that we deny this request. Is there a second? MEMBER SHORT: Mr. Short. Second. CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. We will now have a roll call vote.

> Mr. Short?

MEMBER SHORT: Mr. Short. I agree. CHAIRPERSON ANDERSON: Cato? (No audible response.) CHAIRPERSON ANDERSON: Ms. Hansen? MEMBER HANSEN: Jeni Hansen. I agree. CHAIRPERSON ANDERSON: Mr. Grandis? (No audible response.) CHAIRPERSON ANDERSON: And Mr. Anderson. I agree. The matter passed 5-0-0. Number 7, review of the correspondence from Councilmember Janeese Lewis George from Ward 4. This is an FYI for the Board.

Number 6, review of the Glover Park Moratorium Zone, notice of final rulemaking. 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 will have a roll call vote.

Mr. Short?
MEMBER SHORT: Mr. Short. I agree.
CHAIRPERSON ANDERSON: Cato?
MEMBER CATO: Cato. I agree.
CHAIRPERSON ANDERSON: Ms. Hansen?
MEMBER HANSEN: Jeni Hansen. I agree.
CHAIRPERSON ANDERSON: Mr. Grandis?
(No audible response.)
CHAIRPERSON ANDERSON: And Mr.
Anderson. I agree. The matter passed 5-0-0. We now move to our licensing agenda. The first matter on our licensing agenda is a review application to add a sports wagering endorsement to its license. This is for Artemis, A-R-T-E-M-I-S. License No. 117517.

I make a motion that we placard this matter. Is there a second? MEMBER GRANDIS: Ed Grandis will second.

CHAIRPERSON ANDERSON: Mr. Grandis, then Mr. Cato, seconded the motion. We will now have a roll call vote.

> Mr. Short?
(No audible response.)
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO: Cato. I agree.
CHAIRPERSON ANDERSON: Ms. Hansen?
MEMBER HANSEN: Jeni Hansen. I agree.
CHAIRPERSON ANDERSON: Mr. Grandis?
(No audible response.)
CHAIRPERSON ANDERSON: And Mr.
Anderson. I agree. The matter passed 5-0-0. Number 2, review application for entertainment endorsement to provide live entertainment inside the premises only. This is for Lola's. License No. 086141. I make a motion that we placard this matter. Is there a second?

MEMBER GRANDIS: Ed Grandis will --
MEMBER HANSEN: Jeni Hansen will
second.
CHAIRPERSON ANDERSON: Mr. Grandis, then Ms. Hansen, has seconded the motion. We will now have a roll call vote. Mr. Short? MEMBER SHORT: Mr. Short. I agree. CHAIRPERSON ANDERSON: Cato? MEMBER CATO: Cato. I agree. CHAIRPERSON ANDERSON: Ms. Hansen?

MEMBER HANSEN: Jeni Hansen. I agree. CHAIRPERSON ANDERSON: Mr. Grandis? (No audible response.) CHAIRPERSON ANDERSON: And Mr.

Anderson. I agree. The matter passed 5-0-0. Number 3, review application for a change of hours of operation only. This is for Mister Rotisserie Chicken. License No. 120562. I make a motion that we placard this matter. Is there a second?

MEMBER SHORT: Mr. Short. I second.
CHAIRPERSON ANDERSON: Mr. Short has
seconded the motion. We will 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. Hansen?
(No audible response.)
CHAIRPERSON ANDERSON: Mr. Grandis?
(No audible response.)
CHAIRPERSON ANDERSON: And Mr.
Anderson. I agree. The matter passed 5-0-0.
Number 4, review application to change
the hours of operations on Sundays. This is for The Good Guys restaurant. License No. 000899. I make a motion that we approve this request. Is there a second?

MEMBER GRANDIS: Ed Grandis will second.

CHAIRPERSON ANDERSON: Mr. Grandis will second. The motion will 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. Hansen?
(No audible response.)
CHAIRPERSON ANDERSON: Mr. Grandis?
MEMBER GRANDIS: Edward Grandis. I agree.

CHAIRPERSON ANDERSON: And Mr. Anderson. I agree. The matter passed 5-0-0.

Number 5, review request for approval to provide a gift of cupcakes that doesn't exceed $\$ 500$ in value to Lax Wine \& Spirits. License No. 082054. The request has been made by Breakthru Beverage. License No. 060518. 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 will now have a roll call vote.

> Mr. Short?

MEMBER SHORT: Mr. Short. I agree. CHAIRPERSON ANDERSON: Cato? MEMBER CATO: Bobby Cato. I agree. CHAIRPERSON ANDERSON: Ms. Hansen? MEMBER HANSEN: Jeni Hansen. I agree. CHAIRPERSON ANDERSON: Mr. Grandis? (No audible response.) CHAIRPERSON ANDERSON: And Mr.

Anderson. I agree. The matter passed 5-0-0. We now move to our agenda rescinding prior approval of Section 405.1 and Section 404.2 status. The ABC Board will be rescinding approval of the license -- following licenses in Section 405.1 and Section 404.2. Status of the reasons listed below.

There are seven establishments. I will state their name, the license number, and why we will be rescinding their approval process, and on the left I will make a motion that the

Board rescind the approval.
The first licensee is Ana Salvadoran and Mexican Food, License No. 109015. The applicant did not renew.

Number 2, Pop Social. License No. 112530. The applicant did not renew.

Number 3, Punch Bowl Social. License No. 112576. Applicant did not renew.

Number 4, Feria, F-E-R-I-A. License No. 113445. Licensee did not renew.

Number 5, Ella Grace. License No. 117794. Licensee did not renew.

Number 6, We the Pizza Express. License No. 118926. The licensee did not renew.

And Number 7, Wok and Roll and Lounge. License No. 120606. The licensee did not renew.

I therefore make a motion that the $A B C$ Board rescind the approval of these licenses. Is there a second?

MEMBER GRANDIS: Ed Grandis will second.

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

MEMBER SHORT: Mr. Short. I agree.
CHAIRPERSON ANDERSON: Cato?
MEMBER CATO: Bobby Cato. I agree.
CHAIRPERSON ANDERSON: Ms. Hansen? (No audible response.)

CHAIRPERSON ANDERSON: Mr. Grandis?
MEMBER GRANDIS: Edward Grandis. I
agree.
CHAIRPERSON ANDERSON: And Mr.
Anderson. I agree. The matter passed 5-0-0. We now move to the Board's temporary license and one-day substantial change docket. On this license, there are ten applicants. I will read the name of the ten applicants, the type of license that they are requesting, the event, the occupants and the license number at the end of the list. I'll ask the Board to approve the granting of these licenses.

The first request is from Lana Mahmoud for a one-day license Class F. This is for a concert that was previously approved by the ABC Board for January 25th, 2023. The new date, however, is now March 2nd, 2023. The License No. is 123756, 350 attendees, five security guards.

Number 2, a request from Vasfi Sasaun,

V-A-S-F-I, S-A-S-U-A-N, for a one-day license Class G. Book author with local moderator. This is the event February 16th, 2023. The license number is 123940, 14 attendees, one security guard.

Number 3, a request from Brenda L. Velasco, V-E-L-A-S-C-0, for a one-day license Class G for a wedding. This is July 1st, 2023. The license number is 123938, 150 attendees, three security guards.

Number 4, a request from Rene Holder, a one-day license Class G, wedding. May 21st, 2023. The license number is 123927, 200 attendees, four security guards.

Number 5, a request from Emily Crews, one-day license Class G, dance performance. Previously approved by the ABC Board for January 25th, 2023. The event now is March 18th, 2023. License No. 123813, 150 attendees, three security guards.

Number 6, a request from Joshua Leach for a one-day license Class G, a wedding, October 21st, 2023. The license number is 123962, 150 attendees, three security guards.

Number 7, a request from Jennifer

Curie. A one-day license Class G, Annual Ireland at the Wharf. This is March 18th, 2023. License number is 123969, 2,500 attendees in waves throughout the event, 22 security guards.

Number 8, another request from Jennifer Curie. A one-day license Class G. The Annual Cherry Blossom. April 1st, 2023. License number is 123968, 2,500 attendees in waves throughout the event, 26 security guards.

Number 9, another request from Jennifer Curie. One-day license Class G, Annual Running of the Chihuahuas.

MEMBER SHORT: Chihuahuas.
CHAIRPERSON ANDERSON: Chihuahuas. Thank you very much.

The Annual Running of the Chihuahuas.
This is May 6th, 2023. Rain date is May 13th, 2023. The license number is 123970, 1,500 attendees in waves throughout the event, 26 security guards.

Number 10 is another request from Jennifer Curie, one-day license Class G, fireworks viewing. This is on July 4th, 2023. License number is 123971, 1,500 attendees in waves throughout the event, 16 security guards.

I make a motion that $A B C$ Board grant these requests. Is there a second?

MEMBER HANSEN: Jeni Hansen will second.

CHAIRPERSON ANDERSON: Ms. Hansen has seconded the motion. We will 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. Hansen? MEMBER HANSEN: Jeni Hansen. I agree. CHAIRPERSON ANDERSON: Mr. Grandis? (No audible response.)

CHAIRPERSON ANDERSON: And Mr.
Anderson. I agree. The matter passed 5-0-0.
Our last agenda item for the day is our Licensing Administrative Docket. This docket contains six applicants. This is the last process before the agency issues the license, and so therefore I'm going to list the applicants and type of their request. And at the end of the list, I'll ask the ABC Board to approve the issuance of these licenses.

The first request is a request from Benchmark Wine \& Spirits, Brentwood Wine D.C. License No. 118102. Retailer A liquor store, personal auction permit application.

Number 2 is a request from S-W-A-T-HI, the last name is V-E-E-R-A-V-A-L-L-I, for a personal importation permit. The license number is 23-IMP-00004.

Number 3, a request from Chavo Enterprises, LCC. Trade name to be determined. License No. 123486. Retailer C tavern, new ABC license application.

Number 4, a request from The Clayton. License No. 120060, Retailer C tavern, new ABC license application.

Number 5, Next Door. License No. 077567, Retailer C tavern, streatery endorsement application.

And Number 6, Amsterdam Caf, Lounge \& Restaurant. License No. 115293, Retailer C tavern, corporate name change to Amsterdam, LLC.

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

MEMBER GRANDIS: Ed Grandis will second.

MEMBER HANSEN: Jeni Hansen will second.

CHAIRPERSON ANDERSON: Ms. Hansen and Mr. Grandis have second. The motion will now have a roll call vote.

Mr. Short?
MEMBER SHORT: Mr. Short. I agree.
CHAIRPERSON ANDERSON: Mr. Cato? (No audible response.)

CHAIRPERSON ANDERSON: Ms. Hansen? MEMBER HANSEN: Jeni Hansen. I agree. CHAIRPERSON ANDERSON: Mr. Grandis? (No audible response.) CHAIRPERSON ANDERSON: And Mr. Anderson. I agree.

CHAIRPERSON ANDERSON: The matter passed 5-0-0.

We have now come to the end of our agenda item for the day, and we have now come to the end of our calendar agenda for the day. So if there's no further ado, I will now close our hearing for the day.

As Chairperson of the Alcoholic Beverage Control Board for the District of Columbia and in accordance with D.C. official
code 2575(b) and Section 2575(b)14 of the Open Meetings Act, I move the ABC Board hold a closed meeting on March 1st, 2023, for the purpose of discussing and hearing reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations and seeking legal advice from our legal counsel on the matters identified on the Board's legal licensees and investigative agenda for March 1st, 2023, as published in the D.C. Register on February 24th, 2023. Is there a second?

MEMBER SHORT: Mr. Short. I second.

CHAIRPERSON ANDERSON: Mr. Short has seconded the motion. We will now have a roll call vote.

Mr. Short?
MEMBER SHORT: Mr. Short. I agree.
CHAIRPERSON ANDERSON: Mr. Cato?
MEMBER CATO:MEMBER GRANDIS: Bobby
Cato. I agree.
CHAIRPERSON ANDERSON: Ms. Hansen?
MEMBER HANSEN: Jeni Hansen. I agree.
CHAIRPERSON ANDERSON: Mr. Grandis?
(No audible response.)
CHAIRPERSON ANDERSON: And Mr.
Anderson. I agree.
As it appeared that the motion has passed, $I$ hereby give notice that ABC Board will hold this closed meeting pursuant to the Open Meetings Act. Notice will also be posted on the ABC Board hearing room bulletin board, placed on the electronic calendar on ABRA's website and published in the D.C. Register in as timely a manner as practical.

We are now adjourned for the day. I would like to thank the members of the public who have participated in the hearings today and also thank the ABC Board members who actively participated in this hearing today. We're now firmly adjourned for the day. I now request that all ABC Board members return to executive session for further action. Thank you very much. Have a great day.
(Whereupon, the above-entitled matter went off the record at 12:10 p.m.)

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Neal R. Gross and Co., Inc. Washington DC

This is to certify that the foregoing transcript

In the matter of: Agenda

Before: DCABRA

Date: 02-15-23

Place: teleconference
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> Neae $\operatorname{cors} \rho$ ------------------Court Reporter

