DISTRICT OF COLUMBIA + + + + + ALCOHOLIC BEVERAGE CONTROL BOARD + + + + + MEETING _____ IN THE MATTER OF: : • Wi Mila, Inc., : t/a New Seven Market : 1406 Good Hope Road, SE : Protest Hearing License # 113576 : (Status) Retailer B - ANC 8A : Case # 21-PRO-00005 : : (Application to Renew :

> Thursday February 25, 2021

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The Alcoholic Beverage Control Board met via WebEx videoconference, Chairperson Donovan W. Anderson presiding.

PRESENT:

License)

DONOVAN W. ANDERSON, Chairperson BOBBY CATO, JR., Member EDWARD S. GRANDIS, Member JENI HANSEN, Member REMA WAHABZADAH, Member ALSO PRESENT: SIMONE ANDREWS, DC ABRA Staff KEVIN LEE, Applicant's Counsel JAMILA WHITE, ANC 8A05

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1	P-R-O-C-E-E-D-I-N-G-S			
2	10:07 a.m.			
3	CHAIRPERSON ANDERSON: The next case			
4	on our calendar is Case Number 21-PRO-00005, New			
5	Seven Market, License Number 113576.			
6	Ms. Andrews, can you please elevate			
7	the rights of the protestants and the licensee in			
8	this case, please.			
9	MS. ANDREWS: Sure, stand by please.			
10	Ms. White, your rights have been elevated. Mr.			
11	Lee, your rights have been elevated. That's all,			
12	Mr. Chair.			
13	CHAIRPERSON ANDERSON: Thank you, Ms.			
14	Andrews.			
15	Good morning, everyone. This is a			
16	protest hearing for New Seven Market, and I would			
17	like the parties to introduce themselves for the			
18	record. We'll start with the licensee's			
19	representatives.			
20	MR. LEE: Good morning, Board Members.			
21	My name is Kevin Lee, K-E-V-I-N, L-E-E. I'm			
22	attorney for protest matter and New Seven Market.			
23	CHAIRPERSON ANDERSON: Good morning,			
24	Mr. Lee. Is the licensee going to be here today,			
25	or is it just you?			

MR. LEE: Unfortunately she couldn't 1 2 join today due to her doctor's appointment. 3 CHAIRPERSON ANDERSON: That's fine. Ms. White, can you please identify yourself for 4 5 the record, please? MS. WHITE: Good morning, everyone. 6 7 I'm Jamila White, Commissioner 8A05. 8 CHAIRPERSON ANDERSON: Good morning, 9 Ms. White. This is a protest hearing status. 10 Are there any preliminary matters that either 11 side needs to bring to the attention of the 12 Board? 13 MR. LEE: Yeah, we had a mediation, 14 and we decided to get another mediation on March 15 2nd, and we agreed to negotiate it further. 16 CHAIRPERSON ANDERSON: Well, I'm glad 17 to hear that, and I wish you continued success on your mediation efforts (audio interference) 18 19 parties are able to come to a settlement 20 agreement, the Board of course endorses and 21 supports that. If it has to go to hearing, then 22 of course the Board will do that. I do not have a date at this moment 23 24 for the protest hearing, but so the parties --25 the Board, however, will provide the parties with

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a date and time of the protest hearing if it goes to a protest hearing.

3 But what I will say though is that, as I said before, the Board supports settlements. 4 5 At the end of the day this is a establishment that's within the community, and if the community 6 7 and the licensee can come up to some type of an 8 agreement, at least both sides will leave this 9 matter happy with the results of their discussion. 10

11 All right, now we're scheduling this 12 matter for a protest hearing, there are a few 13 things that I would like to instruct you about 14 because the Board's practices under the COVID-19 15 restrictions have changed. As you know, the 16 Board's hearings are conducted virtually, so it is more important than ever that protest hearings 17 are focused and addresses only to those issues 18 19 that are being protested.

Following this hearing you will be receiving an email from April Randall that will include a copy of the protest information form, PIP, and a copy of an exhibit form, as well as specific instructions for the hearing. You are required to complete this and submit the PIP and

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exhibit forms at least 7 days before the date of
 the hearing.

3 If we do not receive a copy of your form 7 days before the hearing, your application, 4 5 and/or your protest may be subject to dismissal. These documents need to be submitted to 6 7 abra.legal@dc.gov and to the opposing parties. Please note that these documents will assist the 8 9 Board in narrowing the protest issues, 10 facilitating the process, and keeping the parties 11 on point during the hearing. 12 Each side is limited to no more than 13 five witnesses, and you will only have 60 minutes 14 to present your case. This includes all direct 15 and cross examination. The Board does not intend 16 to hear testimony on matters that are not 17 relevant to these issues that are being 18 protested. 19 Does anyone have any questions on what 20 I just stated? 21 (Chorus of no.) 22 CHAIRPERSON ANDERSON: Okay. Thank 23 We thank you greatly for your cooperation. you. 24 If you have any questions at any time leading up 25 to the hearing, please do not hesitate to contact

Assistant General Counsel April Randall at 202-329-6354, or you can also contact her by her email.

Again, I'm glad that I see that you 4 5 guys had mediation on the 16th, and then another 6 mediation is scheduled for March 2nd. I want to 7 wish you good luck in your mediation. If the 8 matter -- if you are unable to mediate this 9 matter, and you have to go to a protest hearing I 10 will see you, but as I always say, if this matter 11 doesn't result in a protest hearing then the 12 Board is happy because it says that the parties 13 were able to come to a mutually agreeable 14 agreement on the operation of the establishment. 15 Thank you very much, and have a great 16 day. Thank you. 17 (Whereupon, the above-entitled matter went off the record at 10:12 a.m.) 18 19 20 21 22 23 24 25

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CERTIFICATE

This is to certify that the foregoing transcript

In the matter of: Hearing

Before: Alcoholic Beverage Control Board

Date: 02-25-21

Place: Videoconference

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