

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

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IN THE MATTER OF:           :
                             :
Molben, Inc.                 :
t/a Flavio                   :
1069 31st Street NW         : Show Cause
Retailer CR - ANC 2E        : Hearing (Status)
License #8004                :
Case #22-CMP-00004         :
                             :
(No ABC Manager on Duty)   :
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Wednesday
 March 23, 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
- JENI HANSEN, Member
- JAMES SHORT, JR., Member

ALSO PRESENT:

- SARAH FASHBAUGH, DC ABRA Staff
- COLLIN CENCI, DC OAG
- MEKKI KARRAKCHOU, Applicant

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

2 10:48 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 on our calendar is -- we now move to a show-cause
5 hearing, status calendar. It's Case
6 No. 22-CMP-00004, Flavio, license number 8004.
7 Can we please elevate the rights of the
8 Government and the licensee in this case, please.

9 MS. FASHBAUGH: Good morning Board
10 members. Please stand by. Mekki Karrakchou,
11 your rights have been elevated, and Collin Cenci,
12 your rights have been elevated. That is all,
13 Mr. Chair.

14 CHAIRPERSON ANDERSON: Good morning.
15 Mr. or Mrs. Karrakchou, can you please turn your
16 camera on, please? Good morning.

17 Good morning everyone. Mr. Cenci, can
18 you please spell and state your name for the
19 record, please.

20 MR. CENCI: Good morning, Board
21 members. This is Collin Cenci, C-O-L-L-I-N
22 C-E-N-C-I, appearing on behalf of the District of
23 Columbia.

24 CHAIRPERSON ANDERSON: Good morning,
25 sir. Mr. Karrakchou, can you please spell and

1 state your name for the record, and identify what
2 your relationship to this case, please. You're
3 on mute, sir. Unmute yourself, please.

4 MR. KARRAKCHOU: I'm sorry about that.
5 Can you hear me now?

6 CHAIRPERSON ANDERSON: Yes, sir. Go
7 ahead.

8 MR. KARRAKCHOU: Oh, thank you. My
9 name is Mohammed Mekki Karrakchou. I am the
10 President of the company, Molben, Inc., doing
11 business as Flavio Restaurant.

12 CHAIRPERSON ANDERSON: Can you please
13 spell your name for the record, sir, please.

14 MR. KARRAKCHOU: Yeah, M-E-K-K-I, last
15 name K-A-R-R-A-K-C-H-O-U.

16 CHAIRPERSON ANDERSON: Good morning.

17 MR. KARRAKCHOU: Good morning, sir.

18 (Simultaneous speaking.)

19 CHAIRPERSON ANDERSON: I'm sorry, sir,
20 what were you saying?

21 MR. KARRAKCHOU: I have talked to
22 Ms. Sandra Brown this morning and we agreed on
23 the fine to be paid.

24 CHAIRPERSON ANDERSON: Hold on one
25 minute, sir. Hold on, hold on. Thank you, thank

1 you.

2 MR. KARRAKCHOU: Yes, sir.

3 CHAIRPERSON ANDERSON: All right,
4 thank you. This is a status hearing. Are there
5 any preliminary matters in this case, sir?

6 MR. CENCI: I'm sorry, sir. I
7 couldn't hear you.

8 CHAIRPERSON ANDERSON: No, sir, I'm
9 putting the Government's attorney, sir.

10 MR. CENCI: Oh, okay.

11 CHAIRPERSON ANDERSON: Hold on,
12 please, sir. Are there any preliminary matters
13 in this case, sir?

14 MR. CENCI: Yes, Chairperson Anderson.
15 The parties have agreed to an Offer-in-Compromise
16 just this morning. If the Board is comfortable
17 with it, I can read the terms onto the record.

18 CHAIRPERSON ANDERSON: Yes, sir.
19 Please go ahead.

20 MR. CENCI: All right. In relation to
21 the first and only charge of failure to keep a
22 licensed ABC manager on duty at all times,
23 licensee is going to agree to pay a \$2,000 fine,
24 made payable within 120 days of the Board
25 accepting the Offer-in-Compromise.

1 If the payment is not made within 120
2 days, the license will be suspended until payment
3 is received.

4 CHAIRPERSON ANDERSON: Thank you, sir.
5 All right. Now, Mr. Karrakchou, it's my
6 understanding that there is an Offer-in-
7 Compromise. And the Offer-in-Compromise is that
8 there is a fine of \$2,000, payable within
9 120 days.

10 If the fine is not paid within
11 120 days, the license will be suspended until the
12 fine has been paid. Is this your understanding,
13 sir, of the Offer-in-Compromise?

14 MR. KARRAKCHOU: Yes, sir, I do.

15 CHAIRPERSON ANDERSON: Are you aware
16 that by accepting an Offer-in-Compromise, that
17 you're giving up your right to a hearing?

18 MR. KARRAKCHOU: Yes.

19 CHAIRPERSON ANDERSON: Are you also
20 aware that by accepting an Offer-in-Compromise,
21 that you're giving up your right to appeal this
22 matter?

23 MR. KARRAKCHOU: Absolutely, sir.

24 CHAIRPERSON ANDERSON: All right.
25 With that said, any questions by any Board

1 members? With that said, I, therefore, make a
2 motion that the Board accept the Offer-in-
3 Compromise of a fine of \$2,000, payable within
4 120 days. If the fine has not been paid within
5 120 days, the license will be suspended until the
6 fine has been paid. Is there a second?

7 MEMBER GRANDIS: Ed Grandis.

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

11 MEMBER SHORT: Mr. Short. I agree.

12 CHAIRPERSON ANDERSON: Mr. Cato.

13 MEMBER CATO: Bobby Cato. I agree.

14 CHAIRPERSON ANDERSON: Ms. Crockett.

15 MEMBER CROCKETT: Rafi Crockett. I
16 agree.

17 CHAIRPERSON ANDERSON: Ms. Hansen.

18 MEMBER HANSEN: Jeni Hansen. I agree.

19 CHAIRPERSON ANDERSON: Mr. Grandis.

20 MEMBER GRANDIS: Edward Grandis. I
21 agree.

22 CHAIRPERSON ANDERSON: And
23 Mr. Anderson, I agree. The matter passes 6-0-0.
24 I want to thank the parties for having this
25 Offer-in-Compromise. And so, you have 120 days

1 from today to pay the fine. Thank you very much
2 and have a great day.

3 MR. KARRAKCHOU: Thank you, sir, as
4 well, sir. Thank you.

5 CHAIRPERSON ANDERSON: Thank you, sir.
6 (Whereupon the above-entitled matter
7 went off the record at 10:53 a.m.)
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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: Flavio

Before: DC ABRA

Date: 03-23-22

Place: teleconference

was duly recorded and accurately transcribed under
my direction; further, that said transcript is a
true and accurate record of the proceedings.

Neal R Gross

Court Reporter

NEAL R. GROSS

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