

DISTRICT OF COLUMBIA  
+ + + + +  
ALCOHOLIC BEVERAGE AND CANNABIS BOARD  
+ + + + +  
ROLL CALL HEARING

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IN THE MATTER OF:                   :  
  :  
Billy Hicks                           :  
Georgetown, LLC                     :  
t/a Billy Hicks                      :  
3277 M Street NW                   : Roll Call  
Retailer CR - ANC 2E               : Hearing  
License No. 127289                 :  
Case #24-PRO-00027                :  
  :  
(New Application)                   :  
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Monday  
April 1, 2024

The Alcoholic Beverage and Cannabis Board met via WebEx videoconference, LaVerne Fletcher, Board's Agent, presiding.

PRESENT:

LAVERNE FLETCHER, ABC Board's Agent

ALSO PRESENT:

MATTHEW MINORA, Licensee Counsel  
MIMSY LINDNER, ANC 2E, Citizens Association of Georgetown

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

2 10:20 a.m.

3 MS. FLETCHER: The next case on the  
4 calendar is Billy Hicks, 24-PRO-00027, Billy  
5 Hicks Georgetown, LLC, 3277 M Street NW, License  
6 No. ABRA-127289. This is a Retailer Class CR for  
7 a new application. The protest issues are  
8 adverse impact on peace, order, and quiet.

9 Is anyone here on behalf of the  
10 applicant?

11 MR. MINORA: Good morning, Ms.  
12 Fletcher. My name is Matt Minora with the law  
13 firm of Mallios O'Brien & Sandground. My name is  
14 spelled M-A-T-T-H-E-W. Last name is M-I-N-O-R-A.  
15 Our firm is ABC licensed counsel for the  
16 applicant.

17 MS. FLETCHER: Mr. Minora, you just  
18 stated the name of the firm?

19 MR. MINORA: Yes.

20 MS. FLETCHER: So can you spell that  
21 for the record?

22 MR. MINORA: Oh, sure. Mallios, M-A-  
23 L-L-I-O-S, O'Brien, O-'-B-R-I-E-N, and  
24 Sandground, S-A-N-D-G-R-O-U-N-D.

25 MS. FLETCHER: Thank you.

1                   Anyone present on behalf of ANC 2E?

2                   MS. LINDNER: Yes, I'm here. This is  
3 Commissioner Lindner. First name M-I-M-S-Y, last  
4 name L-I-N-D-N-E-R. I am the ANC 2E05  
5 representative. Today I am also representing the  
6 Citizens Association of Georgetown.

7                   MS. FLETCHER: Yes, you are. I just  
8 want you to know that our record notes that  
9 you're representing both ANC 2E and the Citizens  
10 Association of Georgetown. I have a question for  
11 you. Just a second. Did the ANC hold a meeting  
12 concerning the application?

13                   MS. LINDNER: I'm not sure.

14                   MS. FLETCHER: I'm sorry. The  
15 Citizen's Association. I'm sorry.

16                   MS. LINDNER: We have spoken on the  
17 issue and we're working closely with Matt to come  
18 up with a settlement agreement. We just  
19 basically ran out of time with so many things  
20 going on and should have something done this  
21 week. No problems. No problems at all.

22                   MS. FLETCHER: This is only for the  
23 purpose of the roll call hearing, Ms. Lindner.  
24 Do you know if the Citizen's Association held a  
25 meeting concerning the application?

1 MS. LINDNER: If you're saying that  
2 we've been meeting with a Citizen's Association  
3 representative, Cookie Cruz has been with me in  
4 all the meetings so far.

5 MS. FLETCHER: I'm asking if the  
6 Citizen's Association held a meeting itself  
7 concerning the application.

8 MS. LINDNER: I don't think they did.  
9 I don't think that is the practice that they do  
10 have meetings regarding one particular item so I  
11 can't answer that.

12 MS. FLETCHER: That's okay. Just  
13 trying to get some idea. So there's a  
14 requirement for the Citizen's Association. One  
15 requirement is that the Association holds a  
16 meeting, a duly-noticed meeting, concerning the  
17 application and that the applicant and the voting  
18 body are given at least a seven-day notice to  
19 attend the hearing.

20 MS. LINDNER: Matt, do you know the  
21 answer to that?

22 MR. MINORA: I believe there was -- I  
23 mean, I think Cookie did give us notice of a  
24 meeting. We didn't attend the meeting. It  
25 wasn't necessary. I assume that it happened but

1 I just don't know offhand, but she did give us  
2 notice that a meeting would be taking place  
3 within seven days of the notification.

4 MS. FLETCHER: Okay. I'll accept  
5 that. I'm making a note of that, Mr. Minora.  
6 I'm making a note that you did receive notice  
7 concerning a meeting and that you were given  
8 notice at least seven days in advance.

9 MR. MINORA: Correct.

10 MS. FLETCHER: Thank you. With that,  
11 I will not dismiss the Citizen's Association of  
12 Georgetown as a protestant.

13 Ms. Lindner, just so you know, if  
14 those two things had not happened, then the  
15 protest filed by the Association would have to be  
16 dismissed.

17 MS. LINDNER: Okay.

18 MS. FLETCHER: ANC 2E and the  
19 Citizen's Association of Georgetown have standing  
20 as protestants. And because the settlement  
21 agreement has not yet been submitted, I'm going  
22 to give you these dates. They will all be  
23 cancelled once the agreement is submitted.

24 MR. MINORA: Sure.

25 MS. FLETCHER: I'm going to give you

1 a date for the status and protest hearing first.  
2 The status hearing is scheduled for April 24,  
3 2024, at 10:30 a.m. The protest hearing is set  
4 for May 22, 2024, at 10:30 a.m. I will give you  
5 the next available date for mediation. Let's  
6 see.

7 Ms. Lindner, when did you expect the  
8 Citizen's Association of Georgetown to finalize  
9 this matter so I can push the date out as far as  
10 necessary for mediation?

11 MS. LINDNER: I believe we -- I would  
12 like to get it done this week. If not, certainly  
13 next week so certainly by April 15th we should be  
14 completed.

15 MS. FLETCHER: Okay. Then let's  
16 schedule the mediation for April 19th.

17 MS. LINDNER: Okay.

18 MS. FLETCHER: April 19th anytime  
19 between 10:30 a.m. and 1:30.

20 MS. LINDNER: We can -- I can be  
21 available.

22 MR. MINORA: Any of those times work  
23 for me as well.

24 MS. FLETCHER: Okay. I will make it  
25 10:30 for mediation on April 19th. I made a note

1 here that the matter may settle before then.

2 MS. LINDNER: If not, we're in big  
3 trouble.

4 (Laughter.)

5 MS. FLETCHER: Well, okay. That's all  
6 for this case today unless you have any questions  
7 about anything.

8 MR. MINORA: No, that's it. Thank  
9 you.

10 MS. FLETCHER: You're very welcome.

11 MS. LINDNER: Thank you very much.

12 MS. FLETCHER: You're welcome. The  
13 roll call hearing in this matter is concluded.

14 (Whereupon, the above-entitled matter  
15 went off the record at 10:27 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: Billy Hicks

Before: DC ABCA

Date: 04-01-24

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.



-----  
Court Reporter

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