

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

2 (10:34 a.m.)

3 CHAIRPERSON ANDERSON: Good morning.

4 We're on the record. Good morning. As
5 Chairperson of the Alcoholic Beverage and
6 Cannabis Board for the District of Columbia and
7 in accordance with D.C. Code Section 2571 et seq.
8 of the Open Meetings Act, OMA, I'm welcoming you
9 to the regularly scheduled meeting of the
10 Alcoholic Beverage and Cannabis Board.

11 This meeting is being conducted
12 pursuant to guidance made available by the
13 District of Columbia's Office of Open Government
14 regarding electronic meetings held by public
15 bodies. Electronic meetings by the ABC Board are
16 authorized pursuant to Section 2577(a) of the
17 D.C. Code.

18 Pursuant to the OMA requirements,
19 notice of today's meeting was provided 48 hours
20 in advance of the meeting on ABRA's website and
21 on the District's central meeting calendar. The
22 notice included the time, date, agenda, and call-
23 in or log-in information for public
24 participation.

25 This electronic meeting is being

1 hosted by a WebEx account provided by the
2 District of Columbia government. Please address
3 any questions or complaints to the OOG at
4 opengovoffice@dc.gov.

5 My name is Donovan Anderson. I'm
6 Chairman of the Board. I would like to introduce
7 the other members of the ABC Board who are also
8 participating electronically. Please respond
9 when I announce your name.

10 Mr. James Short?

11 MEMBER SHORT: Mr. James Short,
12 present.

13 CHAIRPERSON ANDERSON: Mr. Bobby Cato?

14 MEMBER CATO: Bobby Cato, present.

15 CHAIRPERSON ANDERSON: Ms. Rafi
16 Crockett?

17 MEMBER CROCKETT: Present.

18 CHAIRPERSON ANDERSON: Ms. Jeni
19 Hansen?

20 MEMBER HANSEN: Jeni Hansen, present.

21 CHAIRPERSON ANDERSON: Mr. Edward
22 Grandis?

23 MEMBER GRANDIS: Present.

24 CHAIRPERSON ANDERSON: The Board has
25 six members in attendance for the conduct of

1 business today and that constitutes a quorum.

2 Before we get underway with today's
3 hearing calendar, I need to make a few
4 instructions very clear so that the conduct of
5 this hearing is understood by everyone. There
6 are 11 cases on this morning's calendar.

7 Once your case is called, I will take
8 a moment for our ITT specialist to elevate the
9 rights for each party to enable their camera and
10 microphone. Then, and only then, will you have
11 the ability to enable your equipment. If your
12 case is not being heard, you will remain mute and
13 your camera will be disabled.

14 At the conclusion of each case, the
15 parties will have the option to leave. If the
16 party chooses to stay, all cameras and microphones
17 for the concluded case will be disabled.

18 Should you have any questions or
19 require technical assistance during the hearing,
20 please submit them using the question-and-answer
21 feature.

22 And our first - we now move to our
23 protest hearing status calendar. The first case
24 in our protest hearing status calendar is Case
25 Number 23-PRO-00029, Dog Daze, License Number

1 123636.

2 Good morning, Mr. Orellana. Can you
3 please elevate the rights of the parties in this
4 case, please?

5 MR. ORELLANA: Scott Rome, your access
6 has been elevated.

7 Brant Miller, your access has been
8 elevated.

9 That is all, Chairman.

10 CHAIRPERSON ANDERSON: Thank you.

11 MR. ROME: Good morning.

12 CHAIRPERSON ANDERSON: Good morning,
13 Mr. Rome. Can you spell and state your name for
14 the record, please?

15 MR. ROME: Sure. Scott Rome, R-O-M-E,
16 of the Veritas Law Firm on behalf of the
17 Applicant licensee.

18 CHAIRPERSON ANDERSON: Good morning.

19 Mr. Miller, can you please spell and
20 state your name for the record, please?

21 MR. MILLER: Yes. Brant Miller, B-R-
22 A-N-T M-I-L-L-E-R.

23 CHAIRPERSON ANDERSON: And you are -
24 what your role in this matter today, sir?

25 MR. MILLER: Yes. I am the

1 commissioner for the Single Member District where
2 Dog Daze is located, and I am the representative
3 of the ANC 2F.

4 CHAIRPERSON ANDERSON: All right.
5 Thank you very much.

6 Are there any preliminary matters, Mr.
7 Rome, you need to bring to our attention?

8 MR. ROME: I do not. The parties are
9 working towards a settlement and that's the only
10 update that we have at this point.

11 CHAIRPERSON ANDERSON: Thank you.

12 Mr. Miller, any preliminary matters?

13 MR. MILLER: No.

14 CHAIRPERSON ANDERSON: All right.
15 Thank you.

16 MR. MILLER: We are working towards a
17 settlement. We have an Alcoholic Beverage
18 Committee meeting next week and a full ANC
19 meeting in May to address these issues, which the
20 Applicant is welcome to attend, and I'm working
21 with him on that.

22 CHAIRPERSON ANDERSON: All right.

23 Thank you.

24 All right. This matter then is
25 scheduled for a protest hearing on May 17, 2023,

1 at 1:30 p.m.

2 Do I need to review the instructions
3 for a protest hearing or are the parties familiar
4 with it?

5 MR. MILLER: We're familiar.

6 MR. ROME: If you could review them
7 quickly for me that would be most appreciated?

8 CHAIRPERSON ANDERSON: All right,
9 that's fine, sir. Hold on a minute, please. My
10 apologies.

11 All right, now that we've scheduled
12 this matter for a protest hearing, there are a
13 few things that I would like to instruct the
14 Applicant and the Protestant about so that the
15 protest hearing is focused and addresses only
16 those issues that are being protested.

17 The Board does not intend to hear
18 testimony in matters that are not relevant to
19 this case. You should have received by
20 electronic or regular mail a letter explaining
21 the protest process, a copy of the protest
22 information form, and a copy of the exhibit form.

23 If you do not have these documents,
24 please contact our legal office regarding the
25 hearing. It is imperative that you review these

1 rules and adhere to them before and during the
2 protest hearing.

3 You're also required to complete and
4 submit the Protest Information Form, PIF, and the
5 exhibit forms seven days before the date of the
6 hearing. These two forms and accompanying
7 documents need to be submitted to ABRA's Legal
8 Division and to all opposing parties in this
9 matter.

10 If we do not receive a copy of your
11 PIF, your application, or your protest, whichever
12 side you're representing, may be subject to
13 dismissal. Likewise, if we do not receive a copy
14 of the exhibit form and the exhibits themselves,
15 your exhibits may be excluded from the record
16 upon the finding that the opposing party has been
17 prejudice or no good cause for failure to submit
18 has been shown.

19 Likewise, witnesses, other than the
20 parties, may also be subject to exclusion if not
21 identified on the PIF. Accordingly, these forms
22 are very important. They greatly assist the
23 Board in narrowing the protest issues,
24 facilitating the process, and keeping the parties
25 on point during the hearing. They likewise

1 provide notice to the opposing parties enabling
2 them to better prepare for the hearing.

3 As you're aware, all our hearings are
4 now conducted virtually. You will have one hour
5 to present your case, and you will only be
6 allowed to call five witnesses. If you need more
7 time to present your case and require more than
8 five witnesses, please file a motion with the ABC
9 Board requesting additional time and/or
10 additional witnesses.

11 For cases - all right. Let's not in
12 this case.

13 All right, so as I said before, you
14 should have received the PIF. And if you have
15 not received it, please reach out to our legal
16 office.

17 And the most important thing though is
18 that seven days - if this matter is going to a
19 hearing, seven days prior to the hearing, your
20 documents and the PIF and the documents of
21 witnesses must be shared to the opposing side and
22 to our legal office.

23 If you believe that this case is going
24 to be settled, please let our, the Agency know as
25 soon as possible so we do not have to assign an

1 investigator for this case, okay? If you have
2 any questions, either side have any questions,
3 please reach out to our legal division, and we
4 will provide you whatever additional guidance you
5 might require, okay?

6 MR. ROME: Yes. Thank you so much.

7 MR. MILLER: Sorry. Thank you.

8 CHAIRPERSON ANDERSON: Have a great
9 day. All right.

10 MR. MILLER: You too. Thank you.

11 CHAIRPERSON ANDERSON: Bye-bye.

12 (Whereupon, the above-entitled matter
13 went off the record at
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25

<p style="text-align: center;">A</p> <p>A-N-T 5:22 a.m 2:2 ABC 2:15 3:7 9:8 ability 4:11 above-entitled 10:12 ABRA 1:22 ABRA's 2:20 8:7 access 5:5,7 accompanying 8:6 account 3:1 Act 2:8 additional 9:9,10 10:4 address 3:2 6:19 addresses 7:15 adhere 8:1 advance 2:20 Agency 9:24 agenda 2:22 Alcoholic 1:2,14 2:5,10 6:17 ALIYA 1:18 allowed 9:6 ANC 1:7,22 6:3,18 and/or 9:9 Anderson 1:15,17 2:3 3:5,13,15,18,21,24 5:10,12,18,23 6:4,11 6:14,22 7:8 10:8,11 announce 3:9 apologies 7:10 Applicant 5:17 6:20 7:14 Applicant's 1:23 application 1:9 8:11 appreciated 7:7 April 1:12 assign 9:25 assist 8:22 assistance 4:19 attend 6:20 attendance 3:25 attention 6:7 Attorney 1:23 authorized 2:16 available 2:12 Ave 1:7 aware 9:3</p>	<p>Bobby 1:18 3:13,14 bodies 2:15 Brant 1:22 5:7,21 bring 6:7 business 4:1 Bye-bye 10:11</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:21 4:3,6,23 4:24 call 9:6 call- 2:22 called 4:7 camera 4:9,13 cameras 4:16 Cannabis 2:6,10 case 1:8 4:7,12,14,17 4:23,24 5:4 7:19 9:5,7 9:12,23 10:1 cases 4:6 9:11 Cato 1:18 3:13,14,14 cause 8:17 central 2:21 Chairman 3:6 5:9 Chairperson 1:14,17 2:3,5 3:13,15,18,21 3:24 5:10,12,18,23 6:4,11,14,22 7:8 10:8 10:11 chooses 4:16 clear 4:4 Code 2:7,17 Columbia 1:1 2:6 3:2 Columbia's 2:13 commissioner 6:1 Committee 6:18 complaints 3:3 complete 8:3 concluded 4:17 conclusion 4:14 conduct 3:25 4:4 conducted 2:11 9:4 constitutes 4:1 contact 7:24 Control 1:2,14 copy 7:21,22 8:10,13 Crockett 1:18 3:16,17 CT 1:7</p>	<p>District 1:1 2:6,13 3:2 6:1 District's 2:21 division 8:8 10:3 documents 7:23 8:7 9:20,20 Dog 1:6,6 4:25 6:2 Donovan 1:15,17 3:5</p> <hr/> <p style="text-align: center;">E</p> <p>Edward 1:19 3:21 either 10:2 electronic 2:14,15,25 7:20 electronically 3:8 elevate 4:8 5:3 elevated 5:6,8 enable 4:9,11 enabling 9:1 equipment 4:11 et 2:7 excluded 8:15 exclusion 8:20 exhibit 7:22 8:5,14 exhibits 8:14,15 explaining 7:20</p> <hr/> <p style="text-align: center;">F</p> <p>facilitating 8:24 failure 8:17 familiar 7:3,5 feature 4:21 file 9:8 finding 8:16 fine 7:9 Firm 5:16 first 4:22,23 five 9:6,8 focused 7:15 form 7:22,22 8:4,14 forms 8:5,6,21 full 6:18</p> <hr/> <p style="text-align: center;">G</p> <p>going 9:18,23 good 2:3,4 5:2,11,12,18 8:17 government 2:13 3:2 Grandis 1:19 3:22,23 great 10:8 greatly 8:22 guidance 2:12 10:4</p> <hr/> <p style="text-align: center;">H</p> <p>Hansen 1:19 3:19,20,20 hear 7:17 heard 4:12 hearing 1:7 4:3,5,19,23</p>	<p>4:24 6:25 7:3,12,15 7:25 8:2,6,25 9:2,19 9:19 hearings 9:3 held 2:14 Hold 7:9 hosted 3:1 hour 9:4 hours 2:19</p> <hr/> <p style="text-align: center;">I</p> <p>identified 8:21 imperative 7:25 important 8:22 9:17 included 2:22 information 2:23 7:22 8:4 instruct 7:13 instructions 4:4 7:2 intend 7:17 introduce 3:6 investigator 10:1 Island 1:7 issues 6:19 7:16 8:23 ITT 4:8</p> <hr/> <p style="text-align: center;">J</p> <p>James 1:20 3:10,11 Jeni 1:19 3:18,20 JOSE 1:22 JR 1:18,20</p> <hr/> <p style="text-align: center;">K</p> <p>keeping 8:24 know 9:24</p> <hr/> <p style="text-align: center;">L</p> <p>Law 5:16 leave 4:15 legal 7:24 8:7 9:15,22 10:3 Let's 9:11 letter 7:20 License 1:8,10 4:25 licensee 5:17 likewise 8:13,19,25 LLC 1:6 located 6:2 log-in 2:23</p> <hr/> <p style="text-align: center;">M</p> <p>M-I-L-L-E-R 5:22 mail 7:20 matter 1:5 5:24 6:24 7:12 8:9 9:18 10:12 matters 6:6,12 7:18 meeting 1:3 2:9,11,19 2:20,21,25 6:18,19</p>
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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: Dog Daze

Before: DC ABRA

Date: 04-12-23

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

NEAL R. GROSS

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