

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

2 10:38 a.m.

3 CHAIRPERSON ANDERSON: We are on the
4 record. Good morning, everyone. As chairperson
5 of the Alcoholic Beverage Control Board for the
6 District of Columbia, and in accordance with D.C.
7 Code Section 2-571 of the Open Meetings Act, I am
8 welcoming you to the regular scheduled meeting of
9 the Alcoholic Beverage Control Board.

10 This meeting has been conducted
11 pursuant to guidance made available by the
12 District of Columbia's Office of Open Government,
13 regarding electronic meetings held by public
14 bodies. Electronic meetings by the ABC Board are
15 also authorized pursuant to Section 2-577(a) of
16 the D.C. Code.

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

24 This electronic meeting is being
25 hosted by a WebEx account provided by the

1 District of Columbia government, please address
2 any questions or complaints to the OOG at
3 opengovoffice@dc.gov.

4 My name is Donovan Anderson, I'm
5 chairman of the Board. I would like to introduce
6 the other members of the ABC Board who are also
7 participating electronically, please respond when
8 I announce your name. Mr. James Short?

9 MEMBER SHORT: Mr. James Short,
10 present.

11 CHAIRPERSON ANDERSON: Mr. Bobby Cato?

12 MEMBER CATO: Bobby Cato, present.

13 CHAIRPERSON ANDERSON: Ms. Rafi
14 Crockett?

15 MEMBER CROCKETT: Rafi Crockett,
16 present.

17 CHAIRPERSON ANDERSON: Ms. Jeni
18 Hansen?

19 MEMBER HANSEN: Jeni Hansen, present.

20 CHAIRPERSON ANDERSON: Mr. Edward
21 Grandis?

22 MEMBER GRANDIS: Edward Grandis,
23 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 under way with today's
3 hearing calendar, I need to make a few
4 instructions very clear so that the conduct of
5 these hearings is understood by everyone.

6 There are nine cases scheduled for
7 this morning's calendar, once your case is called
8 I will take a moment for our IT specialist to
9 elevate the rights for each party to enable their
10 camera and microphone. Then and only then will
11 you have the ability to enable your equipment, if
12 your case is not being heard you will remain mute
13 and 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
17 microphones for the concluded case will be
18 disabled.

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

23 Our first case this morning is a
24 protest hearing status, Case Number 20-PRO-00016,
25 Cloud Restaurant and Lounge Sports Bar, License

1 Number 93572. Can you please elevate the rights
2 of the parties in this case?

3 MS. FASHBAUGH: Good morning, please
4 stand by.

5 CHAIRPERSON ANDERSON: Good morning,
6 Ms. Fashbaugh.

7 MS. FASHBAUGH: Sidon Yohannes, your
8 rights have been elevated. I don't see anyone
9 else present.

10 CHAIRPERSON ANDERSON: All right.
11 We're looking for the protestants for the Cloud
12 Restaurant and Sports Lounge case, if you're here
13 for this case, can you please -- or, wait, let me
14 call the next case. You can stay there Ms.
15 Yohannes, and if they're --

16 (Whereupon, the above-entitled matter
17 went off the record at 10:42 a.m. and resumed at
18 11:17 a.m.)

19 CHAIRPERSON ANDERSON: All right, I'm
20 going to recall Case Number 20-PRO-00016, this is
21 Cloud Restaurant and Lounge Sports Bar.

22 Ms. Fashbaugh, I see that Ms. Yohannes
23 is here, I'm not sure if the other parties are
24 here.

25 MS. FASHBAUGH: Chairperson, no other

1 party is present for this case. Thank you.

2 CHAIRPERSON ANDERSON: All right. Ms.
3 Yohannes, please identify yourself for the
4 record, please.

5 MS. YOHANNES: Sidon Yohannes, on
6 behalf of the Licensee.

7 CHAIRPERSON ANDERSON: All right.
8 This case was scheduled for a 10:30, we came on
9 the dais at 10:33 and I called, about 10:35, I
10 believe, which is -- we, the Board, we started
11 this morning. I called the case, Ms. Yohannes
12 was here, the Board moved on and contact --
13 called some additional cases.

14 It is now 11:18 and I once again
15 called Case Number 20-PRO-0016, Cloud Restaurant
16 and Sports Bar, License Number -- this is
17 Application for License Renewal. I'm going to
18 call one more time, is there anyone here on this
19 call for Cloud Restaurant and Lounge Sports Bar?
20 If you're here for this case, please identify
21 yourself on the chat.

22 MS. FASHBAUGH: Chairperson, no one
23 has identified themselves.

24 CHAIRPERSON ANDERSON: Thank you, Ms.
25 Fashbaugh. Because, as everyone is aware, when

1 we have a protest hearing status, if the party
2 fails to show up at roll call, the Board will
3 dismiss their protest. And also if the party
4 fails to show up at the status hearing, the Board
5 will dismiss the protest.

6 So I therefore make a motion that the
7 ABC Board dismisses the protestants, and this
8 case is -- how many protestants are -- I know the
9 ANC was one, who were the protestants in this
10 case, Ms. Yohannes?

11 MS. YOHANNES: Just the Westminister
12 Neighborhood Association.

13 CHAIRPERSON ANDERSON: Not the ANC?

14 MS. YOHANNES: No, not the ANC.

15 CHAIRPERSON ANDERSON: Okay. All
16 right. So, the Westminister Neighborhood
17 Association, you said, ma'am?

18 MS. YOHANNES: Yes.

19 CHAIRPERSON ANDERSON: I make a motion
20 that the ABC Board dismiss the protestants filed
21 by the Westminister Neighborhood Association, the
22 only protestant in this case. Is there a second?

23 MEMBER SHORT: Mr. Short, I second.

24 CHAIRPERSON ANDERSON: Mr. Short has
25 seconded the motion, we'll now have a roll call

1 vote on the motion.

2 Mr. Short?

3 MEMBER SHORT: Mr. Short, I agree.

4 CHAIRPERSON ANDERSON: Mr. Cato?

5 MEMBER CATO: Bobby Cato, I agree.

6 CHAIRPERSON ANDERSON: Ms. Crockett?

7 MEMBER CROCKETT: Rafi Crockett, I
8 agree.

9 CHAIRPERSON ANDERSON: Ms. Hansen?

10 MEMBER HANSEN: Jeni Hansen, I agree.

11 CHAIRPERSON ANDERSON: Mr. Grandis?

12 MEMBER GRANDIS: Edward Grandis, I
13 agree.

14 CHAIRPERSON ANDERSON: And Mr.

15 Anderson, I agree. The Board votes six-zero-
16 zero.

17 The Protestant will have -- the Board
18 will issue an order to dismiss the protest, the
19 protestants will have 10 days to provide the
20 Agency with reasonable cause of their failure to
21 present themselves today.

22 If failure on the part of the
23 Protestant to either, respond within 10 days
24 after the order issued or if they do not provide
25 the Agency with reasonable cause why, based on

1 their failure to appear today, the Board will
2 move forward towards renewing the license based
3 on the failure of the Protestant to appear at the
4 hearing.

5 All right. Thank you very much, Ms.
6 Yohannes, have a great day.

7 MS. YOHANNES: Thank you.

8 (Whereupon, the above-entitled matter
9 went off the record at 11:21 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 5:17, 18 9:9 ABC 2:14 3:6 7:7,20 ability 4:11 above-entitled 5:16 9:8 ABRA 1:22 ABRA's 2:19 account 2:25 Act 2:7 additional 6:13 address 3:1 advance 2:19 Agency 8:20,25 agenda 2:21 agree 8:3,5,8,10,13,15 Alcoholic 1:2,14 2:5,9 ALIYA 1:18 ANC 1:8 7:9,13,14 Anderson 1:15,17 2:3 3:4,11,13,17,20,24 5:5,10,19 6:2,7,24 7:13,15,19,24 8:4,6,9 8:11,14,15 announce 3:8 answer 4:21 appear 9:1,3 Applicant 1:22 Application 1:10 6:17 April 1:12 assistance 4:20 Association 7:12,17,21 attendance 3:25 authorized 2:15 available 2:11 aware 6:25</p>	<p>4:23,24 5:2,12,13,14 5:20 6:1,8,11,15,20 7:8,10,22 cases 4:6 6:13 Cato 1:18 3:11,12,12 8:4,5,5 cause 8:20,25 Central 2:20 chairman 3:5 chairperson 1:14,17 2:3,4 3:11,13,17,20 3:24 5:5,10,19,25 6:2 6:7,22,24 7:13,15,19 7:24 8:4,6,9,11,14 chat 6:21 chooses 4:16 clear 4:4 Cloud 1:6 4:25 5:11,21 6:15,19 Code 2:7,16 Columbia 1:1 2:6 3:1 Columbia's 2:12 complaints 3:2 concluded 4:17 conclusion 4:14 conduct 3:25 4:4 conducted 2:10 constitutes 4:1 contact 6:12 Control 1:2,14 2:5,9 Counsel 1:22 Crockett 1:18 3:14,15 3:15 8:6,7,7 CT 1:8</p>	<p>equipment 4:11</p> <p style="text-align: center;">F</p> <p>fails 7:2,4 failure 8:20,22 9:1,3 Fashbaugh 1:22 5:3,6,7 5:22,25 6:22,25 feature 4:22 filed 7:20 first 4:23 forward 9:2</p> <p style="text-align: center;">G</p> <p>government 2:12 3:1 Grandis 1:19 3:21,22 3:22 8:11,12,12 guidance 2:11</p> <p style="text-align: center;">H</p> <p>Hansen 1:19 3:18,19,19 8:9,10,10 heard 4:12 hearing 1:8 4:3,20,24 7:1,4 9:4 hearings 4:5 held 2:13 hosted 2:25 hours 2:18</p>	<p style="text-align: center;">M</p> <p>ma'am 7:17 matter 1:5 5:16 9:8 meeting 1:3 2:8,10,18 2:19,20,24 meetings 2:7,13,14 Member 1:18,18,19,19 1:20 3:9,12,15,19,22 7:23 8:3,5,7,10,12 members 3:6,25 met 1:14 microphone 4:10 microphones 4:17 moment 4:8 morning 2:4 4:23 5:3,5 6:11 morning's 4:7 motion 7:6,19,25 8:1 move 9:2 moved 6:12 mute 4:12</p>
<p style="text-align: center;">B</p> <p>Bar 1:7 4:25 5:21 6:16 6:19 based 8:25 9:2 behalf 6:6 believe 6:10 Beverage 1:2,14 2:5,9 Board 1:2,14 2:5,9,14 3:5,6,24 6:10,12 7:2,4 7:7,20 8:15,17 9:1 Bobby 1:18 3:11,12 8:5 bodies 2:14 business 4:1</p>	<p style="text-align: center;">D</p> <p>D.C 2:6,16 dais 6:9 date 2:21 day 9:6 days 8:19,23 DC 1:22 disabled 4:13,18 dismiss 7:3,5,20 8:18 dismisses 7:7 District 1:1 2:6,12 3:1 District's 2:20 Donovan 1:15,17 3:4</p>	<p style="text-align: center;">I</p> <p>identified 6:23 identify 6:3,20 includes 2:21 information 2:22 instructions 4:4 introduce 3:5 issue 8:18 issued 8:24</p> <p style="text-align: center;">J</p> <p>James 1:20 3:8,9 Jeni 1:19 3:17,19 8:10 JR 1:18,20</p>	<p style="text-align: center;">N</p> <p>N.W 1:7 name 3:4,8 need 4:3 Neighborhood 7:12,16 7:21 nine 4:6 notice 2:18,21 Number 4:24 5:1,20 6:15,16</p> <p style="text-align: center;">O</p> <p>Office 2:12 OMA 2:17 once 4:7 6:14 OOG 3:2 Open 2:7,12 opengovoffice@dc.g... 3:3 option 4:15 order 8:18,24</p>
<p style="text-align: center;">C</p> <p>calendar 2:20 4:3,7 call 2:21 5:14 6:18,19 7:2,25 called 4:7 6:9,11,13,15 camera 4:10,13 cameras 4:16 case 1:9 4:7,12,14,17</p>	<p style="text-align: center;">E</p> <p>Edward 1:19 3:20,22 8:12 either 8:23 electronic 2:13,14,24 electronically 3:7 elevate 4:9 5:1 elevated 5:8 enable 4:9,11</p>	<p style="text-align: center;">K</p> <p>Kat 1:6</p> <p style="text-align: center;">L</p> <p>leave 4:15 license 1:8,10 4:25 6:16 6:17 9:2 Licensee 6:6 LLC 1:6 log 2:22 looking 5:11 Lounge 1:7 4:25 5:12 5:21 6:19</p>	<p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-I-N-G-S 2:1 part 8:22 participating 3:7 participation 2:23 parties 4:15 5:2,23 party 4:9,16 6:1 7:1,3 please 3:1,7 4:21 5:1,3 5:13 6:3,4,20 present 1:16,21 3:10,12 3:16,19,23 5:9 6:1 8:21</p>

presiding 1:15
protest 1:7 4:24 7:1,3,5
 8:18
protestant 7:22 8:17,23
 9:3
protestants 5:11 7:7,8
 7:9,20 8:19
provide 8:19,24
provided 2:18,25
public 2:13,22
pursuant 2:11,15,17

Q

question 4:21
questions 3:2 4:19
quorum 4:1

R

Rafi 1:18 3:13,15 8:7
reasonable 8:20,25
recall 5:20
record 2:4 5:17 6:4 9:9
regarding 2:13
regular 2:8
remain 4:12
Renewal 1:10 6:17
renewing 9:2
require 4:20
requirements 2:17
respond 3:7 8:23
Restaurant 1:6 4:25
 5:12,21 6:15,19
resumed 5:17
Retailer 1:8
rights 4:9 5:1,8
roll 7:2,25

S

S 1:19
SARAH 1:22
scheduled 2:8 4:6 6:8
second 7:22,23
seconded 7:25
Section 2:7,15
Short 1:20 3:8,9,9 7:23
 7:23,24 8:2,3,3
show 7:2,4
Sidon 1:22 5:7 6:5
six 3:25
six-zero- 8:15
specialist 4:8
Sports 1:7 4:25 5:12,21
 6:16,19
Staff 1:22
stand 5:4
started 6:10
status 1:8 4:24 7:1,4
stay 4:16 5:14

Street 1:7
submit 4:21

T

t/a 1:6
technical 4:20
Thank 6:1,24 9:5,7
today 4:1 8:21 9:1
today's 2:18 4:2

U

understood 4:5

V

videoconference 1:14
vote 8:1
votes 8:15

W

W 1:15,17
wait 5:13
way 4:2
WebEx 1:14 2:25
website 2:19
Wednesday 1:12
welcoming 2:8
went 5:17 9:9
Westminister 7:11,16
 7:21

X

Y

Yohannes 1:22 5:7,15
 5:22 6:3,5,5,11 7:10
 7:11,14,18 9:6,7

Z

zero 8:16

0

1

10 8:19,23
10:30 6:8
10:33 6:9
10:35 6:9
10:38 2:2
10:42 5:17
11:17 5:18
11:18 6:14
11:21 9:9
1919 1:7
1B 1:8

2

2-571 2:7
2-577(a) 2:15

20 1:12
20-PRO-00016 1:9 4:24
 5:20
20-PRO-0016 6:15
2022 1:12

3

4

48 2:18

5

6

7

8

9

93572 1:8 5:1
9th 1:7

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Cloud Restaurant

Before: DCABRA

Date: 04-20-22

Place: teleconference

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



Court Reporter

NEAL R. GROSS

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