

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

2 (10:37 a.m.)

3 MR. LOCH: -- C-H.

4 CHAIRPERSON ANDERSON: Thank you, Mr.
5 Loch. Will the Licensee be joining us this
6 morning?

7 MR. LOCH: They will not.

8 CHAIRPERSON ANDERSON: Thank you. Mr.
9 Bender, can you please spell and state your name
10 for the record, please?

11 MR. BENDER: (No audible response.)

12 CHAIRPERSON ANDERSON: You're on mute.
13 You're on mute, Mr. Bender.

14 MR. BENDER: All right. Can you hear
15 me now?

16 CHAIRPERSON ANDERSON: Yes, sir, I can
17 hear you.

18 MR. BENDER: Yes, I've been having
19 audio issues. I apologize, Mr. Chair. Jonathan
20 Bender, J-O-N-A-T-H-A-N, B-E-N-D-E-R, for ANC-3E.

21 CHAIRPERSON ANDERSON: Speak up, Mr.
22 Bender, you're -- you are trailing off, once you
23 speak, so I -- you start off, I can

24 MR. SULLIVAN: ear you clearly and
25 then, as you speak further, then you've been

1 trailing off, so just stay close to the
2 microphone, please, sir.

3 MR. BENDER: Oh, is -- is this better,
4 Mr. Chair?

5 CHAIRPERSON ANDERSON: Yes, sir, that
6 is much better.

7 MR. BENDER: Okay, and I -- I
8 apologize. As I said, for some reason I've been
9 having a lot of audio issues today. It's
10 Jonathan Bender, J-O-N-A-T-H-A-N, B-E-N-D-E-R,
11 from ANC-3E.

12 CHAIRPERSON ANDERSON: Thank you.
13 Thank you, sir. All right, is there any
14 preliminary matters in this case, by either side?

15 MR. BENDER: No.

16 MR. LOCH: Nothing from the Licensee.

17 CHAIRPERSON ANDERSON: All right.
18 Then this matter, then, is scheduled for a show
19 cause hearing -- I'm sorry, a protest hearing,
20 I'm sorry, on June 8th, 2022, at 1:30 p.m.

21 Do the parties wish for me to -- to --
22 to go through the -- the protest procedures, or
23 the format that we'll be following for a protest
24 hearing?

25 MR. BENDER: No, sir.

1 CHAIRPERSON ANDERSON: All right. So
2 I just want to remind the parties that, seven
3 days before the hearing, which is June 8th, the
4 hearing is scheduled for June 8th, 2022.

5 Seven days before the hearing, each
6 side is -- is required to submit a PIP, and the
7 PIP should be shared with the opposing counsel
8 and also with ABRA.

9 And just want to let the -- just want
10 to advise you that that is required, as a part of
11 the hearing that, if there's no PIP, then the
12 Agency or the Board might, unless good cause is
13 shown, might prevent the other side from put --
14 from relying on documents and witnesses that are
15 -- have not previously been disclosed.

16 It's my understanding that there was
17 a mediation on the 22nd -- 26th, I'm sorry -- as
18 the parties -- as the parties are unable to --
19 the Board support settlement -- that, if you're
20 able to settle this matter, the Board would --
21 would welcome that.

22 But, if the parties are unable to
23 settle this matter, I will see you then, for the
24 protest hearing on June 8th, 2022, at 1:30 p.m.,
25 okay?

1 MR. BENDER: Thank you. Thank you,
2 Mr. Chair.

3 CHAIRPERSON ANDERSON: All right.
4 Thank you very much, have a great day.

5 MR. BENDER: You, as well.

6 (Whereupon, the hearing in the above-
7 entitled matter was concluded at 10:45 a.m.)

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A	ear 2:24 EDWARD 1:18 either 3:14 entitled 5:7	name 2:9 NICHOLAS 1:22 NW 1:7	Status 1:7 stay 3:1 Street 1:7 submit 4:6 SULLIVAN 2:24 support 4:19
a.m 2:2 5:7 able 4:20 above- 5:6 ABRA 1:21 4:8 advise 4:10 Agency 4:12 Alcoholic 1:2,13 ALIYA 1:17 ANC 1:8,21 ANC-3E 2:20 3:11 Anderson 1:14,16 2:4,8 2:12,16,21 3:5,12,17 4:1 5:3 apologize 2:19 3:8 Applicant 1:22 audible 2:11 audio 2:19 3:9	F	O	T
B	FASHBAUGH 1:21 following 3:23 format 3:23 further 2:25	once 2:22 opposing 4:7	t/a 1:6 Thank 2:4,8 3:12,13 5:1 5:1,4 today 3:9 trailing 2:22 3:1 Transfer 1:9
B-E-N-D-E-R 2:20 3:10 Bender 1:21 2:9,11,13 2:14,18,20,22 3:3,7 3:10,15,25 5:1,5 better 3:3,6 Beverage 1:2,13 Board 1:2,13 4:12,19 4:20 BOBBY 1:17	G	P	U
C	GRANDIS 1:18	P-R-O-C-E-E-D-I-N-G-S 2:1 p.m 3:20 4:24 part 4:10 parties 3:21 4:2,18,18 4:22 PIP 4:6,7,11 please 2:9,10 3:2 preliminary 3:14 PRESENT 1:15,20 presiding 1:14 prevent 4:13 previously 4:15 procedures 3:22 protest 1:7 3:19,22,23 4:24 put 4:13	unable 4:18,22 understanding 4:16
C-H 2:3 case 1:8 3:14 CATO 1:17 cause 3:19 4:12 Chair 2:19 3:4 5:2 Chairperson 1:13,16 2:4,8,12,16,21 3:5,12 3:17 4:1 5:3 clearly 2:24 close 3:1 COLUMBIA 1:1 concluded 5:7 Control 1:2,13 counsel 4:7 CROCKETT 1:17	H	Q	V
D	HANSEN 1:18 hear 2:14,17 hearing 1:7 3:19,19,24 4:3,4,5,11,24 5:6	R	videoconference 1:13
day 5:4 days 4:3,5 DC 1:21 disclosed 4:15 District 1:1,6,6 documents 4:14 Donovan 1:14,16	I	RAFI 1:17 reason 3:8 record 2:10 relying 4:14 remind 4:2 required 4:6,10 response 2:11 Retailer 1:8	W
E	issues 2:19 3:9	S	W 1:14,16 WebEx 1:13 Wednesday 1:11 welcome 4:21 wish 3:21 witnesses 4:14
	J	S 1:18 SARAH 1:21 scheduled 3:18 4:4 settle 4:20,23 settlement 4:19 seven 4:2,5 shared 4:7 SHORT 1:19 show 3:18 shown 4:13 side 3:14 4:6,13 sir 2:16 3:2,5,13,25 sorry 3:19,20 4:17 speak 2:21,23,25 spell 2:9 Staff 1:21 start 2:23 state 2:9	X
	K		Y
	L		Z
	License 1:7,9 Licensee 2:5 3:16 LLC 1:6 Loch 1:22 2:3,5,7 3:16 lot 3:9		0
	M		1
	matter 1:5 3:18 4:20,23 5:7 matters 3:14 mediation 4:17 MEETING 1:3 Member 1:17,17,18,18 1:19 met 1:13 microphone 3:2 morning 2:6 mute 2:12,13		1:30 3:20 4:24 10:37 2:2 10:45 5:7 102521 1:7
	N		2
			2022 1:11 3:20 4:4,24 22-PRO-00018 1:8 22nd 4:17 26th 4:17
			3
			3E 1:8,21
			4
			4 1:11 4400 1:7
			5

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8th 3:20 4:3,4,24

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: District Still

Before: DC ABRA

Date: 05-04-22

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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