

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

2 11:37 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on the calendar is Case Number
5 24-251-00020, Rewind, License Number 107182. So
6 let's have the parties identify themselves for
7 the record, starting with the government.

8 MR. CENCI: Mr. Chair, Collin Cenci,
9 C-O-L-L-I-N C-E-N-C-I, Assistant Attorney
10 General of the Office of the Attorney General of
11 the District of Columbia, representing the
12 government. And I'm joined by my co-counsel,
13 Alycia Hogenmiller.

14 MS. HOGENMILLER: Good morning,
15 Assistant Attorney General Alycia Hogenmiller, A-
16 L-Y-C-I-A H-O-G-E-N-M-I-L-L-E-R, on behalf of
17 the government.

18 CHAIRPERSON ANDERSON: Good morning.
19 Mr. Kline?

20 MR. KLINE: Good morning, Andrew
21 Kline, on behalf of the Licensee. I am with the
22 Veritas Law Firm, A-N-D-R-E-W K-L-I-N-E.

23 CHAIRPERSON ANDERSON: Mr. Mixon?

24 MR. MIXON: Cameron Mixon, also with
25 the Veritas Law Firm, Counsel for the Licensee,

1 C-A-M-E-R-O-N M-I-X-O-N.

2 CHAIRPERSON ANDERSON: And Mr. Kline,
3 can you, for the record, why is your client not
4 here today, sir?

5 MR. KLINE: Yes, my client is Anton,
6 and the principal of the Licensee, Antonis
7 Karagounis, A-N-T-O-N-I-S, Karagounis, K-A-R-A-G-
8 O-U-N-I-S, is unavailable today because of a
9 previously scheduled medical procedure which
10 requires that he undergo general anaesthesia.
11 And that's why he's unavailable.

12 CHAIRPERSON ANDERSON: All right.
13 Thank you, sir, for that representation.

14 All right, Mr. Cenci, can you please,
15 if there are any preliminary matters by the
16 government?

17 MR. CENCI: There is an offer in
18 compromise to potentially resolve this matter. I
19 can summarize the terms of the offer in
20 compromise onto the record, as Mr. Mixon has
21 filed the offer in compromise and attached a
22 revised security plan with ABCA yesterday
23 evening.

24 CHAIRPERSON ANDERSON: But what I'd
25 also ask for you to do, sir, is just to summarize

1 why we're here.

2 MR. CENCI: Yes. As in the previous
3 case that was just on the record, this arises
4 from an incident that took place on the evening
5 of April 26th, 2024, in which a patron of the
6 establishment was ejected.

7 After being ejected, the patron
8 immediately retrieved a firearm from his
9 waistband and fired multiple shots into the
10 establishment, in fact going back into the
11 establishment and firing shots. The individual
12 struck five members of the establishment staff
13 and one patron.

14 That individual was arrested and is
15 pending trial in D.C. Superior Court, at least as
16 of yesterday.

17 The Chief of Police, as a result of
18 this incident, identified that there were
19 security failures for the establishment and
20 implemented her -- prior to closing the
21 establishment for 96 hours. After which, this
22 Board voted to impose a summary suspension.

23 The parties have worked to resolve
24 this matter and address any security
25 deficiencies, and we believe that the revised

1 security plan does so. And I can read those
2 terms into the record now.

3 CHAIRPERSON ANDERSON: Yes, sir, go
4 ahead.

5 MR. CENCI: All right. Yes, for this
6 establishment, this revised security plan shall
7 include terms that, after 10:00 p.m. and until
8 closing, when the Respondent is charging a cover
9 or providing entertainment of any form, including
10 a DJ, upon entry all patrons will be subject to
11 search and physical examination of all bags and
12 purses, and pat-down searches based on the
13 responding results.

14 All patrons shall be subject to those
15 search requirements upon first entry or re-entry.
16 The establishment shall not allow any employees,
17 patrons, or any other members of the staff to
18 bring firearms, knives, or other deadly weapons
19 into the establishment at any time.

20 The security personnel shall be
21 equipped with portable two-way radios with ear
22 pieces, and at least 15 radios shall be in use at
23 any given time while the establishment is open.

24 Respondent will preserve all crime
25 scenes, scenes of violent incidents. And all

1 staff security will remain on scene until
2 interviewed by MPD or ABCA and excused by them.
3 All staff must provide accurate information
4 during investigations by MPD and ABCA.

5 All security cameras will be kept in
6 working order while the establishment is
7 operating. The Respondent shall maintain all
8 security footage for at least 30 days. A diagram
9 that shows the location of all security cameras
10 for the establishment and their field of view
11 will be submitted to ABCA. And that was attached
12 to the revised security plan that was already
13 filed.

14 Respondent shall implement training
15 and certification on how to screen for weapons
16 and implement all terms of this revised security
17 plan which, from my understanding, the
18 establishment has already done.

19 And security personnel shall wear
20 uniforms with the word staff or security for easy
21 identification.

22 And if this offer in compromise is
23 approved for reopening the establishment, we'll
24 have a compliance walk-through conducted where
25 Applicant and enforcement will determine that all

1 provisions of the offer in compromise are being
2 adhered to.

3 And I just want to note for the record
4 that this establishment shares a street address
5 with the establishment that was mentioned in the
6 previous case, Decades. These two establishments
7 are connected by a door. They share staff, they
8 share security, they share management.

9 And so it is our understanding that
10 the establishments, when operating in this
11 nightclub fashion, as was happening on the
12 evening of this incident, that access between
13 the two establishments is basically relatively
14 free. Once you are allowed past security, you
15 can freely go from Decades to Rewind, and Rewind
16 to Decades.

17 And as such, the terms of requiring
18 security, use 15 radios, things along those
19 lines, are to be folded in with Decades. So it's
20 not that it will be 30 radios in use, 15 for
21 Decades and 15 for Rewind. It's 15 across both
22 establishments which are connected and accessible
23 to staff and members of the public.

24 CHAIRPERSON ANDERSON: Thank you, sir.
25 And so the recommendation is that if the Board

1 was to accept this offer in compromise, that the
2 rights of the public will be protected?

3 MR. CENCI: Yes. The terms of this
4 security plan, we believe, address the potential
5 imminent danger to the members of the public of
6 the District of Columbia. And as such, the
7 government does recommend that the Board accept
8 this offer in compromise.

9 CHAIRPERSON ANDERSON: Thank you, sir.
10 Any questions by any Board members of the
11 government?

12 Okay. Hearing none, I therefore make
13 a motion that the offer, I'm sorry, I apologize.
14 Mr. Kline, the government has just read the --
15 summarized the terms of the offer in compromise.
16 Is this your understanding of the offer in
17 compromise, sir?

18 MR. KLINE: Yes, it is, Mr. Chair.

19 CHAIRPERSON ANDERSON: And is your
20 client aware that by accepting that offer in
21 compromise that they're giving up their right to
22 a hearing?

23 MR. KLINE: Yes.

24 CHAIRPERSON ANDERSON: And does your
25 client also -- is your client also aware that by

1 accepting an offer in compromise that they're
2 giving up their right to appeal this matter?

3 MR. KLINE: Yes.

4 CHAIRPERSON ANDERSON: All right.
5 Thank you, sir.

6 With that said, I therefore make a
7 motion that the offer in compromise be accepted.
8 Is there a second?

9 MEMBER GRANT: Mr. Grant, I second.

10 CHAIRPERSON ANDERSON: Mr. Grant has
11 seconded the motion. We'll have a roll call
12 vote. Mr. Short?

13 MEMBER SHORT: Mr. Short, I agree.

14 CHAIRPERSON ANDERSON: Mr. Grant?

15 MEMBER GRANT: Mr. Grant, I agree.

16 CHAIRPERSON ANDERSON: Mr. Anderson,
17 I agree. The matter passes three to nothing,
18 3/0. Thank you very much.

19 I want to thank the parties for
20 protecting the rights of the public by agreeing
21 to an offer in compromise. And, Mr. Kline, I
22 just would like you to share the comments if it's
23 the same -- it's my understanding it's the same
24 owner --

25 MR. KLINE: Yes.

1 CHAIRPERSON ANDERSON: -- that you
2 share my comments with the owner regarding the
3 operation of the business, sir.

4 MR. KLINE: I certainly will so do.
5 Thank you.

6 CHAIRPERSON ANDERSON: All right,
7 thank you very much. Have a great day.

8 (Whereupon, the above-entitled matter
9 went off the record at 11:46 a.m.)

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| A | C | E | hours 4:21 |
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| <p>A- 2:15 A-N-D-R-E-W 2:22 A-N-T-O-N-I-S 3:7 a.m 2:2 10:9 ABCA 1:20 3:22 6:2,4 6:11 above-entitled 10:8 accept 8:1,7 accepted 9:7 accepting 8:20 9:1 access 7:12 accessible 7:22 accurate 6:3 Action 1:7 address 4:24 7:4 8:4 adhered 7:2 agree 9:13,15,17 agreeing 9:20 ahead 5:4 Alcoholic 1:2,13 allow 5:16 allowed 7:14 Alycia 1:21 2:13,15 anaesthesia 3:10 ANC 1:7 Anderson 1:14,17 2:3 2:18,23 3:2,12,24 5:3 7:24 8:9,19,24 9:4,10 9:14,16,16 10:1,6 Andrew 1:21 2:20 Anton 3:5 Antonis 3:6 apologize 8:13 appeal 9:2 Applicant 1:21,22 6:25 approved 6:23 April 1:10 4:5 arises 4:3 arrested 4:14 Assistant 2:9,15 attached 3:21 6:11 Attorney 2:9,10,15 Ave 1:7 aware 8:20,25</p> | <p>C-A-M-E-R-O-N 3:1 C-E-N-C-I 2:9 C-O-L-L-I-N 2:9 calendar 2:4 call 9:11 cameras 6:5,9 Cameron 1:22 2:24 Cannabis 1:2,13 case 1:8 2:4,4 4:3 7:6 Cenci 1:20 2:8,8 3:14 3:17 4:2 5:5 8:3 certainly 10:4 certification 6:15 Chair 2:8 8:18 Chairperson 1:14,17 2:3,18,23 3:2,12,24 5:3 7:24 8:9,19,24 9:4 9:10,14,16 10:1,6 charging 5:8 Chief 1:9 4:17 client 3:3,5 8:20,25,25 closing 4:20 5:8 Closure 1:9 CN 1:7 co-counsel 2:12 Collin 1:20 2:8 Columbia 1:1 2:11 8:6 comments 9:22 10:2 compliance 6:24 compromise 3:18,20 3:21 6:22 7:1 8:1,8,15 8:17,21 9:1,7,21 conducted 6:24 connected 7:7,22 Connecticut 1:7 Counsel 1:21,22 2:25 Court 4:15 cover 5:8 crime 5:24</p> | <p>ear 5:21 easy 6:20 ejected 4:6,7 employees 5:16 enforcement 6:25 entertainment 5:9 entry 5:10,15 equipped 5:21 establishment 4:6,10 4:11,12,19,21 5:6,16 5:19,23 6:6,10,18,23 7:4,5 establishments 7:6,10 7:13,22 evening 3:23 4:4 7:12 examination 5:11 excused 6:2</p> | <p>I</p> <p>identification 6:21 identified 4:18 identify 2:6 immediately 4:8 imminent 8:5 implement 6:14,16 implemented 4:20 impose 4:22 incident 4:4,18 7:12 incidents 5:25 include 5:7 including 5:9 individual 4:11,14 information 6:3 interviewed 6:2 investigations 6:4</p> |
| <p>B</p> <p>back 4:10 bags 5:11 based 5:12 basically 7:13 behalf 2:16,21 believe 4:25 8:4 Beverage 1:2,13 Board 1:2,14 4:22 7:25 8:7,10 bring 5:18 business 10:3</p> | <p>D</p> <p>D.C 4:15 danger 8:5 day 10:7 days 6:8 DC 1:20,20,21 deadly 5:18 Decades 1:6 7:6,15,16 7:19,21 deficiencies 4:25 determine 6:25 diagram 6:8 District 1:1 2:11 8:6 DJ 5:10 Donovan 1:14,17 door 7:7</p> | <p>F</p> <p>fact 4:10 failures 4:19 fashion 7:11 field 6:10 filed 3:21 6:13 firearm 4:8 firearms 5:18 fired 4:9 firing 4:11 Firm 2:22,25 first 5:15 five 4:12 folded 7:19 footage 6:8 form 5:9 free 7:14 freely 7:15</p> | <p>J</p> <p>JAMES 1:18 joined 2:12 JOSE 1:20 JR 1:17,18</p> |
| | | <p>G</p> <p>general 2:10,10,15 3:10 given 5:23 giving 8:21 9:2 go 5:3 7:15 going 4:10 Good 2:14,18,20 government 2:7,12,17 3:16 8:7,11,14 Grant 1:17 9:9,9,10,14 9:15,15 great 10:7</p> | <p>K</p> <p>K-A-R-A-G- 3:7 K-L-I-N-E 2:22 Karagounis 3:7,7 kept 6:5 Kline 1:21 2:19,20,21 3:2,5 8:14,18,23 9:3 9:21,25 10:4 knives 5:18</p> |
| | | <p>H</p> <p>H-O-G-E-N-M-I-L-L-E-R 2:16 happening 7:11 hearing 1:3,7 8:12,22 Hogenmiller 1:21 2:13 2:14,15</p> | <p>L</p> <p>L-Y-C-I-A 2:16 Law 2:22,25 let's 2:6 License 1:8 2:5 Licensee 2:21,25 3:6 lines 7:19 LLC 1:6 location 6:9</p> <p>M</p> <p>M-I-X-O-N 3:1 maintain 6:7 management 7:8 matter 1:5 3:18 4:24 9:2 9:17 10:8 matters 3:15 medical 3:9 Member 1:17,18 9:9,13 9:15 members 4:12 5:17 7:23 8:5,10</p> |

mentioned 7:5
met 1:14
Mixon 1:22 2:23,24,24
3:20
morning 2:14,18,20
motion 8:13 9:7,11
MPD 6:2,4
multiple 4:9

N

nightclub 7:11
note 7:3
Number 2:4,5
NW 1:7

O

O-U-N-I-S 3:8
OAG 1:20,21
offer 3:17,19,21 6:22
7:1 8:1,8,13,15,16,20
9:1,7,21
Office 2:10
Okay 8:12
Once 7:14
open 5:23
operating 6:7 7:10
operation 10:3
order 6:6
ORELLANA 1:20
owner 9:24 10:2

P

P-R-O-C-E-E-D-I-N-G-S
2:1
p.m 5:7
parties 2:6 4:23 9:19
passes 9:17
pat-down 5:12
patron 4:5,7,13
patrons 5:10,14,17
pending 4:15
personnel 5:20 6:19
physical 5:11
pieces 5:22
place 4:4
plan 3:22 5:1,6 6:12,17
8:4
please 3:14
Police 1:9 4:17
portable 5:21
potential 8:4
potentially 3:18
preliminary 3:15
PRESENT 1:16,19
preserve 5:24
presiding 1:14
previous 4:2 7:6
previously 3:9

principal 3:6
prior 4:20
procedure 3:9
protected 8:2
protecting 9:20
provide 6:3
providing 5:9
provisions 7:1
public 7:23 8:2,5 9:20
purses 5:12

Q

questions 8:10

R

radios 5:21,22 7:18,20
re-entry 5:15
read 5:1 8:14
recommend 8:7
recommendation 7:25
record 2:7 3:3,20 4:3
5:2 7:3 10:9
regarding 10:2
relatively 7:13
remain 6:1
reopening 6:23
representation 3:13
representing 2:11
requirements 5:15
requires 3:10
requiring 7:17
resolve 3:18 4:23
Respondent 5:8,24 6:7
6:14
responding 5:13
result 4:17
results 5:13
Retailer 1:7
retrieved 4:8
revised 3:22 4:25 5:6
6:12,16
Rewind 1:6,6 2:5 7:15
7:15,21
right 2:3 3:12,14 5:5
8:21 9:2,4 10:6
rights 8:2 9:20
roll 9:11

S

scene 6:1
scenes 5:25,25
scheduled 3:9
screen 6:15
search 5:11,15
searches 5:12
second 9:8,9
seconded 9:11
security 3:22 4:19,24

5:1,6,20 6:1,5,8,9,12
6:16,19,20 7:8,14,18
8:4
share 7:7,8,8 9:22 10:2
shares 7:4
Short 1:18 9:12,13,13
shots 4:9,11
shows 6:9
SILAS 1:17
sir 3:4,13,25 5:3 7:24
8:9,17 9:5 10:3
sorry 8:13
staff 1:20 4:12 5:17 6:1
6:3,20 7:7,23
starting 2:7
street 7:4
struck 4:12
subject 5:10,14
submitted 6:11
summarize 3:19,25
summarized 8:15
summary 1:7 4:22
Superior 4:15
suspension 4:22

T

t/a 1:6
terms 3:19 5:2,7 6:16
7:17 8:3,15
thank 3:13 7:24 8:9 9:5
9:18,19 10:5,7
things 7:18
three 9:17
time 5:19,23
today 3:4,8
training 6:14
trial 4:15
two 7:6,13
two-way 5:21

U

unavailable 3:8,11
undergo 3:10
understanding 6:17 7:9
8:16 9:23
uniforms 6:20
use 5:22 7:18,20

V

Veritas 2:22,25
videoconference 1:14
view 6:10
violent 5:25
vote 9:12
voted 4:22

W

W 1:14,17

waistband 4:9
walk-through 6:24
want 7:3 9:19
we'll 6:23 9:11
we're 4:1
weapons 5:18 6:15
wear 6:19
WebEx 1:14
Wednesday 1:11
went 10:9
word 6:20
worked 4:23
working 6:6

X

Y

yesterday 3:22 4:16

Z

0

1

10:00 5:7
107182 1:8 2:5
11:37 2:2
11:46 10:9
1219 1:7
15 5:22 7:18,20,21,21

2

2024 1:10,12 4:5
24-251-00020 1:8 2:5
26th 4:5
27 1:10
2B 1:7

3

3/0 9:18
30 6:8 7:20

4

5

6

7

8

8 1:12

9

96 4:21

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Rewind

Before: DC ABCA

Date: 05-08-24

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

NEAL R. GROSS

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