

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

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IN THE MATTER OF: :
 :
Bee Hive, LLC :
t/a Sticky Rice/Sing Sing :
Karaoke Palace :
1222-1224 H Street NE :
Retailer CR - ANC 6A :
License No. 72783 :
Case #23-CMP-00006 :
 :
(Failed to File :
Quarterly Statement) :
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Wednesday
May 15, 2024

The Alcoholic Beverage and Cannabis Board met via WebEx videoconference, Chairperson Donovan W. Anderson presiding.

PRESENT:

DONOVAN W. ANDERSON, Chairperson
SILAS GRANT, JR., Member
JAMES SHORT, JR., Member

ALSO PRESENT:

JOSE ORELLANA, DC ABCA Staff
MATTHEW EMMICK, Government Counsel
JASON MARTIN, Licensee

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

2 10:52 a.m.

3 CHAIRPERSON ANDERSON: I'm going to go
4 out of order and call now case number 23-CMP-
5 00006, Sticky Rice Sing Sing Karaoke Palace,
6 license number 72783. Let me have the parties
7 -- because it's a different case, let me have the
8 parties introduce themselves for the record,
9 starting with the government.

10 MR. EMMICK: Good morning again,
11 members of the board. This is assistant attorney
12 general Matthew, M-A-T-T-H-E-W, Emmick, E-M-M-I-
13 C-K on behalf of the district.

14 CHAIRPERSON ANDERSON: And Mr. Martin?

15 MR. MARTIN: Jason Martin, J-A-S-O-N
16 Martin, M-A-R-T-I-N, Sticky Rice Beehive LLC.

17 CHAIRPERSON ANDERSON: Good morning.
18 Mr. Emmick, are there any preliminary matters in
19 this case?

20 MR. EMMICK: I would just note that
21 it's my understanding and belief, based on the
22 representations Mr. Martin has made this morning
23 that the parties have reached a resolution for
24 the board's consideration. Specifically in this
25 matter, that the establishment will be accepting

1 and offering compromise for failing to file a
2 quarterly statement for the period of July
3 through September, 2023, which would be a fifth
4 secondary tier violation within four years.

5 And the mandatory statutory fine in
6 that instance would be \$2,000 which would be due
7 and payable within 30 days of the board accepting
8 the offer and compromise. And if the payment is
9 not made within that 30 days, then the license
10 would be suspended until payment is received in
11 full, and to file any pending quarterly
12 statements if not yet submitted.

13 CHAIRPERSON ANDERSON: All right.
14 Thank you. So Mr. Martin, it's my understanding
15 that there is an offer and compromise. The offer
16 and compromise is that there is a fine of \$2,000
17 payable within 30 days. If the fine is not paid
18 within 30 days, the license will be suspended
19 indefinitely until the fine has been paid, and
20 that you have also agreed to file any outstanding
21 quarterly payments. Is this your understanding,
22 sir, of the offer and compromise?

23 MR. MARTIN: Yes, it is.

24 CHAIRPERSON ANDERSON: Are you aware
25 that by accepting an offer and compromise that

1 you're giving up your right to a hearing?

2 MR. MARTIN: Yes.

3 CHAIRPERSON ANDERSON: And that by
4 accepting the offer and compromise, you're giving
5 up your right to appeal this matter?

6 MR. MARTIN: Yes.

7 CHAIRPERSON ANDERSON: With that said,
8 I make a motion that the offer and compromise be
9 accepted. Is there is a second.

10 MEMBER SHORT: Mr. Short, I second.

11 CHAIRPERSON ANDERSON: Mr. Short and
12 Mr. Grant have seconded the motion. We will now
13 have a roll call vote. Mr. Short.

14 MEMBER SHORT: Mr. Short. I agree.

15 CHAIRPERSON ANDERSON: Mr. Grant.

16 MEMBER GRANT: Mr. Grant, I agree.

17 CHAIRPERSON ANDERSON: And Mr.
18 Anderson, I agree. The matter passes three
19 nothing. So the board has accepted the offer and
20 compromise. I would like the parties -- I want
21 to thank the parties that this matter is settled.
22 Therefore, we no longer have this afternoon
23 hearing. The case is settled. Okay. Thank you
24 very much for that. And Mr. Martin and Mr.
25 Emmick, you can talk about the other case. And

1 if the parties agree at some point before June,
2 you can just do it in writing and we won't have
3 that hearing. Okay?

4 MR. EMMICK: Yes, Mr. Chair. Just one
5 point of clarification. Would the board still
6 like us to submit a written offer and compromise
7 that reflects --

8 CHAIRPERSON ANDERSON: No. No, you
9 don't have to do anything in writing, sir. It's
10 -- because we -- you're -- basically it was put
11 on the record and so -- because this is the way
12 we used to do it in the old days, okay? The
13 parties would show up for the hearing and you
14 would put it on the record and that's it.

15 But because of the onset of COVID,
16 that's one of the reasons why we now have these
17 written documents because the board never did
18 that prior. So there's no further action that's
19 required on either side. So the case is over.
20 We're not having the afternoon hearing, and
21 there's no paperwork that is due from you, Mr.
22 Emmick. Okay?

23 MR. EMMICK: Understood. Thank you,
24 Mr. Chair.

25 CHAIRPERSON ANDERSON: And thank you

1 Mr. Emmick, Mr. Martin. You both have a great
2 day.

3 MR. MARTIN: Yes, thank you.

4 CHAIRPERSON ANDERSON: Bye-bye.

5 (Whereupon, the above-entitled matter
6 went off the record at 10:56 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: Sticky Rice

Before: DC ABCA

Date: 05-15-24

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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