

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

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IN THE MATTER OF: :
 :
Uncaged Mimosas, LLC, :
t/a Uncaged Mimosas :
300 Florida Ave NW : Protest Hearing
License #120889 : (Status)
Retailer CT - ANC 5E :
Case #23-PRO-00038 :
 :
(Application to Renew :
the License) :
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Wednesday
May 17, 2023

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

PRESENT:
DONOVAN W. ANDERSON, Chairperson
BOBBY CATO, JR., Member
EDWARD S. GRANDIS, Member
JENI HANSEN, Member
JAMES SHORT, JR., Member

ALSO PRESENT:
ANDREW KLINE, Applicant's Counsel
JOSE ORELLANA, DC ABCA Staff
BRADLEY THOMAS, Protestant, Bates Area Civic
Association

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

10:35 a.m.

CHAIRPERSON ANDERSON: Good morning.

As chairperson of the Alcoholic Beverage and Cannabis Board for the District of Columbia and in accordance with D.C. Code Section 2571 et. seq. of the Open Meetings Act, OMA, I am welcoming you to a regular scheduled meeting of the Alcoholic Beverage Cannabis Board. This meeting is being conducted pursuant to guidance made available by the District of Columbia's Office of Open Government regarding electronic meetings held by public bodies. Electronic meetings by the ABC Board are authorized pursuant to Section 577A of the D.C. Code.

Pursuant to the OMA requirements, notice of today's meeting was provided 48 hours in advance of the meeting on ABCA's website and on the District Central Meeting calendar. The notice includes a time-date agenda and call-in or log-in information for public participation. This electronic meeting is being hosted by WebEx provided by the District of Columbia government. Please address any questions or complaints to the OOG at opengovoffice@dc.gov.

1 My name is Donovan Anderson; I'm
2 chairperson of the board. I would like to
3 introduce other members of the ABC Board who are
4 also participating electronically. Please
5 respond when I announce your name.

6 Mr. James Short?

7 MEMBER SHORT: Mr. James Short,
8 present.

9 CHAIRPERSON ANDERSON: Mr. Bobby Cato?

10 MEMBER CATO: Bobby Cato, present.

11 CHAIRPERSON ANDERSON: Ms. Jeni
12 Hansen?

13 Mr. Edward Grandis?

14 MEMBER GRANDIS: Edward Grandis,
15 present.

16 CHAIRPERSON ANDERSON: The board has
17 five members in attendance for the conduct of
18 business today and that constitutes a quorum.

19 Before we get on with today's hearing
20 calendar I need to make a few instructions very
21 clear so that the conduct of these hearings is
22 (Inaudible).

23 There are five cases scheduled for
24 this morning's calendar. Once a case is called I
25 will take a moment for IT specialist to elevate

1 the rights for each party to enable their camera
2 and microphone. Then, and only then, will you
3 have the ability to enable your equipment. If
4 your case has not been heard, you will remain on
5 mute and your camera will be disabled. At the
6 conclusion of each case the parties will have the
7 option to leave. If the party chooses to stay
8 off camera, the microphone for the concluded case
9 will be disabled. Should you have any questions
10 or require assistance in the hearing, please
11 submit them using the question and answer
12 feature.

13 Our first case this morning is our
14 protest hearing status, Case No. 23-PRO-00038
15 Uncaged Mimosas, License No. 120889.

16 Good morning, Mr. Orellana. Can you
17 please elevate the rights of the licensee and the
18 protestor in this case, please?

19 MR. ORELLANA: Andrew Kline, your
20 access has been elevated.

21 I do not see anyone else in
22 attendance.

23 CHAIRPERSON ANDERSON: All right.
24 Good morning, thank you.

25 Good morning, Mr. Kline. Can you

1 please identify yourself for the record, please?

2 MR. KLINE: Good morning, Chairman
3 Anderson and members of the board. Andrew Kline,
4 A-N-D-R-E-W, last name is spelled Kline, K-L-I-N-
5 E.

6 CHAIRPERSON ANDERSON: All right.
7 Good morning, sir. I see that the protestant is
8 not here this morning. Is there any
9 representation or preliminary matters you can
10 report back to the board?

11 MR. KLINE: Yes, we had mediation
12 scheduled for this past Monday and Bradley Thomas
13 who appeared on behalf of the protestant
14 indicated that the protest was gonna be
15 withdrawn. We haven't seen any paperwork to that
16 effect, but that was the expressed intention at
17 that point.

18 CHAIRPERSON ANDERSON: All right, this
19 matter was scheduled.

20 Mr. Orellana, do me one favor again,
21 please.

22 MR. KLINE: Oh, Mr. Thomas.

23 CHAIRPERSON ANDERSON: Mr. Thomas, can
24 you please identify yourself for the record,
25 please, by spelling and stating your name?

1 MR. THOMAS: Yeah, this is Bradley
2 Thomas on behalf of the Bates Area Civic
3 Association.

4 CHAIRPERSON ANDERSON: Good morning,
5 sir. Now, are there any preliminary matters you
6 want to bring to the attention of the board, sir?

7 MR. THOMAS: Yeah, I think I heard Mr.
8 Kline, he's correct; the Board of the Civic
9 Association has decided to recommend to the
10 association that the protest be dismissed. But I
11 can't officially dismiss it today because the
12 body has to meet on the first Monday in June and
13 this will be on the agenda. But I have no
14 reason, as I indicated on Monday at the meeting,
15 I have no reason to believe that the body will
16 not accept the recommendation of the board and
17 vote to dismiss the protest.

18 CHAIRPERSON ANDERSON: All right, so
19 well when -- since you're not in a position to do
20 that today, so I'll just say that this matter has
21 been scheduled for protest hearing on July 19th,
22 2023 at 1:30 p.m. And I'll ask you if this
23 matter is gonna be dismissed that you inform the
24 agency as soon as possible so we do not have to
25 assign an investigator to this case, okay?

1 MR. THOMAS: All right, sounds good.

2 CHAIRPERSON ANDERSON: Thank you for
3 being here this morning. Have a great day.

4 MR. THOMAS: Thank you.

5 MR. KLINE: Thank you, Mr. Thomas and
6 thank you Chairman Donovan and members of the
7 board.

8 CHAIRPERSON ANDERSON: You're welcome,
9 thank you.

10 MR. THOMAS: Bye.

11 (Whereupon, the above-entitled matter
12 went off the record at 10:41 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: Hearing

Before: DC ABCA

Date: 05-17-23

Place: Videoconference

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

Neal R Gross

Court Reporter

NEAL R. GROSS

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