

DISTRICT OF COLUMBIA  
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 ALCOHOLIC BEVERAGE CONTROL BOARD  
 + + + + +  
 MEETING

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 IN THE MATTER OF: :  
 :  
 M Street Entertainment, :  
 LLC :  
 t/a To Be Determined :  
 3123-3125 M Street NW : Protest  
 Retailer CR - ANC 2E : Hearing (Status)  
 License No. 119608 :  
 Case #22-PRO-00024 :  
 :  
 (Substantial Change :  
 Sports Wagering :  
 Endorsement) :  
 -----=

Wednesday  
 May 25, 2022

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

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

ALSO PRESENT:  
  
 SARAH FASHBAUGH, DC ABRA Staff  
 MATHEW MINORA, Applicant Counsel  
 KAREN CRUSE, Citizen's Association of Georgetown  
 LISA PALMER, ANC 2E

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

2 10:52 a.m.

3 CHAIRPERSON ANDERSON: The next case  
4 up, Calendar Case Number 22-PRO-00024, M Street  
5 Entertainment, LLC, trade name to be determined,  
6 License Number 119608.

7 Ms. Fashbaugh, can you please elevate  
8 the rights of the parties in this case, please?

9 MS. FASHBAUGH: Please standby. Mat  
10 Minora, your rights have been elevated. Lisa  
11 Palmer, your rights -- Lisa Palmer, your rights  
12 cannot be elevated, but I will unmute you.

13 Karen Cruse, your rights have been  
14 elevated. Again, Lisa Palmer, you are unmuted.  
15 That is all, Mr. Chair.

16 CHAIRPERSON ANDERSON: Thank you.  
17 Thank you. All right. Ms. Palmer, do you have -  
18 - I think, well Ms. Cruse, do you have a camera?  
19 I see you're on my screen twice, Ms. Cruse.

20 (No response)

21 CHAIRPERSON ANDERSON: Ms. Cruse, are  
22 you there?

23 (No response)

24 CHAIRPERSON ANDERSON: Ms. Cruse?

25 MS. PALMER: She appears to still be

1 muted.

2 CHAIRPERSON ANDERSON: Are you able to  
3 -- I'm sorry, who was that speaking?

4 MS. PALMER: That was Lisa Palmer.

5 CHAIRPERSON ANDERSON: Okay, thank  
6 you, Ms. Palmer. Ms. Fashbaugh, can you check  
7 again to see if Ms. Cruse has been unmuted?  
8 Because I -- she's on my screen twice, but I'm  
9 not seeing her or hearing her.

10 MS. FASHBAUGH: Both of her accounts  
11 have been unmuted.

12 MS. CRUSE: Can you hear me?

13 CHAIRPERSON ANDERSON: Yes. Who's --  
14 who just spoke?

15 MS. CRUSE: Karen Cruse.

16 CHAIRPERSON ANDERSON: Oh, Ms. Cruse,  
17 you appear to be on, logged on twice, because I  
18 see you on my screen twice.

19 Is it -- are you logged on two  
20 separate equipment?

21 MS. CRUSE: No. It's on mine, I'm  
22 getting it -- I'm getting reverberation.

23 CHAIRPERSON ANDERSON: Right. So, are  
24 you -- are you -- let me, are you -- how are you  
25 logged onto this hearing?

1 MS. CRUSE: Well, this is -- I -- I  
2 don't know what the problem is.

3 CHAIRPERSON ANDERSON: I think you're  
4 logged -- you're logged on twice, because I'm  
5 hearing -- I'm hearing a feedback.

6 And so when I hear a feedback, it's  
7 because you're -- you're either on your computer  
8 and on your phone at the same time.

9 Are you -- are you doing that?

10 MS. CRUSE: I'm not on my phone. I'm  
11 just on a computer. I -- I can see where it's on  
12 twice, but I can't undo it.

13 CHAIRPERSON ANDERSON: Why don't you  
14 -- this is the -- why don't you just log off and  
15 log back on. And I'll ask Ms. -- are you there  
16 Ms. Cruse?

17 MS. CRUSE: Yes, I am.

18 CHAIRPERSON ANDERSON: All right. Why  
19 don't you -- please log off. And I'll have Ms.  
20 Fashbaugh see you again, to put you on.

21 So, I'm just asking for you to log  
22 off.

23 MS. CRUSE: I'm -- I'm going to try,  
24 but I'm not sure I'm good at computers. Let me  
25 try.

1 CHAIRPERSON ANDERSON: And Ms.  
2 Fashbaugh, can you look to see when Ms. Cruse  
3 logs back on, please?

4 MS. FASHBAUGH: Copy.

5 CHAIRPERSON ANDERSON: Are you there,  
6 Ms. Cruse?

7 MS. CRUSE: I'm here now. I'm back.

8 CHAIRPERSON ANDERSON: Okay. It's the  
9 same problem. But, we'll -- what I'll ask you to  
10 do is that, just keep your phone on mute and just  
11 -- just unmute your phone when you need to speak  
12 up. And we'll just use it, the speaker.

13 All right. Good morning everyone.  
14 So, Mr. Minora, can you please spell and state  
15 your name for the record, please. And your  
16 affiliation with this case.

17  
18 MR. MINORA: My name is Matthew  
19 Minora. I'm coming from -- excuse me, the law  
20 firm of Mallios O'Brien and Sandground. And  
21 we're ABC licensed counsel for the Licensee.

22 My name is Matthew M-A-T-T-H-E-W,  
23 Minora M-I-N-O-R-A.

24 CHAIRPERSON ANDERSON: Good morning,  
25 Mr. Minora.

1 MR. MINORA: Good morning.

2 CHAIRPERSON ANDERSON: Ms. Palmer, can  
3 you please spell and state your name for the  
4 record, please?

5 MS. PALMER: Sure. Lisa Palmer, L-I-  
6 S-A, last name Palmer P-A-L-M-E-R.

7 CHAIRPERSON ANDERSON: And your  
8 affiliation with this case is?

9 MS. PALMER: ANC 2E.

10 CHAIRPERSON ANDERSON: Ms. Cruse, can  
11 you please spell and state your name for the  
12 record, please?

13 MS. CRUSE: Karen Cruse, K-A-R-E-N C-  
14 R-U-S-E, the Citizens Association of Georgetown.  
15 And if I may, I'd like to say that I am going to  
16 let Commissioner Palmer speak for us, since we're  
17 having this audio problem.

18 CHAIRPERSON ANDERSON: Well, I know  
19 that. But, before she can speak for you, there's  
20 something I need to do.

21 Mr. Minora, it's my understanding that  
22 the Citizens Association of Georgetown does not  
23 have standing to participate in this hearing.

24 And so, I -- so, it says that there's  
25 a standing issue with them having standing to

1 participate in this hearing.

2 Do you have -- did -- on behalf of  
3 your client, do you consent to the Citizens  
4 Association having standing for participation in  
5 this hearing?

6 MR. MINORA: Yes. Yes, we understand  
7 that it was due too just a miscommunication as to  
8 why they weren't at the roll call hearing.

9 So, of course, we consent to them  
10 having standing.

11 CHAIRPERSON ANDERSON: All right.  
12 Then I make a motion that the -- without  
13 objection, that I make a motion that ABC Board  
14 grant standing to the Citizen Association of  
15 Georgetown to participate in this matter.

16 Is there a second?

17 MEMBER GRANDIS: Ed Grandis will  
18 second.

19 CHAIRPERSON ANDERSON: Mr. Grandis has  
20 seconded the motion. We'll now have a roll call  
21 vote on the motion.

22 Mr. Short?

23 MEMBER SHORT: Mr. Short, I agree.

24 CHAIRPERSON ANDERSON: Mr. Cato?

25 MEMBER CATO: Bobby Cato, I agree.

1 CHAIRPERSON ANDERSON: Ms. Crockett?

2 MEMBER CROCKETT: Rafi Crockett, I

3 agree.

4 CHAIRPERSON ANDERSON: Ms. Hansen?

5 MEMBER HANSEN: Jeni Hansen, I agree.

6 CHAIRPERSON ANDERSON: Mr. Grandis?

7 MEMBER GRANDIS: Edward Grandis, I

8 agree.

9 CHAIRPERSON ANDERSON: Mr. Anderson,

10 I agree. And the matter passes six, zero, zero.

11 So, the Citizens Association of Georgetown has

12 been granted standing to participate in this

13 hearing as a party.

14 Mr. Minora, are there any other  
15 preliminary matters that need to be brought to  
16 the attention of the Board?

17 MR. MINORA: None. We have none.

18 CHAIRPERSON ANDERSON: All right.

19 Thank you. Ms. Palmer, are there any preliminary  
20 matters that need to be brought to the attention  
21 of the Board?

22 MS. PALMER: No, sir.

23 CHAIRPERSON ANDERSON: And I know that

24 Ms. Cruse had stated that you should speak for

25 her. But, I just need to find out from her, does



1 the Citizens Association of Georgetown, do they  
2 have any preliminary matters that need to be  
3 brought to the attention of the Board, to the  
4 Board?

5 MS. CRUSE: No sir, thank you.

6 CHAIRPERSON ANDERSON: All right.  
7 Thank you. All right, this matter has been  
8 scheduled -- if this matter goes to a show cause  
9 hearing this -- I'm sorry, a protest hearing,  
10 this matter is scheduled for a show cause -- I'm  
11 sorry, a protest hearing on June 13, 2022 at 1:30  
12 p.m.

13 The Agency --

14 MS. PALMER: I'm sorry?

15 CHAIRPERSON ANDERSON: I'm sorry, you  
16 had a question?

17 MS. PALMER: You said June 13 or July  
18 13?

19 CHAIRPERSON ANDERSON: July 13. I  
20 apologize, July 13, 2022 at 1:30 p.m. Is that  
21 information that the party has?

22 MS. PALMER: Yes, sir.

23 CHAIRPERSON ANDERSON: That's right.  
24 All right. Now, the Board supports settlement  
25 agreements if the parties can settle this matter.

1 I think this is a, this is a  
2 substantial change request, I think on a sports  
3 wager endorsement. So, if the parties can settle  
4 this matter, I -- the Board supports settlement.

5 But, if the parties are unable to  
6 settle this matter, then we'll have a hearing on  
7 July 13 at 1:30 p.m.

8 Do I need to provide directions on a  
9 protest hearing? Or are all the parties familiar  
10 with the process?

11 MR. MINORA: We're familiar.

12 MS. PALMER: If the directions are the  
13 same as those you just shared with the previous  
14 applicants, then we are familiar.

15 CHAIRPERSON ANDERSON: Thank you. Who  
16 was -- who was just speaking, please?

17 MS. PALMER: Lisa Palmer.

18 CHAIRPERSON ANDERSON: Thank you, Ms.  
19 Palmer. The reason I -- we have a court  
20 reporter, and also because I can't see you. So,  
21 I'm not sure who was speaking.

22 All right, so that's --

23 MS. PALMER: Sorry.

24 CHAIRPERSON ANDERSON: All right. All  
25 right, so the instructions are the same. And I

1 would hope I -- well, as I stated before the  
2 Board supports settling, settlement if the  
3 parties can settle this matter.

4 But, if it cannot be settled, we will  
5 see you July 13, 2022 at 1:30 p.m. for a protest  
6 hearing. Okay.

7 All right. Thank you everyone. Thank  
8 you for all your presentations today, your  
9 appearance today. And have a great day, thank  
10 you.

11 MS. PALMER: Thank you.

12 MR. MINORA: Thank you.

13 (Whereupon, the above-entitled matter  
14 went off the record at 11:02 a.m.)

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<p style="text-align: center;"><b>A</b></p> <p>a.m 2:2 11:14  <b>ABC</b> 5:21 7:13  <b>able</b> 3:2  <b>above-entitled</b> 11:13  <b>ABRA</b> 1:22  <b>accounts</b> 3:10  <b>affiliation</b> 5:16 6:8  <b>Agency</b> 9:13  <b>agree</b> 7:23,25 8:3,5,8 8:10  <b>agreements</b> 9:25  <b>Alcoholic</b> 1:2,14  <b>ALIYA</b> 1:19  <b>ANC</b> 1:8,24 6:9  <b>Anderson</b> 1:15,18 2:3 2:16,21,24 3:2,5,13 3:16,23 4:3,13,18 5:1 5:5,8,24 6:2,7,10,18 7:11,19,24 8:1,4,6,9,9 8:18,23 9:6,15,19,23 10:15,18,24  <b>apologize</b> 9:20  <b>appear</b> 3:17  <b>appearance</b> 11:9  <b>appears</b> 2:25  <b>Applicant</b> 1:23  <b>applicants</b> 10:14  <b>asking</b> 4:21  <b>Association</b> 1:23 6:14 6:22 7:4,14 8:11 9:1  <b>attention</b> 8:16,20 9:3  <b>audio</b> 6:17</p>	<p>5:5,8,24 6:2,7,10,18 7:11,19,24 8:1,4,6,9 8:18,23 9:6,15,19,23 10:15,18,24  <b>change</b> 1:10 10:2  <b>check</b> 3:6  <b>Citizen</b> 7:14  <b>Citizen's</b> 1:23  <b>Citizens</b> 6:14,22 7:3 8:11 9:1  <b>client</b> 7:3  <b>COLUMBIA</b> 1:1  <b>coming</b> 5:19  <b>Commissioner</b> 6:16  <b>computer</b> 4:7,11  <b>computers</b> 4:24  <b>consent</b> 7:3,9  <b>Control</b> 1:2,14  <b>Copy</b> 5:4  <b>counsel</b> 1:23 5:21  <b>course</b> 7:9  <b>court</b> 10:19  <b>CR</b> 1:8  <b>Crockett</b> 1:19 8:1,2,2  <b>Cruse</b> 1:23 2:13,18,19 2:21,24 3:7,12,15,15 3:16,21 4:1,10,16,17 4:23 5:2,6,7 6:10,13 6:13 8:24 9:5</p>	<p style="text-align: center;"><b>G</b></p> <p><b>Georgetown</b> 1:23 6:14 6:22 7:15 8:11 9:1  <b>getting</b> 3:22,22  <b>Grandis</b> 1:19 7:17,17 7:19 8:6,7,7  <b>grant</b> 7:14  <b>granted</b> 8:12</p> <p style="text-align: center;"><b>H</b></p> <p><b>Hansen</b> 1:20 8:4,5,5  <b>hear</b> 3:12 4:6  <b>hearing</b> 1:8 3:9,25 4:5,5 6:23 7:1,5,8 8:13 9:9 9:9,11 10:6,9 11:6  <b>hope</b> 11:1</p>	<p><b>matter</b> 1:5 7:15 8:10 9:7 9:8,10,25 10:4,6 11:3 11:13  <b>matters</b> 8:15,20 9:2  <b>Matthew</b> 5:18,22  <b>MEETING</b> 1:3  <b>Member</b> 1:18,19,19,20 1:20 7:17,23,25 8:2,5 8:7  <b>met</b> 1:15  <b>mine</b> 3:21  <b>Minora</b> 1:23 2:10 5:14 5:18,19,23,25 6:1,21 7:6 8:14,17 10:11 11:12  <b>miscommunication</b> 7:7  <b>morning</b> 5:13,24 6:1  <b>motion</b> 7:12,13,20,21  <b>mute</b> 5:10  <b>muted</b> 3:1</p>
<p style="text-align: center;"><b>B</b></p> <p><b>back</b> 4:15 5:3,7  <b>behalf</b> 7:2  <b>ben</b> 8:12  <b>Beverage</b> 1:2,14  <b>Board</b> 1:2,14 7:13 8:16 8:21 9:3,4,24 10:4 11:2  <b>Bobby</b> 1:18 7:25  <b>brought</b> 8:15,20 9:3</p>	<p style="text-align: center;"><b>D</b></p> <p><b>day</b> 11:9  <b>DC</b> 1:22  <b>determined</b> 1:7 2:5  <b>directions</b> 10:8,12  <b>DISTRICT</b> 1:1  <b>doing</b> 4:9  <b>Donovan</b> 1:15,18  <b>due</b> 7:7</p>	<p style="text-align: center;"><b>I</b></p> <p><b>information</b> 9:21  <b>instructions</b> 10:25  <b>issue</b> 6:25</p> <p style="text-align: center;"><b>J</b></p> <p><b>JAMES</b> 1:20  <b>Jeni</b> 1:20 8:5  <b>JR</b> 1:18,20  <b>July</b> 9:17,19,20 10:7 11:5  <b>June</b> 9:11,17</p>	<p style="text-align: center;"><b>N</b></p> <p><b>name</b> 2:5 5:15,18,22 6:3,6,11  <b>need</b> 5:11 6:20 8:15,20 8:25 9:2 10:8  <b>Number</b> 2:4,6  <b>NW</b> 1:7</p>
<p style="text-align: center;"><b>C</b></p> <p><b>C-</b> 6:13  <b>Calendar</b> 2:4  <b>call</b> 7:8,20  <b>camera</b> 2:18  <b>case</b> 1:9 2:3,4,8 5:16 6:8  <b>Cato</b> 1:18 7:24,25,25  <b>cause</b> 9:8,10  <b>Chair</b> 2:15  <b>Chairperson</b> 1:15,18 2:3,16,21,24 3:2,5,13 3:16,23 4:3,13,18 5:1</p>	<p style="text-align: center;"><b>E</b></p> <p><b>Ed</b> 7:17  <b>Edward</b> 1:19 8:7  <b>either</b> 4:7  <b>elevate</b> 2:7  <b>elevated</b> 2:10,12,14  <b>endorsement</b> 1:11 10:3  <b>Entertainment</b> 1:6 2:5  <b>equipment</b> 3:20  <b>excuse</b> 5:19</p>	<p style="text-align: center;"><b>K</b></p> <p><b>K-A-R-E-N</b> 6:13  <b>Karen</b> 1:23 2:13 3:15 6:13  <b>keep</b> 5:10</p> <p style="text-align: center;"><b>L</b></p> <p><b>L-I-</b> 6:5  <b>law</b> 5:19  <b>License</b> 1:8 2:6  <b>licensed</b> 5:21  <b>Licensee</b> 5:21  <b>Lisa</b> 1:24 2:10,11,14 3:4 6:5 10:17  <b>LLC</b> 1:6 2:5  <b>log</b> 4:14,15,19,21  <b>logged</b> 3:17,19,25 4:4,4  <b>logs</b> 5:3  <b>look</b> 5:2</p>	<p style="text-align: center;"><b>O</b></p> <p><b>O'Brien</b> 5:20  <b>objection</b> 7:13</p> <p style="text-align: center;"><b>P</b></p> <p><b>P-A-L-M-E-R</b> 6:6  <b>P-R-O-C-E-E-D-I-N-G-S</b> 2:1  <b>p.m</b> 9:12,20 10:7 11:5  <b>Palmer</b> 1:24 2:11,11,14 2:17,25 3:4,4,6 6:2,5 6:5,6,9,16 8:19,22 9:14,17,22 10:12,17 10:17,19,23 11:11  <b>participate</b> 6:23 7:1,15 8:12  <b>participation</b> 7:4  <b>parties</b> 2:8 9:25 10:3,5 10:9 11:3  <b>party</b> 8:13 9:21  <b>passes</b> 8:10  <b>phone</b> 4:8,10 5:10,11  <b>please</b> 2:7,8,9 4:19 5:3 5:14,15 6:3,4,11,12 10:16  <b>preliminary</b> 8:15,19 9:2  <b>PRESENT</b> 1:17,21  <b>presentations</b> 11:8  <b>presiding</b> 1:15</p>
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**3**


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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: M Street Entertainment

Before: DC ABRA

Date: 05-25-22

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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