

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

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IN THE MATTER OF:
High Spirits, LLC
t/a High Spirits
301 H Street NE
Retailer A - ANC 6C
License No. 127084
Case #24-PRO-00046
(Substantial Change -
change of hours of
operation and alcoholic
beverage sales)
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Monday
June 3, 2024

The Alcoholic Beverage and Cannabis Board met via WebEx videoconference, LaVerne Fletcher, Board's Agent, presiding.

PRESENT:

LAVERNE FLETCHER, ABC Board's Agent

ALSO PRESENT:

CAMERON MIXON, Licensee Counsel
MARK ECKENWILER, ANC 6C
KURT SHERMAN, Group of Five

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

2 9:59 a.m.

3 MS. FLETCHER: Good morning, everyone.

4 Thank you for attending ABCA's roll call hearing  
5 provided via the WebEx platform. Via the Office  
6 of Open Government, I'm going to get us live  
7 streamed to YouTube and then we'll get started.

8 I'm going to ask you to wait for me  
9 for just a moment. I'm missing a key on YouTube.  
10 Just give me a moment to check with my IT person  
11 to see where that key went. Just a minute.

12 Our IT person will be here in a  
13 moment. Thanks for your patience. Here he is. Now  
14 I'm going to get us live streamed to YouTube.  
15 Thank you for waiting. We're almost done. Okay,  
16 now we're ready. Thank you for your patience.

17 My name is LaVerne Fletcher. I'll be  
18 conducting the roll call hearings as the board's  
19 agent. There are two cases on the calendar  
20 today. The first case on the calendar is High  
21 Spirits. This is case number 24-PRO-00046, High  
22 Spirits LLC, 301 H Street Northeast, license  
23 number ABRA 127084. This is a retailer class A  
24 liquor store for a substantial change for the  
25 change of hours of operation and alcoholic

1 beverage sales.

2 My name is Laverne Fletcher,  
3 conducting the roll call hearing as the board's  
4 agent. The protest issues in this matter are  
5 adverse impact on peace order and quiet, real  
6 property values and residential parking needs and  
7 vehicular and pedestrian safety. Is there anyone  
8 here on behalf of High Spirits?

9 MR. MIXON: Hello, Ms. Fletcher. It's  
10 Cameron Mixon with the Veritas Law Firm, counsel  
11 to the applicant. It's C-A-M-E-R-O-N M-I-X-O-N.

12 MS. FLETCHER: Excuse me one second,  
13 Mr. Mixon. Turn my volume up. OK, Mr. Mixon, can  
14 you repeat that, please?

15 MR. MIXON: Yes, Cameron Mixon,  
16 attorney at the Veritas Law Firm, counsel to the  
17 applicant. C-A-M-E-R-O-N M-I-X-O-N.

18 MS. FLETCHER: Thank you very much. Is  
19 anyone present on behalf of ANC 6C?

20 MR. ECKENWILER: Yes. Good morning,  
21 Ms. Fletcher. Mark Echenwiler from ANC 6C.  
22 Can you hear me OK?

23 MS. FLETCHER: I sure can. Thank you,  
24 Mr. -- I'm sorry. Go ahead.

25 MR. ECKENWILER: I was just going to

1 go ahead and spell my name. It's Mark, M-A-R-K.  
2 Last name is Eckenwiler, Echo, Charlie, Kilo,  
3 Echo, November, Whiskey, India, Lima, Echo,  
4 Romeo.

5 MS. FLETCHER: Thank you very much.  
6 ANC 6C does have standing as a protestant. Is  
7 anyone present on behalf of the group of five or  
8 more?

9 MR. SHERMAN: Yes, Kurt Sherman.

10 MS. FLETCHER: Thank you, Mr. Sherman.  
11 Would you spell your name for the record, please?

12 MR. SHERMAN: Absolutely. K-U-R-T  
13 S-H-E-R-M-A-N.

14 MS. FLETCHER: Mr. Sherman, you have  
15 in your protest letter eight signatures, and so  
16 you actually have more names on your protest  
17 letter than eight. But there are eight  
18 signatures, so I just wanted to point that out.  
19 Those would be the eight individuals taken into  
20 consideration today.

21 MR. SHERMAN: Yes, ma'am. As a matter  
22 of fact, since I submitted that signature list to  
23 you, five more have signed up so there's 13  
24 residents at 301 H who have signed that petition,  
25 and I can forward that to your attention.

1 MS. FLETCHER: The petition deadline  
2 to file the protest was May the 13th. Did they  
3 sign prior or did they sign after?

4 MR. SHERMAN: No, ma'am, they signed  
5 after, but that's more than sufficient. That's  
6 more than five, correct?

7 MS. FLETCHER: Exactly.

8 MR. SHERMAN: Thank you.

9 MS. FLETCHER: Are there any other  
10 members present from your group today?

11 MR. SHERMAN: I do not believe so.

12 MS. FLETCHER: Okay, that is fine.  
13 Conditional standing is granted to a group of  
14 eight. What that means, Mr. Sherman, is that at  
15 least an additional four people need to appear  
16 for the upcoming status hearing, at which time  
17 the board would grant full standing to the group  
18 of eight. But we'll proceed, and you can have  
19 those people show up at the status hearing.

20 MR. SHERMAN: Very good. Thank you.

21 MS. FLETCHER: You're very welcome.  
22 And I'd also like to confirm something or clarify  
23 something just for the record. Mr. Sherman, you  
24 mentioned that you're an officer of your  
25 homeowners association. I'm just stating for the

1 record that homeowners associations do not have  
2 standing as protestants. You didn't file a  
3 protest on behalf of the HOA. I'm just saying --

4 MR. SHERMAN: That is correct, and I  
5 want to clarify that. I did not have any meeting  
6 or gather individuals to, you know, represent  
7 formally the HOA so these are all individual  
8 residents.

9 MS. FLETCHER: Exactly.

10 MR. SHERMAN: We're in sync.

11 MS. FLETCHER: Okay, perfect. Thank  
12 you very much. And so we have ANC 6C with  
13 standing as a protestant and a group of eight  
14 with conditional standing.

15 We need to set some dates. I'm going  
16 to give you the next available date for mediation  
17 first. The next available date for mediation is  
18 Thursday, June 13, anytime between 10:30 and  
19 1:30.

20 MR. MIXON: 10:30 if that's acceptable  
21 to protestants.

22 MR. SHERMAN: That's fine with me,  
23 yes.

24 MS. FLETCHER: So that's fine with  
25 you, Mr. Mixon.

1                   And Mr. Sherman, did you say that was  
2 fine with you?

3                   MR. SHERMAN: Yes, ma'am.

4                   MS. FLETCHER: Mr. Eckenwiler, does  
5 that work for you?

6                   MR. ECKENWILER: You said Thursday,  
7 June 13 at 10:30 a.m.?

8                   MS. FLETCHER: Anytime between 10:30  
9 and 1:30.

10                  MR. ECKENWILER: And any of those  
11 times, you know, I'll make myself available any  
12 time in there that's convenient for the other  
13 parties.

14                  MS. FLETCHER: Okay. How about 10:30?

15                  MR. MIXON: That works.

16                  MS. FLETCHER: Mediation is set for  
17 10:30 on Thursday, June 13. The dates for the  
18 status and protest hearing have not yet been  
19 provided to me, but I will provide them to you  
20 later on today. You'll receive an email from me  
21 providing you with those two dates. Any  
22 questions at all?

23                  MR. MIXON: If I just may make a  
24 statement.

25                  Mr. Sherman, I've sent an email

1 regarding this protest. Please check that out.

2 We can discuss some time soon.

3 MR. SHERMAN: Yes, I can reach out to  
4 you.

5 MR. MIXON: All right. Thank you.

6 MS. FLETCHER: Oh, and for the court  
7 reporter, that was Mr. Eckenwiler speaking.

8 MR. MIXON: Sorry, this is Mr. Mixon  
9 speaking right now.

10 MS. FLETCHER: Yes, Mr. Mixon.

11 MR. SHERMAN: He was speaking  
12 earlier to me, not Mr. Eckenwiler.

13 MR. ECKENWILER: Yeah, this is Mark  
14 Eckenwiler. Just for clarity, my last statement  
15 was about my availability on June 13th.  
16 Subsequent conversation has been from other  
17 participants.

18 MS. FLETCHER: And so, Mr. Mixon, that  
19 was your comment about the email and reaching  
20 out?

21 MR. MIXON: Yes.

22 MS. FLETCHER: So you know what  
23 happened? I took my eye off the screen for a  
24 minute, so I don't know who was talking.

25 MR. MIXON: Understood.



1 MS. FLETCHER: Okay, well --

2 MR. MIXON: It's Monday morning.

3 MS. FLETCHER: Well, thank you very  
4 much for coming, and I will see you on the 13th  
5 at 10:30, unless by some chance this matter is  
6 resolved prior to that. Otherwise, I'll see you  
7 then.

8 MR. SHERMAN: Thank you.

9 MS. FLETCHER: Okay, thank you very  
10 much for coming. The roll call hearing in this  
11 matter is concluded.

12 MR. MIXON: Thank you. Bye.

13 MS. FLETCHER: You're welcome.  
14 Bye-bye.

15 (Whereupon, the above-entitled matter went  
16 off the record at 10:16 a.m.)

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<b>A</b>	<b>conducting</b> 2:18 3:3 <b>confirm</b> 5:22 <b>consideration</b> 4:20 <b>convenient</b> 7:12 <b>conversation</b> 8:16 <b>correct</b> 5:6 6:4 <b>counsel</b> 1:20 3:10,16 <b>court</b> 8:6	<b>group</b> 1:21 4:7 5:10,13 5:17 6:13	<b>mentioned</b> 5:24 <b>met</b> 1:15 <b>minute</b> 2:11 8:24 <b>missing</b> 2:9 <b>Mixon</b> 1:20 3:9,10,13 3:13,15,15 6:20,25 7:15,23 8:5,8,8,10,18 8:21,25 9:2,12 <b>moment</b> 2:9,10,13 <b>Monday</b> 1:12 9:2 <b>morning</b> 2:3 3:20 9:2
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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: High Spirits

Before: DC ABCA

Date: 06-03-24

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.

*Neal R Gross*

-----  
Court Reporter

**NEAL R. GROSS**

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