

IN THE MATTER OF:

Mangia & Bevi, LTD

t/a Giovanni's Trattu

1823 Jefferson Place NW

Retailer CR - ANC 2B

License No. 126137

Case #24-CIT-00696

(Failed to File  
Quarterly Statement)

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

DONOVAN W. ANDERSON, Chairperson  
RYAN JONES, Member  
DAVID MEADOWS, Member  
TERI JANINE QUINN, Member

JOSE ORELLANA, DC ABCA Staff  
SOPHIA MIETUS, DC OAG

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

2 1:35 p.m.

3 CHAIRPERSON ANDERSON: So the only  
4 case that we have on our calendar this afternoon  
5 is Case Number 24-CIT-00696, Giovanni's Trattu,  
6 License Number 126137.

7 Good afternoon, Mr. Orellana. Can  
8 you please elevate the rights of the Government,  
9 the Government, any witness it might have, and  
10 the Licensee in this case.

11 MR. ORELLANA: Sure. Sophia Mietus,  
12 your access has been elevated. Brianna Graham  
13 (phonetic), your access is elevated. That is  
14 all, Chairman.

15 CHAIRPERSON ANDERSON: Thank you.  
16 Ms. Mietus, do you know whether or not the  
17 Licensee will appear this afternoon, have you had  
18 any conversation with them, ma'am?

19 MS. MIETUS: No, I have not been in  
20 any contact with them.

21 CHAIRPERSON ANDERSON: All right.  
22 Can you please identify --

23 MS. MIETUS: Yes. Assistant --  
24 (Simultaneous speaking.)

25 CHAIRPERSON ANDERSON: Go ahead,

1 ma'am, yes.

2 MS. MIETUS: Assistant Attorney  
3 General Sophia Mietus, S-O-P-H-I-A, M-I-E-T-U-S,  
4 on behalf of the District.

5 CHAIRPERSON ANDERSON: Good  
6 afternoon, ma'am. The Licensee is not here. Is  
7 the Government prepared to move forward ex parte?

8 MS. MIETUS: Members of the Board,  
9 the District actually requests that the Board  
10 find in its favor based upon the evidence in the  
11 record without the presentation of any testimony  
12 or further evidence for two reasons.

13 First, this Board has sufficient  
14 evidence to consider the charges in the show  
15 cause because the case report for this matter,  
16 2024-CIT-696, is automatically in evidence and  
17 part of the Board's record under 23 DCMR Section  
18 1713.10.

19 That case report will show that  
20 Giovanni's Trattu failed to timely file their  
21 quarterly statement for the period of April 2024  
22 to June 2024.

23 That conduct as we know is a  
24 violation of DC Code Section 25-113(b)(2)(a) and  
25 23 DCMR Section 1207.1.

1           Second, Giovanni's Trattu has not  
2 made any effort to contest the show cause notice.  
3 This Licensee has received the case report and  
4 the show cause notice yet did not appear to  
5 contest that here or ask the Board to reschedule  
6 this hearing.

7           So their failure to appear should be  
8 treated as a concession to liability and given  
9 the uncontroverted evidence the District asks  
10 that this Board find in its favor and apply the  
11 maximum penalty consistent with DC Code Section  
12 25-830.

13           CHAIRPERSON ANDERSON: Well you kind  
14 of jumped the gun a little bit, so just let me  
15 back up a little bit.

16           Based on presentation it either  
17 appears to me that the Government is prepared to  
18 move forward ex parte, so, therefore, pursuant to  
19 DC Official Code Section 25-447 the Board has the  
20 authority to proceed ex parte where the Licensee  
21 waives a hearing or fails to appear unless a  
22 hearing is extended for good and sufficient  
23 cause.

24           The Board's record reflects that the  
25 Licensee was promptly served on April 15th and

1 seeing no Licensee here today and having no good  
2 insufficient cause to extend the hearing the  
3 Board will proceed with the show cause hearing.

4 I know that the Government's position  
5 is to move forward, but what I will just ask you  
6 to do, ma'am, you are correct that the case  
7 report is a part of the Board's record and you  
8 are correct that in your assertion that since the  
9 Licensee has failed to appear today that they  
10 have conceded the facts in this case.

11 Just one more time at this junction,  
12 ma'am, just repeat what it is that you are asking  
13 the Board to do.

14 MS. MIETUS: Yes, of course. Members  
15 of the Board, Giovanni's Trattu failed to file  
16 their April 2024 to June 2024 quarterly statement  
17 and the District is here to ask the Board to  
18 assess the maximum penalty for that violation,  
19 which is under DC Code Section 25-830.

20 CHAIRPERSON ANDERSON: All right.  
21 Thank you, ma'am.

22 MS. MIETUS: Thank you.

23 CHAIRPERSON ANDERSON: Ms. Graham,  
24 thank you for being here today. Your testimony  
25 is not required, ma'am.

1 MS. GRAHAM: All right. Thank you.

2 CHAIRPERSON ANDERSON: All right.

3 The record is now closed. As Chairperson of the  
4 Alcoholic Beverage and Cannabis Board for the  
5 District of Columbia in accordance with DC  
6 Official Code Section 2575 of the Open Meeting  
7 Act I move that ABC Board hold a closed meeting  
8 for the purpose of seeking legal advice from our  
9 counsel on Case Number 24-CIT-00696, Giovanni's  
10 Trattu pursuant to DC Official Code Section 2-  
11 575(b)(4)(a) of the Open Meetings Act and  
12 deliberating upon Case Number 24-CIT-00696,  
13 Giovanni's Trattu for the reasons cited in DC  
14 Official Code Section 2575(b)(13) of the Open  
15 Meetings Act. Is there a second?

16 MEMBER QUINN: Ms. Quinn.

17 CHAIRPERSON ANDERSON: Ms. Quinn has  
18 seconded the motion. I will now take a roll call  
19 vote on the motion that has been properly  
20 seconded. Ms. Quinn.

21 MEMBER QUINN: Ms. Quinn. I agree.

22 CHAIRPERSON ANDERSON: Mr. Meadows.

23 MEMBER MEADOWS: Mr. Meadows. I  
24 agree.

25 CHAIRPERSON ANDERSON: Mr. Jones.

1 MEMBER JONES: Mr. Jones. I agree.

2 CHAIRPERSON ANDERSON: And Mr.  
3 Anderson. I agree. The motion has passed 4-0  
4 and I hereby give notice that the ABC Board will  
5 recess this proceeding to hold a closed meeting  
6 pursuant to Section 2-575 of the Open Meetings  
7 Act.

8 Thank you very much, Ms. Mietus, for  
9 being here this afternoon. Have a great day.  
10 Are you there, ma'am?

11 I guess she left. All right. Thank  
12 you. All right, the Board has now concluded its  
13 business for the day and so I will close the  
14 record momentarily.

15 All right. As Chairperson of the  
16 Alcoholic Beverage and Cannabis Board for the  
17 District of Columbia and in accordance with Title  
18 3, Chapter 405, Office of Open Government, I move  
19 that ABC Board hold a closed meeting on May 24th,  
20 I'm sorry, on June 24th, for the purpose of  
21 discussing and hearing reports concerning ongoing  
22 or planned investigation of alleged criminal or  
23 civil misconduct or violations of law or  
24 regulations and seek legal advice from our legal  
25 counsel on the Board's investigative agenda,

1 legal agenda, and licensing agenda for June 24th.

2 That will be published on June 20th  
3 in the DC Register. Is there a second?

4 MEMBER MEADOWS: Mr. Meadows. I  
5 second.

6 CHAIRPERSON ANDERSON: Mr. Meadows  
7 has seconded the motion. I will now take a roll  
8 call vote on the motion. Ms. Quinn.

9 MEMBER QUINN: Ms. Quinn. I agree.

10 CHAIRPERSON ANDERSON: Mr. Meadows.

11 MEMBER MEADOWS: Mr. Meadows. I  
12 agree.

13 CHAIRPERSON ANDERSON: Mr. Jones.

14 MEMBER JONES: Mr. Jones. I agree.

15 CHAIRPERSON ANDERSON: Mr. Anderson.  
16 I agree. As the motion has passed 4-0 I hereby  
17 give notice that ABC Board will hold a closed  
18 meeting pursuant to the Open Meetings Act.

19 Notice will also be posted on the ABC  
20 Board Hearing Room Bulletin Board, placed on  
21 electronic calendar, an ABCA's website, and  
22 published in the DC Register in as timely a  
23 manner as practical.

24 We are now adjourned for the day.

25 Thank you Board Members for your active



1 participation today and for members of the public  
2 who have participated in this hearing.

3 We are now adjourned for the day. I  
4 now ask all Board Members to return to executive  
5 session for further development. Have a pleasant  
6 afternoon. Thank you.

7 (Whereupon, the above-entitled matter  
8 went off the record at 1:45 p.m.)

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## 1 C E R T I F I C A T E

2 This is to certify that the foregoing transcript  
3 was duly recorded and accurately transcribed  
4 under my direction; further, that said transcript  
5 is a true and accurate record of the proceedings;  
6 and that I am neither counsel for, related to,  
7 nor employed by any of the parties to this action  
8 in which this matter was taken; and further that  
9 I am not a relative nor an employee of any of the  
10 parties nor counsel employed by the parties, and  
11 I am not financially or otherwise interested in  
12 the outcome of the action.

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19 Court Reporter  
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**waives**

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**website**

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