

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

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IN THE MATTER OF:               :  
   :  
WineandButter, LLC,             :  
t/a Wine and Butter             :  
1023 E. Capital St., SE       : Show Cause  
Retailer B - ANC 6B            : Hearing  
License #105990                 :  
Case #20-CC-00074             :  
   :  
(Sale to Minor Violation):  
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Wednesday  
June 16, 2021

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  
JENI HANSEN, Member  
JAMES SHORT, JR., Member

ALSO PRESENT:

SIMONE ANDREWS, DC ABRA Staff  
LISA FRIEDMAN, Licensee  
RISA HARAO, Licensee's Counsel  
JESSICA KRUPKE, DC OAG

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

2 (3:46 p.m.)

3 CHAIRPERSON ANDERSON: Alright, the  
4 next case in our calender is Case No. 20-CC-  
5 00074, Wine and Butter, License No. 105990. Ms.  
6 Andrews, can you please elevate the rights of the  
7 Licensee, the Licensee's council, the Government,  
8 and the investigators please?

9 MS. ANDREWS: Sure, stand by.  
10 Investigator (audio interference), your rights  
11 have been elevated. Ms. Krupke, your rights have  
12 been elevated. Ms. Risa, your rights have been  
13 elevated. And Ms. Friedman, your rights have  
14 been elevated. That's all, Mr. Chair.

15 CHAIRPERSON ANDERSON: Thank you, Ms.  
16 Andrews. Alright, I believe Ms. Friedman, you  
17 can -- your rights have been elevated. I believe  
18 I'm hearing some feedback, so you can turn your  
19 camera on, but please mute your phone please.  
20 Thank you.

21 Good afternoon, everyone. We'll start  
22 with -- I would like everyone to identify  
23 themselves for the record. Please state and  
24 spell your name. And we will start with the  
25 Government.

1 MS. KRUPKE: Jessica Krupke on behalf  
2 of the District of Columbia.

3 CHAIRPERSON ANDERSON: Good afternoon,  
4 Ms. Krupke. Ms. Hirao, please and spell your  
5 name for the record please.

6 MS. HIRAO: Risa Hirao on behalf of  
7 Wine and Butter. My name is R-I-S-A, last name  
8 is H-I-R-A-O.

9 CHAIRPERSON ANDERSON: Thank you. And  
10 is the Licensee here with you?

11 MS. HIRAO: Yes, she is. Lisa  
12 Friedman.

13 CHAIRPERSON ANDERSON: Ms. Friedman,  
14 can you please state and spell your name for the  
15 record please?

16 MS. FRIEDMAN: Lisa Friedman. My name  
17 is spelled Lisa, L-I-S-A, Friedman, F-R-I-E-D-M-  
18 A-N.

19 CHAIRPERSON ANDERSON: Good afternoon.  
20 Alright, Ms. Krupke, this is a show-cause  
21 hearing. Are there any preliminary matters in  
22 this case?

23 MS. KRUPKE: Yes, the parties have  
24 reached an offer in compromise and are ready to  
25 present it for the Board's consideration.

1 CHAIRPERSON ANDERSON: And what is  
2 that please?

3 MS. KRUPKE: There is one charge in  
4 this case. It's a sale to minor violation of DC  
5 Code 25-781, which is a primary tier violation.  
6 And so the offer in compromise that we're ready  
7 to present is a \$3,000 fine payable within 120  
8 days or the license would be suspended  
9 indefinitely until the fine is paid. The license  
10 will be suspended for ten days with four of those  
11 days to be served and six days saved for one  
12 year. The days served would be Monday, June 21st  
13 through Thursday, June 24th, 2021.

14 In addition, all employees who serve  
15 alcoholic beverages in a licensed establishment  
16 must complete an alcohol training program within  
17 three months from the offer in compromise's date.  
18 And I do want to note that the establishment has  
19 represented that they have already completed this  
20 training in April of 2021, but that any employees  
21 that were hired since that time to now will  
22 receive that training as well.

23 CHAIRPERSON ANDERSON: Alright, thank  
24 you. Ms. Hirao, it's my understanding that  
25 there's an offer in compromise. And the offer in

1        compromise is set for -- the parties have agreed  
2        to a fine of \$3,000 payable in 120 days. The  
3        license will be suspended for ten days, six days  
4        stayed and four days served. All employees that  
5        sell or serve alcohol are to undergo alcohol  
6        training within 90 days. It's my understanding  
7        that all employees have undergone that training  
8        as of April 20th, 2021. But what the  
9        representation is that if you have hired  
10       employees since that date, that they will undergo  
11       a training. The days that the license will be  
12       suspended is June 24th through June -- I'm sorry  
13       -- June 21st through June 24th, 2021. Is that  
14       your understanding of the offer in compromise?

15                    MS. HIRAO: This is our understanding.  
16        I also want to have Ms. Friedman to also confirm  
17        on the record that she has reviewed and that this  
18        is her understanding as well.

19                    CHAIRPERSON ANDERSON: Ms. Friedman,  
20        you are the -- I'm sorry, what is your -- I'm  
21        sorry, what is your relationship to this  
22        establishment, ma'am?

23                    MS. FRIEDMAN: I'm the owner.

24                    CHAIRPERSON ANDERSON: You're an owner  
25        for the establishment. And so I usually ask the

1 attorney, but your attorney -- the offer in  
2 compromise is that a fine of \$3,000 payable in  
3 120 days, the license will be suspended for ten  
4 days; six days stayed, four days served. All  
5 employees who sell or serve alcohol will undergo  
6 training. It's my understanding that the  
7 employees have gone through such training as of  
8 April 21st, 2021. That the license will be  
9 suspended from June 21 through 24, 2021. Is this  
10 your understanding of the offer in compromise? I  
11 cannot hear you, ma'am.

12 MS. FRIEDMAN: Sorry.

13 CHAIRPERSON ANDERSON: Is this your  
14 understanding of the offer in compromise?

15 MS. FRIEDMAN: Yes.

16 CHAIRPERSON ANDERSON: Yes? Are you  
17 aware that by accepting an offer in compromise --

18 MS. FRIEDMAN: Yes, sir. It is. Yes.

19 CHAIRPERSON ANDERSON: Are you aware  
20 that by accepting an offer in compromise that you  
21 give up your right to a hearing?

22 MS. FRIEDMAN: Yes, sir. I am.

23 CHAIRPERSON ANDERSON: I cannot hear  
24 -- Yes. Are you aware that by accepting an offer  
25 in compromise that you give up your right to

1 appeal this matter?

2 MS. FRIEDMAN: Yes, sir. I am aware.

3 CHAIRPERSON ANDERSON: Alright, thank  
4 you. Any questions by any board members -- any  
5 party regarding this offer in compromise?

6 Hearing none, I make a motion that the offer in  
7 compromise by accepted. The offer in compromise  
8 is as follows: A fine of \$3,000 paid within 120  
9 days. The license will -- The license will be  
10 suspended for ten days; six days stayed and four  
11 days served. All the employees that sell or  
12 serve alcohol are to undergo alcohol training  
13 within 90 days is my understanding. That those  
14 employees have undergone this training as of  
15 April 20th, 2021. That the license will be  
16 suspended from June 21st through June 24th, 2021.  
17 Is there a second?

18 MEMBER CROCKETT: Ms. Crockett  
19 seconds.

20 CHAIRPERSON ANDERSON: Ms. Crockett  
21 has seconded the motion. We'll now have a roll  
22 call vote on the motion that's properly -- that  
23 has been properly seconded by Ms. Crockett. Mr.  
24 Short?

25 MEMBER SHORT: Mr. Short, I agree.

1 CHAIRPERSON ANDERSON: Mr. Cato?

2 MEMBER CATO: Bobby Cato, I agree.

3 CHAIRPERSON ANDERSON: Ms. Crockett?

4 MEMBER CROCKETT: Rafi Crockett, I  
5 agree.

6 CHAIRPERSON ANDERSON: Ms. Hansen?

7 MEMBER HANSEN: Jeni Hansen, I agree.

8 CHAIRPERSON ANDERSON: And Mr.

9 Anderson, I agree. The matter passed 5-0-0. I  
10 would like to thank the parties for coming to an  
11 agreement with this offer in compromise.

12 Ms. Friedman, I just want to remind  
13 you what this means. This is a Retailer B, so  
14 the establishment can be open; however, I need  
15 you to affirm and understand that between June  
16 21st and June 24th, that your establishment  
17 cannot sell or serve alcohol. Are you clear --  
18 Is that clear with you, ma'am?

19 MS. FRIEDMAN: Yes, sir. I understand  
20 and affirm that between the 21st and the 24th of  
21 June, we will not sell alcohol.

22 CHAIRPERSON ANDERSON: And that the  
23 alcohol needs to be either locked or covered. It  
24 cannot be freely available.

25 MS. FRIEDMAN: Yes, sir.



1                   CHAIRPERSON ANDERSON:  Alright, thank  
2 you.  (audio interference) and have a great day.  
3 Thank you very much.

4                   MS. FRIEDMAN:  Thank you.

5                   CHAIRPERSON ANDERSON:  Alright, thank  
6 you.  Alright, that is our -- the end of our  
7 calendar for the day.  So I am now going to  
8 review our calendar for Thursday, June 17th,  
9 2021.  Our calendar for June 17th, 2021, the  
10 first case on that calendar is a protest hearing,  
11 Case No. 21-PRO-00017, Uncorked.  This hearing is  
12 cancelled due to the approval of a settlement  
13 agreement.  See Board Order No. 2021-281.

14                   The next case on the calendar for June  
15 17th, 2021 is Case No. 21-PRO-00011, Charcoal  
16 Town, License No. 117535.  This hearing is  
17 cancelled due to the denial of the application.  
18 See Board Order No. 2021-313.

19                   The next case on our calendar is Case  
20 No. 20-PRO-0057, \*\*\*3:56:28 Grocery, License No.  
21 19046.  This hearing is cancelled due to  
22 submission of a settlement agreement for the  
23 Board's consideration and approval.  And this  
24 settlement agreement was accepted and voted on by  
25 the Board on our legal agenda this morning.  So

1 that case -- that case was cancelled and the  
2 settlement agreement was accepted by (audio  
3 interference) Board.

4 Then we are now at the end of our  
5 calendar for today and tomorrow and our agenda  
6 items. And if there are no other questions, I  
7 will move to close the record.

8 Alright, as Chairperson of the  
9 Alcoholic Beverage Control Board for the District  
10 of Columbia in accordance with Title 3, Chapter  
11 405, Office of Open Government, I move that the  
12 ABC Board hold a closed meeting on June 23rd,  
13 2021 for the purpose of discussing and hearing  
14 the reports concerning ongoing or planned  
15 investigations of alleged criminal or civil  
16 misconduct or violations of law or regulations  
17 and seek legal advice from our legal council on  
18 the Board's investigative agenda, legal agenda,  
19 and license and agenda for June 23rd, 2021 as  
20 published in the DC Register on June 18th, 2021.  
21 Is there a second?

22 MEMBER SHORT: Mr. Short, I second.

23 CHAIRPERSON ANDERSON: Mr. Short has  
24 seconded the motion. I will now take a roll call  
25 vote on the motion before us now that has been

1 properly seconded. Mr. Short?

2 MEMBER SHORT: Mr. Short, I agree.

3 CHAIRPERSON ANDERSON: Mr. Cato?

4 MEMBER CATO: Bobby Cato, I agree.

5 CHAIRPERSON ANDERSON: Ms. Crockett?

6 MEMBER CROCKETT: Rafi Crockett, I

7 agree.

8 CHAIRPERSON ANDERSON: Ms. Hansen?

9 MEMBER HANSEN: Jeni Hansen, I agree.

10 CHAIRPERSON ANDERSON: And Mr.

11 Anderson, I agree. As it appears that the motion

12 has passed, 5-0-0, I hereby give notice that the

13 ABC Board will hold this aforementioned closed

14 meeting pursuant to the Open Meetings Act.

15 Notice will also be posted on the ABC Board

16 Hearing Room bulletin board, placed on the

17 electronic calendar in ABRA's website, and

18 published in the DC Register in as timely a

19 manner as practical.

20 We are now officially adjourned for

21 the day. I want to thank the public for its

22 participation in this hearing today. I also want

23 to the thank the board members for their

24 attentive attention to these hearings today.

25 We're now adjourned for the day. I now direct

1 all board members to return to executive session  
2 for further discussions. Thank you and good  
3 evening.

4 (Whereupon, the above-entitled matter  
5 went off the record at 3:59 p.m.)  
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In the matter of: Wine and Butter

Before: DCABRA

Date: 06-16-21

Place: teleconference

was duly recorded and accurately transcribed under  
my direction; further, that said transcript is a  
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Court Reporter

**NEAL R. GROSS**

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