

IN THE MATTER OF: :
 :
Pacific District Lessee :
Corporation & Mindful :
Management, LLC :
t/a Eaton :
DC/Allegory/Wild Days :
1201 K Street NW : Roll Call
Retailer CH - ANC 2C : Hearing
License No. 123549 :
Case #25-PRO-00043 :
 :
(License Renewal) :
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The Alcoholic Beverage and Cannabis Board met via WebEx videoconference, LaVerne Fletcher, Board's Agent, presiding.

JILL BRAHIMI, Applicant
MATTHEW MINORA, Applicant Counsel
MICHAEL SHANKLE, ANC 2C
BRIANA L. BATES, Protestant
CLAIRE WEI, Protestant
TIMOTHY SPIES, Protestant
MICHAEL MCMULLIN, Protestant
MICHELLE BAZU, Protestant
LINDA HORTON, Protestant
ROHAN OSWAL, Protestant
YOLANDA BEALE, Witness
MARVA GOLDSMITH, Witness

1 ROGER NORIEGA, Witness
2 STEPHEN MOYER, Witness

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

2 10:14 a.m.

3 MS. FLETCHER: The next case on the
4 calendar is Eaton D.C., Case Number 25-PRO-00043,
5 Pacific District Lessee Corporation & Mindful
6 Management, LLC.

7 MS. BRAHIMI: Yes, Jill Brahimi,
8 General Manager of Eaton D.C. Also representing
9 Mindful and Karen Thomas, the Director of
10 Finance.

11 MS. FLETCHER: Okay, give me one
12 minute here. I have some more information to
13 read into the record. This establishment is
14 trading as Eaton D.C. Allegory Wild Days, 1201 K
15 Street N.W., License Number ABRA 123549. This is
16 a Retailer Class CH for hotel license renewal.
17 The protest issues are adverse impact on peace,
18 order, and quiet. The person who was just
19 speaking could you restate what you said, please?

20 MS. BRAHIMI: I am Jill Brahimi,
21 general manager for Eaton D.C., also representing
22 Allegory and Mindful Management which is Wild
23 Days and Allegory. I am also joined by Karen
24 Thomas our director of commerce.

25 MS. FLETCHER: I have got a echo in

1 your background. Can you state your name and
2 spell it, please?

3 MS. BRAHIMI: Jill Brahimi, J-I-L-L is
4 the first name, and Brahimi, B-R-A-H-I-M-I.

5 MS. FLETCHER: Who are you with, Ms.
6 Brahimi?

7 MS. BRAHIMI: Karen Thomas.

8 MS. FLETCHER: Are you here on behalf
9 of the establishment?

10 MS. BRAHIMI: Yes, Pacific District
11 was the corporation trading as Eaton D.C. Also
12 representing Mindful Management, Allegory, and
13 Wild Days.

14 MS. FLETCHER: Who else is with you?

15 MS. BRAHIMI: Karen Thomas, the
16 director of finance.

17 MS. FLETCHER: Ms. Thomas, could you
18 spell your name for the record, please?

19 MS. THOMAS: Yes, K-A-R-E-N, Karen,
20 and last name Thomas, T-H-O-M-A-S.

21 MS. FLETCHER: Thanks, Ms. Brahimi.
22 Is anyone else present from the establishment
23 today?

24 MR. MINORA: Ms. Fletcher, I am also
25 here, Matthew Minora, from the law firm of

1 Mallios, O'Brien & Sandground, and we are ABC
2 licensed counsel for the co-licensees.

3 MS. FLETCHER: Thank you, Mr. Minora.

4 MR. MINORA: Thank you.

5 MS. FLETCHER: Mr. Minora, would you
6 spell the name of the law firm, please?

7 MR. MINORA: Sure, Mallios, -A-L-L-I-
8 O-S, O'Brien, O'B-R-I-E-N, and Sandground, S-A-N-
9 D-G-R-O-U-N-D.

10 MS. FLETCHER: Thank you very much.
11 The protest issues are adverse impact on peace,
12 order, and quiet. I should say that my name is
13 LaVerne Fletcher, conducting the roll call
14 hearing as the Board's agent. Is Ms. Bates here
15 today?

16 MS. BATES: I am, yes, ma'am.

17 MS. FLETCHER: If you could state your
18 full name, please.

19 MS. BATES: Briana Bates.

20 MS. FLETCHER: Thank you. Ms. Bates,
21 are any other members from your protest group
22 present today?

23 MS. BATES: Yes, I see a few of them.
24 I see Claire Wei, Rohan Oswal, Stephen, Tim --

25 MS. FLETCHER: Just have them state

1 their names and spell them for the record.

2 MS. BATES: Okay, you guys want to
3 come up here and just share your name and spell
4 it, that would be great.

5 MS. WEI: Claire Wei, W-E-I.

6 MS. FLETCHER: How do you spell the
7 first name?

8 MS. WEI: C-L-A-I-R-E.

9 MS. FLETCHER: Okay, last name again.

10 MS. WEI: Wei, W-E-I.

11 MS. FLETCHER: Thank you. Anyone
12 else?

13 MR. SPIES: Timothy Spies, I am an
14 owner at 1150 K, and I signed the petition. My
15 first name is spelled T-I-M-O-T-H-Y, Timothy,
16 last name is spelled S-P-I-E-S.

17 MS. FLETCHER: Thank you. Next
18 person.

19 MR. McMULLIN: Michael McMullin, owner
20 at 1150 K. That is Michael, M-I-C-H-A-E-L,
21 McMullin, -c-M-U-L-L-I-N.

22 MS. FLETCHER: Thank you. Anyone
23 else?

24 MS. BEALE: Yolanda Beale, and that is
25 Y-O-L-A-N-D-A, last name is B-E-A-L-E, and I am

1 the general manager at 1150 K.

2 MS. FLETCHER: Did you sign the
3 protest letter as a resident?

4 MS. BEALE: No.

5 MS. FLETCHER: So you are the general
6 manager of what?

7 MS. BEALE: 1150 K.

8 MS. FLETCHER: Did you receive my
9 response this morning, Ms. Beale? Let me just
10 clarify something for the record, and this is for
11 your benefit as well, Mr. Minora. Ms. Beale, you
12 sent me an email asking if you could receive a
13 WebEx invitation to appear for the roll call
14 hearing this morning. I do not know if you
15 received my response that you could not because
16 you are not a protestor, so I am going to note
17 for the record that you are here and also that
18 you are not a protestor. Mr. Minora, any
19 questions about it?

20 MR. MINORA: Yes, the protest letter
21 we received, we only received one from the ANC,
22 and one from Ms. Bates individually. None of the
23 other people that have come online to protest
24 were part of any protest documents we received
25 from ABCA.

1 MS. FLETCHER: I was going to ask you
2 about that, Mr. Minora, because I just received
3 the letter that you did not receive this morning.

4 MR. MINORA: Okay.

5 MS. FLETCHER: So I initially had only
6 the letter that you have.

7 MS. BATES: I sent it to Kendra and
8 she confirmed --

9 MS. FLETCHER: Just a second, just a
10 second, just a second. First of all, if anybody
11 is going to speak state your name for the court
12 reporter first. We have to speak one person at a
13 time so that the court reporter can capture
14 everything that we say. So, Mr. Minora, I
15 discovered this morning that Ms. Bates actually
16 filed a protest letter that included a long list
17 of protestants. I am going to send it to you.

18 MR. MINORA: Okay, and this was
19 received by ABCA on or before June 2nd.

20 MS. FLETCHER: Yes, this was received
21 by ABCA before June 2nd as far as I can tell. I
22 am going to send it to you when we are done this
23 morning. I am sorry that you did not get it
24 ahead of time. I did not know it existed until
25 maybe 30 minutes ago.

1 MR. MINORA: Okay.

2 MS. FLETCHER: Thank you, Mr. Minora.
3 Ms. Bates, the protest letter that you submitted
4 that had the signatures was not in the record
5 prior to about 30 minutes ago, so I just became
6 aware of it and that is why I am asking if there
7 are any other members from your group present
8 because I have a list of names signed by
9 protestors in this case. I'm sorry, who is
10 speaking?

11 MS. BATES: This is Briana Bates, I
12 just wanted to say thank you for that. I
13 submitted one individually, which it sounds like
14 counsel has, and then I corresponded with Kendra
15 in the office to learn more about how to do the
16 protest on behalf of the building because this
17 has been such an ongoing issue for our whole
18 community. I think we had a total of somewhere
19 around 29 owners sign the petition that we
20 submitted, and we did submit it before the
21 deadline and Kendra confirmed receipt. So I am
22 sorry that it did not get through the proper
23 channels for everyone to have eyes on it, but the
24 folks on the call today were part of that. Thank
25 you also for accommodating the Yolanda's

1 attendance. She is our property manager and we
2 rely heavily on her --

3 (Simultaneous speaking)

4 MS. FLETCHER: I am not accommodating
5 Ms. Beale. Ms. Beale was not supposed to be
6 here, but that is okay.

7 (Simultaneous speaking)

8 MS. FLETCHER: Just a second, just a
9 second. Only individuals that file a protest
10 receive WebEx invitations to appear for a roll
11 call hearing, anyone else has to view the roll
12 call hearing via our website. That is just FYI
13 for the future. Ms. Beale, this is just for the
14 future in the event there is a protest filed by
15 Ms. Bates or anyone else in this case. If you
16 did not file a protest letter you should not
17 appear for a roll call hearing. So I see a
18 couple of hands raised. If you are not raising
19 your hand in connection with this case you can
20 just put them down. Okay, just second. I am
21 going to proceed. Keep your hands raised. I am
22 going to continue. Is anyone else present from
23 Briana Bates' group?

24 MS. BAZU: Yes, this is Michelle Bazu,
25 first name Michelle, M-I-C-H-E-L-L-E, Bazu, B-A-

1 Z-U, and I signed the letter.

2 MS. FLETCHER: Ms. Bazu, can you spell
3 Bazu again, please?

4 MS. BAZU: Sure, B-A-Z-U.

5 MS. FLETCHER: Thank you very much.
6 Anyone else today?

7 MS. HORTON: Linda Horton, L-I-N-D-A,
8 (Simultaneous speaking)

9 MS. FLETCHER: Just a second. What is
10 the first name again?

11 MS. HORTON: Linda.

12 MS. FLETCHER: Okay.

13 MS. HORTON: Linda, L-I-N-D-A.

14 MS. FLETCHER: What is the last name?

15 MS. HORTON: Horton, H-O-R-T-O-N.

16 MS. FLETCHER: Thank you very much.
17 Anybody else?

18 MS. GOLDSMITH: Ms. Fletcher, my name
19 is Marva Goldsmith, I am an owner. That is
20 Marva, -A-R-V-A, Goldsmith, G-O-L-D-S-M-I-T-H. I
21 just wanted to acknowledge that I am an owner of
22 1150. I do not reside in the building, and as a
23 result I did not sign the letter.

24 MS. FLETCHER: If you did not sign the
25 protest letter you are not recognized as a

1 protestant, but I have noted your presence here
2 today.

3 MS. GOLDSMITH: Thank you.

4 MS. FLETCHER: Just a second. Thank
5 you. Anybody else?

6 MR. NORIEGA: Yes, this is Roger
7 Noriega, R-O-G-E-R, N-O-R-I-E-G-A. I am a
8 resident and I signed the letter.

9 MS. FLETCHER: Thank you, Mr. Noriega.

10 MR. NORIEGA: Thank you. Good
11 morning.

12 MS. FLETCHER: Good morning. Anybody
13 else?

14 MR. OSWAL: This is Rohan Oswal, R-O-
15 H-A-N, last name is Oswal, O-S-W-A-L.

16 MS. FLETCHER: Mr. Oswal, you signed
17 the letter as well?

18 MS. OSWAL: I did not sign the letter,
19 but I am the president of 1150 K.

20 MS. FLETCHER: If you did not sign the
21 letter you cannot be recognized as a protestant.
22 Mr. Oswal, I have noted your presence, but you
23 are not recognized as a protestant.

24 MR. OSWAL: I understand. Thank you.

25 MS. FLETCHER: You are very welcome.

1 Just a second. Anyone else?

2 MR. MOYER: Stephen Moyer from 11:50
3 K. I did not sign the letter.

4 MS. FLETCHER: You can go ahead and
5 spell your name, Stephen.

6 MR. MOYER: Stephen with a P-H, Moyer,
7 -O-Y-E-R.

8 MS. FLETCHER: If there is anyone else
9 in this matter who did not sign the protest
10 letter there is no need to state your name or to
11 introduce yourself. Is there anyone else present
12 who signed the protest letter?

13 MS. BATES: Clare, did you get your
14 name on the record, you signed?

15 MS. WEI: I did, yes.

16 MS. FLETCHER: Just a second, just a
17 second. The cross communication, court reporter
18 does not know who is speaking. Ms. Bates, was
19 that you asking someone a question?

20 MS. BATES: I apologize, yes, Briana
21 Bates asking if Clare Wei's name was on the
22 record.

23 MS. FLETCHER: Asking who?

24 MS. BATES: If Clare Wei, another
25 person I see in the zoom room, was on the record.

1 MS. FLETCHER: Clare Wei introduced
2 herself earlier. Ms. Wei, you signed the protest
3 letter?

4 MS. WEI: I did, and I am an owner of
5 1150 K.

6 MS. FLETCHER: Did you sign the
7 protest letter?

8 MS. WEI: I did.

9 MS. FLETCHER: Okay. Is anyone else
10 present? I count eight individuals present from
11 this group. Let me just recount. Actually, I
12 count six individuals present from your group Ms.
13 Bates, which means that your protest group has
14 standing as a protestant because at least five
15 individuals from your group are present today.
16 Did you hear me, Ms. Bates?

17 MS. BATES: This is Briana, yes, thank
18 you so much.

19
20 MS. FLETCHER: Mr. Minora, when we are
21 done here today I am going to send you this list
22 of individuals that neither one of us had before
23 this morning.

24 MR. MINORA: Yes, we would love to see
25 the later filed letter and the instruction that

1 was given to Ms. Bates about it.

2 MS. FLETCHER: Okay, thank you very
3 much. I will send you both of those things. Is
4 anyone present on behalf of ANC 2C?

5 MR. SHANKLE: Good morning, Ms.
6 Fletcher, it is Michael Shankle, M-I-C-H-A-E-L,
7 Shankle, S-H-A-N-K-L-E. I am the chair of ANC
8 2C.

9 MS. FLETCHER: Thank you, Commissioner
10 Shankle. ANC 2C does have standing as a
11 protestant. I am going to give you the next
12 available date for mediation, and then I will
13 give you the date for the status and protest
14 hearing later on today. I am going to give you
15 the next date available for mediation. The next
16 date available is Thursday, July 24th anytime
17 between 10:30 and 1:30.

18 MR. MINORA: Ms. Fletcher, if we could
19 push that to the next date. I will be out of the
20 area that entire week and then the following
21 Monday as well.

22 MS. FLETCHER: Okay. In that case,
23 Mr. Minora, how about -- okay, I am hearing noise
24 in somebody's background. If you could place
25 yourself on mute if you are going to be speaking.

1 Thank you. Okay, Mr. Minora, that takes us to
2 the first week in August, which would be August
3 the 5th anytime between 10:30 and 1:30 because,
4 Mr. Minora, you are going to be out the week of
5 July 28th as well, right?

6 MR. MINORA: No, no, just until the
7 28th. I am available --

8 MS. FLETCHER: Just until the 28th.

9 MR. MINORA: Yes, sorry for the
10 inconvenience.

11 MS. FLETCHER: So then the next
12 available date is actually on Wednesday, July
13 30th, Mr. Minora. I do not know if you have any
14 other cases on the calendar before the Board on
15 July 30th, but that day is available.

16 MR. MINORA: I believe I have status
17 hearing, so anytime before the status hearing
18 would be okay.

19 MS. FLETCHER: So there is nothing
20 before the status hearing.

21 MR. MINORA: Or afterwards.

22 MS. FLETCHER: Then we could do
23 Wednesday, July 30th at 1:30.

24 MR. MINORA: Okay, if that works for
25 everyone else.

1 MS. FLETCHER: Would that work for
2 you, Ms. Bates?

3 MS. BATES: This is Briana. Would it
4 be virtual or in person?

5 MS. FLETCHER: Virtual.

6 MS. BATES: I can attend.

7 MS. FLETCHER: Commissioner Shankle,
8 what about you?

9 MR. SHANKLE: That date is fine.

10 MS. FLETCHER: Okay. Ms. Bates, as
11 the designated representative you are the only
12 person that needs to attend a mediation, but if
13 there is someone else that you want to attend
14 that decision is yours, but we only need the
15 designated representatives at mediation.

16 MS. BATES: Is there a date by which
17 you need to know that alternative person might be
18 there?

19 MS. FLETCHER: No, if there is anyone
20 else you want to come then you would forward them
21 a copy of your WebEx invitation, but you can let
22 us know.

23 MS. BATES: Okay.

24 MS. FLETCHER: You can let me know if
25 anyone else is coming so that I can let Mr.

1 Minora know.

2 MS. BATES: Okay, thank you. We will
3 do that.

4 MS. FLETCHER: Any questions at all
5 from you, Ms. Bates, particularly because I
6 believe this is the first time we have met,
7 today?

8 MS. BATES: This is Briana. No, no
9 additional questions at this time. Thank you so
10 much. Looking forward to working together.

11 MS. FLETCHER: You are very welcome.
12 Thank you for coming, and the roll call hearing
13 in this matter is concluded.

14 (Whereupon, the above-entitled matter
15 went off the record at 10:33 a.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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