

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF: :
 :
Tomy Liquor, LLC, :
t/a Union Liquor :
1537 Good Hope Road S.E. : Protest Status
License #109197 : Hearing
Retailer A - ANC 8A :
Case #21-PRO-00028 :
 :
(Application for License :
Renewal) :

Wednesday
June 30, 2021

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

PRESENT:

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

ALSO PRESENT:

SIMONE ANDREWS, DC ABRA Staff
KYUNG LEE, Applicant's Counsel

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

2 10:41 a.m.

3 CHAIRPERSON ANDERSON: All right, the
4 next case on our calendar is Case Number 21-PRO-
5 00028, Union Liquor, License Number 109197.

6 Ms. Andrews, can you please elevate
7 the rights of the Licensee and the Protestants in
8 this case, please?

9 MS. ANDREWS: Sure, stand by.

10 Mr. Lee has been elevated.

11 (Pause.)

12 MS. ANDREWS: That's all, Mr. Chair.

13 CHAIRPERSON ANDERSON: The Licensee in
14 this -- I'm sorry, the Protestant in this case is
15 ANC 8A. And who I have here is Jamila White. If
16 Ms. Jamila White, if she's on this case, can you
17 please identify yourself in the chat, please.

18 (No audible response.)

19 CHAIRPERSON ANDERSON: If there a
20 representative for ANC 8A on the line, on the
21 call, can you please identify yourself and we'll
22 elevate your rights.

23 (No audible response.)

24 Mr. Lee, can you mute your line,
25 please. Thank you.

1 All right, what I'm going to do, Mr.
2 Lee, I will recall this case. I will go to the
3 calendar, and I will recall this case. And if
4 the ANC is not there, I'll make a motion that we
5 dismiss their protest.

6 MR. LEE: All right, thanks.

7 CHAIRPERSON ANDERSON: Thank you.

8 Ms. Andrews, can you do what you need
9 to do, please?

10 MS. ANDREWS: Sure, stand by.

11 CHAIRPERSON ANDERSON: Thank you.

12 (Whereupon, the above-entitled matter
13 went off the record at 10:43 a.m. and resumed at
14 12:02 p.m.)

15 CHAIRPERSON ANDERSON: All right. The
16 next case in our calendar that I'm recalling is
17 Case Number 21-PRO-00028. This is Union Liquor,
18 License Number 109197.

19 Ms. Andrews, can you please elevate
20 the rights of the Licensee and the Counsel, I
21 think, Mr. Kevin Lee, and the Protestant which is
22 ANC 8A?

23 MS. ANDREWS: Sure. Mr. Lee, your
24 rights have been elevated. That's all, Mr. Chair.

25 CHAIRPERSON ANDERSON: All right. All

1 right, just let me see something here. It's just
2 one as before. I'm trying to clarify something
3 in my mind.

4 All right. This case was scheduled
5 for a protest hearing at 10:30. I called the
6 case at 10:30, and ANC 8A did not appear. And it
7 is now 12:04, and I'm recalling the case. And
8 ANC 8A, it still didn't appear. Is there a
9 motion that you wish to make, Mr. Lee? Mr. Lee?

10 MR. LEE: Hey, can you me?

11 CHAIRPERSON ANDERSON: I cannot hear
12 you, Mr. Lee.

13 MR. LEE: Hello?

14 CHAIRPERSON ANDERSON: Yes, sir.

15 MR. LEE: Yes, hi. Good afternoon,
16 Board members. My name is Kevin Lee representing
17 Union Liquors in the matter of a protest.

18 CHAIRPERSON ANDERSON: Is there, I see
19 that ANC is the Protestant. I'm recalling the
20 case, and the ANC is not here. Is there a motion
21 you wish to make, sir?

22 MR. LEE: Yes.

23 CHAIRPERSON ANDERSON: What is that,
24 sir?

25 MR. LEE: Yes, a motion to dismiss,

1 because they are absent to the status hearing.

2 CHAIRPERSON ANDERSON: As I said
3 before, this matter was scheduled for a protest
4 hearing at, a status hearing at 10:30. This case
5 was called at 10:30. ANC failed to appear.

6 The Licensee was here the first time
7 the case was called. It is now 12:05. I'm
8 recalling the case. I'm sorry, the Licensee is
9 here, and the Protestant is not here.

10 I then, pursuant to the motion made by
11 the Licensee, I then make a motion that the
12 protest by ANC 8A is dismissed. Is there a
13 second?

14 MEMBER GRANDIS: Ed Grandis has
15 seconded.

16 MEMBER SHORT: James Short, second.

17 CHAIRPERSON ANDERSON: Mr. Grandis and
18 Mr. Short have seconded the motion. We'll now
19 have a roll call vote on the motion.

20 Mr. Short?

21 MEMBER SHORT: Mr. Short, I agree.

22 CHAIRPERSON ANDERSON: Ms. Crockett?

23 MEMBER CROCKETT: Rafi Crockett, I
24 agree.

25 CHAIRPERSON ANDERSON: Ms. Hansen?

1 MEMBER HANSEN: Jeni Hansen, I agree.

2 CHAIRPERSON ANDERSON: Mr. Grandis?

3 MEMBER GRANDIS: Edward Grandis, I
4 agree.

5 CHAIRPERSON ANDERSON: Mr. Anderson,
6 I agree. The matter passed 5, 0, 0. The motion
7 that was passed is to dismiss the protest filed
8 on the ANC and to authorize the Agency to move
9 forward with the process of renewing the
10 application for the Licensee.

11 The ANC will be given ten days once
12 the petition is written to file a motion for
13 reconsideration to provide the Agency with good
14 cause why they failed to appear today.

15 If the ANC fails to appear, I'm sorry,
16 fails to respond to our written notice or to give
17 us good cause, then the Agency will move forward
18 with the process of renewing this license.

19 Thank you for your appearance today,
20 Mr. Lee. Have a great day. Thank you very much.

21 MR. LEE: Thank you very much for your
22 time.

23 CHAIRPERSON ANDERSON: Thanks, bye-bye.

24 (Whereupon, the above-entitled matter
25 went off the record at 12:07 p.m.)

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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: Union Liquor

Before: DCABRA

Date: 06-30-21

Place: teleconference

was duly recorded and accurately transcribed under
my direction; further, that said transcript is a
true and accurate record of the proceedings.



Court Reporter

NEAL R. GROSS

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