

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

2 11:03 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 on our calendar is Case Number 24-CMP-00010,
5 Georgetown West End, Casta's Rum Bar, License
6 Number 109462.

7 Mr. Orellana, can you please elevate
8 the rights of the parties in this case?

9 MR. ORELLANA: Am I looking at the
10 same list as you?

11 CHAIRPERSON ANDERSON: The next case
12 is show cause hearing for Georgetown West End,
13 Casta's Rum Bar, Mr. Mixon. And I'm not sure --

14 MR. ORELLANA: Was the hearing
15 rescheduled?

16 CHAIRPERSON ANDERSON: No. I'm
17 calling the case here.

18 MR. ORELLANA: Okay.

19 CHAIRPERSON ANDERSON: The parties
20 should be there.

21 MR. ORELLANA: Gotcha.

22 (Simultaneous speaking.)

23 MR. ORELLANA: Cameron Mixon, your
24 access has been elevated.

25 And that appears -- oh, Matthew Brown,

1 your access has been elevated.

2 That appears to be all, Chairman.

3 CHAIRPERSON ANDERSON: Thank you.

4 Good morning, everyone. Mr. Brown,
5 can you please spell and state your name for the
6 record?

7 MR. BROWN: Matthew Brown on behalf of
8 the District, M-A-T-T-H-E-W, B-R-O-W-N.

9 CHAIRPERSON ANDERSON: Good morning,
10 Mr. Nixon.

11 MR. MIXON: Good morning. Cameron
12 Mixon, The Veritas Law Firm, Counsel to the
13 Licensee. That's C-A-M-E-R-O-N, M-I-X-O-N.

14 CHAIRPERSON ANDERSON: All right.
15 Thank you.

16 All right. Mr. Brown, are there any
17 preliminary matters in this case?

18 MR. BROWN: Yes, Mr. Chair. The
19 parties were able to come to agreement this
20 morning, so we have the OIC here. I will submit
21 it to the Board. We're happy to read it into the
22 record or just present it here for your
23 acceptance.

24 CHAIRPERSON ANDERSON: What I will ask
25 you to do, sir, is to read it in the record. I

1 will ask Mr. Nixon if this is his understanding.
2 If he confirms it, then the Board will accept the
3 offer in compromise on the record, which is the
4 way we used to do it in the olden days prior to
5 these virtual hearings.

6 So you can read what's the offer in
7 compromise in the record, sir.

8 MR. BROWN: Okay. Offer in compromise
9 for Board approval -- the District of Columbia
10 jointly with the license respondent submits this
11 offer in compromise to the Alcoholic Beverage and
12 Cannabis Board as authorized by 23 DCMR 1604.5
13 for approval by the Board.

14 The parties understand that if the
15 Board approves the OIC, appeal and judicial
16 review are waived under 23 DCMR Section 1611.6.
17 Scheduling hearings will be vacated, and the case
18 will be -- will conclude. Respondent will be
19 obligated to abide by the fine, suspension, or
20 other OIC terms shown below.

21 If the Board does not approve the OIC,
22 the matter will be continued to the scheduled
23 show cause hearing on the date to be determined.
24 Respondent has been advised that there is no
25 obligation to accept the OIC. Respondent has

1 been advised through service of notice status
2 hearing and show cause hearing that at a show
3 cause hearing, Respondent will be represented by
4 legal counsel, have subpoenas issued to require
5 production of witnesses and evidence, produce
6 witnesses and evidence, cross-examine witnesses,
7 and apply to the Board for a qualified
8 interpreter.

9 CHAIRPERSON ANDERSON: Just -- all you
10 need to do, Mr. Brown -- just tell me what the
11 charge is and what the terms -- what are the
12 settlement terms, sir.

13 MR. BROWN: Oh. Okay. Yes. So the
14 charges were -- it was a failure to follow a
15 settlement agreement and joint stipulation in
16 violation of D.C. Code 25-446.01. And we took
17 proposed action under D.C. Code 25-823(a)(6).
18 The settlement terms was just a warning for this
19 infraction, sir.

20 CHAIRPERSON ANDERSON: There is a
21 warning.

22 So, Mr. Mixon, it's my understanding
23 that there is an offer in compromise, and the
24 Government has agreed that the terms are a
25 written warning will be issued, sir. Is this

1 your understanding of the offer in compromise,
2 sir?

3 MR. MIXON: That is our understanding
4 as well.

5 CHAIRPERSON ANDERSON: Is your client
6 aware that by accepting that offer in compromise,
7 that they're giving up their right to a hearing?

8 MR. MIXON: They are.

9 CHAIRPERSON ANDERSON: Is your client
10 also aware that by accepting an offer in
11 compromise, that they're giving up their right to
12 appeal this matter?

13 MR. MIXON: They are.

14 CHAIRPERSON ANDERSON: Okay. With
15 that said, I make a motion that the offer in
16 compromise be accepted. Is there a second?

17 MEMBER GRANT: Motion.

18 CHAIRPERSON ANDERSON: Mr. Grant has
19 seconded the motion. We'll have a roll call
20 vote.

21 Mr. Short?

22 MEMBER SHORT: Agree.

23 CHAIRPERSON ANDERSON: Mr. Grant?

24 MEMBER GRANT: Mr. Grant. I agree.

25 CHAIRPERSON ANDERSON: Mr. Anderson.

1 I agree. The matter passed three to zero. The
2 offer in compromise has been accepted.

3 Thank you very much. Have a great
4 day.

5 MR. BROWN: Thank you.

6 (Whereupon, the above-entitled matter
7 went off the record at 11:08 a.m.)

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A

a.m 2:2 7:7
ABCA 1:21
abide 4:19
able 3:19
above-entitled 7:6
accept 4:2,25
acceptance 3:23
accepted 6:16 7:2
accepting 6:6,10
access 2:24 3:1
action 5:17
advised 4:24 5:1
agree 6:22,24 7:1
agreed 5:24
agreement 1:11 3:19 5:15
Alcoholic 1:2,14 4:11
ANC 1:8
Anderson 1:15,18 2:3 2:11,16,19 3:3,9,14 3:24 5:9,20 6:5,9,14 6:18,23,25,25
appeal 4:15 6:12
appears 2:25 3:2
apply 5:7
approval 4:9,13
approve 4:21
approves 4:15
authorized 4:12
Ave 1:8
aware 6:6,10

B

B-R-O-W-N 3:8
Bar 1:7 2:5,13
behalf 3:7
Beverage 1:2,14 4:11
Board 1:2,15 3:21 4:2,9 4:12,13,15,21 5:7
Brown 1:21 2:25 3:4,7,7 3:16,18 4:8 5:10,13 7:5

C

C-A-M-E-R-O-N 3:13
calendar 2:4
call 6:19
calling 2:17
Cameron 1:22 2:23 3:11
Cannabis 1:2,14 4:12
case 1:9 2:3,4,8,11,17 3:17 4:17
Casta's 2:5,13
cause 1:8 2:12 4:23 5:2 5:3
Chair 3:18

Chairman 3:2
Chairperson 1:15,18 2:3,11,16,19 3:3,9,14 3:24 5:9,20 6:5,9,14 6:18,23,25
charge 5:11
charges 5:14
client 6:5,9
Code 5:16,17
Columbia 1:1 4:9
come 3:19
Comply 1:10
compromise 4:3,7,8,11 5:23 6:1,6,11,16 7:2
conclude 4:18
confirms 4:2
continued 4:22
counsel 1:22 3:12 5:4
CR 1:8
cross-examine 5:6

D

D.C 5:16,17
date 4:23
day 7:4
days 4:4
DC 1:21,21
DCMR 4:12,16
determined 4:23
District 1:1 3:8 4:9
Donovan 1:15,18

E

elevate 2:7
elevated 2:24 3:1
End/Casta's 1:7
evidence 5:5,6

F

Failed 1:10
failure 5:14
fine 4:19
Firm 3:12
follow 5:14

G

Georgetown 1:6,7 2:5 2:12
giving 6:7,11
Good 3:4,9,11
Gotcha 2:21
Government 5:24
Grant 1:18 6:17,18,23 6:24,24
great 7:3

H

Hampshire 1:8

happy 3:21
hearing 1:3,8 2:12,14 4:23 5:2,2,3 6:7
hearings 4:5,17

I

infraction 5:19
Inn 1:7
interpreter 5:8
issued 5:4,25

J

JAMES 1:19
joint 5:15
jointly 4:10
JOSE 1:21
JR 1:18,19
judicial 4:15
July 1:13

K**L**

Law 3:12
legal 5:4
license 1:9 2:5 4:10
Licensee 1:22 3:13
list 2:10
LLC 1:6,6
looking 2:9

M

M-A-T-T-H-E-W 3:8
M-I-X-O-N 3:13
matter 1:5 4:22 6:12 7:1 7:6
matters 3:17
Matthew 1:21 2:25 3:7
Member 1:18,19 6:17 6:22,24
met 1:15
Mixon 1:22 2:13,23 3:10,11,12 4:1 5:22 6:3,8,13
morning 3:4,9,11,20
motion 6:15,17,19

N

name 3:5
need 5:10
New 1:8
notice 5:1
Number 2:4,6
NW 1:8

O

OAG 1:21
obligated 4:19

obligation 4:25
offer 4:3,6,8,11 5:23 6:1 6:6,10,15 7:2
oh 2:25 5:13
OIC 3:20 4:15,20,21,25
Okay 2:18 4:8 5:13 6:14
olden 4:4
Orellana 1:21 2:7,9,14 2:18,21,23

P

P-R-O-C-E-E-D-I-N-G-S 2:1
parties 2:8,19 3:19 4:14
passed 7:1
please 2:7 3:5
preliminary 3:17
present 1:17,20 3:22
presiding 1:15
prior 4:4
produce 5:5
production 5:5
proposed 5:17

Q

qualified 5:7

R

read 3:21,25 4:6
record 3:6,22,25 4:3,7 7:7
represented 5:3
require 5:4
rescheduled 2:15
respondent 4:10,18,24 4:25 5:3
Retailer 1:8
review 4:16
right 3:14,16 6:7,11
rights 2:8
roll 6:19
Rum 1:7 2:5,13

S

scheduled 4:22
Scheduling 4:17
second 6:16
seconded 6:19
Section 4:16
service 5:1
settlement 1:11 5:12,15 5:18
Short 1:19 6:21,22
show 1:8 2:12 4:23 5:2 5:2
shown 4:20
SILAS 1:18
Simultaneous 2:22

sir 3:25 4:7 5:12,19,25 6:2	0	
speaking 2:22	1	
spell 3:5	10 1:13	
Staff 1:21	109462 1:9 2:6	
state 3:5	11:03 2:2	
status 5:1	11:08 7:7	
stipulation 5:15	1121 1:8	
submit 3:20	1604.5 4:12	
submits 4:10	1611.6 4:16	
subpoenas 5:4		
Suites 1:6	2	
sure 2:13	2024 1:13	
suspension 4:19	23 4:12,16	
	24-CMP-00010 1:9 2:4	
T	25-446.01 5:16	
t/a 1:7	25-823(a)(6) 5:17	
tell 5:10	2A 1:8	
terms 4:20 5:11,12,18 5:24		
Thank 3:3,15 7:3,5		
three 7:1		
U		
understand 4:14		
understanding 4:1 5:22 6:1,3		
V		
vacated 4:17		
Veritas 3:12		
videoconference 1:15		
violation 5:16		
virtual 4:5		
vote 6:20		
W		
W 1:15,18,21		
Wabbit 1:6		
waived 4:16		
warning 5:18,21,25		
way 4:4		
We'll 6:19		
We're 3:21		
WebEx 1:15		
Wednesday 1:12		
went 7:7		
West 1:7 2:5,12		
witnesses 5:5,6,6		
written 5:25		
X		
Y		
Z		
zero 7:1		

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Georgetown Inn West End

Before: DC ABCA

Date: 07-10-24

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.



Court Reporter

NEAL R. GROSS

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