DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

+ + + + + MEETING

IN THE MATTER OF:

ChoDaeBak, Inc., t/a Mart Liquors

2931 Martin Luther King : Protest Status

Jr. Avenue, S.E. : Hearing
Retailer A - ANC 8C :

Retailer A - ANC 8C : License #108836 : Case #21-PRO-00031 :

(Application for License : Renewal) :

Thursday
July 15, 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
EDWARD S. GRANDIS, Member
JENI HANSEN, Member
JAMES SHORT, JR., Member
ALSO PRESENT:
SALIM ADOFO, ANC 8C
SIMONE ANDREWS, DC ABRA Staff
CHRISSIE CHANG, Consultant to Applicant
EUN CHO, Applicant
WANDA JOHNSON, Protestant, Group of Five or More
KYONGSOOK KIM, Interpreter
OMAR SHARIF, Protestant, Group of Five or More

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

10:19 a.m.

CHAIRPERSON ANDERSON: Good morning, everyone. As Chairperson of the Alcoholic Beverage Control Board for the District of Columbia and in accordance with D.C. Official Code Section 2-576 of the Open Meetings Act, I am welcoming you to the regularly scheduled meeting of the Alcoholic Beverage Control Board.

This meeting is being conducted pursuant to guidance made available by the District of Columbia's Office of Open Government regarding electronic meetings held by public bodies during the public health emergency.

Pursuant to this guidance, notice of today's meeting was provided 48 hours in advance of the meeting on ABRA's website and upon the District's central meeting calendar.

The notice includes the time, date, agenda and call-in or login information for public participation. This electronic meeting is being hosted by a WebEx account provided by the District of Columbia government. Please address any questions or complaints to the OOG at opengovoffice@dc.gov.

1	My name is Donovan Anderson. I am
2	Chairman of the Board. I would like to introduce
3	the other members of the ABC Board who are also
4	participating electronically pursuant to Mayor's
5	Order 2020-054. Please respond when I announce
6	your name. Mr. James Short.
7	MEMBER SHORT: Mr. James Short,
8	present.
9	CHAIRPERSON ANDERSON: Ms. Rafi
10	Crockett.
11	MEMBER CROCKETT: Rafi Crockett,
12	present.
13	CHAIRPERSON ANDERSON: Ms. Jen Hansen.
14	MEMBER HANSEN: Jenni Hansen, present.
15	CHAIRPERSON ANDERSON: Mr. Edward
16	Grandis. Mr. Grandis? It appears that Mr.
17	Grandis is having some technical difficulties.
18	The Board currently has four members in
19	attendance for the conduct of business today and
20	that constitutes a quorum.
21	Before we get underway with today's
22	hearing calendar, I need to make a few
23	instructions very clear so that the conduct of
24	these hearings is understood by everyone.
25	There are 11 cases scheduled for

today. Once your case is called, it will take a moment for our IT specialist to elevate the rights for each party to enable their camera and microphone. Then and only then will you have the ability to enable your equipment.

If your case is not being heard, you will remain mute and your camera will be disabled. At the conclusion of each case, the parties will have the option to leave. If a party chooses to stay, all cameras and microphones for the concluded case will be disabled.

Should you have any questions or require technical assistance during the hearing, please submit them using the question and answer feature or email simone.andrews2@dc.gov.

Our first order of business today is a protest hearing status Case Number 21-PRO-00031, Mart Liquors, License Number 108836.

Ms. Andrews, can you please elevate the rights of the parties in this case. And it's supposed to be a significant amount of people along with an interpreter.

Neal R. Gross and Co., Inc.

Washington DC

MS. ANDREWS: Sure. Stand by.
CHAIRPERSON ANDERSON: And while we're

waiting, Mr. Edward Grandis has joined us this 1 morning. So the Board now has five members in 2 3 attendance for the conduct of business and that 4 constitutes a quorum. All right. 5 Ms. Chang has been MS. ANDREWS: elevated. Mr. or Ms. Chung, your rights have 6 7 been elevated. Mr. Kim, your rights have been 8 elevated. Commissioner Adofo, your rights have 9 been elevated. 10 MS. CHANG: Hello. Can everybody hear 11 My name is Chrissie Chang. me? 12 CHAIRPERSON ANDERSON: Yes, Ms. Chang. Just hold on please. We're just trying to get 13 14 everyone online. Thank you. 15 MS. CHANG: Thank you. 16 MS. ANDREWS: Mr. Omar, your rights 17 have been elevated. And Ms. Doyle, your rights 18 have been elevated. If there's anyone else 19 that's joining for this case, could you please 20 send a message in the chat, and I will elevate 21 your rights. For now that's all, Mr. Chair. 22 CHAIRPERSON ANDERSON: I'm sorry. Ms.

23

24

the chat so their rights can be elevated. 1 2 there's anyone participating on the telephone, 3 please let us know so their rights can be 4 elevated. And also if you're not speaking, I 5 would ask that everyone mute their phone. MS. ANDREWS: Mr. Chair, Mr. or Ms. 6 7 Chung, you are logged in twice. So you're 8 creating an echo. Thank you. 9 CHAIRPERSON ANDERSON: All right. Who is the licensee in this case? 10 11 MS. CHO: I am. 12 CHAIRPERSON ANDERSON: There is an 13 interpreter here. I'm trying to figure out who 14 is it that the person is interpreting for. 15 I am the interpreter. MS. KIM: 16 CHAIRPERSON ANDERSON: Yes. 17 the person that you're supposed to interpret for? 18 Who requires an interpreter? 19 MS. CHANG: Sorry. This is Chrissie 20 And I'm on behalf of Mart Liquor owner. 21 And the owner is Mrs. Cho and Mr. Chung is in the 22 session right now. And Mr. Chung and Mrs. Cho 23 are -- I believe the Korean interpreter is for 24 the Mart Liquors owner, Mr. Chung and Mrs. Cho.

CHAIRPERSON ANDERSON:

25

So is Mr. Chung

and Mrs. Cho, are they on the line? 1 2 MS. CHANG: Yes. Yes, sir. 3 CHAIRPERSON ANDERSON: All right. Ιf 4 they have a camera, can they elevate their 5 rights? Can they turn their camera on? I guess I'm not sure. So I just want to make sure that -6 7 - I'm just trying to make sure. 8 All right. I'm sorry. The 9 interpreter, Kim who -- I'm sorry. The 10 interpreter, what' your name, ma'am? Can you 11 please spell and state your name for the record, 12 please? 13 MS. KIM: Yes. My name is Kyongsook 14 Kim. My first name is K-Y-O-N-G-S-O-O-K and my 15 last name is Kim, K-I-M as in Mary. 16 CHAIRPERSON ANDERSON: And what language is this, ma'am? 17 MS. KIM: This will be a Korean 18 19 interpretation assignment. 20 CHAIRPERSON ANDERSON: All right. 21 you raise your right hand, please, ma'am? 22 solemnly affirm that you will faithfully and 23 accurately interpret this proceeding in this 24 matter from English to Korean and from Korean

into English to the best of your ability?

1	MS. KIM: I do.
2	CHAIRPERSON ANDERSON: All right.
3	Thank you. So what I need you to do, ma'am, is
4	to interpret everything that's being said as we
5	move along. Okay?
6	MS. KIM: I will. Thank you.
7	CHAIRPERSON ANDERSON: All right. I
8	would like the parties to introduce themselves
9	for the record. And let's start with the
10	applicant.
11	MS. KIM: (Foreign language spoken.)
12	CHAIRPERSON ANDERSON: Can you please
13	tell the applicant to spell and state her name
14	for the record, please?
15	MS. KIM: (Foreign language spoken.)
16	CHAIRPERSON ANDERSON: Can you tell
17	her she's on mute, please?
18	MS. KIM: (Foreign language spoken.)
19	MS. CHO: (Speaking for herself.) My
20	name is Eun Cho. Spelled out it is E-U-N and
21	last name is C-H-O.
22	MS. KIM: My name is Eun Cho. It's
23	spelled E-U-N C-H-O.
24	CHAIRPERSON ANDERSON: All right.
25	Good morning. Is there another? Is she the only

1	owner of the establishment or is there another
2	owner?
3	MS. KIM: (Foreign language spoken.)
4	MS. CHO: (Speaking for herself.) My
5	husband is also the owner of the store. And his
6	name is Dongho Chung, D-O-N-G-H-O, and the last
7	name C-H-U-N-G.
8	CHAIRPERSON ANDERSON: Is he present
9	this morning?
10	MS. CHO: No.
11	CHAIRPERSON ANDERSON: All right.
12	Thank you. Ms. Chang, can you please identify
13	yourself for the record and please state and
14	spell your name, please.
15	MS. CHANG: Sure. My name is Chrissie
16	Chang. My first name, C-H-R-I-S-S-I-E, my last
17	name C-H-A-N-G.
18	CHAIRPERSON ANDERSON: And what's your
19	relationship to this case, ma'am.
20	MS. CHANG: I am a consultant for the
21	owners.
22	CHAIRPERSON ANDERSON: All right.
23	Thank you. All right. Can we have the ANC
24	representative identify themselves? I need the
25	ANC representative to spell and state their name

1 for the record, please. 2 MR. ADOFO: Greetings. This is 3 Commissioner Salim Adofo. It's spelled S-A-L-I-4 My last name is spelled A-D-O-F-O. Μ. 5 CHAIRPERSON ANDERSON: Thank you. Ιf you're not speaking, please put your phone on 6 7 Okay. All right. 8 So let's now go through the group of 9 five or more. Is Ms. Doyle here or is it Ms. 10 Johnson? Who is here today for the group of five 11 or more? 12 MS. JOHNSON: It is Ms. Johnson. Мy 13 first name is Juanda, spelled J-U-A-N-D-A. My 14 last name Johnson, J-O-H-N-S-O-N. 15 CHAIRPERSON ANDERSON: All right. 16 Thank you, Ms. Johnson. Is Ms. Doyle participating today? 17 18 MS. JOHNSON: No, she's not. I'm 19 standing in for her. We only need the one 20 participant. 21 CHAIRPERSON ANDERSON: The reason why 22 I'm asking, Ms. Johnson, is because on the screen 23 it says Joyce Doyle. So when you speak, it says 24 Joyce Doyle. That's why I'm asking the question. 25 Unfortunately, she MS. JOHNSON: Yes.

was called away to something that was pretty 1 2 urgent from a very high level and so she asked me 3 to sit in about an hour ago. CHAIRPERSON ANDERSON: No, that's 4 5 I'm just saying because her name fine, ma'am. shows up on the screen, that's why I'm asking. 6 7 But that's fine. I'm okay with that. 8 MS. JOHNSON: Oh, okay. I'm sorry. 9 CHAIRPERSON ANDERSON: Thank you. All10 right. Okay. For the group of five or more, is 11 Mr. Omar on the line, please? 12 MR. OMAR: Yes, sir. 13 CHAIRPERSON ANDERSON: Can you spell 14 and state your name for the record, please? 15 MR. OMAR: S-H-A-R-I-F. O-M-A-R is 16 the last name. 17 CHAIRPERSON ANDERSON: All right, Mr. 18 Now, Mr. Omar, do you have four additional Omar. 19 members with you today, sir? 20 MR. OMAR: Yes, sir. 21 CHAIRPERSON ANDERSON: And who are the 22 four additional members who are -- can they 23 please spell and state their name for the record, 24 please? You can call their name and have them 25 identify themselves, sir, please.

Okay. Hold on one second. 1 MR. OMAR: 2 They're outside. I need to go out there. 3 CHAIRPERSON ANDERSON: All right. 4 While we're waiting for Mr. Omar, let me move on 5 to the James Ray group. Is James Ray on the Is James Ray on the line? All right. 6 7 Is there anyone from the James Ray 8 group of five or more on the line? Is there a 9 Lorraine Stanislus on the line? Mr. Omar? Mr. Mr. Omar? Mr. Omar? Mr. Omar? 10 Omar? 11 MR. OMAR: Yes, sir. 12 CHAIRPERSON ANDERSON: Who are the 13 other members of your group, sir? 14 MR. OMAR: So apparently they walked 15 We were all outside right here first off. 16 waiting for the call to start. So they probably 17 went to the store or something. I guess you've 18 got to do what you've got to do. 19 CHAIRPERSON ANDERSON: Mr. Omar, this 20 hearing was scheduled for 10 o'clock. We started 21 at 10:15. It's 10:34. It's my understanding the 22 condition standing was granted at the roll call 23 hearing. 24 You were informed that four additional 25 members needed to show up. I've called the case.

1	And you're telling me that there are not four
2	additional members here.
3	So, therefore, I am going to make a
4	motion to the Board that we dismiss the Omar
5	group of five or more because of the failure to
6	provide five members between the roll call
7	hearing and the status hearing. Is there a
8	second?
9	MEMBER CROCKETT: Ms. Crockett
10	seconds.
11	CHAIRPERSON ANDERSON: Ms. Crockett
12	has seconded the motion. I will take a roll call
13	vote on the motion that currently is here. Mr.
14	Short?
15	MEMBER SHORT: Mr. Short, I abstain.
16	CHAIRPERSON ANDERSON: Ms. Crockett?
17	MEMBER CROCKETT: Rafi Crockett, I
18	agree.
19	CHAIRPERSON ANDERSON: Ms. Hansen?
20	MEMBER HANSEN: Jeni Hansen, I agree.
21	CHAIRPERSON ANDERSON: Mr. Grandis?
22	MEMBER GRANDIS: Edward Grandis, I
23	agree.
24	CHAIRPERSON ANDERSON: Mr. Anderson,
25	I agree. The matter passes 4-0-1 with Mr. Short

abstaining. So therefore we have removed the 1 2 Omar group as a protestor. Mr. Omar, if this matters moves to a 3 4 protest hearing, you can participate either 5 through the ANC or another group if you so desire. All right. Thank you. 6 7 Now, Mr. James Ray, is there a Mr. James Ray on the line? Mr. James is not on the 8 9 line. And the James Ray group was also granted 10 conditional standing at the roll call hearing. 11 Mr. Ray was informed that four 12 additional members must appear today to affirm 13 full standing. Mr. Ray is not here today so 14 therefore I'm going to make a motion that the 15 James Ray group be dismissed as a protestant in 16 this case. Is there a second? MEMBER CROCKETT: Ms. Crockett 17 18 seconds. 19 CHAIRPERSON ANDERSON: Ms. Crockett has seconded the motion. We will now have a roll 20 21 call vote on the motion. Mr. Short? 22 MEMBER SHORT: Mr. Short, I abstain. 23 CHAIRPERSON ANDERSON: Ms. Crockett? 24 MEMBER CROCKETT: Rafi Crockett, I 25 agree.

CHAIRPERSON ANDERSON: 1 Ms. Hansen? 2 MEMBER HANSEN: Jeni Hansen, I agree. 3 CHAIRPERSON ANDERSON: Mr. Grandis? MEMBER GRANDIS: Edward Grandis, I 4 5 agree. CHAIRPERSON ANDERSON: And Mr. 6 7 Anderson, I agree. The matter passes 4-0-1. 8 Short has abstained. So therefore the James Ray 9 group is dismissed as a protestant in this case. 10 So the only two groups that are being 11 recognized today are ANC 8C and the Joyce Doyle 12 group that is being represented by Ms. Juanda 13 Johnson. 14 All right. Are there any preliminary 15 matters that need to be discussed today? 16 Chang, are you speaking for the ownership group? 17 MS. CHANG: Yes. The Mart Liquors, 18 the owner is ChoDaeBak, Inc., applied for the 19 renewal on time and then the renewal application 20 got protested by, you know, the group of 21 protestants. 22 We are actually working on a 23 settlement agreement with the group lead by Ms. 24 Joyce Doyle. And I am waiting for a draft of the

settlement agreement from the ANC, the

1	Commissioner Adofo. We are still waiting for.
2	I do believe that this case can be
3	settled via satisfactory settlement agreement.
4	You know, I believe it is going to be beneficial
5	to both, you know, the parties and all community.
6	Yes, I believe that. Thank you.
7	CHAIRPERSON ANDERSON: Thank you, Ms.
8	Chang.
9	MS. CHANG: Mm-hmm.
10	CHAIRPERSON ANDERSON: Ms. Kim, you're
11	not doing any translation.
12	MS. KIM: My apologies. (Foreign
13	language spoken.)
14	CHAIRPERSON ANDERSON: All right.
15	Thank you. Ms. Doyle I'm sorry, Mr. Adofo,
16	any preliminary matters you want to bring to the
17	attention of the Board?
18	MS. KIM: (Foreign language spoken.)
19	MR. ADOFO: None at this time.
20	CHAIRPERSON ANDERSON: Thank you.
21	MR. ADOFO: We're ready to keep moving
22	forward.
23	MS. KIM: (Foreign language spoken.)
24	CHAIRPERSON ANDERSON: Ms. Johnson,
25	any preliminary matters you want to bring to the

1	Board?
2	MS. JOHNSON: The only thing I've been
3	asked to bring to the Board is that we did
4	forward the document to Mr. Adofo for his review.
5	And then we're going to send it when he
6	returns, we'll send it to Ms. Chang for her
7	review as well.
8	MS. KIM: (Foreign language spoken.)
9	CHAIRPERSON ANDERSON: All right.
10	Then this matter, there is no if a settlement
11	agreement is not signed, this matter is now
12	scheduled for a protest hearing on August 12 at
13	1:30 p.m.
14	MS. KIM: (Foreign language spoken.)
15	CHAIRPERSON ANDERSON: Give me one
16	minute, please.
17	MS. KIM: (Foreign language spoken.)
18	CHAIRPERSON ANDERSON: All right. Now
19	that we have scheduled this matter for a protest
20	hearing
21	MS. KIM: (Foreign language spoken.)
22	CHAIRPERSON ANDERSON: there are a
23	few things that I would like to instruct you
24	about because the Board practices under the

COVID-19 restrictions have changed.

1	MS. KIM: (Foreign language spoken.)
2	CHAIRPERSON ANDERSON: As you know,
3	the Board's hearings are conducted virtually.
4	MS. KIM: (Foreign language spoken.)
5	CHAIRPERSON ANDERSON: So it is
6	important that protest hearings are focused and
7	address only those issues that are being
8	protested.
9	MS. KIM: (Foreign language spoken.)
LO	CHAIRPERSON ANDERSON: Following this
L1	hearing, you will receive an email from AGC April
L2	Randall that will include a copy of the protest
L3	information form and a copy of an exhibit form
L 4	MS. KIM: (Foreign language spoken.)
L5	CHAIRPERSON ANDERSON: as well as
L6	specific instructions for the hearing.
L 7	MS. KIM: (Foreign language spoken.)
L8	CHAIRPERSON ANDERSON: You are
L9	required to complete and submit the PIF and
20	exhibit forms at least seven days before the date
21	of the hearing.
22	MS. KIM: (Foreign language spoken.)
23	CHAIRPERSON ANDERSON: If we do not
24	receive a copy of your forms seven days before
25	the hearing, your application or your protest may

1	be subject to dismissal.
2	MS. KIM: (Foreign language spoken.)
3	CHAIRPERSON ANDERSON: These documents
4	need to be submitted to the ABRA legal and to the
5	opposing parties.
6	MS. KIM: (Foreign language spoken.)
7	CHAIRPERSON ANDERSON: Please know
8	that these documents greatly assist the Board in
9	narrowing the protest issues
10	MS. KIM: (Foreign language spoken.)
11	CHAIRPERSON ANDERSON: facilitating
12	the process and keeping the parties on point
13	during the hearing.
14	MS. KIM: (Foreign language spoken.)
15	CHAIRPERSON ANDERSON: Each party is
16	limited to no more than five witnesses. And you
17	will only have 60 minutes to present your case.
18	MS. KIM: This is the interpreter
19	speaking. Mr. Chair, did you say the limit time
20	is 6-0, 60 minutes?
21	CHAIRPERSON ANDERSON: Yes.
22	MS. KIM: Thank you.
23	CHAIRPERSON ANDERSON: We can't hear
24	you, ma'am.
25	MS. KIM: My apologies. (Foreign

1	language spoken.)
2	CHAIRPERSON ANDERSON: This includes
3	all direct and cross-examination.
4	MS. KIM: (Foreign language spoken.)
5	CHAIRPERSON ANDERSON: The Board does
6	not intend to hear testimony on matters that are
7	not relevant to those issues that are being
8	protested.
9	MS. KIM: (Foreign language spoken.)
10	CHAIRPERSON ANDERSON: Any questions
11	by anyone?
12	MS. KIM: (Foreign language spoken.)
13	CHAIRPERSON ANDERSON: All right. We
14	thank you greatly for your cooperation.
15	MS. KIM: (Foreign language spoken.)
16	CHAIRPERSON ANDERSON: If you have any
17	questions at any time leading up to the hearing,
18	please do not hesitate to contact AGC April
19	Randall.
20	MS. KIM: (Foreign language spoken.)
21	CHAIRPERSON ANDERSON: And her phone
22	number is 202-329-6354.
23	MS. KIM: Mr. Chair, this is the
24	interpreter confirming the number, 202-329-6354.
25	CHAIRPERSON ANDERSON: That is

1	correct.
2	MS. KIM: Thank you. (Foreign
3	language spoken.)
4	CHAIRPERSON ANDERSON: Thank you.
5	Thank you, everyone, for your cooperation and
6	good luck in your negotiations.
7	MS. KIM: (Foreign language spoken.)
8	MS. CHANG: Thank you.
9	CHAIRPERSON ANDERSON: Have a great
10	day. Thank you very much.
11	MS. CHO: Thank you.
12	MS. KIM: (Foreign language spoken.)
13	CHAIRPERSON ANDERSON: So everyone
14	from this case can now leave if they so desire.
15	MS. KIM: Thank you.
16	(Whereupon, the above-entitled matter
17	went off the record at 10:49 a.m.)
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A-D-O-F-O 10:4 a.m 2:2 21:17 **ABC** 3:3 ability 4:5 7:25 above-entitled 21:16 **ABRA** 1:22 19:4 **ABRA's** 2:17 **abstain** 13:15 14:22 abstained 15:8 abstaining 14:1 account 2:22 accurately 7:23 Act 2:7 additional 11:18,22 12:24 13:2 14:12 address 2:23 18:7 **Adofo** 1:22 5:8 10:2,3 16:1,15,19,21 17:4 advance 2:16 affirm 7:22 14:12 **AGC** 18:11 20:18 agenda 2:20 ago 11:3 agree 13:18,20,23,25 14:25 15:2,5,7 agreement 15:23,25 16:3 17:11 **Alcoholic** 1:2,14 2:4,9 **ALIYA** 1:18 amount 4:22 **ANC** 1:8,22 9:23,25 14:5 15:11,25 **Anderson** 1:15,17 2:3 3:1,9,13,15 4:25 5:12 5:22 6:9,12,16,25 7:3 7:16,20 8:2,7,12,16 8:24 9:8,11,18,22 10:5,15,21 11:4,9,13 11:17,21 12:3,12,19 13:11,16,19,21,24,24 14:19,23 15:1,3,6,7 16:7,10,14,20,24 17:9 17:15,18,22 18:2,5,10 18:15,18,23 19:3,7,11 19:15,21,23 20:2,5,10 20:13,16,21,25 21:4,9 21:13 **Andrews** 1:22 4:20,24 5:5,16 6:6 announce 3:5 **answer** 4:15 apologies 16:12 19:25 apparently 12:14 appear 14:12 appears 3:16 applicant 1:23,23 8:10 8:13

application 1:10 15:19 18:25 applied 15:18 April 18:11 20:18 asked 11:2 17:3 asking 10:22,24 11:6 assignment 7:19 assist 19:8 assistance 4:14 attendance 3:19 5:3 attention 16:17 August 17:12 available 2:11 Avenue 1:7

B behalf 6:20 believe 6:23 16:2,4,6 beneficial 16:4 best 7:25 Beverage 1:2,14 2:5,9 Board 1:2,14 2:5,9 3:2 3:3,18 5:2 13:4 16:17 17:1,3,24 19:8 20:5 Board's 18:3 BOBBY 1:18

bring 16:16,25 17:3

business 3:19 4:17 5:3

C

bodies 2:14

C-H-A-N-G 9:17 **C-H-O** 8:21.23 **C-H-R-I-S-S-I-E** 9:16 **C-H-U-N-G** 9:7 calendar 2:18 3:22 **call** 11:24 12:16,22 13:6 13:12 14:10,21 call-in 2:20 called 4:1 11:1 12:25 camera 4:3,7 7:4,5 cameras 4:10 case 1:9 4:1,6,8,11,18 4:21 5:19 6:10 9:19 12:25 14:16 15:9 16:2 19:17 21:14 **cases** 3:25 **CATO** 1:18 central 2:18 **Chair** 5:21 6:6 19:19 20:23 Chairman 3:2 Chairperson 1:14,17 2:3,4 3:9,13,15 4:25

5:12,22 6:9,12,16,25

7:3.16.20 8:2.7.12.16

10:5,15,21 11:4,9,13

8:24 9:8,11,18,22

16:7,10,14,20,24 17:9 17:15,18,22 18:2,5,10 18:15,18,23 19:3,7,11 19:15,21,23 20:2,5,10 20:13,16,21,25 21:4,9 21:13 Chang 1:23 5:5,10,11 5:12,15 6:19,20 7:2 9:12,15,16,20 15:16 15:17 16:8,9 17:6 21:8 changed 17:25 chat 5:20 6:1 Cho 1:23 6:11,21,22,24 7:1 8:19,20,22 9:4,10 21:11 **ChoDaeBak** 1:6 15:18 chooses 4:10 Chrissie 1:23 5:11 6:19 9:15 Chung 5:6 6:7,21,22,24 6:25 9:6 **clear** 3:23 **Code** 2:7 **Columbia** 1:1 2:6,23 Columbia's 2:12 Commissioner 5:8 10:3 16:1 community 16:5 complaints 2:24 complete 18:19 concluded 4:11 conclusion 4:8 condition 12:22 conditional 14:10 conduct 3:19,23 5:3 **conducted** 2:10 18:3 confirming 20:24 constitutes 3:20 5:4 consultant 1:23 9:20 contact 20:18 **Control** 1:2,14 2:5,9 cooperation 20:14 21:5 **copy** 18:12,13,24 correct 21:1 **COVID-19** 17:25 creating 6:8 Crockett 1:18 3:10,11 3:11 13:9,9,11,16,17 13:17 14:17,17,19,23 14:24,24 cross-examination 20:3

11:17,21 12:3,12,19

13:11,16,19,21,24

14:19,23 15:1,3,6

D **D-O-N-G-H-O** 9:6 **D.C** 2:6 date 2:19 18:20 day 21:10 days 18:20,24 **DC** 1:22 desire 14:6 21:14 difficulties 3:17 direct 20:3 disabled 4:8,12 discussed 15:15 dismiss 13:4 dismissal 19:1 dismissed 14:15 15:9 **District** 1:1 2:5.12.23 District's 2:18 document 17:4 documents 19:3,8 doing 16:11 Dongho 9:6 **Donovan** 1:15,17 3:1 **Doyle** 5:17,23 10:9,16 10:23,24 15:11,24 16:15 draft 15:24

Ε **E-U-N** 8:20,23 **echo** 6:8 Edward 1:19 3:15 5:1 13:22 15:4 either 14:4 electronic 2:13.21 electronically 3:4 elevate 4:2,20 5:20 7:4 **elevated** 5:6,7,8,9,17 5:18.25 6:1.4 email 4:16 18:11 emergency 2:14 **enable** 4:3,5 **Enalish** 7:24.25 equipment 4:5 establishment 9:1 **Eun** 1:23 8:20,22 everybody 5:10 **exhibit** 18:13,20

facilitating 19:11 failure 13:5 faithfully 7:22 feature 4:16 figure 6:13 fine 11:5,7 first 4:17 7:14 9:16 10:13 12:15 five 1:24,25 5:2 10:9,10

F

currently 3:18 13:13

11:10 12:8 13:5,6 19:16 focused 18:6 Following 18:10 Foreign 8:11,15,18 9:3 16:12,18,23 17:8,14 17:17,21 18:1,4,9,14 18:17,22 19:2,6,10,14 19:25 20:4,9,12,15,20 21:2,7,12 form 18:13,13 forms 18:20,24 forward 16:22 17:4 four 3:18 11:18,22 12:24 13:1 14:11 full 14:13

G

Give 17:15 government 2:12,23 **Grandis** 1:19 3:16,16 3:17 5:1 13:21,22,22 15:3,4,4 granted 12:22 14:9 greatly 19:8 20:14 Greetings 10:2 group 1:24,25 10:8,10 11:10 12:5,8,13 13:5 14:2,5,9,15 15:9,12 15:16,20,23 **groups** 15:10 guess 7:5 12:17 **guidance** 2:11,15

Н

hand 7:21 Hansen 1:19 3:13,14,14 13:19,20,20 15:1,2,2 health 2:14 hear 5:10 19:23 20:6 heard 4:6 hearing 1:7 3:22 4:14 4:18 12:20,23 13:7,7 14:4,10 17:12,20 18:11,16,21,25 19:13 20:17 hearings 3:24 18:3,6 held 2:13 **Hello** 5:10 hesitate 20:18 high 11:2 hold 5:13 12:1 hosted 2:22 **hour** 11:3 **hours** 2:16 husband 9:5

identify 9:12,24 11:25 important 18:6 **include** 18:12 includes 2:19 20:2 **information** 2:20 18:13 informed 12:24 14:11 instruct 17:23 **instructions** 3:23 18:16 intend 20:6 interpret 6:17 7:23 8:4 interpretation 7:19 interpreter 1:24 4:23 6:13,15,18,23 7:9,10 19:18 20:24 interpreting 6:14 **introduce** 3:2 8:8 issues 18:7 19:9 20:7

J-O-H-N-S-O-N 10:14

J-U-A-N-D-A 10:13 **James** 1:20 3:6.7 12:5.5 12:6,7 14:7,8,8,9,15 15:8 **Jen** 3:13 Jeni 1:19 13:20 15:2 Jenni 3:14 **Johnson** 1:24 10:10,12 10:12,14,16,18,22,25 11:8 15:13 16:24 17:2 **ioined** 5:1 joining 5:19 **Joyce** 10:23,24 15:11 15:24 **Jr** 1:7,18,20 **Juanda** 10:13 15:12

Κ

July 1:12

K-I-M 7:15 K-Y-O-N-G-S-O-O-K 7:14 keep 16:21 **keeping** 19:12 **Kim** 1:24 5:7 6:15 7:9 7:13,14,15,18 8:1,6 8:11,15,18,22 9:3 16:10,12,18,23 17:8 17:14,17,21 18:1,4,9 18:14,17,22 19:2,6,10 19:14,18,22,25 20:4,9 20:12,15,20,23 21:2,7 21:12,15 King 1:7 Korean 6:23 7:18,24,24 **Kyongsook** 1:24 7:13

language 7:17 8:11,15 8:18 9:3 16:13,18,23 17:8,14,17,21 18:1,4 18:9,14,17,22 19:2,6 19:10,14 20:1,4,9,12 20:15,20 21:3,7,12 **lead** 15:23 leading 20:17 leave 4:9 21:14 **legal** 19:4 let's 8:9 10:8 **level** 11:2 **License** 1:8,10 4:19 licensee 6:10 limit 19:19 **limited** 19:16 line 5:24 7:1 11:11 12:6 12:6,8,9 14:8,9 Liquor 6:20 **Liquors** 1:6 4:19 6:24 15:17 logged 6:7 login 2:20 Lorraine 12:9 luck 21:6 Luther 1:7

M

M 10:4 ma'am 7:10.17.21 8:3 9:19 11:5 19:24 Mart 1:6 4:19 6:20,24 15:17 Martin 1:7 Mary 7:15 matter 1:5 7:24 13:25 15:7 17:10,11,19 21:16 matters 14:3 15:15 16:16,25 20:6 Mayor's 3:4 meeting 1:3 2:8,10,16 2:17,18,21 **meetings** 2:7,13 **Member** 1:18,18,19,19 1:20 3:7,11,14 13:9 13:15,17,20,22 14:17 14:22,24 15:2,4 members 3:3,18 5:2 11:19,22 12:13,25 13:2,6 14:12 message 5:20 met 1:14 microphone 4:4 microphones 4:11 **minute** 17:16 minutes 19:17,20 moment 4:2

morning 2:3 5:2 8:25 9:9 **motion** 13:4,12,13 14:14,20,21 move 8:5 12:4 **moves** 14:3 moving 16:21 mute 4:7 6:5 8:17 10:7

name 3:1,6 5:11 7:10 7:11,13,14,15 8:13,20 8:21,22 9:6,7,14,15 9:16,17,25 10:4,13,14 11:5,14,16,23,24 narrowing 19:9 need 3:22 5:24 8:3 9:24 10:19 12:2 15:15 19:4 needed 12:25 negotiations 21:6 **notice** 2:15,19 number 4:18.19 20:22 20:24

0 o'clock 12:20 O-M-A-R 11:15 Office 2:12 Official 2:6 Omar 1:25 5:16.23 11:11,12,15,18,18,20 12:1,4,9,10,10,10,10 12:11,14,19 13:4 14:2 14:3

Once 4:1 **online** 5:14 **OOG** 2:24 Open 2:7,12 opengovoffice@dc.g... 2:25 opposing 19:5 option 4:9

order 3:5 4:17 outside 12:2,15 owner 6:20,21,24 9:1,2 9:5 15:18 owners 9:21 ownership 15:16

Р P-R-O-C-E-E-D-I-N-G-S 2:1 **p.m** 17:13 participant 10:20 participate 14:4 participating 3:4 6:2 10:17 participation 2:21

parties 4:9,21 5:24 8:8 sit 11:3 two 15:10 10:1 11:14.23 21:17 16:5 19:5,12 regarding 2:13 solemnly 7:22 U party 4:3,10 19:15 regularly 2:8 **sorry** 5:22 6:19 7:8,9 passes 13:25 15:7 relationship 9:19 11:8 16:15 understanding 12:21 people 4:22 relevant 20:7 speak 10:23 understood 3:24 person 5:25 6:14,17 remain 4:7 speaking 6:4 8:19 9:4 underway 3:21 **phone** 6:5 10:6 20:21 removed 14:1 10:6 15:16 19:19 Unfortunately 10:25 **PIF** 18:19 renewal 1:10 15:19,19 specialist 4:2 urgent 11:2 please 2:23 3:5 4:15,20 specific 18:16 representative 9:24,25 represented 15:12 spell 7:11 8:13 9:14,25 5:13,19,25 6:3 7:11 7:12,21 8:12,14,17 require 4:14 11:13,23 videoconference 1:14 spelled 8:20,23 10:3,4 9:12,13,14 10:1,6 required 18:19 virtually 18:3 11:11,14,23,24,25 requires 6:18 10:13 vote 13:13 14:21 17:16 19:7 20:18 respond 3:5 spoken 8:11,15,18 9:3 restrictions 17:25 W **point** 19:12 16:13,18,23 17:8,14 Retailer 1:8 practices 17:24 17:17,21 18:1,4,9,14 **W** 1:15,17 returns 17:6 preliminary 15:14 18:17,22 19:2,6,10,14 waiting 5:1 12:4,16 review 17:4,7 16:16,25 20:1,4,9,12,15,20 15:24 16:1 present 1:16,21 3:8,12 rights 4:3,21 5:6,7,8,16 21:3,7,12 walked 12:14 3:14 9:8 19:17 **Staff** 1:22 5:17,21,24 6:1,3 7:5 **WANDA** 1:24 presiding 1:15 **roll** 12:22 13:6,12 14:10 **Stand** 4:24 WebEx 1:14 2:22 **standing** 10:19 12:22 pretty 11:1 14:20 website 2:17 probably 12:16 14:10,13 welcoming 2:8 S proceeding 7:23 Stanislus 12:9 went 12:17 21:17 **S** 1:19 start 8:9 12:16 **process** 19:12 what' 7:10 protest 1:7 4:18 14:4 S-A-L-I- 10:3 started 12:20 witnesses 19:16 S-H-A-R-I-F 11:15 17:12,19 18:6,12,25 **state** 7:11 8:13 9:13,25 working 15:22 S.E 1:7 11:14,23 X protestant 1:24,25 **Salim** 1:22 10:3 **status** 1:7 4:18 13:7 14:15 15:9 satisfactory 16:3 **stay** 4:10 Υ protestants 15:21 **saying** 11:5 **store** 9:5 12:17 protested 15:20 18:8 says 10:23,23 subject 19:1 Ζ 20:8 **scheduled** 2:8 3:25 **submit** 4:15 18:19 protestor 14:2 12:20 17:12,19 submitted 19:4 provide 13:6 screen 10:22 11:6 supposed 4:22 6:17 provided 2:16,22 second 12:1 13:8 14:16 **00031** 4:19 **public** 2:13,14,21 seconded 13:12 14:20 pursuant 2:11,15 3:4 seconds 13:10 14:18 **t/a** 1:6 put 10:6 Section 2:7 technical 3:17 4:14 1:30 17:13 send 5:20 17:5,6 telephone 6:2 **10** 12:20 Q session 6:22 tell 8:13,16 10:15 12:21 question 4:15 10:24 settled 16:3 telling 13:1 **10:19** 2:2 **questions** 2:24 4:13 **settlement** 15:23,25 testimony 20:6 10:34 12:21 thank 5:14,15 6:8 8:3,6 20:10.17 16:3 17:10 **10:49** 21:17 9:12,23 10:5,16 11:9 quorum 3:20 5:4 seven 18:20,24 **108836** 1:8 4:19 **SHARIF** 1:25 14:6 16:6,7,15,20 **11** 3:25 R **Short** 1:20 3:6,7,7 19:22 20:14 21:2,4,5 **12** 17:12 **Rafi** 1:18 3:9,11 13:17 13:14,15,15,25 14:21 21:8,10,11,15 **15** 1:12 14:24 14:22,22 15:8 things 17:23 raise 7:21 **show** 12:25 2 Thursday 1:12 **Randall** 18:12 20:19 **shows** 11:6 today 3:19 4:1,17 10:10 2-576 2:7 **Ray** 12:5,5,6,7 14:7,8,9 signed 17:11 10:17 11:19 14:12,13 **202-329-6354** 20:22,24 significant 4:22 14:11,13,15 15:8 15:11,15 **2020-054** 3:5 **SIMONE** 1:22 today's 2:16 3:21 ready 16:21 **2021** 1:12 simone.andrews2@d... reason 10:21 translation 16:11 21-PRO-4:18 receive 18:11.24 4:16 trying 5:13 6:13 7:7 **21-PRO-00031** 1:9 **sir** 7:2 11:12,19,20,25 turn 7:5 recognized 15:11 **2931** 1:7 12:11,13 twice 6:7 record 7:11 8:9,14 9:13

3 4 4-0-1 13:25 15:7 48 2:16 5 6 6-0 19:20 60 19:17,20 7 8 8C 1:8,22 15:11	
4 4-0-1 13:25 15:7 48 2:16 5 6 6-0 19:20 60 19:17,20 7 8	
4-0-1 13:25 15:7 48 2:16 5 6 6-0 19:20 60 19:17,20 7 8	
4-0-1 13:25 15:7 48 2:16 5 6 6-0 19:20 60 19:17,20 7 8	
48 2:16 5 6 6-0 19:20 60 19:17,20 7 8	
6 6-0 19:20 60 19:17,20 7 8	
6 6-0 19:20 60 19:17,20 7 8	
6-0 19:20 60 19:17,20 7 8	
6-0 19:20 60 19:17,20 7 8	
8	
8	
8 8C 1:8,22 15:11	
8C 1:8,22 15:11	

<u>C E R T I F I C A T E</u>

This is to certify that the foregoing transcript

In the matter of: Mart Liquors

Before: DC ABRA

Date: 07-15-21

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

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