

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
ROLL CALL HEARING

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IN THE MATTER OF: :
 :
Four Five Eight, LLC :
t/a INDIGO - Indian :
food on the go! :
243 K Street NE :
Retailer CR - ANC 6C :
License No. 092792 :
Case #22-PRO-00060 :
 :
(License Renewal) :
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Monday
August 1, 2022

The Alcoholic Beverage Control Board
met via WebEx videoconference, LaVerne Fletcher,
Board's Agent, presiding.

PRESENT:

LAVERNE FLETCHER, ABRA Board's Agent

ALSO PRESENT:

MATTHEW MINORA, Applicant Counsel

SYLVIA SANCHEZ, Protestant

STEPHEN O'NEAL, ANC 6C

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

2 10:21 a.m.

3 MS. FLETCHER: The next case on the
4 calendar is INDIGO - Indian food on the go. Case
5 Number 22-PRO-00060, Four Five Eight, LLC., 243 K
6 Street Northeast, License Number ABRA 092792.
7 This is a Retailer Class CR, License Renewal.

8 The protest issues are adverse impact
9 on peace, order, and quiet, violation of
10 settlement agreement and real property values.

11 My name is LaVerne Fletcher,
12 conducting the roll call hearing as the Board's
13 Agent, is anyone present on behalf of the
14 establishment?

15 MR. MINORA: Yes, my name is Matthew
16 Minora from the law firm of Mallios O'Brien and
17 Sandground, and we're ABC License Counsel for the
18 Applicant.

19 MS. FLETCHER: And Mr. Minora, would
20 you spell your name for the record, please?

21 MR. MINORA: Sure. Matthew is M-A-T-
22 T-H-E-W, and Minora is M-I-N-O-R-A.

23 MS. FLETCHER: Thank you. And is
24 anyone present on behalf of ANC 6C?

25 MR. O'NEAL: Good morning, this is

1 Stephen O'Neal.

2 MS. FLETCHER: Thank you, Mr. O'Neal.
3 And would you spell your name for the record,
4 please?

5 MR. O'NEAL: Yes, it is S-T-E-P-H-E-N,
6 O-apostrophe-N-E-A-L.

7 MS. FLETCHER: Thank you very much.
8 ANC 6C does have standing as a Protestant, is the
9 abutting property owner present?

10 MS. SANCHEZ: Yes, I am.

11 MS. FLETCHER: Ms. Sanchez, would you
12 please state your name and spell it for the
13 record?

14 MS. SANCHEZ: Sure. S-A-N-C-H-E-Z.

15 MS. FLETCHER: Did you spell the first
16 name?

17 MS. SANCHEZ: Sure. Sylvia, S-Y-L-V-
18 I-A.

19 MS. FLETCHER: Thank you. Ms.
20 Sanchez, according to the DC Geographic
21 Information System, your property does abut the
22 property of the establishment, and so you are
23 granted standing as an abutting property owner.

24 MS. SANCHEZ: Okay.

25 MS. FLETCHER: We need to set a date

1 for a mediation, a status hearing, and a protest
2 hearing. I will give you the date for the
3 protest -- the status hearing first. The status
4 hearing is set for September 21 -- September 21,
5 2022 at 10:30 a.m. for the status hearing.

6 The protest hearing is set for October
7 19, 2022 at 1:30 p.m.

8 We need to set a date for mediation,
9 and I will give you the next available day. The
10 next available day for mediation is Tuesday,
11 August the 9, anytime between 9:00 a.m. and 1:30.

12 MR. MINORA: Ms. Fletcher, is it
13 possible to push the mediation closer to the
14 protest status date? Because I'm pretty sure the
15 parties will probably be able to work it out
16 amongst themselves without the need to go through
17 the full protest hearing.

18 MS. FLETCHER: Okay, well in that
19 case, Mr. Minora, what about -- the status
20 hearing is on the --

21 MS. SANCHEZ: Excuse me, I --
22 (Simultaneous speaking.)

23 MS. FLETCHER: Who's speaking?

24 MS. SANCHEZ: Sylvia Sanchez.

25 MS. FLETCHER: Uh-huh?

1 MS. SANCHEZ: I would prefer that it
2 be earlier rather than later, as I'm a school
3 teacher. And so I would prefer it be before the
4 school year starts.

5 MS. FLETCHER: When does the school
6 year start?

7 MS. SANCHEZ: It's like, August 25 or
8 so. Let me -- I don't have a calendar right in
9 front of me.

10 MS. FLETCHER: So Mr. Minora, let me
11 ask you something -- well let me ask you this --
12 one second. Just looking at the calendar here.
13 So Ms. Sanchez, would you be available that week,
14 like the 25?

15 MS. SANCHEZ: So that's when school
16 starts --

17 MS. FLETCHER: Oh, that's when school
18 starts.

19 MS. SANCHEZ: Yes.

20 MS. FLETCHER: So Mr. Minora, would
21 you be available August 22, 23, or 24?

22 MR. MINORA: Sure. If it's easier, we
23 could do the week of the 15th sometime, if this
24 gives a little bit more breathing room --

25 (Simultaneous speaking.)

1 MS. FLETCHER: Okay, that's fine.

2 MS. SANCHEZ: That would be great.

3 Thank you.

4 MS. FLETCHER: The week of the 15 for
5 -- okay. Now I'm in September, looking at the
6 week of the 15.

7 MS. SANCHEZ: In September? I thought
8 we were in August.

9 MR. MINORA: So did I, yeah.

10 MS. FLETCHER: We were, I'm just
11 moving to September now. Thank you. Yeah, we
12 actually were in August. I'm moving to September
13 now.

14 MR. O'NEAL: I think we're -- I'm
15 sorry, I think that we're talking about the week
16 of the -- in August, prior to the beginning of
17 school, which starts on August --

18 MS. FLETCHER: Yeah, because the
19 status hearing is set for September 21, and so
20 Mr. Minora, you were actually asking me to put it
21 closer to September 21?

22 MR. MINORA: Sure, but given the, you
23 know, the conflict with school starting for Ms.
24 Sanchez, we're happy to put it much earlier. The
25 week of August 15 is fine for us as well.

1 MS. FLETCHER: Is that what you want
2 to do, Ms. Sanchez?

3 MS. SANCHEZ: That would work out
4 really well.

5 MS. FLETCHER: Okay. And Mr. O'Neal,
6 would that work for you, too?

7 MR. O'NEAL: Absolutely.

8 MS. FLETCHER: So we're looking at the
9 week of August 15, right?

10 MR. MINORA: Correct.

11 MS. FLETCHER: Then what about
12 Tuesday, August 16, anytime between 9:00 and
13 1:30?

14 (Simultaneous speaking.)

15 MR. MINORA: Any time after 11:00
16 works for me.

17 MS. FLETCHER: Okay.

18 MS. SANCHEZ: I'm completely flexible.

19 MS. FLETCHER: What about you, Mr.

20 O'Neal? On the 16, I mean, of August.

21 Well how about if we make it 11:00,
22 then?

23 MR. MINORA: Perfect.

24 MR. O'NEAL: Very good.

25 MS. FLETCHER: Mediation is set for

1 Tuesday, August 16, at 11:00. You'll receive a
2 WebEx invitation to attend.

3 If there's no questions, I'll conclude
4 the roll call here.

5 MR. MINORA: No questions, thank you.

6 MS. FLETCHER: Thank you very much.

7 Thank you for coming.

8 MR. O'NEAL: Thank you.

9 MS. FLETCHER: Okay. The roll call
10 hearing in the matter of INDIGO is concluded.

11 (Whereupon, the above-entitled matter
12 went off the record at 10:28 a.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: INDIGO

Before: DC ABRA

Date: 08-01-22

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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