

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

2 10:38 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 in our calendar is Case No. 22-PRO-00056, Good
5 Stuff Eatery, License No. 78027.

6 Ms. Fashbaugh, can you please elevate
7 the rights of the parties in this case.

8 MR. JACKSON: For the Applicant --

9 FACILITATOR: Jeff Jackson, your
10 rights have been elevated. Brian Ready, your
11 rights have been elevated.

12 CHAIRPERSON ANDERSON: Sorry, Mr.
13 Oriana. I apologize. I thought it was Ms.
14 Fashbaugh. I do apologize.

15 It appears that Mr. Jayaraman wants to
16 be elevated for ANC 6B.

17 MR. READY: This is Brian with ANC 6B.
18 He is our co-chair of the ABC committee. I'm not
19 sure if that's enough to elevate him.

20 CHAIRPERSON ANDERSON: There is a --
21 I usually don't read the chat but there's a
22 message in the chat saying that he's also
23 representing ANC 6B. Once we get on the record,
24 I can only ask staff to elevate folks you can be
25 elevated. Now, if you have a camera, please turn

1 your camera on, please, so we can start.

2 Good morning everyone. Let's have
3 everyone identify themselves for the record.
4 Let's start with the licensee or the
5 representative.

6 MR. JACKSON: Jeff Jackson for the
7 Applicant.

8 CHAIRPERSON ANDERSON: Good morning,
9 Mr. Jackson. can you please spell and state your
10 name for the record again, sir?

11 MR. JACKSON: Yes. J-E-F-F J-A-C-K-
12 S-O-N. I just want to thank the Board for
13 considering the reinstatement.

14 CHAIRPERSON ANDERSON: Mr. Jackson, is
15 the licensee participating this morning? Mr.
16 Jackson?

17 MR. JACKSON: Yes.

18 CHAIRPERSON ANDERSON: Is the licensee
19 participating this morning?

20 MR. JACKSON: He's not available.
21 He's out of the country.

22 CHAIRPERSON ANDERSON: Then the answer
23 is no, he's not participating. All right. I
24 think we have two ANCs. Mr. Ready, can you
25 please spell and state your name for the record

1 and your relationship to this case, please.

2 MR. READY: My name is Brian Ready,
3 Commissioner Ready for ANC 6B-03, and the chair
4 of the ABC Committee for ANC 6B. Spelling of the
5 first name is B-R-I-A-N. Last name Ready, R-E-A-
6 D-Y.

7 CHAIRPERSON ANDERSON: Mr. Jayaraman,
8 I see that you're here. Can you please spell and
9 state your name for the record and your
10 relationship to this case, please.

11 MR. JAYARAMAN: I am Chander Jayaraman
12 spelled C-H-A-N-D-E-R, last name J-A-Y-A-R-A-M-A-
13 N. I am Co-Chair of ANC 6B's Alcohol Beverage
14 Committee, and also was designated along with
15 Commissioner Ready to be a representative of ANC
16 6B on these ABRA cases.

17 CHAIRPERSON ANDERSON: Good morning,
18 everyone.

19 All right. Are there any preliminary
20 matters in this case, Mr. Jackson?

21 MR. JACKSON: Yes. We are in the
22 process of reaching a settlement agreement.

23 CHAIRPERSON ANDERSON: On behalf of
24 the ANC are there any preliminary matters that
25 need to be discussed?

1 MR. JACKSON: Yes. The mediation has
2 not occurred for these cases and so I'm not sure
3 how we can do a status report when mediation has
4 not occurred.

5 CHAIRPERSON ANDERSON: Thank you.

6 MR. JAYARAMAN: I was about to say
7 that.

8 CHAIRPERSON ANDERSON: Who is
9 speaking?

10 MR. JAYARAMAN: That's what I was
11 about to say. I was like I didn't see a
12 mediation schedule. I know we had a schedule
13 change because we were suppose to have mediation
14 but there was a schedule change but we never got
15 a new medication time.

16 CHAIRPERSON ANDERSON: All right. I
17 will have Ms. Fletcher reach out to the parties
18 to schedule a mediation if the parties wish to
19 have a mediation.

20 All right. This case is then
21 scheduled for a protest hearing on September 14,
22 2022 at 1:30 p.m. As I stated before, we'll have
23 Ms. Fletcher reach out to the parties by
24 proposing additional dates to hold the mediation.
25 Any questions by either side?

1 Yes, Mr. Jayaraman.

2 MR. JAYARAMAN: My question is, just
3 to clarify, Ms. Fletcher will set up a mediation
4 and then there will be a scheduled status
5 hearing?

6 CHAIRPERSON ANDERSON: No. The next
7 matter is the protest hearing. The protest
8 hearing is September 14, 2022, 1:30. This is the
9 status hearing.

10 MR. JAYARAMAN: That's right, sir. I
11 mean, I assume the status hearing was to provide
12 the Board with information on the outcome of
13 mediation or any other negotiations that were
14 occurring. It seems like we're trying to have a
15 status hearing when the mediation has not
16 occurred when the normal process would be the
17 other way.

18 CHAIRPERSON ANDERSON: You do not have
19 to attend a mediation. It's not mandatory. It's
20 not mandatory in the sense that we can schedule
21 mediation and the parties can elect not to attend
22 the mediation and elect to go forward to a
23 protest hearing.

24 The purpose of this hearing, which is
25 mandatory for all protests, the parties have to

1 show up at the roll call. They have to show up
2 at the roll call. They have to show up at the
3 status.

4 The purpose of the status hearing is
5 just to alert the Board to whether or not are
6 there any procedural issues. Not substantive
7 issues. If you were to get started to talk about
8 the substance of what was held at the mediation,
9 I would stop you there because the purpose of
10 this hearing is just procedural.

11 One of the things that can be done
12 once we schedule the mediation if the parties
13 believe the mediation was productive, and if
14 there were time, the parties can file a motion to
15 ask for another status hearing and that would
16 extend the timeline rather than us having the
17 protest hearing on September 14th.

18 Once you have the mediation, and it
19 was productive and you believe that you need more
20 time to continue negotiating, then you can --
21 then the parties can file a joint motion with the
22 Board asking that the protest hearing that is
23 scheduled for September 14th, rather than that
24 being a status hearing -- I'm sorry, a protest
25 hearing, let's have another status hearing if you

1 really believe the parties are productive in
2 coming towards settlement.

3 MR. JAYARAMAN: I personally believe
4 it's in the best interest of the community for us
5 to have the mediation and ANC 6B is fully
6 committed to trying to work out any issues with
7 the applicant between now and that time.

8 CHAIRPERSON ANDERSON: Thank you. We
9 will schedule the mediation and once the
10 mediation is held, if the parties believe that
11 you need more time to come to settlement, then
12 the parties can jointly ask the Board to convert
13 the September 14th protest hearing into another
14 status.

15 Since this is a renewal the timelines
16 are more flexible in granting an extension
17 because this is not an application for a new
18 license. This is a renewal meaning that the
19 establishment remains open while we have the
20 negotiations.

21 The Board will be open to consider any
22 motions filed by either party to convert the
23 protest hearing that's scheduled for September
24 14th into a status hearing. Any questions by any
25 other parties?

1 MR. JAYARAMAN: No.

2 CHAIRPERSON ANDERSON: Are the parties
3 fully aware of the process if we were to move
4 forward with the protest hearing on the 14th?
5 Are the parties aware of the process that we will
6 follow?

7 MR. JAYARAMAN: Yes.

8 MR. JACKSON: Yes.

9 CHAIRPERSON ANDERSON: All right.
10 Thank you. We will work -- the Agency will
11 provide the parties with a date for the
12 mediation. Once the mediation is held if the
13 parties believe that they need some further time
14 to negotiate a settlement agreement, the parties
15 can file a motion and ask the Board to convert
16 the protest hearing that's scheduled on September
17 14, 2022 at 1:30 into a further status hearing.

18 Okay? Good luck with your negotiation
19 at the mediation. One way or the other we will
20 see you on September 14th. If I don't see you on
21 September 14th, I believe that the mediation was
22 successful and that the parties --

23 MR. READY: It should be.

24 CHAIRPERSON ANDERSON: Well, thank you
25 very much for that, Mr. Ready. The Board

1 supports settlement because, again, this is your
2 neighborhood. You live here so, therefore, I'm
3 not sure if any other Board members live within
4 the confines of ANC 6B but I prefer when the
5 community makes decisions about what's in their
6 best interest rather than ask the Board to make a
7 decision. Okay? So have a productive mediation.
8 Have a great summer and thank you very much for
9 being here.

10 MR. JAYARAMAN: Thank you.

11 MR. JACKSON: Thank you.

12 (Whereupon, the above-entitled matter went
13 off the record at 10:49 a.m.)
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<p>A</p> <p>a.m 2:2 10:13 ABC 2:18 4:4 above-entitled 10:12 ABRA 4:16 additional 5:24 Agency 9:10 agreement 4:22 9:14 Alcohol 4:13 Alcoholic 1:2,13 alert 7:5 ALIYA 1:17 ANC 1:7,21,22 2:16,17 2:23 4:3,4,13,15,24 8:5 10:4 ANCs 3:24 Anderson 1:14,17 2:3 2:12,20 3:8,14,18,22 4:7,17,23 5:5,8,16 6:6 6:18 8:8 9:2,9,24 answer 3:22 apologize 2:13,14 appears 2:15 applicant 1:21 2:8 3:7 8:7 application 1:9 8:17 asking 7:22 assume 6:11 attend 6:19,21 August 1:12 available 3:20 Avenue 1:7 aware 9:3,5</p>	<p>5:16 6:6,18 8:8 9:2,9 9:24 Chander 1:22 4:11 change 5:13,14 chat 2:21,22 clarify 6:3 co-chair 2:18 4:13 COLUMBIA 1:1 come 8:11 coming 8:2 Commissioner 4:3,15 committed 8:6 committee 2:18 4:4,14 community 8:4 10:5 confines 10:4 consider 8:21 considering 3:13 continue 7:20 Control 1:2,13 convert 8:12,22 9:15 Counsel 1:21 country 3:21 CROCKETT 1:17</p>	<p>fully 8:5 9:3 further 9:13,17</p> <p>G</p> <p>GRANDIS 1:18 granting 8:16 Group 1:6</p> <p>H</p> <p>HANSEN 1:18 hearing 1:7 5:21 6:5,7,8 6:9,11,15,23,24 7:4 7:10,15,17,22,24,25 7:25 8:13,23,24 9:4 9:16,17 held 7:8 8:10 9:12 hold 5:24</p> <p>I</p> <p>identify 3:3 information 6:12 interest 8:4 10:6 issues 7:6,7 8:6</p>	<p>5:18,19,24 6:3,13,15 6:19,21,22 7:8,12,13 7:18 8:5,9,10 9:12,12 9:19,21 10:7 medication 5:15 MEETING 1:3 Member 1:17,18,18,19 members 10:3 message 2:22 met 1:14 morning 3:2,8,15,19 4:17 motion 7:14,21 9:15 motions 8:22 move 9:3</p>
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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: Good Stuff Eatery

Before: DC ABRA

Date: 08-10-22

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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