



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

2 10:54 a.m.

3 CHAIRPERSON ANDERSON: All right, we  
4 now move to a show cause hearing status calendar.  
5 Our first show cause hearing status is Case  
6 Number 22-CIT-00154. Mr. Oriana (Phonetic.), can  
7 you please elevate the government and the  
8 licensee and/or the licensee's representative for  
9 this case, please?

10 MR. ORIANA: You have been elevated.  
11 Dmaz Lumukanda, you have been elevated.

12 CHAIRPERSON ANDERSON: All right.  
13 Good morning, everyone. Mr. Lumukanda, if you  
14 have a camera, can you turn that on please? Mr.  
15 Lumukanda, I see that you're still on mute. Can  
16 you please unmute yourself and please turn your  
17 camera on, please, sir? Mr. Lumukanda?

18 MR. LUMUKANDA: Good morning.

19 CHAIRPERSON ANDERSON: Okay.

20 MR. LUMUKANDA: Good morning.

21 CHAIRPERSON ANDERSON: Good morning.  
22 I see that you're in a vehicle, sir, and I'm  
23 hoping that the vehicle is not moving.

24 MR. LUMUKANDA: Not moving at all.

25 CHAIRPERSON ANDERSON: All right, good

1 morning, sir.

2 MR. LUMUKANDA: Good morning.

3 CHAIRPERSON ANDERSON: All right,  
4 hello, everyone. Let's start with I'd like the  
5 parties to please spell and state their name for  
6 the record, starting with the government.

7 MR. CELO: Morning, Mr. Chair.  
8 Assistant Attorney General Anthony Celo A-N-T-H-  
9 O-N-Y C-E-L-O on behalf of the government.

10 CHAIRPERSON ANDERSON: Good morning,  
11 sir. Mr. Lumukanda, can you please spell and  
12 state your name for record and your --

13 MR. LUMUKANDA: Yes.

14 CHAIRPERSON ANDERSON: Representation,  
15 sir.

16 MR. LUMUKANDA: Yes, sir. Good  
17 morning. My name is DMaz D-M-A-Z Lumukanda L-U-  
18 M-U-K-A-N-D-A on behalf of the licensee, The  
19 Heights.

20 CHAIRPERSON ANDERSON: All right, good  
21 morning.

22 MR. LUMUKANDA: Good morning.

23 CHAIRPERSON ANDERSON: All right, this  
24 is a show cause hearing status. Are there any  
25 preliminary matters in this case?

1 MR. CELO: Mr. Chair, the government  
2 would note that an OIC has been tendered and  
3 negotiations are in progress. No settlement has  
4 been reached at this time.

5 CHAIRPERSON ANDERSON: All right,  
6 thank you. Then this matter is scheduled for a  
7 show cause hearing on September 14th, 2022, at  
8 1:30 p.m. I also want to remind the parties that  
9 if this matter goes to a show cause hearing,  
10 seven days prior to the hearing you are required  
11 to exchange documents and witnesses. If the  
12 parties fail to exchange documents and witnesses,  
13 the board is empowered to prevent that party from  
14 introducing documents or witnesses that have not  
15 been exchanged seven days prior to the hearing.  
16 Any questions by anyone?

17 MR. LUMUKANDA: No, sir.

18 MR. CELO: Yes, Mr. Chair.

19 CHAIRPERSON ANDERSON: Yes, Mr. Celo.

20 MR. CELO: The video did cut out  
21 briefly. Could you give me the date of the show  
22 cause one more time?

23 CHAIRPERSON ANDERSON: September 14th,  
24 2022 at 1:30 p.m.

25 MR. CELO: Thank you.

1 CHAIRPERSON ANDERSON: Any questions?

2 MR. CELO: No.

3 CHAIRPERSON ANDERSON: Mr. Lumukanda?

4 MR. LUMUKANDA: No, no, sir. We are  
5 prepared to offer an OIC and will go strictly  
6 towards the OIC as soon as we get off this call.  
7 I've already sent out an e-mail to Mr. Celo. I'm  
8 not sure if he has received it as of yet, but we  
9 look forward to settling the offer in compromise.

10 CHAIRPERSON ANDERSON: That's fine.  
11 Thanks. If the parties then can send a paper OIC  
12 and we'll move that to our legal agenda if we  
13 receive that. The board will be on our brief  
14 summer recess so if it's done when we get back  
15 from our brief summer recess, then we will review  
16 it and make a determination. All right, thank  
17 you for being here this morning and have a great  
18 day. Thank you, sir.

19 MR. LUMUKANDA: All right, thank you,  
20 sir.

21 (Whereupon, the proceeding went off  
22 the record at 10:58 a.m.)  
23  
24  
25

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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: Heights Liquor

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.

*Neal R Gross*

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Court Reporter

**NEAL R. GROSS**

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