

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE AND CANNABIS BOARD
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MEETING

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IN THE MATTER OF:
The Avenue DC, LLC
t/a The Avenue
5540 Connecticut Ave NW : Show Cause
Retailer CR - ANC 6G : Hearing (Status)
License #101007
Case #24-CIT-00074
(Failed to File
Quarterly Statement)
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Wednesday
September 18, 2024

The Alcoholic Beverage and Cannabis
Board met via WebEx videoconference, Chairperson
Donovan W. Anderson presiding.

PRESENT:

DONOVAN W. ANDERSON, Chairperson
SILAS GRANT, JR., Member
JAMES SHORT, JR., Member

ALSO PRESENT:

ALYCIA HOGENMILLER, DC OAG
JOSE ORELLANA, DC ABCA Staff
TIMOTHY WALSH, Licensee

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

2 10:41 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 on our calendar is Case Number 24-CIT-00074, The
5 Avenue, license number 101007. Mr. Orellana, can
6 you please elevate the government and the
7 licensee in this case?

8 MR. ORELLANA: Sure thing. Alycia
9 Hogenmiller, your access has been elevated. Tim
10 Walsh, your access has been elevated. That is
11 all, Chairman.

12 CHAIRPERSON ANDERSON: Thank you. Mr.
13 Walsh, can you appear on camera?

14 MR. WALSH: Yep, I can hear you.

15 CHAIRPERSON ANDERSON: Are you able to
16 appear on camera, sir?

17 MR. WALSH: I'm working on this right
18 now. There it is.

19 CHAIRPERSON ANDERSON: All right,
20 fine. Thank you. Good morning, Ms. Hogenmiller.
21 Can you please identify yourself for the record?

22 MS. HOGENMILLER: Good morning.
23 Assistant Attorney General Alycia Hogenmiller, A-
24 L-Y-C-I-A, H-O-G-E-N-M-I-L-L-E-R, on behalf of
25 the government.

1 CHAIRPERSON ANDERSON: Good morning,
2 ma'am. Mr. Walsh, can you please spell and state
3 your name for the record, and your
4 representation, sir?

5 MR. WALSH: My name is Timothy Walsh,
6 T-I-M-O-T-H-Y, Walsh, W-A-L-S-H, from -- I guess,
7 from the Avenue.

8 CHAIRPERSON ANDERSON: Okay, sir.
9 Thank you. All right. Ms. Hogenmiller, are
10 there any preliminary matters in this case?

11 MS. HOGENMILLER: None from the
12 government.

13 CHAIRPERSON ANDERSON: Mr. Walsh?

14 MR. WALSH: I'm sorry for joining
15 late, I just saw this on my calendar. I thought
16 it was a -- I'm not quite sure what this is for.
17 I apologize.

18 CHAIRPERSON ANDERSON: All right.
19 Okay, sir. Do you -- are you an attorney? Do
20 you --

21 MR. WALSH: No, I'm the proprietor of
22 the business.

23 CHAIRPERSON ANDERSON: All right, sir.
24 This is failure to file a quarterly statement.
25 You were fined for not filing a quarterly

1 statement. I don't know what -- which statement
2 you did not file. And so, that's the purpose of
3 this show cause hearing. I mean -- Ms.
4 Hogenmiller, is this your case, or whose case is
5 this, ma'am?

6 MS. HOGENMILLER: This case is
7 assigned to Assistant Attorney General Jose Jean
8 Baptiste, and I believe he emailed Mr. Walsh at
9 the email address, timberwalsh@gmail.com.

10 MR. WALSH: Yep, that's where I just
11 saw this webinar. All right, so --

12 (Simultaneous speaking.)

13 CHAIRPERSON ANDERSON: All right -- go
14 ahead, sir.

15 MR. WALSH: I recall this. It's just
16 -- do I come down to ABRA and just file it, or
17 pay the fine and file?

18 CHAIRPERSON ANDERSON: Well, let me --
19 have you -- all right --

20 (Simultaneous speaking.)

21 MR. WALSH: -- the accountant -- just
22 for a point of reference, we have been in Chapter
23 11, subchapter five, bankruptcy and we just
24 settled out of that, or we're in the process of
25 selling the business, and we settle on that on

1 the thirtieth of this month. But I'll come down
2 and pay whatever you need me to take care of so
3 this isn't an issue.

4 CHAIRPERSON ANDERSON: Well, the
5 bottom line is that you can -- maybe, Miss -- the
6 government will -- you and the government can
7 talk. Ms. Hogenmiller, can you give him a -- you
8 can contact the government's attorney -- or, I'm
9 sorry. You can come to the office, pay the fine
10 --

11 MR. WALSH: Okay.

12 CHAIRPERSON ANDERSON: And -- but you
13 need to have a conversation with the government's
14 attorney about what is it that you're going to
15 do, okay?

16 MR. WALSH: Okay, sure.

17 CHAIRPERSON ANDERSON: But this case
18 is scheduled for a show cause hearing on October
19 9 at 1:30. But give a call to the attorney who
20 is assigned to this case, sir, and you two can
21 figure out what you're going to -- you can let
22 them know what is it that you're going to do and
23 you can take care of it.

24 (Simultaneous speaking.)

25 MR. WALSH: Yeah, I'll take care of it

1 after lunch today.

2 CHAIRPERSON ANDERSON: All right,
3 thank you. Have a great day.

4 MR. WALSH: All right, thank you guys.
5 Appreciate it.

6 CHAIRPERSON ANDERSON: All right, bye-
7 bye.

8 MR. WALSH: Bye-bye.

9 (Whereupon, the above-entitled matter
10 went off the record at 10:44 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: The Avenue

Before: DC ABCA

Date: 09-18-24

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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