

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

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 IN THE MATTER OF: :
 :
 Bronze DC, LLC, :
 t/a Bronze DC :
 1245 H Street NE : Roll Call
 Retailer CT - ANC 6A : Hearing
 License #121843 :
 Case #22-PRO-00092 :
 :
 (New Application) :
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Monday
 September 19, 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:

REBECCA BERNBACH GRAVES, Protestant
 EDDIE CURRY, Protestant
 PATRICK DEVNEY, Protestant
 LLEWELYN ENGEL, Protestant
 ZACH GRAVES, Protestant
 LISA GREENE, Protestant
 WILTON MADISON, Protestant
 CHERIE MITCHELL, Protestant
 ROBERT PITTMAN, Protestant
 CARLY RUSH, Protestant
 SIDON YOHANNES, Applicant's Counsel

T-A-B-L-E O-F C-O-N-T-E-N-T-S

	PAGE
Case #22-PRO-00092	
Bronze DC, LLC t/a Bronze DC	
1245 H Street NE	
License #ABRA-121843	
Retailer Class CT	
ANC 6A	
New Application	4

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

2 10:03 a.m.

3 MS. FLETCHER: Good morning everyone.

4 I'd like to thank everybody for joining ABRA's
5 roll call hearing this morning, being conducted
6 via the Webex platform.

7 My name is Laverne Fletcher. We have
8 two cases on the calendar today. First case on
9 the calendar is Bronze DC, Case Number 22-PRO-
10 00092.

11 Bronze DC, LLC, 1245 H Street NE,
12 License Number ABRA-121843. This is a retailer
13 class CT new application.

14 The protest issues are adverse impact
15 on peace, order, and quiet; residential parking;
16 and, real property values.

17 My name is Laverne Fletcher,
18 conducting the roll call hearing as the Board's
19 agent.

20 Is anyone present on behalf of Bronze
21 DC?

22 MS. YOHANNES: Yes, Good morning. Sidon
23 Yohannes here on behalf of the applicant, and
24 that is S-I-D-O-N Y-O-H-A-N-N-E-S.

25 MS. FLETCHER: Thank you, Ms. Yohannes.

1 We have a group of five or more
2 individuals in this case. If each person present
3 would state their name, and spell it for the
4 record, beginning any place you like.

5 MS. MITCHELL: I will begin. This is
6 Cherie Mitchell, C-H-E-R-I-E M-I-T-C-H-E-L-L.
7 Cherie Mitchell.

8 MS. FLETCHER: Thank you, Ms. Mitchell.

9 MS. MITCHELL: Thank you.

10 MS. RUSH: I can go next. This is
11 Carly Rush, C-A-R-L-Y R-U-S-H.

12 MR. CURRY: I'll go next. My name is
13 Eddie Curry, that's E-D-D-I-E, last name C-U-R-R-
14 Y.

15 MR. DEVNEY: I can go next. Pat
16 Devney, P-A-T-R-I-C-K Devney, D-E-V-N-E-Y.

17 MS. ENGEL: I'll go next. Llewelyn
18 Engel. First name Llewelyn, L-L-E-W-E-L-Y-N,
19 last name Engel, E-N-G-E-L.

20 MS. GREENE: I'll go next. My name is
21 Lisa Greene, L-I-S-A Greene, G-R-E-E-N-E.

22 MR. MADISON: I'll go next. Wilton
23 Madison, W-I-L-T-O-N Madison, M-A-D-I-S-O-N.

24 MS. FLETCHER: Thank you.

25 MS. BERNBACH GRAVES: I'll go. Rebecca

1 Bernbach Graves. R-E-B-E-C-C-A and last name is
2 B-E-R-N-B-A-C-H G-R-A-V-E-S.

3 MS. FLETCHER: Thank you.

4 MR. GRAVES: I'll go. I'm Zach Graves,
5 Z-A-C-H G-R-A-V-E-S.

6 MS. FLETCHER: Thank you.

7 MR. PITTMAN: Okay, I'll go next. This
8 is Robert Pittman, R-O-B-E-R-T Pittman, P-I-T-T-
9 M-A-N.

10 MS. FLETCHER: Thank you, Mr. --
11 (Simultaneous speaking.)

12 MR. PITTMAN: Good morning, Ms.
13 Fletcher.

14 MS. FLETCHER: Good morning, Mr.
15 Pittman.

16 Okay, so we have, well let me check
17 with Ms. Yohannes first of all. Ms. Yohannes, is
18 the applicant present today?

19 MS. YOHANNES: No, the applicant is
20 not.

21 MS. FLETCHER: Thank you.

22 So, we have a group of five or more
23 the number of individuals present today. One,
24 two, three, four, five.

25 There are 10 individuals present today

1 from the group of 21. I counted a total of 21
2 individuals in this group.

3 There are 10 individuals present
4 today, which means that the group has standing as
5 a protestant.

6 We need to set some dates. We need to
7 set a date for a status hearing, a protest
8 hearing, and a mediation.

9 Oh, let me ask you this. Who's going
10 to be the designated representative, or
11 representatives for this group?

12 MS. MITCHELL: This is Cherie Mitchell
13 speaking. I am the designated representative for
14 this group, as well as Carly Rush.

15 MS. FLETCHER: Thank you.

16 The status hearing is scheduled for
17 October 26, October 26, 2022, at 10:30 a.m.

18 The protest hearing is set for
19 November 30, 2022, at 1:30.

20 I will give you the next available day
21 for mediation. The next available day for
22 mediation is Tuesday, September 27, anytime
23 between 10:00 and 1:30. That's the next
24 available day.

25 (Simultaneous speaking.)

1 MS. FLETCHER: If that works.

2 MS. MITCHELL: September 27th, you
3 said?

4 MS. FLETCHER: Yes, that's next
5 Tuesday. And, for mediation, the designated
6 representatives only need to be present.

7 But anyone in the group can appear for
8 mediation obviously, because the standing is
9 granted to the entire group.

10 So, Ms. Mitchell and Ms. Rush, is
11 September 27th good for you?

12 MS. MITCHELL: Ms. Fletcher, it is fine
13 for me. Carly?

14 MS. RUSH: It is --

15 (Simultaneous speaking.)

16 MS. MITCHELL: Or actually, I'm sorry,
17 I apologize. That's not the best day for me.

18 MS. FLETCHER: Okay.

19 Let's move to, we're going to move
20 then to the first week in October. What about
21 Tuesday, October 4? Anytime between 10:00 and
22 1:30.

23 MS. YOHANNES: The applicant can do,
24 actually, I'm sorry. Give me those times again?

25 MS. FLETCHER: Any time October 4,

1 anytime between 10:00 and 1:30.

2 MS. YOHANNES: Okay, I could do after
3 12:30.

4 MS. FLETCHER: Okay.

5 MS. YOHANNES: So, 12:30 or after.

6 MS. MITCHELL: This is Cherie Mitchell
7 speaking. That date and time works for me.

8 MS. RUSH: How late did you say, what
9 was the window?

10 MS. FLETCHER: Any time between 10:00
11 and 1:30.

12 MS. RUSH: Okay if we can do 1:00, then
13 I can do that date, if that works for everyone.

14 MS. FLETCHER: Yes. And, so if there's
15 anyone else from the group that will be
16 attending, Ms. Mitchell or Ms. Rush, you can let
17 me know and I'll send a Webex invitation to the
18 individuals that are going to attend.

19 MS. MITCHELL: Yes, Ms. Fletcher,
20 Robert Pittman will be in attendance.

21 MS. FLETCHER: Okay.

22 MS. MITCHELL: And, Lisa Greene, are
23 you going to be in attendance?

24 MS. GREENE: Yes.

25 MS. FLETCHER: Okay.

1 MS. MITCHELL: All right, thank you.

2 MS. FLETCHER: Making a note of that,
3 so.

4 MR. PITTMAN: Ms. Fletcher?

5 MS. FLETCHER: Yes, Mr. Pittman?

6 MR. PITTMAN: In all due respect to
7 Carly and Cherie, a number of the protestants
8 here, this is their first time.

9 And, I want them, we all want them to
10 feel comfortable.

11 MS. FLETCHER: Uh huh.

12 MR. PITTMAN: So, I think if you could
13 again say to them that they have the opportunity
14 to participate, I think that would be helpful.

15 MS. FLETCHER: You sure do.

16 Any protestant in this group can
17 attend the mediation. If everyone present today
18 would like to attend, I'll send an invitation to
19 everyone who's present today.

20 MALE SPEAKER: Yes, I would be
21 interested.

22 MS. FLETCHER: Okay.

23 MS. MITCHELL: Ms. Fletcher, this is
24 Cherie Mitchell speaking.

25 MS. FLETCHER: Uh huh.

1 MS. MITCHELL: Just wanted to let you
2 know and try to get this in that we as a group,
3 are recording this meeting for our own purposes
4 since everyone is not present.

5 So, we are doing an audio recording.

6 MS. FLETCHER: Okay, of the roll call?

7 MS. MITCHELL: Of the roll call hearing
8 today, correct.

9 MS. RUSH: And, this is Carly Rush.
10 Just a question. If we, I assume that if we have
11 someone who is interested in attending who hasn't
12 spoken up here, who lets us know later, we can
13 let you know and add them to the Webex?

14 Okay.

15 MS. FLETCHER: You sure can.

16 Rebecca, can you spell your last name
17 one more time?

18 MS. BERNBACH GRAVES: Sure, it's
19 Bernbach, B-E-R-N and then it's two names. B-E-
20 R-N-B-A-C-H, Bernbach Graves, G-R-A-V-E-S.

21 MS. FLETCHER: And, so Ms. Mitchell,
22 let me ask you something. You sent me a list of
23 everyone to send an invitation to today.

24 So, I will have the email addresses of
25 anyone who is at roll call today that I send an

1 invite to.

2 So I'll look at that list, and if
3 there's a name that I have today that's not on
4 the list you sent me, I'll let you know.

5 MS. MITCHELL: Thank you, Ms. Fletcher.

6 One of the things is, I know one
7 individual that were on the email list that I
8 sent in, may not have received an invitation.

9 So, I forward that invitation to him
10 since I had sent that to you.

11 MS. FLETCHER: Uh huh.

12 MS. MITCHELL: And, so that is Eddie
13 Curry. Just might want to double check, you
14 know, the paperwork with regard to his email
15 address.

16 MS. FLETCHER: Honestly, I don't need
17 to. I mean you can always forward the invite.
18 But I'll send one.

19 So Mr. Curry, I will double check and
20 make sure that your email address is on the list
21 that I have. And, if it's not, Ms. Mitchell,
22 I'll let you know.

23 MR. CURRY: Thank you, Ms. Fletcher.

24 MS. MITCHELL: Thank you.

25 MS. FLETCHER: You're very welcome.

1 And, so I have standing granted to a
2 group of five or more, and the mediation is set
3 for Tuesday, October 4 at 1:00 o'clock p.m.

4 And, just so that everyone knows, just
5 shortly before the roll call hearing started, I
6 received an email from Ms. Yohannes that the ANC,
7 that's ANC 6A, is it?

8 That ANC 6A entered into a settlement
9 agreement with Bronze DC, which means that if the
10 Board approves that settlement agreement, then
11 the Board automatically dismisses any group of
12 five or more.

13 But the settlement agreement hasn't
14 been approved. It was just submitted. And, so
15 we'll proceed with the mediation, the status
16 hearing, and the protest hearing.

17 We'll just move forward until that
18 happens, if it does. Until the Board approves
19 the settlement agreement.

20 Miss --

21 (Simultaneous speaking.)

22 MS. YOHANNES: And --

23 MS. FLETCHER: Ms. Yohannes, and that's
24 correct, yes.

25 MS. YOHANNES: Yes, that's correct. I

1 was just going to say and I, I didn't realize I
2 was on mute. I thought you were just ignoring
3 me.

4 (Laughter.)

5 MS. YOHANNES: I also wanted to just
6 add that I am, I am putting my email in this
7 group chat if anyone wants to contact me.

8 And, I will also following this roll
9 call later today, just email Ms. Mitchell, and
10 Ms. Rush, as the representatives.

11 And, hopefully just have some, you
12 know, good communications with the parties moving
13 forward.

14 But yes, you are correct in the (audio
15 interference) issue.

16 MS. MITCHELL: This is Cherie Mitchell
17 speaking. Thank you, Ms. Yohannes.

18 Carly Rush or I will be the ones that
19 will be in contact with you. Of this group.

20 MS. FLETCHER: Mr. Pittman, do I see
21 your hand?

22 MR. PITTMAN: Regarding any settlement
23 agreement that ANC 6A has entered into with the
24 applicant, I will call to the Board's attention,
25 and I will work with the rest of the protestants,

1 and the designated designees, that it was not
2 done in accordance with the Sunshine Act.

3 There was not proper notification to
4 the community, and that the agreement that has
5 been reached with the ANC, violates in accordance
6 like I said, the Sunshine Act, and, what the
7 interests of the protestants and the immediate
8 community is.

9 So, we would challenge that with ABRA.

10 MS. FLETCHER: Okay, thank you Mr.
11 Pittman. I've made a note of that, too. I'll
12 pass that information along.

13 MS. YOHANNES: And, while this might
14 not necessarily, and I don't want to get into it
15 at this point, but I do want to ask if you all
16 have seen the contents of that agreement.

17 MS. MITCHELL: This is Cherie Mitchell
18 speaking. We have seen the contents, and they do
19 not reflect our interests as a community.

20 MS. YOHANNES: Okay.

21 MS. MITCHELL: And, as neighbors who
22 immediately back to that property.

23 MS. YOHANNES: Like I said, yes, I
24 will, I'll be in touch with you. We're happy to
25 have communications with you all moving forward.

1 MS. FLETCHER: Mr. Pittman?

2 MR. CURRY: Yes, ma'am?

3 MS. FLETCHER: Lower your hand.

4 MR. CURRY: I'm sorry. Let me take it
5 down.

6 (Laughter.)

7 MS. FLETCHER: Okay, anything else?
8 Anything else, Ms. Yohannes?

9 MS. YOHANNES: No, ma'am, thank you.

10 MS. FLETCHER: And, I saw that you put
11 your contact information in the chat.

12 MS. YOHANNES: Yes.

13 MS. FLETCHER: Okay, well then I will
14 send out the invites for the mediation. The
15 invites for the status and protest hearing do not
16 come from me, and they go out at a later date.

17 But I'll send you the dates for the
18 mediation.

19 Okay, if there's nothing more, thanks
20 everybody for coming. And, the roll call hearing
21 in the matter of Bronze DC is concluded.

22 Thank you.

23 MS. YOHANNES: Thank you.

24 MS. MITCHELL: Thank you, Ms. Fletcher.

25 MS. FLETCHER: You're welcome.

1 MS. MITCHELL: Thank you, Ms. Fletcher.

2 MS. FLETCHER: You're welcome, Ms.

3 Mitchell. Nice to see everybody.

4 (Whereupon, the above-entitled matter
5 went off the record at 10:20 a.m.)

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A

a.m 3:2 6:17 16:5
above-entitled 16:4
ABRA 1:16 14:9
ABRA's 3:4
ABRA-121843 2:13
 3:12
Act 14:2,6
add 10:13 13:6
address 11:15,20
addresses 10:24
adverse 3:14
agent 1:14,16 3:19
agreement 12:9,10,13
 12:19 13:23 14:4,16
Alcoholic 1:2,13
ANC 1:7 2:15 12:6,7,8
 13:23 14:5
anytime 6:22 7:21 8:1
apologize 7:17
appear 7:7
applicant 3:23 5:18,19
 7:23 13:24
Applicant's 1:23
application 1:9 2:16
 3:13
approved 12:14
approves 12:10,18
assume 10:10
attend 8:18 9:17,18
attendance 8:20,23
attending 8:16 10:11
attention 13:24
audio 10:5 13:14
automatically 12:11
available 6:20,21,24

B

B-E- 10:19
B-E-R-N 10:19
B-E-R-N-B-A-C-H 5:2
back 14:22
beginning 4:4
behalf 3:20,23
Bernbach 1:18 4:25 5:1
 10:18,19,20
best 7:17
Beverage 1:2,13
Board 1:2,13 12:10,11
 12:18
Board's 1:14,16 3:18
 13:24
Bronze 1:6,6 2:11,11
 3:9,11,20 12:9 15:21

C

C-A-R-L-Y 4:11
C-H-E-R-I-E 4:6

C-O-N-T-E-N-T-S 2:6

C-U-R-R- 4:13
calendar 3:8,9
call 1:3,7 3:5,18 10:6,7
 10:25 12:5 13:9,24
 15:20
Carly 1:23 4:11 6:14
 7:13 9:7 10:9 13:18
case 1:8 2:10 3:8,9 4:2
cases 3:8
challenge 14:9
chat 13:7 15:11
check 5:16 11:13,19
Cherie 1:22 4:6,7 6:12
 8:6 9:7,24 13:16
 14:17
class 2:14 3:13
COLUMBIA 1:1
come 15:16
comfortable 9:10
coming 15:20
communications 13:12
 14:25
community 14:4,8,19
concluded 15:21
conducted 3:5
conducting 3:18
contact 13:7,19 15:11
contents 14:16,18
Control 1:2,13
correct 10:8 12:24,25
 13:14
Counsel 1:23
counted 6:1
CT 1:7 2:14 3:13
Curry 1:19 4:12,13
 11:13,19,23 15:2,4

D

D-E-V-N-E-Y 4:16
date 6:7 8:7,13 15:16
dates 6:6 15:17
day 6:20,21,24 7:17
DC 1:6,6 2:11,11 3:9,11
 3:21 12:9 15:21
designated 6:10,13 7:5
 14:1
designees 14:1
Devney 1:19 4:15,16,16
dismisses 12:11
DISTRICT 1:1
doing 10:5
double 11:13,19
due 9:6

E

E-D-D-I-E 4:13
E-N-G-E-L 4:19

Eddie 1:19 4:13 11:12
email 10:24 11:7,14,20
 12:6 13:6,9
Engel 1:20 4:17,18,19
entered 12:8 13:23
entire 7:9
everybody 3:4 15:20
 16:3

F

feel 9:10
fine 7:12
first 3:8 4:18 5:17 7:20
 9:8
five 4:1 5:22,24 12:2,12
Fletcher 1:13,16 3:3,7
 3:17,25 4:8,24 5:3,6
 5:10,13,14,21 6:15
 7:1,4,12,18,25 8:4,10
 8:14,19,21,25 9:2,4,5
 9:11,15,22,23,25 10:6
 10:15,21 11:5,11,16
 11:23,25 12:23 13:20
 14:10 15:1,3,7,10,13
 15:24,25 16:1,2
following 13:8
forward 11:9,17 12:17
 13:13 14:25
four 5:24

G

G-R-A-V-E-S 5:2,5
 10:20
G-R-E-E-N-E 4:21
give 6:20 7:24
go 4:10,12,15,17,20,22
 4:25 5:4,7 15:16
going 6:9 7:19 8:18,23
 13:1
good 3:3,22 5:12,14
 7:11 13:12
granted 7:9 12:1
Graves 1:18,20 4:25 5:1
 5:4,4 10:18,20
Greene 1:21 4:20,21,21
 8:22,24
group 4:1 5:22 6:1,2,4
 6:11,14 7:7,9 8:15
 9:16 10:2 12:2,11
 13:7,19

H

H 1:7 2:12 3:11
hand 13:21 15:3
happens 12:18
happy 14:24
hearing 1:3,7 3:5,18 6:7
 6:8,16,18 10:7 12:5

12:16,16 15:15,20
helpful 9:14
Honestly 11:16
hopefully 13:11
huh 9:11,25 11:11

I

ignoring 13:2
immediate 14:7
immediately 14:22
impact 3:14
individual 11:7
individuals 4:2 5:23,25
 6:2,3 8:18
information 14:12
 15:11
interested 9:21 10:11
interests 14:7,19
interference 13:15
invitation 8:17 9:18
 10:23 11:8,9
invite 11:1,17
invites 15:14,15
issue 13:15
issues 3:14

J

joining 3:4

K

know 8:17 10:2,12,13
 11:4,6,14,22 13:12
knows 12:4

L

L-I-S-A 4:21
L-L-E-W-E-L-Y-N 4:18
late 8:8
Laughter 13:4 15:6
LaVerne 1:13,16 3:7,17
Let's 7:19
License 1:8 2:13 3:12
Lisa 1:21 4:21 8:22
list 10:22 11:2,4,7,20
LLC 1:6 2:11 3:11
Llewelyn 1:20 4:17,18
look 11:2
Lower 15:3

M

M-A-D-I-S-O-N 4:23
M-A-N 5:9
M-I-T-C-H-E-L-L 4:6
ma'am 15:2,9
Madison 1:21 4:22,23
 4:23
Making 9:2
MALE 9:20

matter 1:5 15:21 16:4
mean 11:17
means 6:4 12:9
mediation 6:8,21,22 7:5
 7:8 9:17 12:2,15
 15:14,18
meeting 10:3
met 1:13
Mitchell 1:22 4:5,6,7,8
 4:9 6:12,12 7:2,10,12
 7:16 8:6,6,16,19,22
 9:1,23,24 10:1,7,21
 11:5,12,21,24 13:9,16
 13:16 14:17,17,21
 15:24 16:1,3
Monday 1:11
morning 3:3,5,22 5:12
 5:14
move 7:19,19 12:17
moving 13:12 14:25
mute 13:2

N

name 3:7,17 4:3,12,13
 4:18,19,20 5:1 10:16
 11:3
names 10:19
NE 1:7 2:12 3:11
necessarily 14:14
need 6:6,6 7:6 11:16
neighbors 14:21
new 1:9 2:16 3:13
Nice 16:3
note 9:2 14:11
notification 14:3
November 6:19
number 3:9,12 5:23 9:7

O

o'clock 12:3
O-F 2:6
obviously 7:8
October 6:17,17 7:20
 7:21,25 12:3
Oh 6:9
Okay 5:7,16 7:18 8:2,4
 8:12,21,25 9:22 10:6
 10:14 14:10,20 15:7
 15:13,19
ones 13:18
opportunity 9:13
order 3:15

P

P-A-T-R-I-C-K 4:16
P-I-T-T 5:8
P-R-O-C-E-E-D-I-N-G-S
 3:1

p.m 12:3
PAGE 2:9
paperwork 11:14
parking 3:15
participate 9:14
parties 13:12
pass 14:12
Pat 4:15
PATRICK 1:19
peace 3:15
person 4:2
Pittman 1:22 5:7,8,8,12
 5:15 8:20 9:4,5,6,12
 13:20,22 14:11 15:1
place 4:4
platform 3:6
point 14:15
present 1:15,17 3:20
 4:2 5:18,23,25 6:3 7:6
 9:17,19 10:4
presiding 1:14
proceed 12:15
proper 14:3
property 3:16 14:22
protest 3:14 6:7,18
 12:16 15:15
protestant 1:18,19,19
 1:20,20,21,21,22,22
 1:23 6:5 9:16
protestants 9:7 13:25
 14:7
purposes 10:3
put 15:10
putting 13:6

Q

question 10:10
quiet 3:15

R

R-E-B-E-C-C-A 5:1
R-N-B-A-C-H 10:20
R-O-B-E-R-T 5:8
R-U-S-H 4:11
reached 14:5
real 3:16
realize 13:1
Rebecca 1:18 4:25
 10:16
received 11:8 12:6
record 4:4 16:5
recording 10:3,5
reflect 14:19
regard 11:14
Regarding 13:22
representative 6:10,13
representatives 6:11
 7:6 13:10

residential 3:15
respect 9:6
rest 13:25
retailer 1:7 2:14 3:12
right 9:1
Robert 1:22 5:8 8:20
roll 1:3,7 3:5,18 10:6,7
 10:25 12:5 13:8 15:20
Rush 1:23 4:10,11 6:14
 7:10,14 8:8,12,16
 10:9,9 13:10,18

S

S-I-D-O-N 3:24
saw 15:10
scheduled 6:16
see 13:20 16:3
seen 14:16,18
send 8:17 9:18 10:23
 10:25 11:18 15:14,17
sent 10:22 11:4,8,10
September 1:11 6:22
 7:2,11
set 6:6,7,18 12:2
settlement 12:8,10,13
 12:19 13:22
shortly 12:5
Sidon 1:23 3:22
Simultaneous 5:11
 6:25 7:15 12:21
sorry 7:16,24 15:4
SPEAKER 9:20
speaking 5:11 6:13,25
 7:15 8:7 9:24 12:21
 13:17 14:18
spell 4:3 10:16
spoken 10:12
standing 6:4 7:8 12:1
started 12:5
state 4:3
status 6:7,16 12:15
 15:15
Street 1:7 2:12 3:11
submitted 12:14
Sunshine 14:2,6
sure 9:15 10:15,18
 11:20

T

T-A-B-L-E 2:6
t/a 1:6 2:11
take 15:4
thank 3:4,25 4:8,9,24
 5:3,6,10,21 6:15 9:1
 11:5,23,24 13:17
 14:10 15:9,22,23,24
 16:1
thanks 15:19

things 11:6
think 9:12,14
thought 13:2
three 5:24
time 7:25 8:7,10 9:8
 10:17
times 7:24
today 3:8 5:18,23,25
 6:4 9:17,19 10:8,23
 10:25 11:3 13:9
total 6:1
touch 14:24
try 10:2
Tuesday 6:22 7:5,21
 12:3
two 3:8 5:24 10:19

U

Uh 9:11,25 11:11

V

values 3:16
videoconference 1:13
violates 14:5

W

W-I-L-T-O-N 4:23
want 9:9,9 11:13 14:14
 14:15
wanted 10:1 13:5
wants 13:7
we'll 12:15,17
we're 7:19 14:24
WebEx 1:13 3:6 8:17
 10:13
week 7:20
welcome 11:25 15:25
 16:2
went 16:5
Wilton 1:21 4:22
window 8:9
work 13:25
works 7:1 8:7,13

X

Y

Y 4:14
Y-O-H-A-N-N-E-S 3:24
Yohannes 1:23 3:22,23
 3:25 5:17,17,19 7:23
 8:2,5 12:6,22,23,25
 13:5,17 14:13,20,23
 15:8,9,12,23

Z

Z-A-C-H 5:5
Zach 1:20 5:4

0
00092 3:10

1
1:00 8:12 12:3
1:30 6:19,23 7:22 8:1,11
10 5:25 6:3
10:00 6:23 7:21 8:1,10
10:03 3:2
10:20 16:5
10:30 6:17
12:30 8:3,5
121843 1:8
1245 1:7 2:12 3:11
19 1:11

2
2022 1:11 6:17,19
21 6:1,1
22-PRO- 3:9
22-PRO-00092 1:8 2:10
26 6:17,17
27 6:22
27th 7:2,11

3
30 6:19

4
4 2:16 7:21,25 12:3

5

6
6A 1:7 2:15 12:7,8
13:23

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Hearing

Before: Alcoholic Beverage Control Board

Date: 09-19-22

Place: Videoteleconference

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.

Neal R Gross

Court Reporter

NEAL R. GROSS

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