## DISTRICT OF COLUMBIA

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## ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF:

:

Hunt Suburban Liquor, :

Inc., t/a Suburban

Liquors : Roll Call 4347 Hunt Place, NE : Hearing

License #117766 : Case #21-PRO-00077 : Retailer A - ANC 7D :

:

(License Renewal) :

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Monday

November 1, 2021

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

## PRESENT:

LAVERNE FLETCHER, ABRA Board's Agent

ALSO PRESENT:

KYUNG HWAN LEE, Applicant's Counsel MAX RICHMAN, Protestant

| 1  | P-R-O-C-E-E-D-I-N-G-S                             |
|----|---------------------------------------------------|
| 2  | 10:04 a.m.                                        |
| 3  | MS. FLETCHER: The next case is                    |
| 4  | Suburban Liquors. The next case is Suburban       |
| 5  | Liquors, Case No. 21-PRO-00077, Hunt Suburban     |
| 6  | Liquor, Inc., 4347 Hunt Place, Northeast, License |
| 7  | No. ABRA-11776. This is a Retailer Class A        |
| 8  | license renewal. The protest issues are adverse   |
| 9  | impact on peace, order, and quiet. Is anyone      |
| 10 | present on behalf of Suburban Liquors?            |
| 11 | MR. LEE: Good morning, Ms. Fletcher.              |
| 12 | This is Kevin Lee. I'm an attorney for Suburban   |
| 13 | Liquors, Hunt Suburban Liquor, Inc.               |
| 14 | MS. FLETCHER: Thank you, Mr. Lee. Is              |
| 15 | the applicant present today?                      |
| 16 | MR. LEE: No, he's not.                            |
| 17 | (Simultaneous speaking.)                          |
| 18 | MS. FLETCHER: Okay, no problem.                   |
| 19 | Thank you. And who's present on behalf of the     |
| 20 | Deanwood Citizens Association?                    |
| 21 | (No audible response.)                            |
| 22 | MS. FLETCHER: Is anyone present on                |
| 23 | behalf of Deanwood Citizens Association?          |
| 24 | MR. RICHMAN: This is Max Richman.                 |
| 25 | I've dialed in from representing the Deanwood     |
|    |                                                   |

|    | Citizens Association. I'm sorry. I was having a  |
|----|--------------------------------------------------|
| 2  | technical issue this morning.                    |
| 3  | MS. FLETCHER: Thank you, Mr. Richman.            |
| 4  | I saw you present earlier, so I knew you were    |
| 5  | here. Could you please state your name one more  |
| 6  | time and spell it for the record, please?        |
| 7  | MR. RICHMAN: Sure. My name is Max                |
| 8  | Richman. That's M-A-X R-I-C-H-M-A-N. And I am    |
| 9  | on the Board of the Deanwood Citizens            |
| 10 | Association.                                     |
| 11 | MS. FLETCHER: Thank you. The                     |
| 12 | Deanwood Citizens Association does have standing |
| 13 | as a protestant. We need to set a date for       |
| 14 | mediation, a status hearing, and a protest       |
| 15 | hearing.                                         |
| 16 | I'll give you the date for the status            |
| 17 | and protest hearing first. The status hearing is |
| 18 | set for January 12, 2022 at 10:30 a.m. That's    |
| 19 | January 12, 2022 at 10:30 a.m. for the status    |
| 20 | hearing.                                         |
| 21 | MR. RICHMAN: 10:30 a.m. on January               |
| 22 | 12th?                                            |
| 23 | MS. FLETCHER: Yes, 10:30 a.m. on                 |
| 24 | January 12th.                                    |
| 25 | MR. RICHMAN: Yeah, that works for me.            |
|    |                                                  |

| 1  | MS. FLETCHER: Thank you. The                     |
|----|--------------------------------------------------|
| 2  | MR. LEE: Okay.                                   |
| 3  | MS. FLETCHER: Okay. Thank you, Mr.               |
| 4  | Lee. The protest hearing is set for February 9,  |
| 5  | 2022 at 1:30.                                    |
| 6  | MR. LEE: Will you hold a mediation we            |
| 7  | talked about it or a protest hearing?            |
| 8  | MS. FLETCHER: This is the protest                |
| 9  | hearing.                                         |
| 10 | MR. LEE: Oh, okay. So January?                   |
| 11 | MS. FLETCHER: Yeah, the protest                  |
| 12 | hearing is set for January no, the protest       |
| 13 | hearing is set for February                      |
| 14 | MR. LEE: Okay.                                   |
| 15 | MS. FLETCHER: 9                                  |
| 16 | MR. LEE: 9?                                      |
| 17 | MS. FLETCHER: at 1:30.                           |
| 18 | MR. LEE: At 1:30? Okay.                          |
| 19 | MS. FLETCHER: We need to set a date              |
| 20 | for mediation, the next day available. The next  |
| 21 | day available for mediation is actually,         |
| 22 | that's a holiday. One second. The next day       |
| 23 | available is November the 16th at 9:00           |
| 24 | beginning at 9:00, anytime between 9:00 and 2:00 |
| 25 | in the afternoon on the 16th. That's a Tuesday.  |
|    |                                                  |

| 1  | MR. LEE: Actually, I prefer after                 |
|----|---------------------------------------------------|
| 2  | 11:00, between 11:00 to 1:00 o'clock anytime.     |
| 3  | MS. FLETCHER: Okay.                               |
| 4  | MR. RICHMAN: Yeah, I'm available in               |
| 5  | that window as well. Should we just do 12:00 to   |
| 6  | 1:00 maybe?                                       |
| 7  | MS. FLETCHER: It works on this end.               |
| 8  | It works for you, Mr. Lee, also, noon on November |
| 9  | 16?                                               |
| 10 | MR. LEE: November 16, yeah. 12:00?                |
| 11 | MS. FLETCHER: Yes.                                |
| 12 | MR. LEE: Okay.                                    |
| 13 | MS. FLETCHER: Mediation is set for                |
| 14 | Tuesday, November 16 at 12:00                     |
| 15 | MR. LEE: 16, 12:00, okay. That works              |
| 16 | for me.                                           |
| 17 | MS. FLETCHER: Okay. Well, thank you               |
| 18 | very much. Any questions at all?                  |
| 19 | (Simultaneous speaking.)                          |
| 20 | MR. RICHMAN: I just had oh, sorry.                |
| 21 | Go ahead.                                         |
| 22 | MR. LEE: Go ahead. I'm done with                  |
| 23 | that.                                             |
| 24 | MR. RICHMAN: Okay. I was just going               |
| 25 | to ask since I was late to the meeting with my    |

| 1  | connectivity problem                             |
|----|--------------------------------------------------|
| 2  | MS. FLETCHER: Excuse me, Mr. Richman.            |
| 3  | I'm just identifying you for the court reporter. |
| 4  | Mr. Richman is speaking.                         |
| 5  | MR. RICHMAN: Yes, yeah. This is Mr.              |
| 6  | Richman speaking. I just wanted to make sure I   |
| 7  | knew who was the counterpart on the other side.  |
| 8  | I believe, Mr. Lee, are you a representative or  |
| 9  | are you the owner of the business? I'm sorry.    |
| 10 | Again, I missed the beginning of the meeting.    |
| 11 | MR. LEE: I'm an attorney for the                 |
| 12 | Suburban Liquor.                                 |
| 13 | MR. RICHMAN: Okay, great. Do you                 |
| 14 | have contact information so that I can begin     |
| 15 | discussions with you? With other groups in the   |
| 16 | neighborhood, we have reached settlement         |
| 17 | agreements. So I would like to begin the         |
| 18 | dialogue with you or whomever I should connect   |
| 19 | with.                                            |
| 20 | MR. LEE: Yeah, my email is simple.               |
| 21 | Just KevinLeeLaw@gmail.                          |
| 22 | MR. RICHMAN: Capital?                            |
| 23 | MR. LEE: No, Kevin. My name is                   |
| 24 | KevinLeeLaw@gmail, yeah.                         |
| 25 | MR. RICHMAN: Could you spell that for            |
|    |                                                  |

| 1  | me? I'm sorry. My phone connection is not very |
|----|------------------------------------------------|
| 2  | good.                                          |
| 3  | MR. LEE: It's okay. It's okay. K-E-            |
| 4  | V-I-N oh, I have your email address on your    |
| 5  | letter. So it's MaxRichman@gmail. I will shoot |
| 6  |                                                |
| 7  | MR. RICHMAN: Yes.                              |
| 8  | MR. LEE: you an email. I will                  |
| 9  | shoot you an email                             |
| 10 | MR. RICHMAN: Yeah, if you can                  |
| 11 | MR. LEE: right after the case.                 |
| 12 | All right.                                     |
| 13 | MR. RICHMAN: Perfect. That would be            |
| 14 | great.                                         |
| 15 | MR. LEE: Okay.                                 |
| 16 | MR. RICHMAN: Thank you.                        |
| 17 | MR. LEE: All right.                            |
| 18 | MR. RICHMAN: Thank you, Ms. Fletcher.          |
| 19 | That was my only question.                     |
| 20 | MS. FLETCHER: Okay. Well, thank you            |
| 21 | very much. The roll call hearing is concluded. |
| 22 | Thank you for coming.                          |
| 23 | MR. LEE: Thank you very much.                  |
| 24 | MS. FLETCHER: You're welcome.                  |
| 25 | MR. RICHMAN: Take care.                        |

| 1  | MS. FLETCHER: Take care.              |
|----|---------------------------------------|
| 2  | (Whereupon, the above-entitled matter |
| 3  | went off the record at 10:11 a.m.)    |
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|-------------------------------|------------------------------|--------------------------------|-------------------------------|
| Α                             | dialed 2:25                  | 7:15,17,23                     | R-I-C-H-M-A-N 3:8             |
|                               | dialogue 6:18                | letter 7:5                     | reached 6:16                  |
| <b>a.m</b> 2:2 3:18,19,21,23  | discussions 6:15             | license 1:8,10 2:6,8           | record 3:6 8:3                |
| 8:3                           | DISTRICT 1:1                 |                                |                               |
| above-entitled 8:2            | DISTRICT 1.1                 | <b>Liquor</b> 1:6 2:6,13 6:12  | renewal 1:10 2:8              |
| <b>ABRA</b> 1:17              |                              | <b>Liquors</b> 1:7 2:4,5,10,13 | reporter 6:3                  |
| ABRA-11776 2:7                | E                            |                                | representative 6:8            |
| address 7:4                   | earlier 3:4                  | M                              | representing 2:25             |
| adverse 2:8                   | email 6:20 7:4,8,9           | M-A-X 3:8                      | response 2:21                 |
| afternoon 4:25                | Excuse 6:2                   | matter 1:5 8:2                 | Retailer 1:9 2:7              |
| Agent 1:14,17                 |                              | Max 1:19 2:24 3:7              | Richman 1:19 2:24,24          |
| agreements 6:17               | F                            | MaxRichman@gmail               | 3:3,7,8,21,25 5:4,20          |
| ahead 5:21,22                 | February 4:4,13              | 7:5                            | 5:24 6:2,4,5,6,13,22          |
| Alcoholic 1:2,13              | first 3:17                   | mediation 3:14 4:6,20          | 6:25 7:7,10,13,16,18          |
| ANC 1:9                       | Fletcher 1:14,17 2:3,11      | 4:21 5:13                      | 7:25                          |
|                               | 2:14,18,22 3:3,11,23         | meeting 5:25 6:10              | roll 1:3,7 7:21               |
| anytime 4:24 5:2              | 4:1,3,8,11,15,17,19          | met 1:14                       | 1011 1.0,7 7.21               |
| applicant 2:15                | 5:3,7,11,13,17 6:2           | missed 6:10                    | S                             |
| Applicant's 1:19              |                              | Monday 1:11                    | saw 3:4                       |
| Association 2:20,23           | 7:18,20,24 8:1               |                                | saw 3.4<br>second 4:22        |
| 3:1,10,12                     |                              | morning 2:11 3:2               |                               |
| attorney 2:12 6:11            |                              | N                              | set 3:13,18 4:4,12,13,19      |
| audible 2:21                  | give 3:16                    |                                | 5:13                          |
| available 4:20,21,23 5:4      | <b>groups</b> 6:15           | name 3:5,7 6:23                | settlement 6:16               |
|                               |                              | NE 1:7                         | <b>shoot</b> 7:5,9            |
| B                             | Н                            | need 3:13 4:19                 | <b>side</b> 6:7               |
| beginning 4:24 6:10           | hearing 1:3,7 3:14,15        | neighborhood 6:16              | simple 6:20                   |
| behalf 2:10,19,23             | 3:17,17,20 4:4,7,9,12        | noon 5:8                       | Simultaneous 2:17             |
| believe 6:8                   | 4:13 7:21                    | Northeast 2:6                  | 5:19                          |
| Beverage 1:2,13               | hold 4:6                     | November 1:12 4:23             | <b>sorry</b> 3:1 5:20 6:9 7:1 |
| <b>Board</b> 1:2,13 3:9       | holiday 4:22                 | 5:8,10,14                      | speaking 2:17 5:19 6:4        |
| Board's 1:14,17               | Hunt 1:6,7 2:5,6,13          |                                | 6:6                           |
| business 6:9                  | <b>HWAN</b> 1:19             | O                              | spell 3:6 6:25                |
| Dusiness 0.9                  |                              | o'clock 5:2                    | standing 3:12                 |
|                               | I                            | order 2:9                      | state 3:5                     |
|                               | identifying 6:3              | owner 6:9                      | status 3:14,16,17,19          |
| call 1:3,7 7:21               | impact 2:9                   |                                | <b>Suburban</b> 1:6,6 2:4,4,5 |
| Capital 6:22                  | information 6:14             | P                              | 2:10,12,13 6:12               |
| care 7:25 8:1                 | issue 3:2                    | P-R-O-C-E-E-D-I-N-G-S          | 2.10,12,10 0.12               |
| case 1:8 2:3,4,5 7:11         |                              | 2:1                            | т                             |
| <b>Citizens</b> 2:20,23 3:1,9 | issues 2:8                   |                                | 10.1:6                        |
| 3:12                          | <u> </u>                     | peace 2:9                      | t/a 1:6                       |
| Class 2:7                     | J                            | Perfect 7:13                   | talked 4:7                    |
| COLUMBIA 1:1                  | <b>January</b> 3:18,19,21,24 | phone 7:1                      | technical 3:2                 |
| coming 7:22                   | 4:10,12                      | Place 1:7 2:6                  | thank 2:14,19 3:3,11          |
| concluded 7:21                |                              | please 3:5,6                   | 4:1,3 5:17 7:16,18,20         |
| connect 6:18                  | K                            | prefer 5:1                     | 7:22,23                       |
| connection 7:1                | <b>K-E-</b> 7:3              | present 1:16,18 2:10,15        | today 2:15                    |
| connectivity 6:1              | Kevin 2:12 6:23              | 2:19,22 3:4                    | <b>Tuesday</b> 4:25 5:14      |
| contact 6:14                  | KevinLeeLaw@gmail            | presiding 1:14                 |                               |
| Control 1:2,13                | 6:21,24                      | problem 2:18 6:1               | U                             |
| Counsel 1:19                  | knew 3:4 6:7                 | protest 2:8 3:14,17 4:4        |                               |
| counterpart 6:7               | <b>KYUNG</b> 1:19            | 4:7,8,11,12                    | V                             |
| court 6:3                     |                              | protestant 1:19 3:13           | V-I-N 7:4                     |
|                               | L                            | <u> </u>                       | videoconference 1:14          |
| D                             | late 5:25                    | Q                              |                               |
| <u> </u>                      | <b>LaVerne</b> 1:14,17       | question 7:19                  | W                             |
| date 3:13,16 4:19             | Lee 1:19 2:11,12,14,16       | questions 5:18                 | wanted 6:6                    |
| day 4:20,21,22                | 4:2,4,6,10,14,16,18          | quiet 2:9                      | WebEx 1:14                    |
| <b>Deanwood</b> 2:20,23,25    |                              | quiet 2.3                      | welcome 7:24                  |
| 3:9,12                        | 5:1,8,10,12,15,22 6:8        | R                              | went 8:3                      |
|                               | 6:11,20,23 7:3,8,11          |                                | WGIIL O.J                     |
| ll .                          | ı                            | '                              | 1                             |

| window 5:5<br>works 3:25 5:7,8,15    |   |  |
|--------------------------------------|---|--|
| <b>WOLKS</b> 5.25 5.7,6,15           |   |  |
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| <b>1:00</b> 5:2,6                    |   |  |
| <b>1:30</b> 4:5,17,18                |   |  |
| <b>10:04</b> 2:2<br><b>10:11</b> 8:3 |   |  |
| <b>10:30</b> 3:18,19,21,23           |   |  |
| <b>11:00</b> 5:2,2                   |   |  |
| <b>117766</b> 1:8                    |   |  |
| <b>12</b> 3:18,19                    |   |  |
| <b>12:00</b> 5:5,10,14,15            |   |  |
| <b>12th</b> 3:22,24                  |   |  |
| <b>16</b> 5:9,10,14,15               |   |  |
| <b>16th</b> 4:23,25                  |   |  |
| 2                                    |   |  |
| <b>2:00</b> 4:24                     |   |  |
| <b>2021</b> 1:12                     |   |  |
| <b>2022</b> 3:18,19 4:5              |   |  |
| <b>21-PRO-00077</b> 1:8 2:5          |   |  |
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| <b>4347</b> 1:7 2:6                  |   |  |
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| <b>7D</b> 1:9                        |   |  |
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| <b>9</b> 4:4,15,16                   |   |  |
| <b>9:00</b> 4:23,24,24               |   |  |
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This is to certify that the foregoing transcript

In the matter of: Suburban Liquor

Before: DCABRA

Date: 11-01-21

Place: teleconference

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

Court Reporter

near Nous &