DISTRICT OF COLUMBIA + + + + +ALCOHOLIC BEVERAGE CONTROL BOARD + + + + + MEETING -----= IN THE MATTER OF: : JG 2325 18th Street LLC : t/a To Be Determined : 2325 18th Street NW : Retailer CR - ANC 1C : License No. 116507 : : (Request to Extend : Safekeeping) : -----= Wednesday November 2, 2022 The Alcoholic Beverage Control Board met via WebEx videoconference, Chairperson Donovan W. Anderson presiding. **PRESENT:** DONOVAN W. ANDERSON, Chairperson BOBBY CATO, JR., Member EDWARD S. GRANDIS, Member JENI HANSEN, Member JAMES SHORT, JR., Member ALSO PRESENT: JOSE ORELLANA, DC ABRA Staff JEFF JACKSON, Applicant JODY GREENE, Applicant

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| 1 | P-R-O-C-E-E-D-I-N-G-S |
| 2 | 11:03 a.m. |
| 3 | MR. ANDERSON: The next case is we |
| 4 | have a fact finding hearing on JG2323, 18th |
| 5 | Street, LLC, trade name to be determined, License |
| 6 | Number 116507. Mr. Orellana, there was a |
| 7 | gentleman whose rights were elevated earlier this |
| 8 | morning, and I forgot his name but are you able |
| 9 | to re-elevate his rights so he can be in this |
| 10 | hearing, please? |
| 11 | MR. ORELLANA: Sure. Jody Greene, |
| 12 | your access has been elevated. Jeff Jackson, your |
| 13 | access has been elevated. That is all, |
| 14 | Chairperson. |
| 15 | MR. GREENE: How are you |
| 16 | CHAIRPERSON ANDERSON: All right. |
| 17 | Hold on one minute. |
| 18 | MR. GREENE: (simultaneously |
| 19 | speaking). |
| 20 | CHAIRPERSON ANDERSON: Hold on hold |
| 21 | on hold on hold on, sir. Do you have a |
| 22 | camera so you can turn it on? |
| 23 | MR. GREENE: I can see you. |
| 24 | CHAIRPERSON ANDERSON: Well, I can't |
| 25 | see you, sir, so that's why I ask you. |
| | |
| | |

1 MR. GREENE: Can you see me now? 2 CHAIRPERSON ANDERSON: No, sir. 3 MR. GREENE: How about now? 4 CHAIRPERSON ANDERSON: I can see Mr. 5 Jackson but now I can't -- I still can't see you, but -- all right, that's fine. Mr. Jackson, can 6 7 you please spell and state your name for the 8 record, please? 9 MR. JACKSON: Yes, sir. Jeff Jackson, 10 J-E-F-F, first name; last name J-A-C-K-S-O-N. 11 CHAIRPERSON ANDERSON: All right. Mr. 12 Greene, can you please spell and state your name for the record? 13 MR. GREENE: Yes. 14 It's Jody Greene, 15 J-O-D-Y, Greene, G-R-E-E-N-E. 16 CHAIRPERSON ANDERSON: What's your 17 relationship to this establishment, sir? MR. GREENE: I have -- my license is 18 19 in safekeeping. 20 CHAIRPERSON ANDERSON: You are the 21 owner of the license, sir? 22 MR. GREENE: Yes. And --CHAIRPERSON ANDERSON: And Mr. Jackson 23 24 is here -- and Mr. Jackson, you're the 25 representative --

| 1 | MR. JACKSON: Yes, sir. |
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| 2 | CHAIRPERSON ANDERSON: of Mr. |
| 3 | Greene? |
| 4 | MR. GREENE: Yes. |
| 5 | MR. JACKSON: Yes, sir. |
| 6 | CHAIRPERSON ANDERSON: All right. |
| 7 | This is a fact finding hearing. I can't see you, |
| 8 | Mr. Greene, but just want to let you know that so |
| 9 | |
| 10 | MR. GREENE: I'm trying to get this |
| 11 | thing to go. |
| 12 | CHAIRPERSON ANDERSON: All right. |
| 13 | This matter is scheduled for a fact finding |
| 14 | hearing because this was the third request for |
| 15 | safekeeping and if I can see you, Mr. Greene, |
| 16 | I will let you know; okay? So I will let you |
| 17 | know when I'm able to see you. If I don't say |
| 18 | anything, I can't see you. All right. |
| 19 | MR. GREENE: Okay. All right. |
| 20 | CHAIRPERSON ANDERSON: All right. So |
| 21 | this matter was scheduled. This was the third |
| 22 | safekeeping request. |
| 23 | MR. GREENE: Right. |
| 24 | CHAIRPERSON ANDERSON: The licensee |
| 25 | did not have to date has not provided us with |
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some specific details over the course of the 1 2 safekeeping request started on February 26, 2020. 3 And previously, we approved the request but what we're asking, we are trying to find out what is 4 5 going on. Now it's my understanding that after this hearing, the Board requested a fact finding 6 7 hearing, that a transfer request finally was 8 filed with our office this past Monday. And so 9 Mr. Jackson, maybe you can provide us information 10 about this transfer request that was finally 11 filed with your office earlier this week?

12 MR. JACKSON: Yes, sir. Mr. Greene 13 has been having a hard time finding someone that 14 was financially stable and that can get a clean 15 hands to transfer the license to. So that's 16 what's been taking so long. So he finally found 17 a applicant that was able to get a clean hands, 18 and we submitted that transfer application this 19 past Monday.

20 CHAIRPERSON ANDERSON: Now do -- and 21 I know that Mr. Greene is not going to be the 22 owner of the establishment, but do we know 23 whether or not -- how -- let me -- this -- when 24 this safekeeping request came in, this was for 25 what period? Was this for -- was this a request

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to keep the license in safekeeping until 1 2 September 30, 2022, or was it through March 31, 3 2023? 4 MR. JACKSON: September 2022 I 5 believe. CHAIRPERSON ANDERSON: It was a 6 7 request -- so this was a request to keep it in 8 safekeeping until September 30, 2022? 9 MR. JACKSON: Right, until it was 10 renewed. 11 CHAIRPERSON ANDERSON: So we're now in 12 October so, therefore -- and the transfer was 13 just filed so, therefore, the request would be to 14 keep this license in safekeeping then until, at a 15 minimum, March 31, 2023, would that be the --16 would that now be the posture that this case is 17 in? 18 MR. JACKSON: Yes, sir. 19 CHAIRPERSON ANDERSON: And I know that 20 you can't speak for the new owner, but do you 21 know whether or not this license will be utilized 22 23 MR. JACKSON: Yes. 24 CHAIRPERSON ANDERSON: -- if the Board 25 was to grant -- well, based on today's date,

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| original safekeeping, it was placed in safekeeping February 26, 2020. Then another request came in October 6, 2021, and then the third then another request came in I'm sorry April 6, 2022. So the safekeeping request that came in for April 6, 2022 would have had it would have been approved through October 30, 2022. So this request is to take us through March 31, 2023. So this request, the request that we are acting on today was is a request moving forward to March 31, 2023, okay, | | |
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| request through you know, I'm confused with the dates, and that's why that's MR. JACKSON: Okay. CHAIRPERSON ANDERSON: hold on, cause I want to make sure that we're talking about when your request came in, was it through - - do you know when is it that the request came in to us for safekeeping? MR. JACKSON: To be honest, Mr. Chairman, I really don't recall the date. CHAIRPERSON ANDERSON: I know that the original safekeeping, it was placed in safekeeping February 26, 2020. Then another request came in October 6, 2021, and then the third then another request came in I'm sorry April 6, 2022. So the safekeeping request that came in for April 6, 2022 would have had it would have been approved through October 30, 2022. So this request is to take us through March 31, 2023. So this request, the request that we are acting on today was is a request moving forward to March 31, 2023, okay, | 1 | we're now in November, so the license, although |
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| 5MR. JACKSON: Okay.6CHAIRPERSON ANDERSON: hold on,7cause I want to make sure that we're talking8about when your request came in, was it through -9- do you know when is it that the request came in10to us for safekeeping?11MR. JACKSON: To be honest, Mr.12Chairman, I really don't recall the date.13CHAIRPERSON ANDERSON: I know that the14original safekeeping, it was placed in15safekeeping February 26, 2020. Then another16request came in October 6, 2021, and then the17third then another request came in I'm18sorry April 6, 2022. So the safekeeping19request that came in for April 6, 2022 would have20had it would have been approved through21October 30, 2022. So this request is to take us22through March 31, 2023. So this request, the23request that we are acting on today was is a24request moving forward to March 31, 2023, okay, | 3 | request through you know, I'm confused with |
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| 24 request moving forward to March 31, 2023, okay, | 22 | through March 31, 2023. So this request, the |
| | 23 | request that we are acting on today was is a |
| 25 based on the history, because if we approved a | 24 | request moving forward to March 31, 2023, okay, |
| | 25 | based on the history, because if we approved a |

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request on April 6, 2022, that request would have 1 2 taken us through October 31, 2022. 3 All right. So you're saying that you 4 believe that with this new transfer application 5 that was filed on October 31, 2022, that if the 6 Board was to extend this safekeeping request 7 through March 31, 2023, that the licensee would 8 be on board prior to that date. 9 MR. GREENE: Yes. 10 CHAIRPERSON ANDERSON: Assertion that 11 you're making, sir? 12 MR. JACKSON: Yes, sir. Speaking with 13 the applicant, really, they're ready to open 14 later this month or in December, so they're ready 15 to go. Once the transfer is approved, they're 16 ready to open. 17 CHAIRPERSON ANDERSON: Any other 18 assertions, either you or Mr. Greene, wants to 19 make on this on the request for a safekeeping 20 request? 21 I think we right on MR. GREENE: No. 22 point. 23 CHAIRPERSON ANDERSON: Thank you. Any 24 questions want to be raised by any Board members? 25 MEMBER SHORT: Yes, Mr. Chair. Ι

would like to make a comment. 1 2 CHAIRPERSON ANDERSON: Go ahead, Mr. 3 Short. 4 MEMBER SHORT: I would like to say to 5 the applicant or Mr. Jackson that in coming up 6 this April of 2022 or actually 2023, if the 7 license isn't in use by that time, I'm going to 8 be very hesitant about voting for another 9 extension. So you're assuring us that they're 10 ready to open now, is that correct? 11 MR. JACKSON: Yes, sir. 12 MEMBER SHORT: So you won't be coming 13 back in 2023 with any more requests for 14 safekeeping? 15 MR. JACKSON: Correct, sir. 16 MEMBER SHORT: Thank you. That's all 17 I have, Mr. Chair. 18 MEMBER SHORT: Mr. Short, just to 19 correct the record, they have filed -- Mr. Greene 20 has filed as of October 31, 2022 a transfer 21 application. And so provided that the agency 22 approves the transfer application, Mr. Greene -neither Mr. Greene nor Mr. Jackson will come to 23 24 us to request another safekeeping. It would be 25 if there was another safekeeping request, it

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would come from the new owner of the license, and Mr. Jackson would only be involved only if that new owner decided to retain him to represent him. That's my understanding of where we are, Mr. Short, so we should not see Mr. Greene again unless the agency -- unless the Board refused to approve the transfer.

8 MEMBER SHORT: Mr. Chair, I do 9 understand that very much so and again, I would 10 just like to reiterate, as a Board Member, not 11 like to see another request in 2023 for any 12 further safekeeping.

13 CHAIRPERSON ANDERSON: Thank you. Ι 14 was just saying that if another request comes in, 15 it would not be from this owner unless the Board rejects the transfer application. All right. 16 So 17 we will take this matter under advisement, Mr. 18 Jackson, based on the new request. The transfer 19 application was filed. And so the Board will take this under advisement and make a decision in 20 21 granting the -- we'll make that -- we'll take it 22 under advisement and make a decision whether or 23 not we're going to grant the safekeeping request 24 and then based on that decision, the agency will 25 move forward with the next step; okay?

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| 1 | MR. JACKSON: Yes, sir. |
| 2 | MR. GREENE: Thank you very much. |
| 3 | CHAIRPERSON ANDERSON: Thank you very |
| 4 | much. You both have a great day. Thank you. |
| - | MR. JACKSON: Thank you, too, sir. |
| 6 | CHAIRPERSON ANDERSON: Thank you. |
| 7 | (Whereupon, at 11:14 a.m., the above- |
| , 8 | entitled matter was adjourned.) |
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CERTIFICATE

This is to certify that the foregoing transcript

In the matter of: JG 2325 18th Street LLC

Before: DC ABRA

Date: 11-02-22

Place: teleconference

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