

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

10:04 a.m

1
2
3 CHAIRPERSON ANDERSON: We're on the
4 record. As chairperson of the Alcoholic Beverage
5 Board of the District of Columbia and in
6 accordance with DC Code Section 2576 of the Open
7 Meetings Act, I am welcoming you to the regularly
8 scheduled meeting of the Alcoholic Beverage
9 Control Board.

10 This meeting is being conducted
11 pursuant to guidance made available by the
12 District of Columbia Office of Open Government
13 regarding electronic meetings held by a public
14 body during a public emergency.

15 Pursuant to this guidance, notice of
16 today's meeting was provided 48 hours in advance
17 of the meeting on ABRA's website and on the
18 District Central Meeting Calendar.

19 The notice includes the time, date,
20 agenda and call-in or log-in information for
21 public participation. This electronic meeting is
22 being hosted by a Webex account provided by the
23 District of Columbia Government. Please address
24 any questions or complaints to the OOG at
25 opengovoffice@dc.gov.

1 My name is Donovan Anderson; I'm
2 chairman of the Board. I would like to introduce
3 the other members of the ABC Board who are also
4 participating electronically pursuant to Mayor's
5 Order 2021-119.

6 Please respond when I announce your
7 name.

8 Mr. James Short.

9 MEMBER SHORT: Mr. James Short
10 present.

11 CHAIRPERSON ANDERSON: Mr. Bobby Cato.

12 MEMBER CATO: Bobby Cato present.

13 CHAIRPERSON ANDERSON: Ms. Rafi
14 Crockett.

15 MEMBER CROCKETT: Rafi Crockett
16 present.

17 CHAIRPERSON ANDERSON: Ms. Jeni
18 Hansen.

19 MEMBER HANSEN: Jeni Hansen present.

20 CHAIRPERSON ANDERSON: The Board had
21 five members in attendance for the conduct of
22 business today, and that constitutes a quorum.

23 We have a very short calendar today,
24 so let me go to our calendar immediately.

25 Our first case today, it's a protest

1 hearing, Case No. 21-PRO-00029, Master Liquors,
2 License No. 74594. This hearing is canceled due
3 to submission of a settlement agreement for the
4 Board's review and approval.

5 The next case on the calendar, Case
6 No. 21-PRO-00043, Joe Caplan Liquors, License No.
7 60351. This hearing is continued to December 8,
8 2021 at 10:30 a.m., at the request of the
9 protestant and with the consent of the applicant.

10 And we had a 1:30 hearing, and that's
11 another protest hearing, Case No. 21-PRO-00051,
12 9th & P, License No. 101095. This hearing is
13 canceled due to submission of a settlement
14 agreement. See Board Order No. 2021-572.

15 And we're at the end of our calendar
16 for today, and so let's go to our legal agenda
17 for today.

18 The first matter on our legal agenda
19 today is a review of an architectural floor plan
20 for a plat change to a Class B food service
21 grocery store. This is for Good Food Market,
22 License No. 098978. I make a motion that we
23 placard this. Is there a second?

24 MEMBER SHORT: Mr. Short. I second.

25 CHAIRPERSON ANDERSON: Mr. Short has

1 seconded the motion. We will now have a roll
2 call vote on the motion.

3 Mr. Short?

4 MEMBER SHORT: Mr. Short, I agree.

5 CHAIRPERSON ANDERSON: Mr. Cato?

6 MEMBER CATO: Bobby Cato, I agree.

7 CHAIRPERSON ANDERSON: Ms. Crockett?

8 MEMBER CROCKETT: Rafi Crockett, I
9 agree.

10 CHAIRPERSON ANDERSON: Ms. Hansen?

11 MEMBER HANSEN: Jeni Hansen, I agree.

12 CHAIRPERSON ANDERSON: And Mr.

13 Anderson, I agree. That matter passed six-zero-
14 zero.

15 And I need to correct the record. It
16 is our licensing agenda that I just read from,
17 not a legal agenda, that was the licensing
18 agenda. There is one matter on the licensing
19 agenda that we just approved. So that's the end
20 of our licensing agenda.

21 We now move to the board's temporary
22 license and one-day substantial change docket.
23 There are two applicants on the docket, and the
24 first one -- so I'm going to read the name, the
25 applicant, the type of license that's being

1 requested, and then the license number, and then
2 at the end of the list I will ask that the Board
3 vote to approve these requests.

4 The first request is a request Kendal
5 Lee John for a one-day license Class G for a
6 wedding on November 12, 2021. The license number
7 is 119922.

8 The second event is a request from
9 Jesse B. Rauch. This is for a one-day license
10 Class G, this is for Metro Bar. This is hosting
11 neighboring events as an introduction to the
12 community.

13 The Board had previously approved on
14 10/6 but they're requesting a change of date. The
15 new dates are now November 4, 2021, November 5,
16 2021, November 6, 2021, and November 7, 2021, and
17 the license number is 119645.

18 I therefore make a motion that the ABC
19 Board approve the requests on this agenda. Is
20 there a second?

21 MEMBER CROCKETT: Ms. Crockett
22 seconds.

23 CHAIRPERSON ANDERSON: Ms. Crockett
24 has seconded the motion. Now we'll have a roll
25 call vote on the motion.

1 Mr. Short?

2 MEMBER SHORT: Mr. Short, I agree.

3 CHAIRPERSON ANDERSON: Mr. Cato?

4 MEMBER CATO: Bobby Cato, I agree.

5 CHAIRPERSON ANDERSON: Ms. Crockett?

6 MEMBER CROCKETT: Rafi Crockett, I

7 agree.

8 CHAIRPERSON ANDERSON: Ms. Hansen?

9 MEMBER HANSEN: Jeni Hansen, I agree.

10 CHAIRPERSON ANDERSON: And Mr.

11 Anderson, I agree, the matter passed five-zero-

12 zero.

13 We now move to the Board's licensing
14 administrative docket, and there is one applicant
15 on this license. The applicant is Handle 19,
16 License No. 119122. This is a Class B restaurant
17 ABC license application.

18 Yesterday the Board voted to approve
19 this application, so therefore, I'm going to ask
20 the board to rescind this approval, so therefore,
21 I'm going to make a motion that the Board rescind
22 the approval of this license that was approved
23 yesterday. So I make a motion. Is there a
24 second?

25 MEMBER SHORT: Mr. Short, I second.

1 CHAIRPERSON ANDERSON: Mr. Short has
2 seconded the motion. We'll now have a roll call
3 vote on the motion.

4 Mr. Short?

5 MEMBER SHORT: Mr. Short, I agree.

6 CHAIRPERSON ANDERSON: Mr. Cato?

7 MEMBER CATO: Bobby Cato, I agree.

8 CHAIRPERSON ANDERSON: Ms. Crockett?

9 MEMBER CROCKETT: Rafi Crockett, I
10 agree.

11 CHAIRPERSON ANDERSON: Ms. Hansen?

12 MEMBER HANSEN: Jeni Hansen, I agree.

13 CHAIRPERSON ANDERSON: And Mr.
14 Anderson, I agree. The matter passes five-zero-
15 zero.

16 We are now at the end of the licensing
17 agenda for the day, so if the Board has no
18 further business, I will close the record for the
19 day.

20 As chairperson for the Alcoholic
21 Beverage Control Board for the District of
22 Columbia, and in accordance with Title 3, Chapter
23 405, Office of Local Government, I moved that the
24 ABC Board hold a closed meeting on November 17,
25 2021 for the purpose of discussing and hearing

1 reports concerning ongoing or planned
2 investigations of alleged criminal or civil
3 misconduct or violations of law or regulations
4 and seeking legal advice from our legal counsel
5 on the Board's investigative agenda, legal
6 agenda, licensing agenda for November 17, 2021,
7 as published in the DC Register on November 5,
8 2021. Is there a second?

9 MEMBER CROCKETT: Ms. Crockett
10 seconds.

11 CHAIRPERSON ANDERSON: Ms. Crockett
12 has seconded the motion. I will now take a roll
13 call vote on the motion now that it has been
14 properly seconded.

15 Mr. Short?

16 MEMBER SHORT: Mr. Short, I agree.

17 CHAIRPERSON ANDERSON: Mr. Cato?

18 MEMBER CATO: Bobby Cato, I agree.

19 CHAIRPERSON ANDERSON: Ms. Crockett?

20 MEMBER CROCKETT: Rafi Crockett, I
21 agree.

22 CHAIRPERSON ANDERSON: Ms. Hansen?

23 MEMBER HANSEN: Jeni Hansen, I agree.

24 CHAIRPERSON ANDERSON: And Mr.
25 Anderson, I agree. Them matter passed five-zero-

1 zero.

2 As it appears that the motion has
3 passed, I hereby give notice that the ABC Board
4 will hold this aforementioned closed meeting
5 pursuant to the Open Meetings Act.

6 Notice will also be posted on the ABC
7 Board Calendar and Agenda, placed on the
8 electronic calendar on ABRA's website, and
9 published in the DC Register in as timely a
10 manner as possible.

11 We're now adjourned for the day. I
12 would like to thank the Board members for their
13 participation this morning and for the members of
14 the public who participated this morning.

15 Anyway, so we're adjourned for the
16 day, have a great day, and I now ask all Board
17 members to return to executive session for
18 further action.

19 Thank you. Have a great day.

20 (Whereupon, the above-entitled matter
21 went off the record at 10:13 a.m.)

22
23
24
25

| | | | |
|---|---|---|---|
| A | 7:18,20,21 8:17,21,24 10:3,7,12,16 board's 4:4 5:21 7:13 9:5 Bobby 1:18 3:11,12 5:6 7:4 8:7 9:18 body 2:14 business 3:22 8:18 | dates 6:15 day 1:9 8:17,19 10:11 10:16,16,19 DC 1:24 2:6 9:7 10:9 December 4:7 discussing 8:25 District 1:1 2:5,12,18 2:23 8:21 docket 1:9,10 5:22,23 7:14 Donovan 1:15,17 3:1 due 4:2,13 | investigative 9:5 |
| a.m 2:2 4:8 10:21 ABC 3:3 6:18 7:17 8:24 10:3,6 above-entitled 10:20 ABRA 1:24 ABRA's 2:17 10:8 account 2:22 Act 2:7 10:5 action 10:18 address 2:23 adjourned 10:11,15 administrative 1:10 7:14 advance 2:16 advice 9:4 aforementioned 10:4 agenda 1:6,6,7,8 2:20 4:16,18 5:16,17,18,19 5:20 6:19 8:17 9:5,6,6 10:7 agree 5:4,6,9,11,13 7:2 7:4,7,9,11 8:5,7,10,12 8:14 9:16,18,21,23,25 agreement 4:3,14 Alcoholic 1:2,14 2:4,8 8:20 ALIYA 1:18 alleged 9:2 Anderson 1:15,17 2:3 3:1,11,13,17,20 4:25 5:5,7,10,12,13 6:23 7:3,5,8,10,11 8:1,6,8 8:11,13,14 9:11,17,19 9:22,24,25 ANDREWS 1:24 announce 3:6 Anyway 10:15 appears 10:2 applicant 4:9 5:25 7:14 7:15 applicants 5:23 application 7:17,19 approval 4:4 7:20,22 approve 6:3,19 7:18 approved 5:19 6:13 7:22 architectural 4:19 attendance 3:21 available 2:11 | C | E | J |
| B | calendar 2:18 3:23,24 4:5,15 10:7,8 call 5:2 6:25 8:2 9:13 call-in 2:20 canceled 4:2,13 CANCELLATION 1:8 Caplan 4:6 case 3:25 4:1,5,5,11 Cato 1:18 3:11,12,12 5:5,6,6 7:3,4,4 8:6,7,7 9:17,18,18 Central 2:18 chairman 3:2 chairperson 1:15,17 2:3,4 3:11,13,17,20 4:25 5:5,7,10,12 6:23 7:3,5,8,10 8:1,6,8,11 8:13,20 9:11,17,19,22 9:24 change 1:9 4:20 5:22 6:14 Chapter 8:22 civil 9:2 Class 4:20 6:5,10 7:16 close 8:18 closed 8:24 10:4 Code 2:6 Columbia 1:1 2:5,12,23 8:22 community 6:12 complaints 2:24 concerning 9:1 conduct 3:21 conducted 2:10 consent 4:9 constitutes 3:22 continued 4:7 Control 1:2,14 2:9 8:21 correct 5:15 counsel 9:4 criminal 9:2 Crockett 1:18 3:14,15 3:15 5:7,8,8 6:21,21 6:23 7:5,6,6 8:8,9,9 9:9,9,11,19,20,20 | F | K |
| B 4:20 6:9 7:16 Bar 6:10 Beverage 1:2,14 2:4,8 8:21 board 1:2,8,14 2:5,9 3:2 3:3,20 4:14 6:2,13,19 | D | G | James 1:20 3:8,9 Jeni 1:19 3:17,19 5:11 7:9 8:12 9:23 Jesse 6:9 Joe 4:6 John 6:5 JR 1:18,20 |
| | date 2:19 6:14 | electronic 2:13,21 10:8 electronically 3:4 emergency 2:14 event 6:8 events 6:11 executive 10:17 | L |
| | | first 3:25 4:18 5:24 6:4 five 3:21 five-zero- 7:11 8:14 9:25 floor 4:19 food 4:20,21 further 8:18 10:18 | law 9:3 Lee 6:5 legal 1:6 4:16,18 5:17 9:4,4,5 let's 4:16 license 1:8 4:2,6,12,22 5:22,25 6:1,5,6,9,17 7:15,16,17,22 licensing 1:6,7,10 5:16 5:17,18,20 7:13 8:16 9:6 Liquors 4:1,6 list 6:2 Local 8:23 log-in 2:20 |
| | | H | M |
| | | G 6:5,10 give 10:3 Government 2:12,23 8:23 grocery 4:21 guidance 2:11,15 | manner 10:10 Market 4:21 Master 4:1 matter 1:5 4:18 5:13,18 7:11 8:14 9:25 10:20 Mayor's 3:4 meeting 1:3 2:8,10,16 2:17,18,21 8:24 10:4 meetings 2:7,13 10:5 Member 1:18,18,19,20 3:9,12,15,19 4:24 5:4 5:6,8,11 6:21 7:2,4,6 7:9,25 8:5,7,9,12 9:9 9:16,18,20,23 members 3:3,21 10:12 10:13,17 met 1:14 Metro 6:10 misconduct 9:3 morning 10:13,14 motion 4:22 5:1,2 6:18 6:24,25 7:21,23 8:2,3 9:12,13 10:2 move 5:21 7:13 moved 8:23 |
| | | Handle 7:15 Hansen 1:19 3:18,19,19 5:10,11,11 7:8,9,9 8:11,12,12 9:22,23,23 hearing 4:1,2,7,10,11 4:12 8:25 held 2:13 hold 8:24 10:4 hosted 2:22 hosting 6:10 hours 2:16 | |
| | | I | |
| | | immediately 3:24 includes 2:19 information 2:20 introduce 3:2 introduction 6:11 investigations 9:2 | |

| | | | |
|------------------------------|------------------------|--------------------------|-----------------|
| N | R | U | 405 8:23 |
| name 3:1,7 5:24 | Rafi 1:18 3:13,15 5:8 | | 48 2:16 |
| need 5:15 | 7:6 8:9 9:20 | V | 5 |
| neighboring 6:11 | Rauch 6:9 | videoconference 1:14 | 5 6:15 9:7 |
| new 6:15 | read 5:16,24 | violations 9:3 | 6 |
| notice 2:15,19 10:3,6 | record 2:4 5:15 8:18 | vote 5:2 6:3,25 8:3 9:13 | 6 6:16 |
| November 1:12 6:6,15 | 10:21 | voted 7:18 | 60351 4:7 |
| 6:15,16,16 8:24 9:6,7 | regarding 2:13 | W | 7 |
| number 6:1,6,17 | Register 9:7 10:9 | W 1:15,17 | 7 6:16 |
| O | regularly 2:7 | Webex 1:14 2:22 | 74594 4:2 |
| Office 2:12 8:23 | regulations 9:3 | website 2:17 10:8 | 8 |
| one-day 5:22 6:5,9 | reports 9:1 | wedding 6:6 | 8 4:7 |
| ongoing 9:1 | request 4:8 6:4,4,8 | welcoming 2:7 | 9 |
| OOG 2:24 | requested 6:1 | went 10:21 | 9th 4:12 |
| Open 2:6,12 10:5 | requesting 6:14 | X | |
| opengovoffice@dc.g... | requests 6:3,19 | Y | |
| 2:25 | rescind 7:20,21 | yesterday 7:18,23 | |
| Order 3:5 4:14 | respond 3:6 | Z | |
| P | restaurant 7:16 | zero 5:14 7:12 8:15 | |
| P 4:12 | return 10:17 | 10:1 | |
| P-R-O-C-E-E-D-I-N-G-S | review 4:4,19 | 0 | |
| 2:1 | roll 5:1 6:24 8:2 9:12 | 098978 4:22 | |
| participated 10:14 | S | 1 | |
| participating 3:4 | scheduled 2:8 | 1:30 4:10 | |
| participation 2:21 | second 4:23,24 6:8,20 | 10/6 6:14 | |
| 10:13 | 7:24,25 9:8 | 10:04 2:2 | |
| passed 5:13 7:11 9:25 | seconded 5:1 6:24 8:2 | 10:13 10:21 | |
| 10:3 | 9:12,14 | 10:30 4:8 | |
| passes 8:14 | seconds 6:22 9:10 | 101095 4:12 | |
| placard 4:23 | Section 2:6 | 119122 7:16 | |
| placed 10:7 | seeking 9:4 | 119645 6:17 | |
| plan 4:19 | service 4:20 | 119922 6:7 | |
| planned 9:1 | session 10:17 | 12 6:6 | |
| plat 4:20 | settlement 4:3,13 | 17 8:24 9:6 | |
| Please 2:23 3:6 | short 1:20 3:8,9,9,23 | 19 7:15 | |
| possible 10:10 | 4:24,24,25 5:3,4,4 7:1 | 2 | |
| posted 10:6 | 7:2,2,25,25 8:1,4,5,5 | 2021 1:12 4:8 6:6,15,16 | |
| present 1:16,22 3:10,12 | 9:15,16,16 | 6:16,16 8:25 9:6,8 | |
| 3:16,19 | SIMONE 1:24 | 2021-119 3:5 | |
| presiding 1:15 | six-zero- 5:13 | 2021-572 4:14 | |
| previously 6:13 | Staff 1:24 | 21-PRO-00029 4:1 | |
| properly 9:14 | store 4:21 | 21-PRO-00043 4:6 | |
| protest 3:25 4:11 | submission 4:3,13 | 21-PRO-00051 4:11 | |
| protestant 4:9 | substantial 1:9 5:22 | 2576 2:6 | |
| provided 2:16,22 | SUPPLEMENTAL 1:7 | 3 | |
| public 2:13,14,21 10:14 | T | 3 8:22 | |
| published 9:7 10:9 | temporary 1:8 5:21 | 4 | |
| purpose 8:25 | thank 10:12,19 | 4 1:12 6:15 | |
| pursuant 2:11,15 3:4 | Thursday 1:12 | | |
| 10:5 | timely 10:9 | | |
| Q | Title 8:22 | | |
| questions 2:24 | today 3:22,23,25 4:16 | | |
| quorum 3:22 | 4:17,19 | | |
| | today's 2:16 | | |
| | two 5:23 | | |
| | type 5:25 | | |

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Agenda Hearing

Before: DCABRA

Date: 11-04-21

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

NEAL R. GROSS

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701