

IN THE MATTER OF: :
 :
Smoke & Tingz 2 Inc. :
t/a Smoke & Tingz 2 Inc. :
25 Florida Ave NW : Protest
Retailer MC - ANC 5E : Hearing
License No. 128451 :
Case #24-PRO-00085 :
 :
(Application for a :
New License) :

Wednesday
November 20, 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
DAVID MEADOWS, Member

ALSO PRESENT:

JOSE ORELLANA, DC ABCA Staff
JAMES THOMAS, Applicant
SHAVON J. SMITH, Applicant Counsel
KARLA M. LEWIS, ANC 5E
INVESTIGATOR JASON PERU
DESTANY STOREY, Witness
CARL HOFFMAN, Witness

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

2 1:38 p.m.

3 CHAIRPERSON ANDERSON: And the only
4 case that we have for this afternoon is now
5 case number 24-PRO-00085, Smoke & Tingz 2,
6 License Number 128451.

7 Good afternoon. To orient us, Mr.
8 Orellana. Can you please elevate the rights of
9 the parties in this case?

10 MR. HILLMAN: Good afternoon, Carl
11 Hoffman. Your access has been elevated.

12 Destany Storey, access elevated.

13 James Thomas, your access has been
14 elevated.

15 Supervisory Investigator Jason Peru,
16 access has been elevated.

17 Karla M. Lewis, access elevated.

18 And Shavon J. Smith, access
19 elevated.

20 That is all Chair.

21 CHAIRPERSON ANDERSON: All right,
22 thank you.

23 Can everyone -- I need all the
24 parties to be on camera. All right. Good
25 afternoon, everyone. Welcome to the afternoon

1 session of the ABC Board.

2 Prior to starting, I just want to
3 alert the parties that Board Member Teri Quinn,
4 she is -- she has recused herself from
5 participating in this case. And the reason why
6 she has recused herself is because she was
7 involved in an ANC action regarding -- she was
8 involved in an ANC action regarding this
9 licensee. So that's one of the reasons why
10 she's not here. So she has affirmatively
11 recused herself from participating in this
12 hearing.

13 And also prior to starting, I just
14 also want to alert the parties that I have a
15 commitment at 4 p.m. that we have to take -- I
16 have a hard stop at 4 p.m. that I have to take
17 a break. So I -- so we have to take a break
18 between 4:00 and 4:30. So I have a hard stop
19 at 4 o'clock and that we will reconvene back at
20 4:30. But as I said before, we have to stop at
21 4 o'clock irrespective of what's going on, and
22 then we will reconvene again at 4:30.

23 So I'll -- let me have the parties
24 identify themselves for the record. Let's
25 start -- I think that the -- it appears that

1 the representative for Smoke & Tingz is Shavon
2 Smith. Where is Shavon Smith?

3 MS. SMITH: Good afternoon. Shavon
4 Smith, counsel for Smoke & Tingz 2, Inc.

5 CHAIRPERSON ANDERSON: Good
6 afternoon, Ms. Smith. And who is your client,
7 ma'am?

8 MS. SMITH: My client is Mr. James
9 Thomas and he's here with me as well today.

10 CHAIRPERSON ANDERSON: Mr. Thomas,
11 can you identify yourself for the record,
12 please?

13 MR. THOMAS: How you doing? I'm
14 James Thomas. I'm the owner of Smoke & Tingz.

15 CHAIRPERSON ANDERSON: All right.
16 Ms. Lewis, can you identify yourself for the
17 record, please?

18 MS. LEWIS: Karla Lewis. I am the
19 ANC 5E Chair, as well as the ANC 5EC -- 5E02
20 Commissioner, where the establishment is
21 located.

22 CHAIRPERSON ANDERSON: All right.
23 This is a protest hearing where the ANC is
24 protesting the issuance of this license. It's
25 my understanding that there might be a

1 preliminary issue. Do you have any preliminary
2 -- and I guess I'll start with you, Mr. Thomas.
3 Do you have any preliminary matters that you
4 wish to address?

5 MR. THOMAS: No, I don't have
6 preliminary issue to --

7 CHAIRPERSON ANDERSON: No, no. Hold
8 on. I said -- I'm sorry. I apologize. Mr.
9 Thomas, you hired Ms. Smith to represent you,
10 and so if I accidentally address you, please do
11 not respond to me. You can only respond to me
12 through Ms. Smith.

13 MR. THOMAS: Okay.

14 CHAIRPERSON ANDERSON: The only time
15 you can respond to me is if you are a witness
16 and I ask you a question. But because you have
17 an attorney, all the communication that I will
18 have is through Ms. Smith.

19 The preliminary issue that I was
20 asking -- I apologize. It was my understanding
21 there was a preliminary issue by you, Ms.
22 Lewis. Is that correct or is there --

23 MS. LEWIS: Yes, that is correct.
24 Two of my witnesses are not available today.
25 The key witness is having eye surgery, and

1 another nearby neighbor has a conflict.

2 CHAIRPERSON ANDERSON: And --

3 MS. LEWIS: Scheduling conflict.

4 CHAIRPERSON ANDERSON: And so what
5 is it that you're asking? The Board --

6 MS. LEWIS: I am asking -- I would
7 like to move for continuance.

8 CHAIRPERSON ANDERSON: And when was
9 it -- have you consulted, have you consulted
10 Ms. Smith?

11 MS. LEWIS: I have not consulted
12 Ms. Smith. I just found out about it today.
13 At least one of them.

14 CHAIRPERSON ANDERSON: All right.
15 So you just found out.

16 And Ms. Smith?

17 MS. SMITH: Yes.

18 CHAIRPERSON ANDERSON: Ms. Lewis is
19 requesting a continuance. Do you have a
20 position on that, ma'am?

21 MS. SMITH: Yes. We would object.
22 This has -- the hearing -- this is a
23 rescheduled date already, which we understand
24 the Board had a conflict and this had to be
25 moved. My clients are spending quite a bit of

1 money in a place that, you know, they can't
2 utilize until they have final say from this
3 Board. We are here with our two witnesses. I
4 see that one of Ms. Lewis' witnesses is here.
5 So I'll -- we would request that the matter
6 proceed today.

7 CHAIRPERSON ANDERSON: Okay. Any
8 comments or anything you want to say, Ms.
9 Lewis?

10 MS. LEWIS: Yes. I -- as I stated,
11 the primary witness and the primary reason why
12 the ANC is protesting this matter is not able
13 to attend today because of medical reasons.
14 And so I'm requesting that the Board consider
15 continuance of this matter until that witness
16 is able to attend.

17 CHAIRPERSON ANDERSON: Give me --
18 this is an application for a new license, and -
19 -

20 MS. LEWIS: Correct.

21 CHAIRPERSON ANDERSON: And so
22 because this is an application for new license,
23 by statute, the Board has to issue a decision -
24 - I believe the Board has 60 days, and -- to
25 issue a decision because it is an application

1 for new license. And the Board has no, the
2 Board has no discretion in unilaterally
3 agreeing to a continuance. And so unless --
4 and I know this case was continued previously,
5 I believe on the Board's -- because the --
6 yeah. And unless the Licensee agrees to the
7 continuance, the Board does not have any
8 discretion in granting a motion because of the
9 legal requirements that we must issue a
10 decision within 60 days for a new license.

11 So with that said, I have to make a
12 motion that we deny the -- your continuance,
13 ma'am, because the Board does not have any
14 discretion in granting a continuance for any
15 reason for a new license unless the Licensee
16 agrees.

17 MS. LEWIS: Okay.

18 CHAIRPERSON ANDERSON: Is there a
19 second?

20 MEMBER GRANT: Second the motion.

21 CHAIRPERSON ANDERSON: Mr. Grant has
22 seconded the motion. I'll take a roll call
23 vote. Mr. Grant?

24 MEMBER GRANT: Mr. Grant, I agree.

25 CHAIRPERSON ANDERSON: Mr. Meadows?

1 MEMBER MEADOWS: Mr. Meadows, I
2 agree.

3 CHAIRPERSON ANDERSON: And Mr.
4 Anderson, I agree. The matter passes three,
5 zero. So therefore, we -- the motion is denied,
6 and so therefore we will move forward with the
7 protest hearing. And the process -- are there
8 any other preliminary matters? Do you have any
9 preliminary matters, Ms. Smith? Why is it that
10 I can hear you speaking, Ms. Smith, and you're
11 on mute? I guess unless someone else is --
12 someone else's line is picking you up.

13 MS. SMITH: My client is right next
14 to me, and so that --

15 CHAIRPERSON ANDERSON: Okay, great.

16 MS. SMITH: Yeah.

17 CHAIRPERSON ANDERSON: And thank you
18 for doing that, because if all the lines were
19 open, then we wouldn't hear anything. That's
20 all right. Okay.

21 MS. SMITH: I understand. Yes.

22 CHAIRPERSON ANDERSON: All right.
23 Okay, thanks.

24 MS. SMITH: I would like to say
25 something.

1 CHAIRPERSON ANDERSON: Yes, Ms.
2 Lewis. Go ahead, Ms. Lewis.

3 MS. LEWIS: So since my primary
4 witness is not available to testify, as well as
5 another witness is not available, would I be
6 able to, for the record, read in their written
7 testimonies?

8 CHAIRPERSON ANDERSON:
9 Unfortunately, ma'am, you cannot read in their
10 testimonies because Ms. Smith is not able to
11 cross-examine the document. And so therefore,
12 she would have -- she has a right to cross-
13 examine any witness, and she cannot cross-
14 examine a document that's been read in the
15 record. So any, any statements that's going to
16 be in the record, has to be subject to cross-
17 examination.

18 MS. LEWIS: Okay.

19 CHAIRPERSON ANDERSON: That's it?

20 MS. LEWIS: Um-hum.

21 CHAIRPERSON ANDERSON: All right.
22 So this is how a protest hearing operates. The
23 Board will call its witness, and the witness
24 that the Board will call is Mr. Peru. Mr. Peru
25 is the investigator. He will review his

1 report. Once -- the Board Chair will ask
2 questions of Mr. Peru regarding the contents of
3 his report.

4 Once the Board Chair and other Board
5 members have had an opportunity to question Mr.
6 Peru, then the applicant will have an
7 opportunity to question Mr. Peru on the report.
8 Once the applicant questions Mr. Peru and the
9 report, then Ms. Lewis, you will have an
10 opportunity to question Mr. Peru on his report.

11 After Ms. Lewis has had an
12 opportunity to question Mr. Peru and the
13 report, if other Board members, if they so
14 desire to ask questions, they can, and then the
15 Board will rest its case.

16 Once the Board has rested its case,
17 then Ms. Smith, you will call your witnesses.
18 And once Ms. Smith calls her first witness,
19 then you, Ms. Lewis, will have an opportunity
20 to cross-examine the witnesses by the
21 Applicant. The Board then will have an
22 opportunity to ask questions of the witness,
23 and then I'll give both parties another
24 opportunity to ask questions of the witness.

25 Once -- we're going to complete this

1 hearing. Once the applicant has presented its
2 case, then the ANC will have an opportunity to
3 present its case, then we'll do closing. So
4 we'll finish the case. And as I stated before,
5 I apologize, but we're going to have a hard
6 stop at 4 o'clock, if we have to stop at 4
7 o'clock, and then we will continue this hearing
8 back at 4:30.

9 All right. So the Board then -- any
10 other preliminary matters that needs to be
11 addressed before we start by either side?

12 MS. SMITH: Not from Applicant, no.

13 CHAIRPERSON ANDERSON: And for you,
14 Ms. Lewis? Any -- Ms. Lewis, any further
15 preliminary matters before we start? Ms.
16 Lewis?

17 MS. LEWIS: No, sorry. I was muted.

18 CHAIRPERSON ANDERSON: Okay, thank
19 you.

20 All right. So the Board will call
21 its first witness, and its Supervisory
22 Investigator Peru.

23 Mr. Peru, can you raise your right
24 hand, please? Do you swear or affirm to tell
25 the truth and nothing but the truth?

1 MR. PERU: (No audible response.)

2 CHAIRPERSON ANDERSON: Can you state
3 and spell your name for the record?

4 MR. PERU: Supervisory Investigator
5 Jason Peru, J-A-S-O-N P-E-R-U.

6 CHAIRPERSON ANDERSON: And Mr. Peru,
7 where are you currently employed?

8 MR. PERU: With the District of
9 Columbia's Alcohol Beverage and Cannabis
10 Administration.

11 CHAIRPERSON ANDERSON: And how --
12 and what is your role -- and I'm sorry, how
13 long have you been working for this agency, the
14 Administration, sir?

15 MR. PERU: A little over 11 years.

16 CHAIRPERSON ANDERSON: And what has
17 been your role during the 11 years you've been
18 working for the Agency?

19 MR. PERU: An investigator to
20 conduct investigations and inspections of
21 alcohol licensees and, now, cannabis licensees
22 and unlicensed cannabis establishments.

23 CHAIRPERSON ANDERSON: And what's
24 your current role with the Agency?

25 MR. PERU: As a supervisory

1 investigator in charge of cannabis enforcement.
2 I conduct inspections of and investigations of
3 licensed and unlicensed cannabis facilities in
4 the District. And as a supervisor, I also
5 manage other staff.

6 CHAIRPERSON ANDERSON: Thank you.
7 And how long have you been working in --
8 specifically in cannabis?

9 MR. PERU: Cannabis since October of
10 2020.

11 CHAIRPERSON ANDERSON: And --

12 MR. PERU: So four years.

13 CHAIRPERSON ANDERSON: And what is
14 it that you've been doing as far as cannabis
15 has been concerned since October 2020?

16 MR. PERU: I conduct inspections of
17 the licensed establishments and licensed
18 retailers and licensed growers and cultivators,
19 and I also conduct inspections and enforcement
20 on unlicensed cannabis retailers in the
21 District.

22 CHAIRPERSON ANDERSON: And are you
23 familiar with Smoke & Tingz 2, Inc.?

24 MR. PERU: I am.

25 CHAIRPERSON ANDERSON: And how did

1 you become familiar with this establishment?

2 MR. PERU: I became familiar with
3 this new location of the -- I'm familiar with
4 the establishment. They have a location on a
5 North Capitol Street as an unlicensed operator.
6 I'm familiar with this location, 25 Florida
7 Avenue, based on the request from licensing to
8 do a protest hearing.

9 CHAIRPERSON ANDERSON: All right.
10 So did you write a report?

11 MR. PERU: I did.

12 CHAIRPERSON ANDERSON: Are you able
13 to share your report with the -- with us?

14 MR. PERU: I am.

15 CHAIRPERSON ANDERSON: All right.
16 I'm --

17 MR. ORELLANA: Access has been
18 granted.

19 CHAIRPERSON ANDERSON: Thank you,
20 sir.

21 So Mr. Peru, can you -- what is the
22 document that's on our screen?

23 MR. PERU: This is going to be the
24 protest report that I drafted.

25 CHAIRPERSON ANDERSON: And so who's

1 protesting this license?

2 MR. PERU: So this is being
3 protested by ANC 5E, represented by Chairperson
4 Karla Lewis.

5 CHAIRPERSON ANDERSON: And what's
6 the -- why is this application is -- why has
7 this application been protested?

8 MR. PERU: So the letter that was
9 submitted states that there was an adverse
10 impact on order and quiet, parking, litter,
11 vehicular traffic, and the quality of life of
12 the residents will be severely impacted is what
13 was written in the letter.

14 CHAIRPERSON ANDERSON: Now, did you
15 have an opportunity to speak to the Protestor?

16 MR. PERU: I did.

17 CHAIRPERSON ANDERSON: And what
18 information were you able to gather in your --
19 based on your conversation with the Protestor?

20 MR. PERU: So I spoke to Ms. Lewis
21 on Wednesday October 30th, and basically Ms.
22 Lewis stated that the ANC had two concerns --
23 two main concerns regarding the proposed
24 location of Smoke & Tingz 2. One of the
25 concerns was that there was a daycare at the

1 opposite corner of the block of Smoke & Tingz,
2 and the other concern was the establishment had
3 requested an outdoor summer garden and smoking.
4 So Ms. Lewis, during that conversation, did
5 state that she was willing to negotiate a
6 settlement agreement with the owners, but she
7 had not heard from them at that point in time
8 on Wednesday, October 30th.

9 CHAIRPERSON ANDERSON: Have you had
10 an opportunity to speak to the owner?

11 MR. PERU: I did. On Wednesday,
12 October 30th, I spoke with Mr. Thomas and his
13 representative, Chris Isaacs (ph.). I informed
14 them of the conversation I had with Ms. Lewis,
15 and they stated to me that they were willing to
16 remove the summer garden from their
17 application, and that they would be willing to
18 speak to the ANC regarding the possible
19 settlement agreement.

20 I also scheduled a time and date to
21 meet with them to do a walkthrough and take
22 photos of their location.

23 CHAIRPERSON ANDERSON: So just tell
24 us about -- you said you did a walkthrough. So
25 tell us a little bit about the walkthrough,

1 sir.

2 MR. PERU: So I met with Mr. Thomas
3 and his rep, Mr. Isaacs, at 25 Florida Avenue
4 on Monday, November 4th, and I walked through
5 the three spaces. The business has a basement
6 location. It has a first floor, then it has a
7 upper level second floor, the way it's set up.
8 And the owner had walked me through everything
9 and the spaces and had showed it to me. I can
10 scroll down to the photos to kind --

11 CHAIRPERSON ANDERSON: Sure, if you
12 -- go ahead.

13 MR. PERU: Yeah. To talk through
14 that, so I can just -- I'll zoom out here. So
15 this is -- well, to back up some. This is the
16 daycare. I did walk the block to see where the
17 daycare was located that Ms. Lewis had
18 discussed. It's over 250 feet from the front
19 door. So this is the daycare at the opposite
20 corner, and as you -- this is the sidewalk
21 behind the daycare that you can see, just to
22 walk us through things, and this is Smoke &
23 Tingz at 25 Florida. There's an empty, vacant
24 parking lot that's not theirs, it's a different
25 owner, that's sitting right next to them. So

1 this is where they had -- according to the
2 owners, they had discussed and thought it would
3 be a cool concept to possibly have a summer
4 garden out here at some point if they could
5 obtain a lease with the parking lot and the
6 owner. That hadn't happened, but it was just
7 an idea that was put out there, and that's why
8 they included that as part of their
9 application.

10 As I keep scrolling, Exhibit 7 here,
11 you can see the main entrance. This is kind of
12 -- this is the main entrance, but they're still
13 deciding if this is going to be the entrance
14 and lobby or if the lobby was going to be the
15 basement, which is this lower section down
16 here. You can see better on this door. So
17 this is the basement which they may be -- may
18 be their check in and lobby, or it could be
19 this first floor up these stairs. That hasn't
20 been decided yet.

21 And then this is inside of the
22 location. These stairs lead to the next level.
23 You can see here, this is -- none of this space
24 -- just so -- just to be clear, this has been
25 vacant for some time, and none of -- according

1 to the owners, none of this stuff has been
2 renovated. They haven't started construction
3 because they wanted to get through this hearing
4 first and to make sure they weren't going to
5 spend money on doing this. They're already
6 spending money on rent they explained to me.

7 And then this is the upper level.
8 It used to be a barber shop, as you can see.
9 This is the top level is where they are
10 considering putting the safe-use treatment area
11 for on-site consumption for guests and patrons
12 of the retail space.

13 So that's really the three spaces
14 that we have.

15 CHAIRPERSON ANDERSON: Okay.

16 MR. PERU: Just to go back Mr.
17 Chair, if I can, just to retalk about my --
18 doing my investigation.

19 After speaking to all the parties
20 and hearing their concerns, I did go back on
21 November 12th -- I'm sorry, on November 13th.
22 Well, after learning on November 12th they --
23 in my report, you can see, I checked that there
24 was no SA that was submitted and that the
25 hearing was still moving forward.

1 So with that being said, I went back
2 out to the location and I decided to measure
3 the location of where the daycare was. Even
4 though the statute and the laws don't require
5 that, and that's not a factor currently, with
6 their application, I did measure it because it
7 was a concern for Ms. Lewis. It's 263 feet
8 from the proposed location of 25 Florida
9 Avenue.

10 And I did actually speak to an
11 employee inside. The female employee stated
12 that the daycare provided services to children
13 from the ages of 6 months to 3 years of -- 3
14 years old, and they currently had approximately
15 32 children. She also stated to me that the
16 children did not walk down the street towards
17 Smoke & Tingz. They walked in the opposite
18 direction to get to the playground. And she
19 stated that most children are picked up by the
20 parents off of Quincy Place, which is right
21 directly behind that daycare center.

22 I also decided to talk to a
23 neighbor. I knocked on a couple doors. I
24 finally got an answer at 27 Florida, which is
25 actually the neighbor right next door. She

1 said -- she opened the door, identified myself
2 to her, and explained to her what I was -- my
3 investigation, what I was conducting. She
4 stated that she lived there for approximately
5 three years, and she said that the building has
6 been empty for most of the time that she's
7 lived there, if not all the time. She said she
8 wasn't a consumer of cannabis and didn't smoke
9 cannabis is what she said to me, and she said
10 that she didn't have a problem with the
11 retailer opening up next door. She only had
12 one concern about people hanging out outside
13 smoking cannabis on the sidewalk in public
14 space. And that was the only concern that that
15 neighbor had.

16 To continue down my report, Mr.
17 Chair, if I may just talk about the zoning.
18 The zoning of that location, according to
19 zoning maps, is MU-4 zone, which permits
20 moderate density mixed-use development;
21 provides facilities for shopping and business
22 needs, housing and mixed uses for large
23 segments of the District of Columbia outside
24 the central core; and be located in low- and
25 moderate-density residential areas with access

1 to main roadways or rapid transit stops, and
2 include office employment centers, shopping
3 centers, and moderate bulk use centers.

4 According to the GIS system, there
5 is no schools or recreation centers located
6 within 300 feet. The daycare would not show up
7 on that map because it's not a determining
8 factor for a licensee. There is no nearby
9 establishments within 400 feet of Smoke &
10 Tingz. The nearest establishment, which I
11 didn't list, is going to be up the street on
12 North Capitol, because it's so far out of the
13 area, which is going to be Cloud 9, which is
14 actually the current neighbor to Smoke & Tingz
15 unlicensed operations there.

16 The surrounding areas, I showed you
17 the pictures, surrounded by mix-use of
18 residents living next door. You had the
19 daycare at that other end. Three-story homes
20 are there that are located -- its building
21 exterior, you saw the pictures I submitted.

22 Moving down to the proposed hours of
23 operation, this is the hours submitted on the
24 application. Hours of operations they're
25 requesting was from 9 a.m. to 10 p.m., and open

1 to the public would be 10 a.m. to 9 p.m. as
2 well. This is the days I went by the business.
3 Obviously, they're not open, it's vacant,
4 there's no activity to observe. Therefore --
5 there was no activity to observe in reference
6 to the effects the establishment could have.
7 That area location, 25 Florida, is really close
8 to North Capitol Street. During traffic time,
9 of course, it is a busy street with vehicular
10 traffic on that main road.

11 And that's all I had, Mr. Chair.

12 CHAIRPERSON ANDERSON: All right,
13 thank you. You can close your screen, please.

14 MR. PERU: Okay.

15 CHAIRPERSON ANDERSON: Any questions
16 by any Board members?

17 Ms. -- all right. Ms. Smith, any
18 questions of Mr. Peru?

19 MS. SMITH: I do. I have a few
20 questions.

21 Thank you again, Investigator Peru.
22 You mentioned that you spoke to the neighbor at
23 27 Florida Avenue. That's the property that
24 abuts the proposed location?

25 MR. PERU: It is.

1 MS. SMITH: Got it. And then you
2 mentioned in your report that when you toured
3 the space you discussed options for use. Would
4 you say that the space is sufficient to house a
5 safe-use facility?

6 MR. PERU: Yes, definitely.
7 Definitely.

8 MS. SMITH: And also, in your
9 report, you mentioned that there are no other
10 medical cannabis licensees within 400 feet. If
11 there were another licensee, what would happen?

12 MR. PERU: Well, the statute says
13 that you cannot be within 400 feet of another
14 retailer. So Smoke & Tingz wouldn't have been
15 allowed to get placarded there if there was
16 another location, and vice versa. Any other
17 locations applying moving forward will not be
18 able to be within 400 feet of Smoke & Tingz.

19 MS. SMITH: And then the three times
20 you visited the location, you mentioned that
21 they're not open for business. Did you see
22 loitering or anyone kind of standing or hanging
23 around the building?

24 MR. PERU: No. Surprisingly, that
25 corner seemed pretty quiet during my days of

1 passing by and being there.

2 MS. SMITH: No further questions
3 from me. Thank you very much for your
4 testimony.

5 CHAIRPERSON ANDERSON: Ms. Lewis, do
6 you have any questions of Mr. Peru?

7 MS. LEWIS: Yes, I do.

8 Okay. So you mentioned that there
9 was a parking lot that's next to the
10 establishment. Are you aware that that's not
11 actually a parking lot?

12 MR. PERU: Well, I called it that
13 because it's his empty lot. Yes, I -- there's
14 no parking signs and I -- it looks like an
15 abandoned property of some sort. I'm not sure
16 what it previously was, but I identified it as
17 that because it's an empty lot.

18 MS. LEWIS: All right. You did not
19 see any cars parked in the lot?

20 MR. PERU: No, there's a fence
21 surrounding the business. No one's allowed to
22 enter there.

23 MS. LEWIS: Okay. You mentioned in
24 you report that the establishment is not
25 located within 300 feet of a school or center,

1 correct?

2 MR. PERU: Correct, according to the
3 GIS map that's done based on requirements.

4 MS. LEWIS: Okay. But based on your
5 calculation, it is within 300 feet of a daycare
6 center, correct?

7 MR. PERU: The daycare center, which
8 is not part of a GIS map, correct. It's 262
9 feet, I believe, is what my report stated.

10 MS. LEWIS: While you visited the
11 location, did you monitor or note whether
12 parents walked to or dropped their children off
13 at the daycare?

14 MR. PERU: I was informed of that by
15 the daycare personnel. I did not see that
16 myself. But I was told that to by the daycare.

17 MS. LEWIS: That they did walk to
18 the daycare center, right?

19 MR. PERU: That some parents live
20 close by and they do walk their kids there,
21 yes.

22 MS. LEWIS: Okay. Did you let the
23 residents at 27 Florida know that the
24 establishment applied for on-site smoking, as
25 well as the summer garden?

1 MR. PERU: I discussed with her --
2 yes. I discussed with her what the
3 establishment was trying to do and explained to
4 her the laws and regulations and what they
5 could have based on their application.

6 MS. LEWIS: How many establishments
7 in D.C. have licenses for smoking on the
8 premises, and also --

9 MR. PERU: There's --

10 MS. LEWIS: -- summer gardens?

11 MR. PERU: There's none that are
12 currently open. There's been several
13 applications. There's been one approved of --
14 approved that I'm aware of, Holistic -- DC
15 Holistic on Connecticut Avenue. But as of yet,
16 they have not opened up or are using that
17 space.

18 MS. LEWIS: Okay. So no
19 establishments currently that have on-site
20 smoking or summer gardens?

21 MR. PERU: Several endorsements and
22 applications, but no one has opened yet,
23 correct.

24 MS. LEWIS: Hold on one second. Are
25 there any current stipulations or laws that

1 state that the smelling of smoke -- that smoke,
2 cannabis smoke should not be smelled within a
3 certain number of feet by children of any type?

4 MR. PERU: Not that I'm aware of. I
5 know there -- the Department of Energy and
6 Environment, DOEE, in D.C. was putting together
7 some new policies and procedures for the
8 cannabis industry since it's growing in D.C. I
9 have not yet seen any kind of final draft and
10 what that references.

11 MS. LEWIS: Okay. You mentioned
12 that North Capitol was a busy area and you
13 could perceive seeing a lot of traffic in that
14 area during, you know, rush hour, and it's also
15 located on Florida Avenue, which is also a very
16 busy corridor. Did you take time to take a
17 look to see, you know, what the parking is in
18 that particular area?

19 MR. PERU: Well, most of it is --
20 there's very little parking, obviously, on
21 Florida Avenue itself. The side streets off of
22 Quincy would be residential mostly, but, yes,
23 parking is limited, I would say, around that
24 area.

25 MS. LEWIS: Is there any particular

1 reason why you didn't speak to more residents
2 other than the one abutting resident?

3 MR. PERU: I knocked on several
4 doors while -- to be fair, the -- per the
5 statute, the ANCs are the only entities that
6 are allowed to protest for a cannabis facility,
7 right. So I knocked on -- even visiting the
8 daycare, I visited the daycare based on
9 information you provided to me as a concern.
10 So obviously, that's something that I wanted to
11 address. And I knocked on other doors with no
12 answer. So I was fortunate to get the abutting
13 property owner to speak with me.

14 MS. LEWIS: Okay. You noted -- you
15 stated that according to your investigative
16 history that there were no ABCA violations.
17 Did you look to see if there were any other
18 violations for D.C. agencies at that particular
19 property?

20 MR. PERU: No. Smoke & Tingz has
21 not been operating there, so the violations are
22 based on the current operators, not anything
23 that's happened in the past at that location.
24 So it wasn't -- it wouldn't be -- in my
25 experience doing these type of investigations,

1 there's nothing that would -- information would
2 give me because Smoke & Tingz 2 is not at that
3 location and hasn't been at that location. So
4 no, I'm not aware of any other D.C. agencies'
5 issues with 25 Florida Avenue.

6 MS. LEWIS: So the hours that you
7 visited the premises, they seem to have been
8 somewhere between, like, 1:30 and 3:30. Is
9 there any reason why you did not visit early in
10 the mornings or late in the afternoons, which
11 is usually when, you know, people go back and
12 forth to work?

13 MR. PERU: No particular reason.
14 No. I drive by there on a regular basis for
15 work around the city, so I pass by there every
16 day several times. So -- but I didn't sit
17 there like I did on those days that I -- you
18 know, that I mentioned.

19 MS. LEWIS: Okay. So you took a
20 picture of the lot because the -- you stated
21 that that was the area that was being proposed
22 for a summer garden, but it -- I -- did you
23 take a look at the back yard area in the back
24 of the property, which is where I believe the
25 summer garden was supposed to be?

1 MR. PERU: Yeah. I looked back
2 there. It was a smaller space. But that was -
3 - once again, it was described to me that the
4 thoughts of the parking lot and leasing that
5 space for two reasons, for -- they stated that
6 they thought about doing it for parking,
7 obviously parking being a concern and an issue
8 in that area for the retailer to have their own
9 parking lot, and potentially if they could do
10 the summer garden. That's all the information
11 that I received.

12 MS. LEWIS: Okay. But I'm just
13 curious as to why you did not include a picture
14 of the backyard space.

15 MR. PERU: Because it wasn't --

16 MS. LEWIS: Because that is an
17 outdoor space, and if they have a license for a
18 summer garden, they could use that as a summer
19 garden. Is that correct?

20 MR. PERU: I would have to see the
21 space. I would have to remember -- I can't
22 remember what the space looks like, but it
23 wasn't pointed out to my attention that that
24 was a space that they wanted to use. They
25 talked about the indoor smoking on the second

1 floor -- I mean, on the top floor. Second,
2 third if kind of tricky. But on the top floor
3 where you saw the barbershop chairs. And they
4 talked about potentially having the outdoor
5 space, doing something with that lot next door.
6 That's the only areas that I was aware of, so -
7 -

8 MS. LEWIS: Okay. I think at this
9 time I have no further questions. Hold on.
10 Let me check one last time. Sorry. Okay. No
11 further questions.

12 CHAIRPERSON ANDERSON: All right.
13 Thank you, Ms. Lewis.

14 Before releasing the witness, any
15 questions by any Board members before releasing
16 the witness? No?

17 All right. Mr. Peru, thank you very
18 much for your testimony. You can have a great
19 day.

20 MR. PERU: Thank you. You guys too.
21 Take care.

22 CHAIRPERSON ANDERSON: All right.

23 Ms. Smith, who's your first witness?

24 MS. SMITH: My first witness is
25 Destany Storey just so she can go on about her

1 work day. So I'd like to call her first,
2 please.

3 CHAIRPERSON ANDERSON: Ms. Storey,
4 can you raise your right hand, please? Do you
5 swear or affirm to tell the truth and nothing
6 but the truth?

7 MS. STOREY: Yes, I swear.

8 CHAIRPERSON ANDERSON: Your witness,
9 ma'am.

10 MS. SMITH: Thank you so much for
11 joining us here today and agreeing to testify.
12 Can you let us know where you live, please?

13 MS. STOREY: Yes. So I live on 29 S
14 Street, Northwest, Washington, D.C. in the
15 Bloomingdale neighborhood.

16 MS. SMITH: How long have you lived
17 in that neighborhood?

18 MS. STOREY: Going on two years. I
19 moved here last July -- or two Julys ago.

20 MS. SMITH: Okay. And generally,
21 can you tell us what you do for work? You
22 don't have to say where you work or anything
23 like that, but just kind of a general idea.

24 MS. STOREY: Yeah. So I'm a program
25 director for an international nonprofit for

1 women.

2 MS. SMITH: Thank you. So Mr.
3 Thomas, as was stated by the investigator, Mr.
4 Peru, had another location on North Capitol.
5 Had you visited that location?

6 MS. STOREY: Yes.

7 MS. SMITH: Can you tell us about
8 your experience going to that unlicensed
9 facility?

10 MS. STOREY: Yeah. So it's actually
11 a couple of blocks from my house, maybe two
12 blocks at most, so I typically walk. Being --
13 I'm from -- originally from Memphis, Tennessee.
14 I didn't bring a car here moving here, so I've
15 always felt safe walking up that block to go
16 visit. Every time I've gone in staff has been
17 friendly. I even refer to them as, like, my
18 family away from home. Even making the
19 neighborhood feel safer. I've never had an
20 experience where I feel unsafe walking by
21 myself, even as a woman, inside or outside of
22 the establishment.

23 MS. SMITH: Did you have a sense of
24 the operations in that location? Like, did you
25 feel like it was well run?

1 MS. STOREY: Yes, absolutely. I
2 knew J (ph.) was the owner. Employees have
3 always been helpful and knowledgeable about
4 everything.

5 MS. SMITH: And so currently, are
6 you walking distance to 25 Florida Avenue, the
7 proposed Applicant's location?

8 MS. STOREY: Yes.

9 MS. SMITH: How long would it take
10 you to walk there?

11 MS. STOREY: Less than 10 minutes.
12 Like, maybe a six, seven-minute walk.

13 MS. SMITH: So being that you live
14 in the neighborhood, you've visited unlicensed
15 facilities, now this new law has passed, what's
16 your perception around safety in medical
17 marijuana establishments?

18 MS. STOREY: Yeah. I've never had
19 an issue with safety and being a user. So I
20 don't have a medical card yet, but I do plan on
21 getting one with just, like, the new laws that
22 have changed. And like, one thing that I have
23 been prescribed (sic) with is ADHD, so I've
24 always been open to, like, alternate methods to
25 help with my symptoms. Everything has seemed

1 safe to me, inside and out. I've never felt
2 any lack of safety in this neighborhood. I
3 know we've talked a lot about, like, loitering,
4 but that's never been, like, an experience,
5 especially with this establishment. I've
6 actually seen, like, more loitering at churches
7 in the neighborhood than the unlicensed
8 establishments.

9 MS. SMITH: Given that you live in
10 the neighborhood, do you have any thoughts
11 around property values and the opening of
12 medical marijuana establishments and how you
13 think that will affect kind of your -- the
14 value of where you live?

15 MS. STOREY: Yeah. I actually think
16 the neighborhood is, like, really up and
17 growing with younger people, Millennials, Gen
18 Z, Gen X. So I think it would actually
19 increase the property value. I always have
20 people coming in town or -- either who are new
21 to the neighborhood and they're looking for
22 things to do that are just friendly for our
23 actual age group.

24 MS. SMITH: And given that you live
25 in close proximity, what are your thoughts in

1 terms of parking in this particular location,
2 or parking around that location and parking at
3 the location you visited before?

4 MS. STOREY: Yeah. So I know the
5 neighborhood is typically very quiet. Parking
6 has never been an issue for anyone who's ever
7 come to visit me. Personally, I do not drive,
8 so it's not really something I can speak on,
9 but I've never seen an issue with parking or
10 I've never had visitors come and they say,
11 like, they felt unsafe or they've had, like,
12 any experience with carjacking or anything like
13 that.

14 MS. SMITH: One final question, and
15 you may or may not have thoughts on this. One
16 of the things that's come up as well is this
17 concept of ventilation and smoke kind of
18 seeping out into the streets. Again, as a
19 person who has used, do you have any concerns
20 about ventilation in the proposed location, or
21 what would be your thoughts on that?

22 MS. STOREY: No. I don't have any
23 concerns on ventilation. I know many of my
24 neighbors or just people in my neighborhood who
25 also are users and I've never, like, had a

1 issue with smelling something in my unit, or
2 even walking down the street and, like,
3 smelling something from afar. So no, no
4 concerns with that.

5 MS. SMITH: I have no further
6 questions for Ms. Storey.

7 CHAIRPERSON ANDERSON: Ms. Lewis?

8 MS. LEWIS: Good afternoon, Destany.
9 How are you?

10 MS. STOREY: I'm good. How are you?

11 MS. LEWIS: Good, thank you. Okay.

12 So my questions are -- I don't know if this is
13 too personal, but do you have any children?

14 MS. STOREY: I do not have children,
15 but I am a former teacher.

16 MS. LEWIS: Okay. So do you know or
17 believe whether or not cannabis smoke is safe
18 for children?

19 MS. STOREY: I do not, but I have
20 not heard any, like, statistical data that
21 proves that. To me, it's always been just kind
22 of a general bias or opinion. But if I'm
23 wrong, please correct me.

24 MS. LEWIS: You -- have you
25 witnessed -- you say that you haven't witnessed

1 any smoke from your neighbors and all, but have
2 you gone out on a street and just witnessed
3 just from cars passing by the smell of smoke in
4 the neighborhood?

5 MS. STOREY: I think that's kind of
6 hard to tell with just, like -- like, it's a
7 busy street, like you said, Florida Avenue, so
8 there are a lot of different smells. So I
9 wouldn't just say smoke specifically stands out
10 to me.

11 MS. LEWIS: Okay. There was another
12 location. I think Jam Doung. Are you familiar
13 with Jam Doung?

14 MS. STOREY: Yes. I was not
15 familiar that it was a cannabis lounge, but I
16 do get food from there. I know it's a Jamaican
17 restaurant.

18 MS. LEWIS: On the upstairs second
19 floor, I was wondering. That location is a
20 little closer to you. Why did you select the
21 Smoke & Tingz, which is a little further away?

22 MS. STOREY: Yeah, because I
23 actually was not familiar that there was a
24 smoking area in Jam Doung.

25 MS. LEWIS: So you are -- are you

1 aware of the number of carjackings and
2 robberies in the Bloomingdale area? You said
3 you feel safe.

4 MS. STOREY: Yeah, I feel safe, but
5 I am originally from Memphis, Tennessee, so
6 I've always felt like that narrative of crime
7 and safety has always been a bit not really a
8 concern for me. As I said, I'm a single woman.
9 I'm a smaller woman under 150 pounds. No car.
10 I always walk everywhere. I have a roommate.
11 I walk with her sometimes. But I've never felt
12 a sense of feeling unsafe, even walking at
13 night.

14 MS. LEWIS: Would you actually use
15 or smoke on the premises at the proposed
16 location, or are you the type of person that
17 would smoke at home?

18 MS. STOREY: Absolutely not. I
19 would smoke in my own home.

20 MS. LEWIS: Okay. I guess I have no
21 further questions. Thank you for your time.

22 CHAIRPERSON ANDERSON: All right,
23 thank you. Any questions by the Board members?
24 Go ahead, Mr. Grant.

25 MEMBER GRANT: Thank you for being

1 with us. I got a couple of questions, just for
2 clarification for my sake. One, are you
3 related to anyone involved in the
4 establishment?

5 MS. STOREY: No.

6 MEMBER GRANT: Okay. Do you have
7 any financial interest in the establishment?

8 MS. STOREY: No.

9 MEMBER GRANT: And I ask those
10 questions because, typically, when residents
11 come in support of an applicant, I'm always
12 curious what drives folks. And I think it's a
13 good thing, but what drives folks to sit in a
14 hearing like this with no interest and not
15 relation to the Applicant. Like, what drives
16 you to sit here and spend your time and
17 sacrifice your time, honestly, to dedicate your
18 testimony to this hearing. So --

19 MS. STOREY: Yeah. So like I said,
20 with my experience, I just moved here about two
21 years ago. I'm really big on rooting myself in
22 the community, not just with this
23 establishment, but even my corner store that's
24 around the corner. I know the cashier's by
25 name. My coffee shops. I'm just, like, really

1 big on intentional relationships. So even
2 though I just come in there as a customer,
3 James and his staff has always -- like, they've
4 always just made me feel, on a professional
5 level, that, you know, I'm valued, I'm known in
6 the neighborhood. And like, I just like to
7 know, you know, who I'm communicating with. So
8 yeah.

9 MEMBER GRANT: Well, Ms. Storey, I
10 appreciate that. The rest of us, you know,
11 have to be here and you don't have to be here,
12 but you came out today. So thank you for that.

13 Mr. Chair, no further questions.

14 CHAIRPERSON ANDERSON: Thank you.
15 Any other questions by the Board members?
16 Mr. Meadows.

17 MEMBER MEADOWS: Ms. Storey, welcome
18 to D.C. It's great to have you a resident here
19 for two years. You were mentioning that you
20 used the previous establishment. I was trying
21 to get some clarification. That was on North
22 Capitol Street. Is that where there was, like,
23 a Metro Card store, like a MCS store? Is that
24 on the left-hand side going north at North
25 Capitol?

1 MS. STOREY: I'm not sure. I know
2 there's --

3 MEMBER MEADOWS: South of Florida?

4 MS. STOREY: Yeah. I'm not sure,
5 just because, like, I'm not really --

6 MEMBER MEADOWS: Sure.

7 MS. STOREY: -- familiar with the
8 streets. But I know right at the corner,
9 there's a Chinese restaurant and -- yeah. So
10 if that's, like, the same -- I always know
11 that's right there, and then I know there's a
12 restaurant called Pub and People diagonal from
13 it.

14 MEMBER MEADOWS: Gotcha, gotcha.
15 Okay. And I'm not going to discount your
16 feelings of safety. I've lived in this city a
17 long time. I know that neighborhood, and it --
18 I guess I could only say that if it was -- if a
19 daycare could open up in that location, it must
20 be safe enough for that business.

21 MS. STOREY: Right.

22 MEMBER MEADOWS: Yeah. But -- and
23 so why did you no longer go to that -- the
24 previous store?

25 MS. STOREY: Which previous store?

1 MS. SMITH: I can chime in if you
2 want to know the facts of the prior location.

3 CHAIRPERSON ANDERSON: Hold on, hold
4 on, ma'am. Do you have an objection?

5 MS. SMITH: I don't have an
6 objection. She can answer.

7 CHAIRPERSON ANDERSON: Okay, all
8 right.

9 MS. STOREY: Yeah. Can you clarify
10 the question?

11 MEMBER MEADOWS: Just withdraw it,
12 and I thank you and all the best with all
13 you're doing for women.

14 MS. STOREY: Thank you.

15 MEMBER MEADOWS: Thank you.

16 MS. STOREY: Thank you.

17 CHAIRPERSON ANDERSON: Thank you.

18 Ms. Lewis, do you have any questions
19 of the witness based on the questions asked by
20 the Board? Not -- new questions based on what
21 the -- the questions that the Board members
22 asked.

23 MS. LEWIS: Well, it would be just
24 clarification. So the -- is the location that
25 you visited next to Cloud 9 location, the

1 current Cloud 9 location?

2 MS. STOREY: Yes.

3 MS. LEWIS: Okay. No further
4 questions.

5 CHAIRPERSON ANDERSON: Ms. Smith,
6 any recross -- I'm sorry, any redirect?

7 MS. SMITH: No.

8 CHAIRPERSON ANDERSON: Ms. Storey,
9 thank you very much for your testimony today.
10 You are free to go or you can sit around and
11 watch.

12 MS. STOREY: Thank you.

13 MS. SMITH: Thank you.

14 CHAIRPERSON ANDERSON: All right,
15 thank you. All right, thank you.

16 Ms. Lewis, do you have another
17 witness?

18 MS. SMITH: You mean Ms. Smith?

19 CHAIRPERSON ANDERSON: I'm sorry,
20 Ms. Smith. I'm just bad with names. And I'm
21 looking at you, and I put my cursor on the
22 screen just to make sure that the right name
23 pops up. I'm sorry. Ms. Smith, do you have
24 another witness?

25 MS. SMITH: I do. I'd like to call

1 Mr. James Thomas, the owner for Applicant.

2 CHAIRPERSON ANDERSON: Mr. Thomas,
3 can you raise your right hand, please? Do you
4 swear or affirm to tell the truth and nothing
5 but the truth?

6 MR. THOMAS: Yes, sir.

7 CHAIRPERSON ANDERSON: Your witness
8 then.

9 MS. SMITH: Thank you.

10 So Mr. Thomas, can you just give us
11 a little bit -- first of all, can you tell us
12 where you live?

13 MR. THOMAS: 4940 H Street,
14 Southeast, D.C. 20019.

15 MS. SMITH: So you're a District
16 resident?

17 MR. THOMAS: Yes, ma'am.

18 MS. SMITH: Okay. Can you tell us a
19 bit about your professional background in the
20 cannabis industry and operating a business?

21 MR. THOMAS: Okay. Well, my
22 background came more or less when I came home
23 after I was incarcerated. So when I came home,
24 I figured out that D.C. had changed their laws.
25 They had a law that was I-71, Initiative 71,

1 which allowed people to give -- D.C. residents
2 to gift marijuana to other people. So I would
3 sell you -- or have to gift you marijuana.
4 That started in pop-up shops.

5 So I was working in pop-up shops for
6 a while, but what I started realizing, pop-up
7 shops that -- it was more than just
8 recreational. A lot of people that attended
9 the pop-ups, they became -- they were more like
10 patients. They was coming there for medicinal
11 purposes.

12 So when they would come there for
13 medicinal purposes, they would ask questions
14 about, like, what this strain was for, would
15 this help me with this, would this help me with
16 that. So I started to do research on the
17 matter. And the reason why I really started to
18 do research on the matter because my mother and
19 her sister both suffer from Multiple Sclerosis.
20 So it gave me interest to say, well, which
21 strands I could use if I was -- like, for my
22 mother. She suffers from more or less, like,
23 early stages of dementia. My aunt suffers more
24 or less -- like, she's not as mobile. So one
25 of them would need a sativa, which would be my

1 mother, and then my aunt would more or less be
2 indica, which was more like an anti-depressant
3 to help with her pain.

4 MS. SMITH: So how many years would
5 you say you have experience operating in the
6 establishment under kind of the guise of D.C.
7 regulations?

8 MR. THOMAS: For over eight years.

9 MS. SMITH: So you mentioned, and
10 the testimony has been, by Investigator Peru,
11 that you operated another facility. Where was
12 that located?

13 MR. THOMAS: 1705 North Capitol
14 Street.

15 MS. SMITH: Okay. Can you tell us a
16 little bit about that location and the
17 operations of that location?

18 MR. THOMAS: Okay. So the
19 operations of that location that me and my
20 team, me and my advisors, what we did was we
21 went and did research on how we could open up
22 an establishment that still would be I-71
23 compliant. So first, I had to get a business
24 license, a license for occupancy and then I had
25 to buy goods as far as, like, clothes to be

1 able to give away all so I could gift
2 marijuana.

3 MS. SMITH: And so when you were
4 operating that facility, obviously under a
5 different set of laws, what were your thoughts
6 on security and what did you do for security in
7 your facility?

8 MR. THOMAS: So what we did for
9 security, I have eight cameras. I have two in
10 the front, six in the facility. And then I
11 have a magnetized door where you will be buzzed
12 in or out. So then I always had to -- as far
13 as, like, talk to my employees as far as, like,
14 trainings for our safety requirements. How
15 many people should be in the store. And then
16 when the whole COVID thing came, we would ask
17 people to remove their mask so we could at
18 least see their face and check for ID. We
19 would check ID to make sure they were 21 upon
20 entering the establishment.

21 MS. SMITH: So then you decided to
22 obtain an application for 25 Florida Avenue?

23 MR. THOMAS: Yes.

24 MS. SMITH: Tell me a bit about why
25 you chose that location.

1 MR. THOMAS: The reason why we chose
2 that location is because, upon research, we
3 realized that North Capitol is part of the
4 Great Streets. So the Great Streets is an area
5 that was dictated by the mayor at some point to
6 say that they wanted commerce to try to build
7 an abutting place for people to be able to open
8 up business and do commerce.

9 MS. SMITH: Okay. So you decided to
10 open up. Did you do any research, planning?
11 Kind of what went into your business planning
12 for this particular location?

13 MR. THOMAS: The business planning,
14 first and foremost, was -- it was the social
15 equity aspect. That was our first kind of
16 research. The reason why it was social equity
17 because of people like me that were coming home
18 that were incarcerated for a period of time
19 because we suffered from the effects of
20 marijuana laws. So after that, we looked and
21 seen that that was sort of, like, a place that
22 was close to Metro Center and it was a place
23 that people could walk. It was high traffic
24 and highly visible for us to be able to open up
25 and try to do our business model.

1 MS. SMITH: Were you concerned about
2 crime and opening up kind of a medical
3 marijuana facility?

4 MR. THOMAS: I mean, crime is always
5 just in the city, so that's always going to be
6 an aspect of it. But the intention was to take
7 a block and, you know -- we was going to add
8 lights there, security systems. We would
9 revitalize that block because that property has
10 been abandoned, and the property next to me has
11 been abandoned for over ten years.

12 MS. SMITH: Did you do any research
13 on whether there was any correlation between
14 crime and medical marijuana establishments?

15 MR. THOMAS: Yes, I did. So it is
16 part of the summary that I -- it's something
17 that I turned in. So basically, it's me
18 paraphrasing that the opening up of a
19 dispensary close to any neighborhood or close
20 to other establishments doesn't pose more of an
21 incident danger as far as to the community then
22 and/or a liquor store or any other thing.

23 MS. SMITH: Okay. So let's kind of
24 go into the operations a little bit of your
25 business. I know Peru talked about the hours.

1 Can you just walk us through, a person shows up
2 at the front door of your establishment.
3 What's the customer journey, so to speak?

4 MR. THOMAS: Okay. Customer
5 journey. When you seen -- Mr. Peru, he showed
6 you the entry point. Not the basement. It was
7 another level up there. So our idea was as far
8 as, like, once we talked to Mr. Peru, we was
9 going to leave that as strictly as retail. So
10 you might be able to come in there and just buy
11 a t-shirt. You might want to buy, like, a
12 souvenir if you're an out-of-towner, a tourist
13 or anything, a rolling tray, whatever the case
14 may be.

15 Now you have the opportunity to go
16 downstairs into the basement area. That's
17 going to be dedicated to nothing more than the
18 dispensary. So in the dispensary, you'll be
19 able to make a purchase and then you'll be able
20 to exit out of the basement door that you seen
21 on the street.

22 Now, if you want to partake in the
23 safe-use facility, there will be door where you
24 will be buzzed in and you'll be able to go
25 upstairs and partake into the safe-use

1 facility.

2 MS. SMITH: So the floors are kind
3 of separated via a secure door?

4 MR. THOMAS: Yes. It's going to be
5 totally controlled movement.

6 MS. SMITH: Tell me a bit about
7 security. Is -- does the legislation have any
8 requirements as it relates to security or
9 having a kind of security --

10 MR. THOMAS: Yes. ABCA -- in all
11 actuality, we have sent in a security plan to
12 ABCA to let them know where our cameras is
13 going to be, how we want to run our day-to-day
14 functions.

15 MS. SMITH: Tell me about your
16 employees. Like, what sort of training will
17 they get as it relates to being on site at the
18 facility?

19 MR. THOMAS: First and foremost, it
20 will be safety first. Them being aware that
21 the most important person there is the
22 customers and/or the people that live in that
23 neighborhood. After that, it will be
24 hospitality.

25 MS. SMITH: And then -- so you have

1 this plan for people coming in. Like, what do
2 you anticipate the volume, just based on having
3 run an establishment and that you've done a lot
4 of research?

5 MR. THOMAS: Doing a lot of research
6 as far as, like, what the closures of other --
7 let's just say unlicensed operators. We're
8 looking for anywhere between 60 to 75 people
9 per day.

10 MS. SMITH: And do you have a sense
11 of when the volume may spike in terms of
12 timing?

13 MR. THOMAS: What do you mean?
14 During the course of a day?

15 MS. SMITH: Exactly.

16 MR. THOMAS: Okay. During the
17 course of a day, from the business that we
18 currently run now, the spike time will be
19 anywhere between 12 and 5 o'clock. After 5
20 o'clock, we'll see a peak from maybe, like, 5
21 to 7.

22 MS. SMITH: And so what does someone
23 need in order to access this facility that
24 you're planning? How can a person gain access?

25 MR. THOMAS: You have to go through

1 ABCA and get a medical marijuana card.

2 MS. SMITH: And as part of your
3 training, like, how will your staff verify that
4 people have what they need in order to --

5 MR. THOMAS: Because the staff would
6 require to check IDs and the marijuana medical
7 card upon entering the facility.

8 MS. SMITH: So a lot of questions
9 about safety in the area, and I know you talked
10 about the security plan and everything like
11 that. But kind of what are your thoughts on
12 you opening this location at 25 Florida Avenue
13 and what it will do specifically to that corner
14 in terms of loitering, noise, safety, activity?
15 Because it is, we can admit, a very busy
16 corner.

17 MR. THOMAS: I mean, as of right
18 now, when I walk down to the corner -- because
19 it's right down the street from my current
20 location. You have a large homeless population
21 there. You have two shelters there on the
22 corner. So what we would try to do, we would
23 try to circumvent some of that loitering by
24 opening up a business. So by opening up a
25 business, we don't want people loitering in

1 front of our business. It's not good for our
2 business. We don't want people just hanging
3 around an establishment.

4 So it would be my idea that opening
5 up a store in that area, it would circumvent
6 some of the loitering by the homeless
7 population.

8 MS. SMITH: And do you anticipate
9 your customers loitering on the street, smoking
10 on the street, or any of that?

11 MR. THOMAS: Absolutely not. No.

12 MS. SMITH: Why not?

13 MR. THOMAS: Because first and
14 foremost, it goes against the rules and
15 regulations, and everything's going to be
16 predicated on me not losing my license. Also -
17 - I also understand that there is a daycare
18 center down the street from me. So I always
19 have to keep in consideration the young people
20 that are in that establishment, especially
21 during the hours in which that daycare center
22 is open. So it wouldn't be favorable for me to
23 have people just smoking marijuana in front of
24 my store.

25 MS. SMITH: You may not have an

1 answer to this, I don't know if any of us do,
2 but, again, one of the issues that's been
3 raised is the impact on property values
4 surrounding the neighborhood. Is that
5 something you at all looked at or research you
6 did when you were kind of planning to open this
7 business down there?

8 MR. THOMAS: Yes. Actually, we did.
9 That's a part of the summary that we turned in.
10 So what we turned in that when a medical
11 marijuana dispensary opened up in a
12 neighborhood, it did not affect the property
13 value of that neighborhood at all. So --

14 MS. SMITH: So what about parking?
15 A lot's been said about an empty area, it's not
16 a parking lot, that abuts your building.
17 Obviously, you know, it's a busy street. How
18 do you plan to accommodate what could be
19 increased demand for parking and your
20 strategies for preventing your customers from
21 being disruptive to the neighborhood as it
22 relates to parking?

23 MR. THOMAS: First and foremost,
24 we're talking about parking in the District of
25 Columbia. That's just -- so -- but after that,

1 we would talk about, like, how close to Metro,
2 and it's a walkable neighborhood. Now,
3 throughout the neighborhood, you have Quincy
4 Street. You have parking available on Quincy
5 Street. Besides, rush hour, you have parking
6 that's on North Capitol. That's right in front
7 of The Pub & The People. So there is parking
8 because, like I said, the average person in the
9 dispensary -- the dispensary is just for you to
10 make a purchase and go.

11 Now, we are in negotiations with the
12 -- his name is Joe Mamo, with the abandoned lot
13 next to me to try to secure that location so we
14 can use parking there.

15 MS. SMITH: But you don't have a
16 contract signed yet for that?

17 MR. THOMAS: No. We're just going
18 over a letter of intent.

19 MS. SMITH: Let's talk about
20 ventilation. So I understand that your
21 application does have a request for an
22 endorsement for a safe-use facility. What's
23 the plan or process or ventilation if there is
24 going to be indoor smoking?

25 MR. THOMAS: Okay. So the plan for

1 indoor ventilation, we identified a system
2 that's called Blue Ox. Blue Ox is a system
3 that cleans the air between 16 -- no, I'm
4 sorry, 12 to 16 times per hour. So our idea is
5 for the location, which is 3100 square feet, we
6 would only need one system and to put that at
7 the top of the steps.

8 But we're saying that because I know
9 it's such a concern about people smelling
10 smoke, we're willing to put three systems, one
11 by the front door, two by the upstairs. So now
12 the air would be cleaned between 48 times per
13 hour, so it would be virtually impossible for
14 you to smell smoke.

15 MS. SMITH: What's the -- do you
16 know what the statute requires of you in terms
17 of ventilation and HVAC?

18 MR. THOMAS: I mean, yes, I have a
19 background in HVAC, but that's all under the
20 department of DOEE.

21 MS. SMITH: Do you know what their
22 requirements are? Like, how much do they
23 require you to ventilate this space?

24 MR. THOMAS: I mean, it's -- they
25 would have to come out and, you know, walk it

1 over with me. We don't have that information.

2 MS. SMITH: So do you anticipate
3 that you may have kind of pop-up inspections
4 from people kind of validating the air is clean
5 and smoke and things like that?

6 MR. THOMAS: Yes, yes, through the
7 Agency, yes.

8 MS. SMITH: I do not believe I have
9 any further questions from Mr. Thomas on
10 direct. I do not.

11 CHAIRPERSON ANDERSON: Ms. Lewis, do
12 you have any questions of Mr. Thomas?

13 MS. LEWIS: Yes.

14 Hello.

15 MR. THOMAS: Hello. How are you?

16 MS. LEWIS: I'm fine, thank you.

17 How are you?

18 Okay. So how many people do you
19 anticipate going in and out of your
20 establishment every day?

21 MR. THOMAS: Between 60 and 75.

22 MS. LEWIS: How many clients do you
23 actually have?

24 MR. THOMAS: What do you mean? I
25 don't understand the question.

1 MS. LEWIS: How many clients? How
2 many clients do you have?

3 MS. SMITH: Well, I object, because
4 they're not open.

5 MS. LEWIS: Currently. You're doing
6 business currently.

7 CHAIRPERSON ANDERSON: Hold on, hold
8 on, ma'am. What's the nature of the objection?

9 MS. LEWIS: It's --

10 CHAIRPERSON ANDERSON: Hold on, Ms.
11 Lewis.

12 Ms. Smith, you raised an objection.
13 Go ahead.

14 MS. SMITH: Right. My client's not
15 open, so they don't have clients at this
16 particular location, so it's just an estimate
17 right now.

18 CHAIRPERSON ANDERSON: So if, Ms.
19 Lewis, the business is not open for example,
20 why are you asking that question about how many
21 clients they have? Are you asking --

22 MS. LEWIS: Well --

23 CHAIRPERSON ANDERSON: Since the
24 business is not open.

25 MS. LEWIS: No, no, no. They're not

1 open at 25 Florida Avenue.

2 CHAIRPERSON ANDERSON: Then you need
3 to rephrase your question, ma'am, if you're
4 asking a question about a different location.

5 MS. LEWIS: Okay.

6 At your current location on North
7 Capitol Street, how many clients do you have?

8 MR. THOMAS: My client base -- I
9 mean, I do 60 transactions a day. I don't --
10 like, the clients, we have new customers and
11 old customers, so I would -- the client -- my
12 clientele base, I couldn't really answer that
13 question with a concrete answer.

14 MS. LEWIS: So you don't know how
15 many clients you have?

16 MR. THOMAS: No. I can tell you how
17 many transactions I do per day.

18 MS. LEWIS: How many transactions do
19 you do per day?

20 MR. THOMAS: Currently, 60.

21 MS. LEWIS: Just 60. Did you not
22 state at my Single Member District that you had
23 over 3,000 transactions?

24 MR. THOMAS: Since the -- since
25 we've been open for three years, yes. I've had

1 over 3,000 transactions since I've been open.

2 Yes, ma'am.

3 MS. LEWIS: Why is it that you have
4 so much security at your -- at the current
5 location?

6 MR. THOMAS: I don't --

7 MS. LEWIS: You said you have
8 cameras and --

9 MR. THOMAS: Why do I have cameras
10 at my --

11 MS. LEWIS: Yeah. Why so much --
12 why is so much security necessary?

13 MR. THOMAS: For the safety of my
14 employees and the safety of my customers. I
15 don't have a security guard. I told you, I
16 have a reinforced and magnetized door where
17 you're buzzed in and out. Generally, I have
18 one or two employees that work there at one
19 time, and it's -- you know, it's females that
20 work there as well where they be on the shift
21 by themselves. So we take security measures.
22 I don't have a lot of, like, on-site security
23 people.

24 MS. LEWIS: How -- for the summer
25 garden that you're proposing, you stated that

1 you wanted to rent the lot next door for the --

2 MR. THOMAS: Yes. I was --

3 MS. LEWIS: -- for the purposes of a
4 summer garden?

5 MR. THOMAS: Yes. Yes, ma'am.

6 MS. LEWIS: So there are no plans,
7 absolutely no plans, to use the rear of the
8 property for the summer garden?

9 MR. THOMAS: Absolutely not. The
10 space isn't big enough for us to use that.

11 MS. LEWIS: Did you not state at the
12 -- both the ANC and Single Member District --

13 MS. SMITH: I'm going to object,
14 because --

15 MS. LEWIS: I didn't ask a question.

16 CHAIRPERSON ANDERSON: Hold on, hold
17 on.

18 MS. SMITH: You're right. My
19 apologies.

20 CHAIRPERSON ANDERSON: What's the
21 question, Ms. Lewis?

22 MS. LEWIS: Did you not tell the
23 communities at the Single Member District and
24 the ANC meetings that you would be willing to
25 forego the summer garden?

1 MR. THOMAS: Yes, ma'am, I did.

2 Yes, ma'am.

3 MS. LEWIS: And are you still
4 willing to forego the summer garden?

5 MR. THOMAS: Yes, ma'am.

6 MS. LEWIS: Okay. Are you aware
7 that there have been robberies in the 1700
8 block of North Capitol Street, which is near
9 your current location, of individuals that have
10 purchased from smoke shops?

11 MR. THOMAS: I mean, yes, crime
12 happens. Yes, crime happens. Yes, ma'am.

13 MS. LEWIS: Okay. Let's see.
14 Sorry. And do you -- would you not consider
15 just having a treatment facility with just
16 edibles and vaping and not the cannabis
17 smoking?

18 MR. THOMAS: No, ma'am. That's not
19 good for my business model.

20 MS. LEWIS: Do you currently have
21 that?

22 MR. THOMAS: Do I currently have
23 what?

24 MS. LEWIS: Have smoking at your
25 current establishment?

1 MS. SMITH: I'm --

2 MS. LEWIS: On site.

3 MR. THOMAS: No, ma'am.

4 MS. LEWIS: Okay. So why is it so
5 important to have it at this site?

6 MS. SMITH: I'm going to object to
7 the question. She's -- I'm objecting to the
8 question because the legislation is new, so my
9 client submitted an application when the
10 application period opened.

11 CHAIRPERSON ANDERSON: I think that
12 is a fair question. I mean, he's asking for
13 some additional endorsements, and so I think
14 she's just asking why is he specifically asking
15 for a safe-use treatment facility. He doesn't
16 have to. And I think the question that was
17 asked before, I think Ms. Lewis had asked the -
18 -

19 MR. THOMAS: The --

20 CHAIRPERSON ANDERSON: Hold on, hold
21 on, sir. Mr. -- I think Mr. -- the Licensee --
22 I'm sorry, Ms. Lewis had asked Mr. Paru about
23 how many licenses were for safe-use treatment
24 were in operation, so that's a fair question.
25 So if he can answer the question, he should.

1 MR. THOMAS: Yes, I can answer that
2 question. So Ms. Lewis, the reason why we
3 chose that is because District residents know
4 that it is not -- as far as, like -- it is not
5 allowed for you to use marijuana in your homes.
6 A lot of times, that will break your lease. So
7 all these new apartment buildings that's been
8 built, or people leasing properties, homes, et
9 cetera, et cetera. We would want to give them
10 somewhere to come consume marijuana in a
11 central location so they would -- so it can be
12 in a controlled environment.

13 MS. LEWIS: Okay. Again, one more
14 question with regards to crime. Are you aware
15 at the shooting that happened at the property
16 next door to you at Cloud 9?

17 MR. THOMAS: Yes, ma'am.
18 Absolutely. Yes, I am.

19 MS. LEWIS: So do you believe that
20 smoke shops are probably more at risk for
21 safety reasons or crime?

22 MR. THOMAS: Okay. To answers your
23 question -- you're answering the question a
24 little wrong. It wasn't at Cloud 9 that the
25 shooting took place. It was at another

1 establishment that was totally going -- like,
2 it was totally illegal. So therefore, you have
3 your locations wrong. It was a pop-up that was
4 existing next door to me and Cloud 9. They
5 didn't have no licenses or anything. The
6 shooting took place in that establishment
7 because they were totally illegal anyway. So I
8 cannot correlate that violence that took place
9 in a pop-up opposed to two established
10 storefronts that have been in existence or
11 operating -- because Cloud 9 was there before
12 me. They have been operating for over three
13 years. I have been operating for under three
14 years. Cloud 9 has never experienced a
15 shooting, and nor has Smoke & Tingz.

16 MS. LEWIS: Okay. But you do
17 acknowledge that even -- the pop-up shop did
18 have a shooting at the establishment?

19 MR. THOMAS: Yes.

20 MS. LEWIS: Okay. I have -- so I
21 don't think I have any further questions.

22 CHAIRPERSON ANDERSON: Thank you,
23 Ms. Lewis. Any questions by any Board members?
24 Mr. Meadows.

25 MEMBER MEADOWS: You were mentioning

1 that you've met with the ANC. Were you and the
2 ANC able to come to --

3 CHAIRPERSON ANDERSON: Mr. Meadows,
4 we can't go there.

5 MEMBER MEADOWS: Okay. We can't --

6 CHAIRPERSON ANDERSON: No, we can't
7 go there.

8 MEMBER MEADOWS: Okay, all right.
9 Do you have a plan on noise and music if you
10 have this indoor safe space? And do you have
11 any plans on how to rectify -- you spoke about
12 the filtration system for the smoke. Do you
13 have any plans for music? You're not planning
14 live entertainment, things of that nature?

15 MR. THOMAS: No, no, no. We're not
16 playing any live entertainment. It's the same
17 thing I have with my current store. It would
18 be more like a jazz type of environment
19 because, you know, it's -- with marijuana
20 smokers, that's not, like, something like a
21 live band or a lot of people like loud music,
22 et cetera, et cetera.

23 MEMBER MEADOWS: Okay. And are you
24 offering delivery services?

25 MR. THOMAS: Yes, sir. Yes, sir.

1 MEMBER MEADOWS: Okay. Thank you.

2 MR. THOMAS: No problem.

3 CHAIRPERSON ANDERSON: All right.

4 Any other questions by the Board members?

5 Mr. Thomas -- and I think maybe I
6 heard wrong, so I'm going to give you the
7 benefit of the doubt, because I think I heard
8 wrong. Do you currently have a license to sell
9 cannabis in the District of Columbia, sir?

10 MR. THOMAS: No, sir. Not
11 currently.

12 CHAIRPERSON ANDERSON: And are you
13 aware that if you do not currently have a
14 license to sell cannabis in the District of
15 Columbia --

16 No, Ms. Lewis, put your hand down.

17 I'm -- are you aware that if you do
18 not currently have a license to sell cannabis
19 in the District of Columbia that you cannot
20 sell or -- you cannot sell cannabis in D.C. Is
21 that -- are you aware of that, sir?

22 MR. THOMAS: As far as my
23 conversation, per Mr. Jason Peru, is that the
24 unlicensed operators will have to shut down
25 March 31st. That was from my understanding.

1 CHAIRPERSON ANDERSON: What do you
2 mean by, what do you mean as far as you're --
3 what do you mean March 31st?

4 MR. THOMAS: Because I started -- my
5 store is not -- we did -- we applied an
6 application as an unlicensed operator. So it
7 was already established that you -- we already
8 had I-71 stores that were in the District of
9 Columbia. Now, per the approval -- according
10 to ABCA, per the approval of a license, I would
11 have to completely shut down any sales that I
12 have. I haven't been approved for a license.
13 Why? Because the 1705, I was in the appeal
14 process from Cloud 9, because I was second in
15 line to Cloud 9. Cloud 9 has to get all the
16 way through as far as being totally approved,
17 then I would have to shut down that location
18 and try to move that license because they're
19 approved for that location. I was operating
20 under the understanding, per ABCA, of an
21 unlicensed operator.

22 CHAIRPERSON ANDERSON: But you're --
23 as an unlicensed operator -- well, all right. I
24 just -- I -- you're aware that within the
25 District of Columbia, without a license, an

1 individual cannot sell cannabis without a
2 license? Are you aware of that? Until ABCA
3 has issued a license, you're aware that you
4 cannot sell cannabis? Are you aware of that?

5 MR. THOMAS: Yes. We're
6 transitioning into the licensed standpoint, to
7 the medical standpoint. Yes, I'm aware of it.

8 CHAIRPERSON ANDERSON: We're not
9 talking about transitioning. I'm talking about
10 that -- are you aware that if you are applying
11 for a license, that you are in the process,
12 that you are -- you should not be selling
13 cannabis within the District of Columbia?

14 MS. SMITH: So, is it also your
15 understanding, Mr. Anderson, that -- for
16 instance, Cloud 9 is applying, they were an
17 unlicensed operator operating under the
18 statute. They're currently in the application
19 process for the license and it's -- the
20 statute, you're saying, reads that they can't
21 operate in between that period of time of
22 becoming licensed?

23 CHAIRPERSON ANDERSON: Well, I'll
24 just give you the analysis of an alcohol. If
25 you're applying for -- if you apply for -- if

1 you are applying to be licensed to sell
2 alcohol, unless you have a license, you cannot
3 sell alcohol in a commercial space.

4 MS. SMITH: Correct, because there
5 wasn't -- the analogy I understand, but we have
6 to acknowledge that there was a period of time
7 where there were unlicensed operators that had
8 particular regulations they had to follow in
9 order to sell.

10 CHAIRPERSON ANDERSON: I, I will --
11 I'm not. I'm asking some questions. I mean, I
12 think that -- I mean, maybe there needs to be
13 clarification to operators what the current
14 status -- state of the law is.

15 MS. SMITH: I think so. And I know
16 that there was recently a lawsuit by some
17 unlicensed operators against D.C. maybe because
18 of that lack of clarification.

19 CHAIRPERSON ANDERSON: All right.
20 So -- but I will leave it at there. I just
21 want to -- I'm just asking whether or not he
22 was aware of that, you need a license to
23 legally and -- you need to have a medical
24 cannabis license to legally sell cannabis
25 within the District of Columbia.

1 MS. SMITH: And that's why we're
2 here today.

3 CHAIRPERSON ANDERSON: All right.

4 Ms. Lewis, do you have any
5 questions? Any redirect (sic)?

6 MS. LEWIS: Yes, I do. Sorry. It
7 was a follow-up question to something that
8 David Meadows brought up.

9 CHAIRPERSON ANDERSON: What is that,
10 ma'am? What was the question then, ma'am?

11 MS. LEWIS: With regards to noise --
12 because you did say -- I didn't see anything
13 with regards to an entertainment license, so I
14 was not aware that you would be having music.
15 So do you plan on having any type of
16 soundproofing, because you do have an abutting
17 neighborhood -- an abutting neighbor. So what
18 are you plans for soundproofing?

19 MR. THOMAS: I'm not going to --
20 like I told Mr. Meadows, I'm not playing music
21 that loud. I don't plan to have live bands or
22 anything of that nature. It'll be the same
23 thing as if you're playing music in your house
24 and you're enjoying music through your house or
25 watching your TV. It would be the same volume

1 system, the same decibel.

2 MS. LEWIS: Okay. And -- sorry,
3 there was one other question that I neglected
4 to ask.

5 CHAIRPERSON ANDERSON: No, ma'am.
6 If it was not brought up on -- if it was -- if
7 you can't tie it to one of the questions of
8 what I asked or Mr. Meadows asked, you cannot
9 ask it, ma'am.

10 MS. LEWIS: Okay. It's okay.

11 CHAIRPERSON ANDERSON: All right,
12 thank you.

13 Ms. Smith, any recross -- any
14 redirect?

15 MS. SMITH: I do.

16 So you mentioned you won't have live
17 bands. Do you know if the statute says
18 anything about music in your establishment?

19 MR. THOMAS: No, there is nothing
20 that I've read in the rules and regulations
21 from ABCA that said anything about music.

22 MS. SMITH: Would you say that your
23 music would be similar to if you go into a
24 store and they're playing music in the
25 background?

1 MR. THOMAS: Yes, ma'am.

2 MS. SMITH: No further questions.

3 CHAIRPERSON ANDERSON: Ms. Thomas,
4 thank you very much for your testimony today.

5 Ms. Smith, do you have another
6 witness?

7 MS. SMITH: I do not have another
8 witness.

9 CHAIRPERSON ANDERSON: All right,
10 thank you. Ms. Lewis, do you have a witness
11 you wish to call?

12 MS. LEWIS: My one and only witness,
13 yes.

14 CHAIRPERSON ANDERSON: And who is
15 that witness, ma'am?

16 MS. LEWIS: That would be Carl
17 Hoffman.

18 CHAIRPERSON ANDERSON: Mr. Hoffman,
19 can you raise your right hand, please? Do you
20 swear or affirm to tell the truth and nothing
21 but the truth?

22 MR. HOFFMAN: I do.

23 CHAIRPERSON ANDERSON: Okay. Your
24 witness.

25 MR. HOFFMAN: Can you hear me all

1 right? My name is Carl Hoffman. I live at 35
2 Florida Avenue, which is about four or five
3 houses down the street on the very same slide
4 and the very same block as 25 Florida. I'm a
5 native Washingtonian. I'm a graduate of D.C.
6 public schools, K through 12. I've lived in my
7 current house since 2010, almost 15 years. I'm
8 a freelance journalist. I'm home most days of
9 every day. So I have a long history of
10 observing and close observance of the
11 neighborhood, the block, and I'm speaking in
12 strong opposition of Smoke & Tingz.

13 Before I start, I want to make
14 something really clear, and that is nowhere, on
15 any of the applications that I have seen, or in
16 any of the discussions with the ANC, prior
17 discussions, or even in the information
18 submitted by Smoke & Tingz most recently, with
19 the exception of the investigator's report, is
20 there any mention of using a summer garden in
21 the Joe Mamo lot. That is complete out of
22 nowhere, number one, and number two, that's
23 complete conjecture.

24 I mean, it's a huge lot that's
25 locked, that's fenced, that has been the

1 subject of years of controversy in the
2 neighborhood, that is private, that the
3 neighborhood has had in the ANC and all the
4 neighborhood associations have had many
5 discussions about. Most recently, a discussion
6 about having some kind of open-air venue there
7 that was brought forth by our city councilman,
8 and that was widely rejected by all the people
9 in the neighborhood and all the neighbors.

10 So you know, this whole thing about
11 the Mamo lot, both for parking, but -- and for
12 a garden is just complete conjecture and it's a
13 huge lot. You know, there's nothing in the
14 application. Do they want to take 20 square
15 feet of it, or 1,000 square feet, or 2,000
16 square feet of it. I mean, I don't think that
17 this -- that it can even be a subject for
18 discussion. It's not in any of their
19 proposals.

20 CHAIRPERSON ANDERSON: I'll -- hold
21 on a minute, sir.

22 MR. HOFFMAN: No, I'm in the middle
23 of my testimony.

24 CHAIRPERSON ANDERSON: Sir, sir.

25 MR. HOFFMAN: Yeah.

1 CHAIRPERSON ANDERSON: I'm the Board
2 Chair. I'm the Chairman of this Board, okay,
3 so I can -- you know, so I don't need your -- I
4 don't need you to tell me that you're in the
5 middle of your testimony, sir, okay?

6 All right, go ahead. It's fine. Go
7 ahead, Ms. Lewis.

8 MR. HOFFMAN: So I've read Smoke &
9 Tingz statements, I've read the report from the
10 investigator. I want to say, I'm not opposed
11 on any ethical or moral grounds to cannabis use
12 or dispensaries. I'm not opposed to drinking
13 alcohol or alcohol stores. I'm not opposed to
14 Smoke & Tingz on North Capitol Street. And I
15 have no objections to any dispensaries on North
16 Capitol. But location is everything, and 25
17 Florida is the wrong location for a dispensary,
18 just as it would be a wrong location for a
19 liquor store.

20 And Ms. Storey, the previous
21 testifier, lives blocks away in a -- on S or T
22 Street, and there's a vast difference between
23 Bloomingdale north of Florida and between this
24 street and this block, in particular, which has
25 been problematic for years. A medical cannabis

1 retailer at 25 Florida Avenue would negatively
2 impact the peace, order and quiet out this
3 area, and would further impede and crowd
4 residential parking needs and vehicular and
5 pedestrian safety at and around 25 Florida. It
6 contradicts D.C. council's own recommendations
7 for daycare proximity, 400 feet, regarding
8 subjecting preschoolers to the smell of
9 marijuana, a huge factor when we're talking
10 about summer garden. And would be in a
11 building whose landlord has been and is
12 currently in violation of numerous health,
13 safety and building issues.

14 25 Florida Avenue stands at one of
15 the most problematic and crime-ridden corners
16 of the city. I'm not talking about crime in
17 some vague way out in the city. I'm not
18 talking about crime on S Street or T Street. A
19 corner that ANC 5E Bloomingdale Civic
20 Association, Bates (ph.) Area Citizens
21 Associations, and individual residents have
22 been struggling with for years. It abuts the
23 so-called Mamo lot, as we've discussed, a large
24 vacant lot at the northwest corner of North
25 Capitol and Florida, that is a long-time open-

1 air drug market in and of itself, and directly
2 across the street from a city-owned parcel
3 that, too, has been a vacant -- has been vacant
4 for many years and is the site of frequent drug
5 use and people living in tents.

6 This isn't some anxiety or
7 supposition. Since 2010, there have been 59
8 murders, 579 assaults --

9 CHAIRPERSON ANDERSON: Okay, hold
10 on.

11 MR. HOFFMAN: -- With a deadly
12 weapon.

13 CHAIRPERSON ANDERSON: Is it -- what
14 is the question. I mean, at what point -- Ms.
15 Lewis, I need you to ask pointed questions. We
16 can't have the witness just --

17 MS. LEWIS: Okay.

18 CHAIRPERSON ANDERSON: -- speak for
19 20 minutes.

20 MR. HOFFMAN: Well, I'm not speaking
21 for 20 minutes. I'm --

22 MS. LEWIS: Okay. So he can't say -
23 -

24 MR. HOFFMAN: -- making my
25 statement.

1 CHAIRPERSON ANDERSON: Mr. Hoffman,
2 Mr. Hoffman. Mr. Hoffman. Mr. Hoffman. I
3 need some decorum from you, sir.

4 MR. HOFFMAN: I'm being completely
5 decorous, decorous. You're -- I'm trying to
6 give my statement. It's not 20 minutes.

7 CHAIRPERSON ANDERSON: This is not a
8 statement. We don't give statements. This is
9 a hearing, sir. Ms. Lewis is supposed to ask
10 you a pointed question and you're supposed to
11 answer the question, and we're not -- and Ms.
12 Smith, as an attorney, I expect you to make
13 sure that this happens. We have --

14 MR. HOFFMAN: Well, I -- other
15 people -- Ms. Storey gave a testimony.

16 CHAIRPERSON ANDERSON: Mr. Hoffman.

17 MS. LEWIS: Okay. My question to
18 Carl would be -- or Mr. Hoffman is what is your
19 experience living in this neighborhood?

20 MR. HOFFMAN: Well, my experience
21 has been one of constant crime and disruption
22 at that corner. 59 murders, 579 assaults with
23 a deadly weapon, 1,687 violent crimes within
24 .37 miles or 2,000 feet of 25 Florida. Forty
25 of those homicides since 2016 alone, and those

1 are according to D.C. MPD crime statistics.
2 People have opened fire directly across from my
3 house at 35 Florida. They've shot people
4 sitting 10 feet away from 25 Florida. Those
5 statistics don't include gunshots fired in
6 arguments and fights that don't result in
7 arrests, many of which take place on a daily
8 basis.

9 As a resident, I've had to fight
10 constant people passed out on the street and
11 sidewalk, literally in front of the Joe Mamo
12 lot, in front of 25 Florida, in front of my own
13 house. There's not -- almost not a day
14 sometimes that EMTs don't have to come and pick
15 people off the streets. People use -- it's
16 been a long-time struggle we all have in the
17 unit block of Florida with people using our
18 stairs and basement wells as bathrooms and
19 convenient places for sex and drugs.

20 Again, this isn't supposition. This
21 is my experience.

22 MS. LEWIS: Okay. So another
23 question I have with regards to the daycare
24 center. Have you witnessed or noticed the
25 teachers and children passing by the area of

1 the Joe Mamo lot going -- and parents on their
2 way to bring children to school?

3 MR. HOFFMAN: Yes. I mean, it's
4 constant. As the investigator said, the
5 children, when they go out for walks from Petit
6 Scholars, don't walk to the left, they don't
7 walk east, they usually walk west. But of
8 course, teachers and parents walk by all the
9 time. And according to, you know, this memo
10 from Phil Mendelson, dated September 7th, 2024,
11 it says that Board should prohibit summer
12 garden endorsements to retailers who are within
13 400 feet of a daycare center because it allows
14 -- because children will smell the smoke. And
15 that is -- you know, the -- 25 Florida is
16 within 263 feet by its own recommendation -- by
17 the investigators own research.

18 Another thing is that the
19 investigator said that the Petit Scholars woman
20 said that pickups are done on Quincy Street.
21 That's not true. There's no entrance or exit
22 from Petit Scholars on Quincy Street period.
23 The only entrance is on Florida Avenue, 263
24 feet from Smoke & Tingz, and from their
25 potential summer garden where -- and as the

1 operator said, you know, 5 o'clock-ish is a
2 time of most intense use, potential, and that
3 is a time, between 5 -- between 4 and 6, when
4 people are -- when parents are picking up their
5 children.

6 MS. LEWIS: What are your -- well,
7 you've already stated -- how did you find out
8 about the license or the Applicant -- or the
9 application for the license?

10 MR. HOFFMAN: I found out from you,
11 from -- you can't read it. The notice was
12 posted on the window, and if you actually -- on
13 the -- not the window, the door of 25 Florida,
14 and if you even look at the photos provided by
15 the investigator, you'll see that those -- the
16 door is behind -- is up at the top of stairs
17 behind locked metal fences that -- and you
18 know, I can't even read that without -- even
19 with my glasses on.

20 Parking is an issue.

21 MS. LEWIS: Okay. And are you
22 opposed to the establishment opening at the 25
23 Florida Avenue location?

24 MR. HOFFMAN: Well, that's a -- I'm
25 not inherently opposed to an establishment

1 opening there. I'm opposed to Smoke & Tingz, a
2 cannabis retailer, opening there, in particular
3 with a summer garden, either in its backyard or
4 even at, potentially, Joe Mamo, though I think
5 the Joe Mamo issue is one that is a -- hasn't
6 even -- it's not even on the application, so I
7 don't know why it's even being considered or
8 discussed. It's just an idea.

9 MS. LEWIS: Okay.

10 MR. HOFFMAN: And I'm opposed -- I
11 have to say, and I'm opposed to all the
12 potential traffic problems. Florida -- the
13 investigator -- neither the investigator nor
14 the operator have really captured it. Florida,
15 of course, is a no parking any time, 24/7. The
16 north block of North Capitol immediately to the
17 east of 25 Florida is no parking any time. The
18 only -- leaving the only possible parking to be
19 on Quincy Place behind, or Q Street in front
20 of, which are already crowded and often
21 impossible to park on at any given day. So I
22 don't know where somebody's going to park
23 unless they double park or park illegally on
24 Florida, which is just going to disrupt traffic
25 and be a potential cause for accidents.

1 MS. LEWIS: Okay. We've heard
2 testimony about the safety of the area,
3 Bloomingdale, are you aware of any incidents
4 with the Petit Scholars teachers?

5 MR. HOFFMAN: Yeah. I mean, the
6 violence is everywhere on this block. It's not
7 through all of Bloomingdale. It's, in
8 particular, on the unit block of Florida
9 Northwest, and that -- the adjoining blocks of
10 North Capitol. And, you know, I mean, there's
11 the issue of somebody -- you know, Petit
12 Scholars teachers and students were assaulted
13 by an individual, and that individual is about
14 to be released into the general population
15 again, and he's a habitant of this corner and
16 all of the activities of it, the drug market,
17 the loitering, the tents, the fires.

18 MS. LEWIS: Okay. Is there anything
19 else that you'd like to make mention of to the
20 Board with regards to your opposition to this
21 application?

22 MR. HOFFMAN: Well, on top of all
23 these issues, the owner of 25 Florida, the
24 operator here, is just leasing the building,
25 and the owner is -- and landlord of Smoke &

1 Tingz has been cited repeatedly by the
2 Department of Buildings, the ABCD, the DDOT,
3 and D.C. Health Department for violations at
4 both 25 Florida and Sohal Wine and Spirit and
5 Glassey, his liquor store and restaurant that
6 are one block away.

7 They -- Sohal Wine and Spirit and
8 Glassey both separately have been cited five
9 times each in the last few years from the
10 Department of Health violations. 25 Florida
11 itself, the building, under Sohal, has been
12 given stop work orders twice since September
13 2023 by the Department of Buildings. It was
14 recently given a third stop work order for
15 illegal construction in front of the liquor
16 store, and those violations remain outstanding.

17 I mean, the last thing this
18 struggling block needs is a cannabis retailer
19 with on-site outdoor facility on the corner in
20 a building owned by a recurrent violator of
21 health, safety and Department of Building
22 permit regulations. You wouldn't allow a
23 liquor store in a building and under the
24 ownership of a landlord with constant
25 violations. Why would we allow that for a

1 cannabis retailer?

2 And on top of that, I just want to
3 ask that it's -- I mean, it's kind of
4 incredible that this is all taking place when
5 it appears -- it turns out that the person
6 asking for the, for the endorsement is actually
7 in violation -- direct violation of the law at
8 this very moment. I mean, what does that speak
9 -- how is possible to get --

10 MS. SMITH: Objection.

11 MR. HOFFMAN: -- a recommendation.

12 CHAIRPERSON ANDERSON: That's -- all
13 right. I'm not sure if you can object to the
14 answer. There was no question.

15 MR. HOFFMAN: It's a fact.

16 CHAIRPERSON ANDERSON: Sir, all
17 right.

18 Is there another question, Ms.
19 Lewis? I thought you were done with your
20 questions and you just ask him, and so is that
21 it, ma'am?

22 MS. LEWIS: Yes.

23 CHAIRPERSON ANDERSON: Ms. Smith, do
24 you have any questions of the witness?

25 MS. SMITH: I do.

1 Mr. Hoffman, thank you for being
2 here with us today.

3 MR. HOFFMAN: My pleasure. Thank
4 you.

5 MS. SMITH: So you mentioned you're
6 not opposed to a facility, just in your
7 neighborhood you're opposed?

8 MR. HOFFMAN: Well, it's not that
9 I'm -- not -- I'm not my neighborhood I'm
10 opposed to. I'd be happy for it in its current
11 location or anywhere on North Capitol Street.
12 I'm just saying on this block, in this building
13 is the wrong place because of the long history
14 of problems, and problems --

15 MS. SMITH: So --

16 MR. HOFFMAN: -- of multitudes.

17 MS. SMITH: Understood. Do you --
18 how long has the building been empty? Do you
19 happen to know? I know you've lived there for
20 a while. Do you know how long it's been
21 vacant?

22 MR. HOFFMAN: It was vacated early
23 in the pandemic.

24 MS. SMITH: So since 2020 it's been
25 vacant?

1 MR. HOFFMAN: 2020, 2022, somewhere
2 in there.

3 MS. SMITH: Okay. Our understanding
4 is that it was longer, but let's go with your
5 number. Is it your belief that there needs to
6 be some sort of activity there on the corner to
7 maybe curb some of these things you're speaking
8 about?

9 MR. HOFFMAN: Well, there's lots of
10 different -- as I said, there's lots of
11 different kinds of businesses. So I mean, it's
12 zoned commercial or MU-4, so I certainly can't
13 prevent a commercial business from operating
14 there. I just think, as I said, there are very
15 -- you know, there are very strict -- the fact
16 that there's a Board regulating liquor stores
17 and cannabis stores tells you something about
18 those places. It's -- they're there for a
19 reason. And I'm saying that I don't think
20 there should be a liquor store or a cannabis
21 store in that location.

22 MS. SMITH: And I think part of your
23 testimony was this -- you spent a lot of time
24 talking about murders and crime and things on
25 the block. I don't think you gave us a

1 correlation between crime and medical marijuana
2 facilities. Do you have any information on
3 that correlation?

4 MR. HOFFMAN: Well, I don't have any
5 specific correlation, no, but I mean, you know,
6 it -- as I said, again, you know, there's a
7 reason that there -- that liquor stores and
8 cannabis stores are limited in number on any
9 one particular block, and, you know, the
10 operator himself talks about security and
11 cameras and locked doors and, you know, that
12 speaks for itself as the kinds of issues that
13 arise with these kinds of business.

14 MS. SMITH: Have you read the
15 legislation?

16 MR. HOFFMAN: Do I have a scientific
17 correlation in my hand, no, I don't.

18 MS. SMITH: Okay. Have you taken
19 any time -- have you read the legislation that
20 D.C. Council has set forth on the operation of
21 these establishments?

22 MR. HOFFMAN: I read the letter from
23 -- the memo to the committee as a whole from
24 Phil Mendelson on -- dated in September of this
25 year and his recommendation, and it was from

1 that that I pulled the very specific
2 recommendation that no cannabis retailers
3 should be within 400 feet in which smoke is
4 being outside should be -- no summer garden, to
5 be specific, should be within 400 feet of a
6 daycare center. Not preschool, but
7 specifically a daycare center.

8 MS. SMITH: Have you read any of the
9 legislation as it relates to safety and
10 operations? Do you know --

11 MR. HOFFMAN: I've read some.

12 MS. SMITH: And so if a business
13 were operating within those laws that D.C. set
14 forth, is that still problematic for you?

15 MR. HOFFMAN: Well, I can't prevent
16 it, so --

17 MS. SMITH: You talked a little bit
18 about parking, and then you mentioned that
19 there were liquor stores and other things close
20 by. Where do people park now when they go to
21 the various establishments on North Capitol and
22 Florida?

23 MR. HOFFMAN: Well, people -- when
24 people go to things on North Capitol, I assume
25 they park on North Capitol, and there are no

1 businesses on the immediate east side block of
2 North Capitol. There's no parking and there
3 are no businesses at all, nor are there -- is
4 there parking or businesses except for a ribs
5 place which has its own dedicated, private
6 parking lot on the other side. There's a
7 medical -- or there was, it may be closed right
8 now, in the block of North Capitol just south
9 of 25 Florida. I have no -- as there are
10 liquor stores and I have no problem with those.

11 MS. SMITH: And --

12 MR. HOFFMAN: There's a liquor store
13 on the corner of 1st and Florida, which is
14 owned by the landlord of 25 Florida, and that's
15 the business that has had massive violations
16 that are constant. It's in violation now. And
17 you know, most people who go there are just
18 walk-ins.

19 MS. SMITH: There are -- people in
20 the neighborhood walk to local establishments?

21 MR. HOFFMAN: I assume -- I think
22 so.

23 MS. SMITH: Okay.

24 MR. HOFFMAN: I mean, I don't have a
25 -- you know, a granular analysis of his liquor

1 store business.

2 MS. SMITH: So people find places to
3 park on North Capitol when they are going --

4 MR. HOFFMAN: Yeah, it's a problem.
5 I don't know about North Capitol.

6 MS. SMITH: Okay.

7 MR. HOFFMAN: I mean, I don't live
8 there, but on -- I say there's no parking on
9 North Capitol right there. I don't mean
10 there's no spaces. I mean it's literally --
11 you're not allowed to park there. As for the
12 liquor store, I mean, there's two -- I wouldn't
13 want a liquor store opening up there. It was
14 there when I moved. I can't do anything about
15 it. There's parking -- massive parking
16 problems in the neighborhood and no one's
17 really addressed that, and this won't help.

18 MS. SMITH: Do you drive in the
19 city, Mr. Hoffman?

20 MR. HOFFMAN: I do.

21 MS. SMITH: So when you go to
22 neighborhoods that are crowded, where do you
23 park?

24 MR. HOFFMAN: I park in the street.
25 I'm part of the problem. But I'm not going to

1 -- I'm trying to keep people from making the
2 parking worse in this neighborhood.

3 MS. SMITH: Understood. And I just
4 want to be clear, you are aware that this
5 particular shop is a medical marijuana
6 facility?

7 MR. HOFFMAN: That's correct.

8 MS. SMITH: Okay.

9 I don't have any more questions for
10 Mr. Hoffman.

11 Thank you for your testimony so
12 much.

13 MR. HOFFMAN: You're welcome.

14 CHAIRPERSON ANDERSON: Any questions
15 by the Board members?

16 All right. Mr. Hoffman, thank you
17 very much for your testimony today.

18 MR. HOFFMAN: You're welcome. I
19 hope you make the right decision.

20 CHAIRPERSON ANDERSON: Ms. Lewis, do
21 you have another witness?

22 MS. LEWIS: No, I do not,
23 unfortunately.

24 CHAIRPERSON ANDERSON: Do you rest?

25 MS. LEWIS: Well, we were unable to

1 make opening statements. Are we going to be
2 able to make closing statements?

3 CHAIRPERSON ANDERSON: Of course,
4 but -- yeah. Yes, you're going to -- the
5 Licensee goes first and then you go second.
6 But this is the time of witnesses. That's why
7 I was asking you do you have any other witness.

8 MS. LEWIS: I do rest. I have no
9 witnesses. I wasn't able to continue, so --

10 CHAIRPERSON ANDERSON: And ma'am, as
11 I said before, this --

12 MS. LEWIS: I understand. I'm just
13 saying. I --

14 CHAIRPERSON ANDERSON: Right. Yeah,
15 but I just want the record. This case was
16 previously continued. You did not request a
17 continuance from the Licensee, from the
18 Applicant. You requested it today. The
19 Applicant did not contest -- did not consent to
20 it, and they stated that the delay and the cost
21 to -- and the delay and the cost, they would
22 not agree to continue this hearing again. And
23 so that's why.

24 All right. So let me -- all right.
25 So you have no more witnesses; is that correct?

1 All right.

2 MS. LEWIS: Um-hum.

3 CHAIRPERSON ANDERSON: All right.

4 Let me take -- I need to go off the record for
5 three minutes and I'll come back. Because I
6 told you I had a hard stop at 4, but let me get
7 -- it's 3:24 now. We'll be off the record
8 until 3:30, and then I will let you know
9 whether or not I will take the break now or 4
10 o'clock. But so we're off the record until
11 3:30. Okay?

12 MS. LEWIS: Thank you.

13 CHAIRPERSON ANDERSON: Thank you.

14 (Whereupon, the above-entitled
15 matter went off the record at 3:24 pm and
16 resumed at 3:31 p.m.)

17 CHAIRPERSON ANDERSON: All right.

18 We're back on the record. All right. So the -

19 - so the Agency has rested. Any rebuttal
20 witness by you, Ms. Smith?

21 MS. SMITH: No, no rebuttal witness.

22 CHAIRPERSON ANDERSON: All right.

23 About how long do you think your -- so we're

24 ready for closing. So the record is now

25 closed. About how long you believe that your

1 closing will take?

2 MS. SMITH: Two minutes.

3 CHAIRPERSON ANDERSON: And Ms.
4 Lewis, about how long do you believe your
5 closing will take?

6 MS. LEWIS: About the same.

7 CHAIRPERSON ANDERSON: All right. I
8 was going to say -- because I was going to take
9 a break now, but if your closing is going to
10 be short then we can do this and conclude the
11 case before I take a break. Okay, fine.

12 So now it's time for closing, so Ms.
13 Smith -- let me see. All right. So Ms. Smith,
14 go ahead, please.

15 MS. SMITH: Thank you again for the
16 opportunity to be before the Board today on
17 this application. I think that what the
18 evidence showed is while people have a lot of
19 concerns about things, there's no kind of
20 correlation or evidence that this -- that's the
21 case. I think D.C., like a lot of
22 jurisdiction, after years of criminalizing
23 marijuana, disproportionately affecting certain
24 segments of the population, spent significant
25 time crafting legislation, thoughtful

1 legislation, legalizing the use for medicinal
2 purposes, making sure that it was not only fair
3 and equitable, but that the product was safe,
4 the operators were safe, neighborhoods were
5 safe, and that all of these concerns were met.
6 It's a pretty detailed legislation and clients
7 have read it, they understand it, and they
8 fully intend on operating within those
9 parameters. They, in fact, have no incentive
10 to operate outside of the thoughtful
11 legislation put forth by D.C. on how they
12 operate their business.

13 They're a reputable business owner.
14 They are obviously in commerce, so they want to
15 make money, and some of the things that were
16 discussed in terms of violence and loitering
17 and smoke, none of those contribute to my
18 client's bottom line. They have no interest in
19 being a disruption to the neighborhood. They
20 have no interest in being a disruption to the
21 daycare. You know, the children are between 3
22 months and -- or 6 months and 3 years old. No
23 benefit to break the legislation with regard to
24 ventilation and those sorts of things.

25 And so I would just hope that the

1 Board would, you know, compare my clients
2 operations to what is lawful and their
3 operations and grant them their application and
4 the license.

5 CHAIRPERSON ANDERSON: All right,
6 thank you. Hold on one minute, Ms. Lewis.
7 Just hold on one minute, please, okay? I'm
8 sorry. Go ahead, Ms. Lewis.

9 MS. LEWIS: Well, members of the
10 Board, thank you for giving us the opportunity
11 to present to you. This is my third hearing
12 today. This has been a busy, a busy, busy day.
13 But I come -- I came before you on behalf of
14 ANC 5E and the surrounding community. Members
15 of the community have reached out to me with
16 regards to the concerns about the proximity of
17 the proposed Smoke & Tingz establishment to the
18 Petit Scholars Bloomingdale location. Over 300
19 concerned parents have signed a petition
20 stating that they oppose a medical cannabis
21 retailer near daycare centers. And I'm sure
22 that you've been able to see the written
23 testimonies and letters that have been
24 submitted in the exhibits.

25 It's unfortunate that current laws

1 do not protect our young children. There are
2 laws on the books for children in D.C. public
3 schools, but none that protect children in
4 daycares. The community and the residents,
5 which is the residents and business, the D.C.
6 Council, the mayor recognized that children in
7 daycares should also have protection, which is
8 why B250581, the medical Clarification
9 Amendment Act of 2024, was supported by the
10 Council and the mayor and is now under
11 congressional review. This Act will give --
12 will recognize and give standing to daycare
13 centers to opposed cannabis licenses.

14 As previously stated, there is a
15 time and there is a place for everything, and I
16 hope that the ABCA Board will concur that this
17 is not the time to start having establishments
18 with cannabis smoking indoors, as well as
19 outdoors, that will impact children and
20 residents, especially the summer gardens. You
21 know, vaping and gummies indoors are okay, but
22 smoking is a concern to the residents.

23 CHAIRPERSON ANDERSON: All right.
24 Thank you, Ms. Lewis. All right. The record
25 is now closed.

1 All right. As Chairperson of the
2 Alcoholic Beverage and Cannabis Board for the
3 District of Columbia, in accordance with D.C.
4 Official Code Section 2575 of the Open Meetings
5 Act, I move that ABC Board hold a closed
6 meeting for the purpose of seeking legal advice
7 from our counsel on case number 24-PRO-00085,
8 Smoke & Tingz 2, for the reasons cited pursuant
9 to D.C. Official Code 2575(b)(4)(A) of the Open
10 Meetings Act, and deliberating upon case number
11 24-PRO-0085, Smoke & Tingz 2, Inc. for the
12 reasons cited in D.C. Official Code Section
13 2575(b)(13) of the Open Meetings Act. Is there
14 a second?

15 MEMBER GRANT: Second the motion.

16 CHAIRPERSON ANDERSON: Mr. Grant has
17 seconded the motion. I will now take a roll
18 call vote. Mr. Grant?

19 MEMBER GRANT: Mr. Grant, I agree.

20 CHAIRPERSON ANDERSON: Mr. Meadows?

21 MEMBER MEADOWS: Mr. Meadows, I
22 agree.

23 CHAIRPERSON ANDERSON: And Mr.
24 Anderson, I agree.

25 As it appears that the motion has

1 passed, I hereby give notice that the ABC Board
2 will recess these proceedings to hold a closed
3 meeting pursuant to Section 2575 of the Open
4 Meetings Act.

5 Thank you for much for your
6 presentation and your participation today. The
7 Board will issue a decision in 75 days. Thank
8 you. Have a great day.

9 MS. SMITH: You as well. Thank you.

10 MS. LEWIS: Thank you. Bye.

11 CHAIRPERSON ANDERSON: All right,
12 thank you. Okay, thank you. And I have one
13 last thing to do and then we're closed. All
14 right, thank you.

15 (Whereupon, the above-entitled
16 matter went off the record at 3:40 p.m.)
17
18
19
20
21
22
23
24
25

A											
<p>a.m. 23:25 24:1 abandoned 26:15 52:10 52:11 59:12 ABC 3:1 104:5 105:1 ABCA 1:20 30:16 54:10 54:12 56:1 72:10,20 73:2 76:21 103:16 ABCD 89:2 able 7:12,16 10:6,10 15:12 16:18 25:18 50:1 51:7,24 53:10,19 53:19,24 70:2 98:2,9 102:22 above-entitled 99:14 105:15 absolutely 36:1 41:18 57:11 65:7,9 68:18 abuts 24:24 58:16 81:22 abutting 30:2,12 51:7 75:16,17 access 2:11,12,13,16 2:17,18 15:17 22:25 55:23,24 accidentally 5:10 accidents 87:25 accommodate 58:18 acknowledge 69:17 74:6 Act 103:9,11 104:5,10 104:13 105:4 action 3:7,8 activities 88:16 activity 24:4,5 56:14 92:6 actual 37:23 actuality 54:11 add 52:7 additional 67:13 address 5:4,10 30:11 addressed 12:11 96:17 ADHD 36:23 adjoining 88:9 Administration 13:10 13:14 admit 56:15 adverse 16:9 advice 104:6 advisors 49:20 afar 39:3 affect 37:13 58:12 affirm 12:24 34:5 47:4 77:20 affirmatively 3:10 afternoon 2:4,7,10,25 2:25 4:3,6 39:8 afternoons 31:10</p>	<p>age 37:23 agencies 30:18 31:4 agency 13:13,18,24 61:7 99:19 ages 21:13 ago 34:19 42:21 agree 8:24 9:2,4 98:22 104:19,22,24 agreeing 8:3 34:11 agreement 17:6,19 agrees 8:6,16 ahead 10:2 18:12 41:24 62:13 80:6,7 100:14 102:8 air 60:3,12 61:4 82:1 alcohol 13:9,21 73:24 74:2,3 80:13,13 Alcoholic 1:2,13 104:2 alert 3:3,14 allow 89:22,25 allowed 25:15 26:21 30:6 48:1 68:5 96:11 allows 85:13 alternate 36:24 Amendment 103:9 analogy 74:5 analysis 73:24 95:25 ANC 1:7,22 3:7,8 4:19 4:19,23 7:12 12:2 16:3,22 17:18 65:12 65:24 70:1,2 78:16 79:3 81:19 102:14 ANCs 30:5 and/or 52:22 54:22 Anderson 1:14,17 2:3 2:21 4:5,10,15,22 5:7 5:14 6:2,4,8,14,18 7:7 7:17,21 8:18,21,25 9:3,4,15,17,22 10:1,8 10:19,21 12:13,18 13:2,6,11,16,23 14:6 14:11,13,22,25 15:9 15:12,15,19,25 16:5 16:14,17 17:9,23 18:11 20:15 24:12,15 26:5 33:12,22 34:3,8 39:7 41:22 43:14 45:3 45:7,17 46:5,8,14,19 47:2,7 61:11 62:7,10 62:18,23 63:2 65:16 65:20 67:11,20 69:22 70:3,6 71:3,12 72:1 72:22 73:8,15,23 74:10,19 75:3,9 76:5 76:11 77:3,9,14,18,23 79:20,24 80:1 82:9,13 82:18 83:1,7,16 90:12 90:16,23 97:14,20,24</p>	<p>98:3,10,14 99:3,13,17 99:22 100:3,7 102:5 103:23 104:16,20,23 104:24 105:11 answer 21:24 30:12 45:6 58:1 63:12,13 67:25 68:1 83:11 90:14 answering 68:23 answers 68:22 anti-depressant 49:2 anticipate 55:2 57:8 61:2,19 anxiety 82:6 anyway 69:7 apartment 68:7 apologies 65:19 apologize 5:8,20 12:5 appeal 72:13 appears 3:25 90:5 104:25 applicant 1:21,21 11:6 11:8,21 12:1,12 42:11 42:15 47:1 86:8 98:18 98:19 Applicant's 36:7 application 1:9 7:18,22 7:25 16:6,7 17:17 19:9 21:6 23:24 28:5 50:22 59:21 67:9,10 72:6 73:18 79:14 86:9 87:6 88:21 100:17 102:3 applications 28:13,22 78:15 applied 27:24 72:5 apply 73:25 applying 25:17 73:10 73:16,25 74:1 appreciate 43:10 approval 72:9,10 approved 28:13,14 72:12,16,19 approximately 21:14 22:4 area 20:10 23:13 24:7 29:12,14,18,24 31:21 31:23 32:8 40:24 41:2 51:4 53:16 56:9 57:5 58:15 81:3,20 84:25 88:2 areas 22:25 23:16 33:6 arguments 84:6 arrests 84:7 asked 45:19,22 67:17 67:17,22 76:8,8 asking 5:20 6:5,6 62:20 62:21 63:4 67:12,14</p>	<p>67:14 74:11,21 90:6 98:7 aspect 51:15 52:6 assaulted 88:12 assaults 82:8 83:22 Association 81:20 associations 79:4 81:21 assume 94:24 95:21 attend 7:13,16 attended 48:8 attention 32:23 attorney 5:17 83:12 audible 13:1 aunt 48:23 49:1 available 5:24 10:4,5 59:4 Ave 1:7 Avenue 15:7 18:3 21:9 24:23 28:15 29:15,21 31:5 36:6 40:7 50:22 56:12 63:1 78:2 81:1 81:14 85:23 86:23 average 59:8 aware 26:10 28:14 29:4 31:4 33:6 41:1 54:20 66:6 68:14 71:13,17 71:21 72:24 73:2,3,4 73:7,10 74:22 75:14 88:3 97:4</p> <tr> <th data-bbox="235 1081 527 1110"></th><th data-bbox="548 1081 841 1110"></th><th data-bbox="862 1081 1154 1110">B</th><th data-bbox="1175 1081 1468 1110"></th></tr> <tr> <td data-bbox="235 1117 527 1892"></td><td data-bbox="548 1117 841 1892"></td><td data-bbox="862 1117 1154 1892"></td><td data-bbox="1175 1117 1468 1892"> <p>B250581 103:8 back 3:19 12:8 18:15 20:16,20 21:1 31:11 31:23,23 32:1 99:5,18 background 47:19,22 60:19 76:25 backyard 32:14 87:3 bad 46:20 band 70:21 bands 75:21 76:17 barber 20:8 barbershop 33:3 base 63:8,12 based 15:7 16:19 27:3 27:4 28:5 30:8,22 45:19,20 55:2 basement 18:5 19:15 19:17 53:6,16,20 84:18 basically 16:21 52:17 basis 31:14 84:8 Bates 81:20 bathrooms 84:18 becoming 73:22 behalf 102:13 belief 92:5</p> </td></tr>			B					<p>B250581 103:8 back 3:19 12:8 18:15 20:16,20 21:1 31:11 31:23,23 32:1 99:5,18 background 47:19,22 60:19 76:25 backyard 32:14 87:3 bad 46:20 band 70:21 bands 75:21 76:17 barber 20:8 barbershop 33:3 base 63:8,12 based 15:7 16:19 27:3 27:4 28:5 30:8,22 45:19,20 55:2 basement 18:5 19:15 19:17 53:6,16,20 84:18 basically 16:21 52:17 basis 31:14 84:8 Bates 81:20 bathrooms 84:18 becoming 73:22 behalf 102:13 belief 92:5</p>
		B									
			<p>B250581 103:8 back 3:19 12:8 18:15 20:16,20 21:1 31:11 31:23,23 32:1 99:5,18 background 47:19,22 60:19 76:25 backyard 32:14 87:3 bad 46:20 band 70:21 bands 75:21 76:17 barber 20:8 barbershop 33:3 base 63:8,12 based 15:7 16:19 27:3 27:4 28:5 30:8,22 45:19,20 55:2 basement 18:5 19:15 19:17 53:6,16,20 84:18 basically 16:21 52:17 basis 31:14 84:8 Bates 81:20 bathrooms 84:18 becoming 73:22 behalf 102:13 belief 92:5</p>								

believe 7:24 8:5 27:9
 31:24 39:17 61:8
 68:19 99:25 100:4
benefit 71:7 101:23
best 45:12
better 19:16
Beverage 1:2,13 13:9
 104:2
bias 39:22
big 42:21 43:1 65:10
bit 6:25 17:25 41:7
 47:11,19 49:16 50:24
 52:24 54:6 94:17
block 17:1 18:16 35:15
 52:7,9 66:8 78:4,11
 80:24 84:17 87:16
 88:6,8 89:6,18 91:12
 92:25 93:9 95:1,8
blocks 35:11,12 80:21
 88:9
Bloomington 34:15
 41:2 80:23 81:19 88:3
 88:7 102:18
Blue 60:2,2
Board 1:2,14 3:1,3 6:5
 6:24 7:3,14,23,24 8:1
 8:2,7,13 10:23,24
 11:1,4,4,13,15,16,21
 12:9,20 24:16 33:15
 41:23 43:15 45:20,21
 69:23 71:4 80:1,2
 85:11 88:20 92:16
 97:15 100:16 102:1
 102:10 103:16 104:2
 104:5 105:1,7
Board's 8:5
books 103:2
bottom 101:18
break 3:17,17 68:6 99:9
 100:9,11 101:23
bring 35:14 85:2
brought 75:8 76:6 79:7
build 51:6
building 22:5 23:20
 25:23 58:16 81:11,13
 88:24 89:11,20,21,23
 91:12,18
buildings 68:7 89:2,13
built 68:8
bulk 23:3
business 18:5 22:21
 24:2 25:21 26:21
 44:20 47:20 49:23
 51:8,11,13,25 52:25
 55:17 56:24,25 57:1,2
 58:7 62:6,19,24 66:19
 92:13 93:13 94:12
 95:15 96:1 101:12,13

103:5
businesses 92:11 95:1
 95:3,4
busy 24:9 29:12,16
 40:7 56:15 58:17
 102:12,12,12
buy 49:25 53:10,11
buzzed 50:11 53:24
 64:17
Bye 105:10

C

calculation 27:5
call 8:22 10:23,24 11:17
 12:20 34:1 46:25
 77:11 104:18
called 26:12 44:12 60:2
calls 11:18
camera 2:24
cameras 50:9 54:12
 64:8,9 93:11
can't 7:1 32:21 70:4,5,6
 73:20 76:7 82:16,22
 86:11,18 92:12 94:15
 96:14
cannabis 1:2,13 13:9
 13:21,22 14:1,3,8,9
 14:14,20 22:8,9,13
 25:10 29:2,8 30:6
 39:17 40:15 47:20
 66:16 71:9,14,18,20
 73:1,4,13 74:24,24
 80:11,25 87:2 89:18
 90:1 92:17,20 93:8
 94:2 102:20 103:13
 103:18 104:2
Capitol 15:5 23:12 24:8
 29:12 35:4 43:22,25
 49:13 51:3 59:6 63:7
 66:8 80:14,16 81:25
 87:16 88:10 91:11
 94:21,24,25 95:2,8
 96:3,5,9
captured 87:14
car 35:14 41:9
card 36:20 43:23 56:1,7
care 33:21
carjacking 38:12
carjackings 41:1
Carl 1:23 2:10 77:16
 78:1 83:18
cars 26:19 40:3
case 1:8 2:4,5,9 3:5 8:4
 11:15,16 12:2,3,4
 53:13 98:15 100:11
 100:21 104:7,10
cashier's 42:24
cause 87:25

center 21:21 26:25 27:6
 27:7,18 51:22 57:18
 57:21 84:24 85:13
 94:6,7
centers 23:2,3,3,5
 102:21 103:13
central 22:24 68:11
certain 29:3 100:23
certainly 92:12
cetera 68:9,9 70:22,22
Chair 2:20 4:19 11:1,4
 20:17 22:17 24:11
 43:13 80:2
Chairman 80:2
Chairperson 1:14,17
 2:3,21 4:5,10,15,22
 5:7,14 6:2,4,8,14,18
 7:7,17,21 8:18,21,25
 9:3,15,17,22 10:1,8
 10:19,21 12:13,18
 13:2,6,11,16,23 14:6
 14:11,13,22,25 15:9
 15:12,15,19,25 16:3,5
 16:14,17 17:9,23
 18:11 20:15 24:12,15
 26:5 33:12,22 34:3,8
 39:7 41:22 43:14 45:3
 45:7,17 46:5,8,14,19
 47:2,7 61:11 62:7,10
 62:18,23 63:2 65:16
 65:20 67:11,20 69:22
 70:3,6 71:3,12 72:1
 72:22 73:8,23 74:10
 74:19 75:3,9 76:5,11
 77:3,9,14,18,23 79:20
 79:24 80:1 82:9,13,18
 83:1,7,16 90:12,16,23
 97:14,20,24 98:3,10
 98:14 99:3,13,17,22
 100:3,7 102:5 103:23
 104:1,16,20,23
 105:11
chairs 33:3
changed 36:22 47:24
charge 14:1
check 19:18 33:10
 50:18,19 56:6
checked 20:23
children 21:12,15,16,19
 27:12 29:3 39:13,14
 39:18 84:25 85:2,5,14
 86:5 101:21 103:1,2,3
 103:6,19
chime 45:1
Chinese 44:9
chose 50:25 51:1 68:3
Chris 17:13
churches 37:6

circumvent 56:23 57:5
cited 89:1,8 104:8,12
Citizens 81:20
city 31:15 44:16 52:5
 79:7 81:16,17 96:19
city-owned 82:2
Civic 81:19
clarification 42:2 43:21
 45:24 74:13,18 103:8
clarify 45:9
clean 61:4
cleaned 60:12
cleans 60:3
clear 19:24 78:14 97:4
client 4:6,8 9:13 63:8
 63:11 67:9
client's 62:14 101:18
clienteles 63:12
clients 6:25 61:22 62:1
 62:2,15,21 63:7,10,15
 101:6 102:1
close 24:7,13 27:20
 37:25 51:22 52:19,19
 59:1 78:10 94:19
closed 95:7 99:25
 103:25 104:5 105:2
 105:13
closer 40:20
closing 12:3 98:2 99:24
 100:1,5,9,12
closures 55:6
clothes 49:25
Cloud 23:13 45:25 46:1
 68:16,24 69:4,11,14
 72:14,15,15 73:16
Code 104:4,9,12
coffee 42:25
Columbia 1:1 22:23
 58:25 71:9,15,19 72:9
 72:25 73:13 74:25
 104:3
Columbia's 13:9
come 38:7,10,16 42:11
 43:2 48:12 53:10
 60:25 68:10 70:2
 84:14 99:5 102:13
coming 37:20 48:10
 51:17 55:1
comments 7:8
commerce 51:6,8
 101:14
commercial 74:3 92:12
 92:13
Commissioner 4:20
commitment 3:15
committee 93:23
communicating 43:7
communication 5:17

communities 65:23
community 42:22 52:21
 102:14,15 103:4
compare 102:1
complete 11:25 78:21
 78:23 79:12
completely 72:11 83:4
compliant 49:23
concept 19:3 38:17
concern 17:2 21:7
 22:12,14 30:9 32:7
 41:8 60:9 103:22
concerned 14:15 52:1
 102:19
concerns 16:22,23,25
 20:20 38:19,23 39:4
 100:19 101:5 102:16
conclude 100:10
concrete 63:13
concur 103:16
conduct 13:20 14:2,16
 14:19
conducting 22:3
conflict 6:1,3,24
congressional 103:11
conjecture 78:23 79:12
Connecticut 28:15
consent 98:19
consider 7:14 66:14
consideration 57:19
considered 87:7
considering 20:10
constant 83:21 84:10
 85:4 89:24 95:16
construction 20:2
 89:15
consulted 6:9,9,11
consume 68:10
consumer 22:8
consumption 20:11
contents 11:2
contest 98:19
continuance 6:7,19
 7:15 8:3,7,12,14
 98:17
continue 12:7 22:16
 98:9,22
continued 8:4 98:16
contract 59:16
contradicts 81:6
contribute 101:17
controlled 54:5 68:12
controversy 79:1
convenient 84:19
conversation 16:19
 17:4,14 71:23
cool 19:3
core 22:24

corner 17:1 18:20 25:25
 42:23,24 44:8 56:13
 56:16,18,22 81:19,24
 83:22 88:15 89:19
 92:6 95:13
corners 81:15
correct 5:22,23 7:20
 27:1,2,6,8 28:23
 32:19 39:23 74:4 97:7
 98:25
correlate 69:8
correlation 52:13 93:1
 93:3,5,17 100:20
corridor 29:16
cost 98:20,21
couldn't 63:12
Council 93:20 103:6,10
council's 81:6
councilman 79:7
counsel 1:21 4:4 104:7
couple 21:23 35:11
 42:1
course 24:9 55:14,17
 85:8 87:15 98:3
COVID 50:16
crafting 100:25
crime 41:6 52:2,4,14
 66:11,12 68:14,21
 81:16,18 83:21 84:1
 92:24 93:1
crime-ridden 81:15
crimes 83:23
criminalizing 100:22
cross- 10:12,13,16
cross-examine 10:11
 11:20
crowd 81:3
crowded 87:20 96:22
cultivators 14:18
curb 92:7
curious 32:13 42:12
current 13:24 23:14
 28:25 30:22 46:1
 56:19 63:6 64:4 66:9
 66:25 70:17 74:13
 78:7 91:10 102:25
currently 13:7 21:5,14
 28:12,19 36:5 55:18
 62:5,6 63:20 66:20,22
 71:8,11,13,18 73:18
 81:12
cursor 46:21
customer 43:2 53:3,4
customers 54:22 57:9
 58:20 63:10,11 64:14

D

D.C 28:7 29:6,8 30:18

31:4 34:14 43:18
 47:14,24 48:1 49:6
 71:20 74:17 78:5 81:6
 84:1 89:3 93:20 94:13
 100:21 101:11 103:2
 103:5 104:3,9,12
daily 84:7
danger 52:21
data 39:20
date 6:23 17:20
dated 85:10 93:24
David 1:18 75:8
day 31:16 33:19 34:1
 55:9,14,17 61:20 63:9
 63:17,19 78:9 84:13
 87:21 102:12 105:8
day-to-day 54:13
daycare 16:25 18:16,17
 18:19,21 21:3,12,21
 23:6,19 27:5,7,13,15
 27:16,18 30:8,8 44:19
 57:17,21 81:7 84:23
 85:13 94:6,7 101:21
 102:21 103:12
daycares 103:4,7
days 7:24 8:10 24:2
 25:25 31:17 78:8
 105:7
DC 1:20 28:14
DDOT 89:2
deadly 82:11 83:23
decibel 76:1
decided 19:20 21:2,22
 50:21 51:9
deciding 19:13
decision 7:23,25 8:10
 97:19 105:7
decorous 83:5,5
decorum 83:3
dedicate 42:17
dedicated 53:17 95:5
definitely 25:6,7
delay 98:20,21
deliberating 104:10
delivery 70:24
demand 58:19
dementia 48:23
denied 9:5
density 22:20
deny 8:12
department 29:5 60:20
 89:2,3,10,13,21
described 32:3
desire 11:14
Destany 1:23 2:12
 33:25 39:8
detailed 101:6
determining 23:7

development 22:20
diagonal 44:12
dictated 51:5
didn't 22:8,10 23:11
 30:1 31:16 35:14
 65:15 69:5 75:12
difference 80:22
different 18:24 40:8
 50:5 63:4 92:10,11
direct 61:10 90:7
direction 21:18
directly 21:21 82:1 84:2
director 34:25
discount 44:15
discretion 8:2,8,14
discussed 18:18 19:2
 25:3 28:1,2 81:23
 87:8 101:16
discussion 79:5,18
discussions 78:16,17
 79:5
dispensaries 80:12,15
dispensary 52:19 53:18
 53:18 58:11 59:9,9
 80:17
disproportionally
 100:23
disrupt 87:24
disruption 83:21
 101:19,20
disruptive 58:21
distance 36:6
District 1:1 13:8 14:4
 14:21 22:23 47:15
 58:24 63:22 65:12,23
 68:3 71:9,14,19 72:8
 72:25 73:13 74:25
 104:3
document 10:11,14
 15:22
DOEE 29:6 60:20
doesn't 52:20 67:15
doing 4:13 9:18 14:14
 20:5,18 30:25 32:6
 33:5 45:13 55:5 62:5
don't 5:5 21:4 34:22
 36:20 38:22 43:11
 45:5 56:25 57:2 59:15
 61:1,25 62:15 63:9,14
 64:6,15,22 69:21
 75:21 79:16 80:3,4
 83:8 84:5,6,14 85:6,6
 87:7 92:19,25 93:4,17
 95:24 96:7,9 97:9
Donovan 1:14,17
door 18:19 19:16 21:25
 22:1,11 23:18 33:5
 50:11 53:2,20,23 54:3

60:11 64:16 65:1
68:16 69:4 86:13,16
doors 21:23 30:4,11
93:11
double 87:23
doubt 71:7
Doung 40:12,13,24
downstairs 53:16
draft 29:9
drafted 15:24
drinking 80:12
drive 31:14 38:7 96:18
drives 42:12,13,15
dropped 27:12
drug 82:1,4 88:16
drugs 84:19

E

early 31:9 48:23 91:22
east 85:7 87:17 95:1
edibles 66:16
effects 24:6 51:19
eight 49:8 50:9
either 12:11 37:20 87:3
elevate 2:8
elevated 2:11,12,14,16
2:17,19
else's 9:12
employed 13:7
employee 21:11,11
employees 36:2 50:13
54:16 64:14,18
employment 23:2
empty 18:23 22:6 26:13
26:17 58:15 91:18
EMTs 84:14
endorsement 59:22
90:6
endorsements 28:21
67:13 85:12
Energy 29:5
enforcement 14:1,19
enjoying 75:24
enter 26:22
entering 50:20 56:7
entertainment 70:14,16
75:13
entities 30:5
entrance 19:11,12,13
85:21,23
entry 53:6
environment 29:6
68:12 70:18
equitable 101:3
equity 51:15,16
especially 37:5 57:20
103:20
established 69:9 72:7

establishment 4:20
15:1,4 17:2 23:10
24:6 26:10,24 27:24
28:3 35:22 37:5 42:4
42:7,23 43:20 49:6,22
50:20 53:2 55:3 57:3
57:20 61:20 66:25
69:1,6,18 76:18 86:22
86:25 102:17
establishments 13:22
14:17 23:9 28:6,19
36:17 37:8,12 52:14
52:20 93:21 94:21
95:20 103:17
estimate 62:16
et 68:8,9 70:22,22
ethical 80:11
everything's 57:15
evidence 100:18,20
Exactly 55:15
examination 10:17
examine 10:13,14
example 62:19
exception 78:19
Exhibit 19:10
exhibits 102:24
existence 69:10
existing 69:4
exit 53:20 85:21
expect 83:12
experience 30:25 35:8
35:20 37:4 38:12
42:20 49:5 83:19,20
84:21
experienced 69:14
explained 20:6 22:2
28:3
exterior 23:21
eye 5:25

F

face 50:18
facilities 14:3 22:21
36:15 93:2
facility 25:5 30:6 35:9
49:11 50:4,7,10 52:3
53:23 54:1,18 55:23
56:7 59:22 66:15
67:15 89:19 91:6 97:6
fact 90:15 92:15 101:9
factor 21:5 23:8 81:9
facts 45:2
fair 30:4 67:12,24 101:2
familiar 14:23 15:1,2,3
15:6 40:12,15,23 44:7
family 35:18
far 14:14 23:12 49:25
50:12,13 52:21 53:7

55:6 68:4 71:22 72:2
72:16
favorable 57:22
feel 35:19,20,25 41:3,4
43:4
feeling 41:12
feelings 44:16
feet 18:18 21:7 23:6,9
25:10,13,18 26:25
27:5,9 29:3 60:5
79:15,15,16 81:7
83:24 84:4 85:13,16
85:24 94:3,5
felt 35:15 37:1 38:11
41:6,11
female 21:11
females 64:19
fence 26:20
fenced 78:25
fences 86:17
fight 84:9
fight 84:9
figured 47:24
filtration 70:12
final 7:2 29:9 38:14
finally 21:24
financial 42:7
find 86:7 96:2
fine 61:16 80:6 100:11
finish 12:4
fire 84:2
fired 84:5
fires 88:17
first 11:18 12:21 18:6
19:19 20:4 33:23,24
34:1 47:11 49:23
51:14,15 54:19,20
57:13 58:23 98:5
five 78:2 89:8
floor 18:6,7 19:19 33:1
33:1,2 40:19
floors 54:2
Florida 1:7 15:6 18:3,23
21:8,24 24:7,23 27:23
29:15,21 31:5 36:6
40:7 44:3 50:22 56:12
63:1 78:2,4 80:17,23
81:1,5,14,25 83:24
84:3,4,12,17 85:15,23
86:13,23 87:12,14,17
87:24 88:8,23 89:4,10
94:22 95:9,13,14
folks 42:12,13
follow 74:8
follow-up 75:7
food 40:16
forego 65:25 66:4
foremost 51:14 54:19

57:14 58:23
former 39:15
forth 31:12 79:7 93:20
94:14 101:11
fortune 30:12
Forty 83:24
forward 9:6 20:25 25:17
found 6:12,15 86:10
four 14:12 78:2
free 46:10
freelance 78:8
frequent 82:4
friendly 35:17 37:22
front 18:18 50:10 53:2
57:1,23 59:6 60:11
84:11,12,12 87:19
89:15
fully 101:8
functions 54:14
further 12:14 26:2 33:9
33:11 39:5 40:21
41:21 43:13 46:3 61:9
69:21 77:2 81:3

G

gain 55:24
garden 17:3,16 19:4
27:25 31:22,25 32:10
32:18,19 64:25 65:4,8
65:25 66:4 78:20
79:12 81:10 85:12,25
87:3 94:4
gardens 28:10,20
103:20
gather 16:18
Gen 37:17,18
general 34:23 39:22
88:14
generally 34:20 64:17
getting 36:21
gift 48:2,3 50:1
GIS 23:4 27:3,8
give 7:17 11:23 31:2
47:10 48:1 50:1 68:9
71:6 73:24 83:6,8
103:11,12 105:1
given 37:9,24 87:21
89:12,14
giving 102:10
glasses 86:19
Glassey 89:5,8
go 10:2 18:12 20:16,20
31:11 33:25 35:15
41:24 44:23 46:10
52:24 53:15,24 55:25
59:10 62:13 70:4,7
76:23 80:6,6 85:5
92:4 94:20,24 95:17

96:21 98:5 99:4
100:14 102:8
goes 57:14 98:5
going 3:21 10:15 11:25
12:5 15:23 19:13,14
20:4 23:11,13 34:18
35:8 43:24 44:15 52:5
52:7 53:9,17 54:4,13
57:15 59:17,24 61:19
65:13 67:6 69:1 71:6
75:19 85:1 87:22,24
96:3,25 98:1,4 100:8
100:8,9
good 2:7,10,24 4:3,5
39:8,10,11 42:13 57:1
66:19
goods 49:25
gotcha 44:14,14
graduate 78:5
grant 1:17 8:20,21,23
8:24,24 41:24,25 42:6
42:9 43:9 102:3
104:15,16,18,19,19
granted 15:18
granting 8:8,14
granular 95:25
great 9:15 33:18 43:18
51:4,4 105:8
grounds 80:11
group 37:23
growers 14:18
growing 29:8 37:17
guard 64:15
guess 5:2 9:11 41:20
44:18
guests 20:11
guise 49:6
gummies 103:21
gunshots 84:5
guys 33:20

H

H 47:13
habitant 88:15
hadn't 19:6
hand 12:24 34:4 47:3
71:16 77:19 93:17
hanging 22:12 25:22
57:2
happen 25:11 91:19
happened 19:6 30:23
68:15
happens 66:12,12
83:13
happy 91:10
hard 3:16,18 12:5 40:6
99:6
hasn't 19:19 31:3 87:5

haven't 20:2 39:25
72:12
he's 4:9 67:12 88:15
health 81:12 89:3,10,21
hear 9:10,19 77:25
heard 17:7 39:20 71:6,7
88:1
hearing 1:7 3:12 4:23
6:22 9:7 10:22 12:1,7
15:8 20:3,20,25 42:14
42:18 83:9 98:22
102:11
Hello 61:14,15
help 36:25 48:15,15
49:3 96:17
helpful 36:3
high 51:23
highly 51:24
HILLMAN 2:10
hired 5:9
history 30:16 78:9
91:13
Hoffman 1:23 2:11
77:17,18,22,25 78:1
79:22,25 80:8 82:11
82:20,24 83:1,2,2,2,4
83:14,16,18,20 85:3
86:10,24 87:10 88:5
88:22 90:11,15 91:1,3
91:8,16,22 92:1,9
93:4,16,22 94:11,15
94:23 95:12,21,24
96:4,7,19,20,24 97:7
97:10,13,16,18
hold 5:7 28:24 33:9
45:3,3 62:7,7,10
65:16,16 67:20,20
79:20 82:9 102:6,7
104:5 105:2
Holistic 28:14,15
home 35:18 41:17,19
47:22,23 51:17 78:8
homeless 56:20 57:6
homes 23:19 68:5,8
homicides 83:25
honestly 42:17
hope 97:19 101:25
103:16
hospitality 54:24
hour 29:14 59:5 60:4,13
hours 23:22,23,24 31:6
52:25 57:21
house 25:4 35:11 75:23
75:24 78:7 84:3,13
houses 78:3
housing 22:22
huge 78:24 79:13 81:9
HVAC 60:17,19

I

I-71 47:25 49:22 72:8
I'd 34:1 46:25 91:10
I'll 3:23 5:2 7:5 8:22
11:23 18:14 73:23
79:20 99:5
I'm 4:13,14 5:8 7:14
13:12 15:3,6,16 20:21
26:15 28:14 29:4 31:4
32:12 34:24 35:13
39:10,22 41:8,9 42:11
42:21,25 43:5,5,7
44:1,4,5,15 46:6,19
46:20,20,23 60:3
61:16 65:13 67:1,6,7
67:22 71:6,17 73:7,9
74:11,11,21 75:19,20
78:4,5,7,8,11 79:22
80:1,2,10,12,13 81:16
81:17 82:20,21 83:4,5
86:24 87:1,10,11
90:13 91:9,9,9,12
92:19 96:25,25 97:1
98:12 102:7,21
I've 35:14,16,19 36:18
36:23 37:1,5 38:9,10
38:25 41:6,11 44:16
63:25 64:1 76:20 78:6
80:8,9 84:9 94:11
ID 50:18,19
idea 19:7 34:23 53:7
57:4 60:4 87:8
identified 22:1 26:16
60:1
identify 3:24 4:11,16
IDs 56:6
illegal 69:2,7 89:15
illegally 87:23
immediate 95:1
immediately 87:16
impact 16:10 58:3 81:2
103:19
impacted 16:12
impede 81:3
important 54:21 67:5
impossible 60:13 87:21
incarcerated 47:23
51:18
incentive 101:9
incident 52:21
incidents 88:3
include 23:2 32:13 84:5
included 19:8
increase 37:19
increased 58:19
incredible 90:4
indica 49:2
individual 73:1 81:21

88:13,13
individuals 66:9
indoor 32:25 59:24 60:1
70:10
indoors 103:18,21
industry 29:8 47:20
information 16:18 30:9
31:1 32:10 61:1 78:17
93:2
informed 17:13 27:14
inherently 86:25
Initiative 47:25
inside 19:21 21:11
35:21 37:1
inspections 13:20 14:2
14:16,19 61:3
instance 73:16
intend 101:8
intense 86:2
intent 59:18
intention 52:6
intentional 43:1
interest 42:7,14 48:20
101:18,20
international 34:25
investigation 20:18
22:3
investigations 13:20
14:2 30:25
investigative 30:15
investigator 1:22 2:15
10:25 12:22 13:4,19
14:1 24:21 35:3 49:10
80:10 85:4,19 86:15
87:13,13
investigator's 78:19
investigators 85:17
involved 3:7,8 42:3
irrespective 3:21
Isaacs 17:13 18:3
isn't 65:10 82:6 84:20
issuance 4:24
issue 5:1,6,19,21 7:23
7:25 8:9 32:7 36:19
38:6,9 39:1 86:20
87:5 88:11 105:7
issued 73:3
issues 31:5 58:2 81:13
88:23 93:12
It'll 75:22
it's 4:24 18:7,18,24 21:7
23:7,12 24:3 26:13,17
27:8 29:8,14 35:10
38:8 39:21 40:6,16
42:12 43:18 52:16,17
54:4 56:19 57:1 58:15
58:17 59:2 60:9,24
62:9,16 64:19,19

70:16,19 73:19 76:10
78:24 79:12,18 80:6
83:6 84:15 85:3 87:6
87:7,8 88:6,7 90:3,3
90:15 91:8,20,24
92:11,18 95:16 96:4
96:10 99:7 100:12
101:6 102:25

J

J 1:21 2:18 36:2
J-A-S-O-N 13:5
Jam 40:12,13,24
Jamaican 40:16
James 1:21 2:13 4:8,14
43:3 47:1
Jason 1:22 2:15 13:5
71:23
jazz 70:18
Joe 59:12 78:21 84:11
85:1 87:4,5
joining 34:11
JOSE 1:20
journalist 78:8
journey 53:3,5
JR 1:17
July 34:19
Julys 34:19
jurisdiction 100:22

K

K 78:6
Karla 1:22 2:17 4:18
16:4
keep 19:10 57:19 97:1
key 5:25
kids 27:20
kind 18:10 19:11 25:22
29:9 33:2 34:23 37:13
38:17 39:21 40:5 49:6
51:11,15 52:2,23 54:2
54:9 56:11 58:6 61:3
61:4 79:6 90:3 100:19
kinds 92:11 93:12,13
knew 36:2
knocked 21:23 30:3,7
30:11
know 7:1 8:4 27:23 29:5
29:14,17 31:11,18
34:12 37:3 38:4,23
39:12,16 40:16 42:24
43:5,7,10 44:1,8,10
44:11,17 45:2 52:7,25
54:12 56:9 58:1,17
60:8,16,21,25 63:14
64:19 68:3 70:19
74:15 76:17 79:10,13
80:3 85:9,15 86:1,18

87:7,22 88:10,11
91:19,19,20 92:15
93:5,6,9,11 94:10
95:17,25 96:5 99:8
101:21 102:1 103:21
knowledgeable 36:3
known 43:5

L

lack 37:2 74:18
landlord 81:11 88:25
89:24 95:14
large 22:22 56:20 81:23
late 31:10
law 36:15 47:25 74:14
90:7
lawful 102:2
laws 21:4 28:4,25 36:21
47:24 50:5 51:20
94:13 102:25 103:2
lawsuit 74:16
lead 19:22
learning 20:22
lease 19:5 68:6
leasing 32:4 68:8 88:24
leave 53:9 74:20
leaving 87:18
left 85:6
left-hand 43:24
legal 8:9 104:6
legalizing 101:1
legally 74:23,24
legislation 54:7 67:8
93:15,19 94:9 100:25
101:1,6,11,23
let's 3:24 52:23 55:7
59:19 66:13 92:4
letter 16:8,13 59:18
93:22
letters 102:23
level 18:7 19:22 20:7,9
43:5 53:7
Lewis 1:22 2:17 4:16,18
4:18 5:22,23 6:3,6,11
6:18 7:4,9,10,20 8:17
10:2,2,3,18,20 11:9
11:11,19 12:14,14,16
12:17 16:4,20,22 17:4
17:14 18:17 21:7 26:5
26:7,18,23 27:4,10,17
27:22 28:6,10,18,24
29:11,25 30:14 31:6
31:19 32:12,16 33:8
33:13 39:7,8,11,16,24
40:11,18,25 41:14,20
45:18,23 46:3,16
61:11,13,16,22 62:1,5
62:9,11,19,22,25 63:5

63:14,18,21 64:3,7,11
64:24 65:3,6,11,15,21
65:22 66:3,6,13,20,24
67:2,4,17,22 68:2,13
68:19 69:16,20,23
71:16 75:4,6,11 76:2
76:10 77:10,12,16
80:7 82:15,17,22 83:9
83:17 84:22 86:6,21
87:9 88:1,18 90:19,22
97:20,22,25 98:8,12
99:2,12 100:4,6 102:6
102:8,9 103:24
105:10
license 1:8,10 2:6 4:24
7:18,22 8:1,10,15
16:1 32:17 49:24,24
57:16 71:8,14,18
72:10,12,18,25 73:2,3
73:11,19 74:2,22,24
75:13 86:8,9 102:4
licensed 14:3,17,17,18
73:6,22 74:1
licensee 3:9 8:6,15 23:8
25:11 67:21 98:5,17
licensees 13:21,21
25:10
licenses 28:7 67:23
69:5 103:13
licensing 15:7
life 16:11
lights 52:8
limited 29:23 93:8
line 9:12 72:15 101:18
lines 9:18
liquor 52:22 80:19 89:5
89:15,23 92:16,20
93:7 94:19 95:10,12
95:25 96:12,13
list 23:11
literally 84:11 96:10
litter 16:10
little 13:15 17:25 29:20
40:20,21 47:11 49:16
52:24 68:24 94:17
live 27:19 34:12,13
36:13 37:9,14,24
47:12 54:22 70:14,16
70:21 75:21 76:16
78:1 96:7
lived 22:4,7 34:16 44:16
78:6 91:19
lives 80:21
living 23:18 82:5 83:19
lobby 19:14,14,18
local 95:20
located 4:21 18:17
22:24 23:5,20 26:25

29:15 49:12
location 15:3,4,6 16:24
17:22 18:6 19:22 21:2
21:3,8 22:18 24:7,24
25:16,20 27:11 30:23
31:3,3 35:4,5,24 36:7
38:1,2,3,20 40:12,19
41:16 44:19 45:2,24
45:25 46:1 49:16,17
49:19 50:25 51:2,12
56:12,20 59:13 60:5
62:16 63:4,6 64:5
66:9 68:11 72:17,19
80:16,17,18 86:23
91:11 92:21 102:18
locations 25:17 69:3
locked 78:25 86:17
93:11
loitering 25:22 37:3,6
56:14,23,25 57:6,9
88:17 101:16
long 13:13 14:7 34:16
36:9 44:17 78:9 91:13
91:18,20 99:23,25
100:4
long-time 81:25 84:16
longer 44:23 92:4
look 29:17 30:17 31:23
86:14
looked 32:1 51:20 58:5
looking 37:21 46:21
55:8
looks 26:14 32:22
losing 57:16
lot 18:24 19:5 26:9,11
26:13,17,19 29:13
31:20 32:4,9 33:5
37:3 40:8 48:8 55:3,5
56:8 58:16 59:12
64:22 65:1 68:6 70:21
78:21,24 79:11,13
81:23,24 84:12 85:1
92:23 95:6 100:18,21
lot's 58:15
lots 92:9,10
loud 70:21 75:21
lounge 40:15
low- 22:24
lower 19:15

M

M 1:22 2:17
ma'am 4:7 6:20 8:13
10:9 34:9 45:4 47:17
62:8 63:3 64:2 65:5
66:1,2,5,12,18 67:3
68:17 75:10,10 76:5,9
77:1,15 90:21 98:10

magnetized 50:11
64:16
main 16:23 19:11,12
23:1 24:10
making 35:18 82:24
97:1 101:2
Mamo 59:12 78:21
79:11 81:23 84:11
85:1 87:4,5
manage 14:5
map 23:7 27:3,8
maps 22:19
March 71:25 72:3
marijuana 36:17 37:12
48:2,3 50:2 51:20
52:3,14 56:1,6 57:23
58:11 68:5,10 70:19
81:9 93:1 97:5 100:23
market 82:1 88:16
mask 50:17
massive 95:15 96:15
matter 1:5 7:5,12,15 9:4
48:17,18 99:15
105:16
matters 5:3 9:8,9 12:10
12:15
mayor 51:5 103:6,10
MC 1:7
MCS 43:23
Meadows 1:18 8:25 9:1
9:1 43:16,17 44:3,6
44:14,22 45:11,15
69:24,25 70:3,5,8,23
71:1 75:8,20 76:8
104:20,21,21
mean 33:1 46:18 52:4
55:13 56:17 60:18,24
61:24 63:9 66:11
67:12 72:2,2,3 74:11
74:12 78:24 79:16
82:14 85:3 88:5,10
89:17 90:3,8 92:11
93:5 95:24 96:7,9,10
96:12
measure 21:2,6
measures 64:21
medical 7:13 25:10
36:16,20 37:12 52:2
52:14 56:1,6 58:10
73:7 74:23 80:25 93:1
95:7 97:5 102:20
103:8
medicinal 48:10,13
101:1
meet 17:21
meeting 1:3 104:6
105:3
meetings 65:24 104:4

104:10,13 105:4
Member 1:17,18 3:3
8:20,24 9:1 41:25
42:6,9 43:9,17 44:3,6
44:14,22 45:11,15
63:22 65:12,23 69:25
70:5,8,23 71:1 104:15
104:19,21
members 11:5,13 24:16
33:15 41:23 43:15
45:21 69:23 71:4
97:15 102:9,14
memo 85:9 93:23
Memphis 35:13 41:5
Mendelson 85:10 93:24
mention 78:20 88:19
mentioned 24:22 25:2,9
25:20 26:8,23 29:11
31:18 49:9 76:16 91:5
94:18
mentioning 43:19
69:25
met 1:14 18:2 70:1
101:5
metal 86:17
methods 36:24
Metro 43:23 51:22 59:1
middle 79:22 80:5
miles 83:24
Millennials 37:17
minute 79:21 102:6,7
minutes 36:11 82:19,21
83:6 99:5 100:2
mix-use 23:17
mixed 22:22
mixed-use 22:20
mobile 48:24
model 51:25 66:19
moderate 22:20 23:3
moderate-density
22:25
moment 90:8
Monday 18:4
money 7:1 20:5,6
101:15
monitor 27:11
months 21:13 101:22
101:22
moral 80:11
mornings 31:10
mother 48:18,22 49:1
motion 8:8,12,20,22 9:5
104:15,17,25
move 6:7 9:6 72:18
104:5
moved 6:25 34:19
42:20 96:14
movement 54:5

moving 20:25 23:22
25:17 35:14
MPD 84:1
MU-4 22:19 92:12
Multiple 48:19
multitudes 91:16
murders 82:8 83:22
92:24
music 70:9,13,21 75:14
75:20,23,24 76:18,21
76:23,24
mute 9:11
muted 12:17

N

name 13:3 42:25 46:22
59:12 78:1
names 46:20
narrative 41:6
native 78:5
nature 62:8 70:14 75:22
near 66:8 102:21
nearby 6:1 23:8
nearest 23:10
necessary 64:12
need 2:23 48:25 55:23
56:4 60:6 63:2 74:22
74:23 80:3,4 82:15
83:3 99:4
needs 12:10 22:22
74:12 81:4 89:18 92:5
negatively 81:1
neglected 76:3
negotiate 17:5
negotiations 59:11
neighbor 6:1 21:23,25
22:15 23:14 24:22
75:17
neighborhood 34:15,17
35:19 36:14 37:2,7,10
37:16,21 38:5,24 40:4
43:6 44:17 52:19
54:23 58:4,12,13,21
59:2,3 75:17 78:11
79:2,3,4,9 83:19 91:7
91:9 95:20 96:16 97:2
101:19
neighborhoods 96:22
101:4
neighbors 38:24 40:1
79:9
neither 87:13
never 35:19 36:18 37:1
37:4 38:6,9,10,25
41:11 69:14
new 1:10 7:18,22 8:1,10
8:15 15:3 29:7 36:15
36:21 37:20 45:20

63:10 67:8 68:7
night 41:13
noise 56:14 70:9 75:11
nonprofit 34:25
north 15:5 23:12 24:8
29:12 35:4 43:21,24
43:24 49:13 51:3 59:6
63:6 66:8 80:14,15,23
81:24 87:16,16 88:10
91:11 94:21,24,25
95:2,8 96:3,5,9
northwest 34:14 81:24
88:9
note 27:11
noted 30:14
notice 86:11 105:1
noticed 84:24
November 1:12 18:4
20:21,21,22
number 2:5,6 29:3 41:1
78:22,22 92:5 93:8
104:7,10
numerous 81:12
NW 1:7

O

o'clock 3:19,21 12:6,7
55:19,20 99:10
o'clock-ish 86:1
object 6:21 62:3 65:13
67:6 90:13
objecting 67:7
objection 45:4,6 62:8
62:12 90:10
objections 80:15
observance 78:10
observe 24:4,5
observing 78:10
obtain 19:5 50:22
obviously 24:3 29:20
30:10 32:7 50:4 58:17
101:14
occupancy 49:24
October 14:9,15 16:21
17:8,12
offering 70:24
office 23:2
Official 104:4,9,12
okay 5:13 7:7 8:17 9:15
9:20,23 10:18 12:18
20:15 24:14 26:8,23
27:4,22 28:18 29:11
30:14 31:19 32:12
33:8,10 34:20 39:11
39:16 40:11 41:20
42:6 44:15 45:7 46:3
47:18,21 49:15,18
51:9 52:23 53:4 55:16

59:25 61:18 63:5 66:6
 66:13 67:4 68:13,22
 69:16,20 70:5,8,23
 71:1 76:2,10,10 77:23
 80:2,5 82:9,17,22
 83:17 84:22 86:21
 87:9 88:1,18 92:3
 93:18 95:23 96:6 97:8
 99:11 100:11 102:7
 103:21 105:12
old 21:14 63:11 101:22
on-site 20:11 27:24
 28:19 64:22 89:19
once 11:1,4,8,16,18,25
 12:1 32:3 53:8
one's 26:21 96:16
open 9:19 23:25 24:3
 25:21 28:12 36:24
 44:19 49:21 51:7,10
 51:24 57:22 58:6 62:4
 62:15,19,24 63:1,25
 64:1 104:4,9,13 105:3
open- 81:25
open-air 79:6
opened 22:1 28:16,22
 58:11 67:10 84:2
opening 22:11 37:11
 52:2,18 56:12,24,24
 57:4 86:22 87:1,2
 96:13 98:1
operate 73:21 101:10
 101:12
operated 49:11
operates 10:22
operating 30:21 47:20
 49:5 50:4 69:11,12,13
 72:19 73:17 92:13
 94:13 101:8
operation 23:23 67:24
 93:20
operations 23:15,24
 35:24 49:17,19 52:24
 94:10 102:2,3
operator 15:5 72:6,21
 72:23 73:17 86:1
 87:14 88:24 93:10
operators 30:22 55:7
 71:24 74:7,13,17
 101:4
opinion 39:22
opportunity 11:5,7,10
 11:12,19,22,24 12:2
 16:15 17:10 53:15
 100:16 102:10
oppose 102:20
opposed 69:9 80:10,12
 80:13 86:22,25 87:1
 87:10,11 91:6,7,10

103:13
opposite 17:1 18:19
 21:17
opposition 78:12 88:20
options 25:3
order 16:10 55:23 56:4
 74:9 81:2 89:14
orders 89:12
Orellana 1:20 2:8 15:17
orient 2:7
originally 35:13 41:5
out-of-towner 53:12
outdoor 17:3 32:17
 33:4 89:19
outdoors 103:19
outside 22:12,23 35:21
 94:4 101:10
outstanding 89:16
owned 89:20 95:14
owner 4:14 17:10 18:8
 18:25 19:6 30:13 36:2
 47:1 88:23,25 101:13
owners 17:6 19:2 20:1
ownership 89:24
Ox 60:2,2

P

P-E-R-U 13:5
P-R-O-C-E-E-D-I-N-G-S
 2:1
p.m 2:2 3:15,16 23:25
 24:1 99:16 105:16
pain 49:3
pandemic 91:23
parameters 101:9
paraphrasing 52:18
parcel 82:2
parents 21:20 27:12,19
 85:1,8 86:4 102:19
park 87:21,22,23,23
 94:20,25 96:3,11,23
 96:24
parked 26:19
parking 16:10 18:24
 19:5 26:9,11,14 29:17
 29:20,23 32:4,6,7,9
 38:1,2,2,5,9 58:14,16
 58:19,22,24 59:4,5,7
 59:14 79:11 81:4
 86:20 87:15,17,18
 94:18 95:2,4,6 96:8
 96:15,15 97:2
part 19:8 27:8 51:3
 52:16 56:2 58:9 92:22
 96:25
partake 53:22,25
participating 3:5,11
participation 105:6

particular 29:18,25
 30:18 31:13 38:1
 51:12 62:16 74:8
 80:24 87:2 88:8 93:9
 97:5
parties 2:9,24 3:3,14,23
 11:23 20:19
Paru 67:22
pass 31:15
passed 36:15 84:10
 105:1
passes 9:4
passing 26:1 40:3
 84:25
patients 48:10
patrons 20:11
peace 81:2
peak 55:20
pedestrian 81:5
people 22:12 31:11
 37:17,20 38:24 44:12
 48:1,2,8 50:15,17
 51:7,17,23 54:22 55:1
 55:8 56:4,25 57:2,19
 57:23 59:7 60:9 61:4
 61:18 64:23 68:8
 70:21 79:8 82:5 83:15
 84:2,3,10,15,15,17
 86:4 94:20,23,24
 95:17,19 96:2 97:1
 100:18
perceive 29:13
perception 36:16
period 51:18 67:10
 73:21 74:6 85:22
permit 89:22
permits 22:19
person 38:19 41:16
 53:1 54:21 55:24 59:8
 90:5
personal 39:13
Personally 38:7
personnel 27:15
Peru 1:22 2:15 10:24,24
 11:2,6,7,8,10,12
 12:22,23 13:1,4,5,6,8
 13:15,19,25 14:9,12
 14:16,24 15:2,11,14
 15:21,23 16:2,8,16,20
 17:11 18:2,13 20:16
 24:14,18,21,25 25:6
 25:12,24 26:6,12,20
 27:2,7,14,19 28:1,9
 28:11,21 29:4,19 30:3
 30:20 31:13 32:1,15
 32:20 33:17,20 35:4
 49:10 52:25 53:5,8
 71:23

Petit 85:5,19,22 88:4,11
 102:18
petition 102:19
ph 17:13 36:2 81:20
Phil 85:10 93:24
photos 17:22 18:10
 86:14
pick 84:14
picked 21:19
picking 9:12 86:4
pickups 85:20
picture 31:20 32:13
pictures 23:17,21
placarded 25:15
place 7:1 21:20 51:7,21
 51:22 68:25 69:6,8
 84:7 87:19 90:4 91:13
 95:5 103:15
places 84:19 92:18 96:2
plan 36:20 54:11 55:1
 56:10 58:18 59:23,25
 70:9 75:15,21
planning 51:10,11,13
 55:24 58:6 70:13
plans 65:6,7 70:11,13
 75:18
playground 21:18
playing 70:16 75:20,23
 76:24
please 2:8 4:12,17 5:10
 12:24 24:13 34:2,4,12
 39:23 47:3 77:19
 100:14 102:7
pleasure 91:3
pm 99:15
point 17:7 19:4 51:5
 53:6 82:14
pointed 32:23 82:15
 83:10
policies 29:7
pop-up 48:4,5,6 61:3
 69:3,9,17
pop-ups 48:9
pops 46:23
population 56:20 57:7
 88:14 100:24
pose 52:20
position 6:20
possible 17:18 87:18
 90:9
possibly 19:3
posted 86:12
potential 85:25 86:2
 87:12,25
potentially 32:9 33:4
 87:4
pounds 41:9
predicated 57:16

preliminary 5:1,1,3,6
5:19,21 9:8,9 12:10
12:15
premises 28:8 31:7
41:15
preschool 94:6
preschoolers 81:8
prescribed 36:23
present 1:16,19 12:3
102:11
presentation 105:6
presented 12:1
presiding 1:14
pretty 25:25 101:6
prevent 92:13 94:15
preventing 58:20
previous 43:20 44:24
44:25 80:20
previously 8:4 26:16
98:16 103:14
primary 7:11,11 10:3
prior 3:2,13 45:2 78:16
private 79:2 95:5
probably 68:20
problem 22:10 71:2
95:10 96:4,25
problematic 80:25
81:15 94:14
problems 87:12 91:14
91:14 96:16
procedures 29:7
proceed 7:6
proceedings 105:2
process 9:7 59:23
72:14 73:11,19
product 101:3
professional 43:4
47:19
program 34:24
prohibit 85:11
properties 68:8
property 24:23 26:15
30:13,19 31:24 37:11
37:19 52:9,10 58:3,12
65:8 68:15
proposals 79:19
proposed 16:23 21:8
23:22 24:24 31:21
36:7 38:20 41:15
102:17
proposing 64:25
protect 103:1,3
protection 103:7
protest 1:7 4:23 9:7
10:22 15:8,24 30:6
protested 16:3,7
protesting 4:24 7:12
16:1

Protestor 16:15,19
proves 39:21
provided 21:12 30:9
86:14
provides 22:21
proximity 37:25 81:7
102:16
Pub 44:12 59:7
public 22:13 24:1 78:6
103:2
pulled 94:1
purchase 53:19 59:10
purchased 66:10
purpose 104:6
purposes 48:11,13 65:3
101:2
pursuant 104:8 105:3
put 19:7 46:21 60:6,10
71:16 101:11
putting 20:10 29:6

Q

quality 16:11
question 5:16 11:5,7,10
11:12 38:14 45:10
61:25 62:20 63:3,4,13
65:15,21 67:7,8,12,16
67:24,25 68:2,14,23
68:23 75:7,10 76:3
82:14 83:10,11,17
84:23 90:14,18
questions 11:2,8,14,22
11:24 24:15,18,20
26:2,6 33:9,11,15
39:6,12 41:21,23 42:1
42:10 43:13,15 45:18
45:19,20,21 46:4
48:13 56:8 61:9,12
69:21,23 71:4 74:11
75:5 76:7 77:2 82:15
90:20,24 97:9,14
quiet 16:10 25:25 38:5
81:2
Quincy 21:20 29:22
59:3,4 85:20,22 87:19
Quinn 3:3
quite 6:25

R

raise 12:23 34:4 47:3
77:19
raised 58:3 62:12
rapid 23:1
reached 102:15
read 10:6,9,14 76:20
80:8,9 86:11,18 93:14
93:19,22 94:8,11
101:7

reads 73:20
ready 99:24
realized 51:3
realizing 48:6
really 20:13 24:7 37:16
38:8 41:7 42:21,25
44:5 48:17 63:12
78:14 87:14 96:17
rear 65:7
reason 3:5 7:11 8:15
30:1 31:9,13 48:17
51:1,16 68:2 92:19
93:7
reasons 3:9 7:13 32:5
68:21 104:8,12
rebuttal 99:19,21
received 32:11
recess 105:2
recognize 103:12
recognized 103:6
recommendation 85:16
90:11 93:25 94:2
recommendations 81:6
reconvene 3:19,22
record 3:24 4:11,17
10:6,15,16 13:3 98:15
99:4,7,10,15,18,24
103:24 105:16
recreation 23:5
recreational 48:8
recross 46:6 76:13
rectify 70:11
recurrent 89:20
recused 3:4,6,11
redirect 46:6 75:5 76:14
refer 35:17
reference 24:5
references 29:10
regard 101:23
regarding 3:7,8 11:2
16:23 17:18 81:7
regards 68:14 75:11,13
84:23 88:20 102:16
regular 31:14
regulating 92:16
regulations 28:4 49:7
57:15 74:8 76:20
89:22
reinforced 64:16
rejected 79:8
related 42:3
relates 54:8,17 58:22
94:9
relation 42:15
relationships 43:1
released 88:14
releasing 33:14,15
remain 89:16

remember 32:21,22
remove 17:16 50:17
renovated 20:2
rent 20:6 65:1
rep 18:3
repeatedly 89:1
rephrase 63:3
report 11:1,3,7,9,10,13
15:10,13,24 20:23
22:16 25:2,9 26:24
27:9 78:19 80:9
represent 5:9
representative 4:1
17:13
represented 16:3
reputable 101:13
request 7:5 15:7 59:21
98:16
requested 17:3 98:18
requesting 6:19 7:14
23:25
require 21:4 56:6 60:23
requirements 8:9 27:3
50:14 54:8 60:22
requires 60:16
rescheduled 6:23
research 48:16,18
49:21 51:2,10,16
52:12 55:4,5 58:5
85:17
resident 30:2 43:18
47:16 84:9
residential 22:25 29:22
81:4
residents 16:12 23:18
27:23 30:1 42:10 48:1
68:3 81:21 103:4,5,20
103:22
respond 5:11,11,15
response 13:1
rest 11:15 43:10 97:24
98:8
restaurant 40:17 44:9
44:12 89:5
rested 11:16 99:19
result 84:6
resumed 99:16
retail 20:12 53:9
retailer 1:7 22:11 25:14
32:8 81:1 87:2 89:18
90:1 102:21
retailers 14:18,20 85:12
94:2
retalk 20:17
review 10:25 103:11
revitalize 52:9
ribs 95:4
right 2:21,24 4:15,22

6:14 9:13,20,22 10:12
 10:21 12:9,20,23 15:9
 15:15 18:25 21:20,25
 24:12,17 26:18 27:18
 30:7 33:12,17,22 34:4
 41:22 44:8,11,21 45:8
 46:14,15,22 47:3
 56:17,19 59:6 62:14
 62:17 65:18 70:8 71:3
 72:23 74:19 75:3
 76:11 77:9,19 78:1
 80:6 90:13,17 95:7
 96:9 97:16,19 98:14
 98:24,24 99:1,3,17,18
 99:22 100:7,13 102:5
 103:23,24 104:1
 105:11,14
rights 2:8
risk 68:20
road 24:10
roadways 23:1
robberies 41:2 66:7
role 13:12,17,24
roll 8:22 104:17
rolling 53:13
roommate 41:10
rooting 42:21
rules 57:14 76:20
run 35:25 54:13 55:3,18
rush 29:14 59:5

S

S 34:13 80:21 81:18
SA 20:24
sacrifice 42:17
safe 35:15 37:1 39:17
 41:3,4 44:20 70:10
 101:3,4,5
safe-use 20:10 25:5
 53:23,25 59:22 67:15
 67:23
safer 35:19
safety 36:16,19 37:2
 41:7 44:16 50:14
 54:20 56:9,14 64:13
 64:14 68:21 81:5,13
 88:2 89:21 94:9
sake 42:2
sales 72:11
sativa 48:25
saw 23:21 33:3
saying 60:8 73:20
 91:12 92:19 98:13
says 25:12 76:17 85:11
scheduled 17:20
Scheduling 6:3
Scholars 85:6,19,22
 88:4,12 102:18

school 26:25 85:2
schools 23:5 78:6
 103:3
scientific 93:16
Sclerosis 48:19
screen 15:22 24:13
 46:22
scroll 18:10
scrolling 19:10
second 8:19,20 18:7
 28:24 32:25 33:1
 40:18 72:14 98:5
 104:14,15
seconded 8:22 104:17
section 19:15 104:4,12
 105:3
secure 54:3 59:13
security 50:6,6,9 52:8
 54:7,8,9,11 56:10
 64:4,12,15,21,22
 93:10
see 7:4 18:16,21 19:11
 19:16,23 20:8,23
 25:21 26:19 27:15
 29:17 30:17 32:20
 50:18 55:20 66:13
 75:12 86:15 100:13
 102:22
seeing 29:13
seeking 104:6
seen 29:9 37:6 38:9
 51:21 53:5,20 78:15
seeping 38:18
segments 22:23 100:24
select 40:20
sell 48:3 71:8,14,18,20
 71:20 73:1,4 74:1,3,9
 74:24
selling 73:12
sense 35:23 41:12
 55:10
sent 54:11
separated 54:3
separately 89:8
September 85:10 89:12
 93:24
services 21:12 70:24
session 3:1
set 18:7 50:5 93:20
 94:13
settlement 17:6,19
seven-minute 36:12
severely 16:12
sex 84:19
share 15:13
Shavon 1:21 2:18 4:1,2
 4:3
she's 3:10 22:6 48:24

67:7,14
shelters 56:21
shift 64:20
shooting 68:15,25 69:6
 69:15,18
shop 20:8 69:17 97:5
shopping 22:21 23:2
shops 42:25 48:4,5,7
 66:10 68:20
short 100:10
shot 84:3
show 23:6
showed 18:9 23:16
 53:5 100:18
shows 53:1
shut 71:24 72:11,17
sic 36:23 75:5
side 12:11 29:21 43:24
 95:1,6
sidewalk 18:20 22:13
 84:11
signed 59:16 102:19
significant 100:24
signs 26:14
SILAS 1:17
similar 76:23
single 41:8 63:22 65:12
 65:23
sir 13:14 15:20 18:1
 47:6 67:21 70:25,25
 71:9,10,21 79:21,24
 79:24 80:5 83:3,9
 90:16
sister 48:19
sit 31:16 42:13,16 46:10
site 54:17 67:2,5 82:4
sitting 18:25 84:4
six 36:12 50:10
slide 78:3
smaller 32:2 41:9
smell 40:3 60:14 81:8
 85:14
smelled 29:2
smelling 29:1 39:1,3
 60:9
smells 40:8
Smith 1:21 2:18 4:2,2,3
 4:4,6,8 5:9,12,18 6:10
 6:12,16,17,21 9:9,10
 9:13,16,21,24 10:10
 11:17,18 12:12 24:17
 24:19 25:1,8,19 26:2
 33:23,24 34:10,16,20
 35:2,7,23 36:5,9,13
 37:9,24 38:14 39:5
 45:1,5 46:5,7,13,18
 46:18,20,23,25 47:9
 47:15,18 49:4,9,15

50:3,21,24 51:9 52:1
 52:12,23 54:2,6,15,25
 55:10,15,22 56:2,8
 57:8,12,25 58:14
 59:15,19 60:15,21
 61:2,8 62:3,12,14
 65:13,18 67:1,6 73:14
 74:4,15 75:1 76:13,15
 76:22 77:2,5,7 83:12
 90:10,23,25 91:5,15
 91:17,24 92:3,22
 93:14,18 94:8,12,17
 95:11,19,23 96:2,6,18
 96:21 97:3,8 99:20,21
 100:2,13,13,15 105:9
smoke 1:6,6 2:5 4:1,4
 4:14 14:23 16:24 17:1
 18:22 21:17 22:8 23:9
 23:14 25:14,18 29:1,1
 29:2 30:20 31:2 38:17
 39:17 40:1,3,9,21
 41:15,17,19 60:10,14
 61:5 66:10 68:20
 69:15 70:12 78:12,18
 80:8,14 85:14,24 87:1
 88:25 94:3 101:17
 102:17 104:8,11
smokers 70:20
smoking 17:3 22:13
 27:24 28:7,20 32:25
 40:24 57:9,23 59:24
 66:17,24 103:18,22
so-called 81:23
social 51:14,16
Sohal 89:4,7,11
somebody 88:11
somebody's 87:22
sorry 5:8 12:17 13:12
 20:21 33:10 46:6,19
 46:23 60:4 66:14
 67:22 75:6 76:2 102:8
sort 26:15 51:21 54:16
 92:6
sorts 101:24
soundproofing 75:16
 75:18
south 44:3 95:8
Southeast 47:14
souvenir 53:12
space 19:23 20:12
 22:14 25:3,4 28:17
 32:2,5,14,17,21,22,24
 33:5 60:23 65:10
 70:10 74:3
spaces 18:5,9 20:13
 96:10
speak 16:15 17:10,18
 21:10 30:1,13 38:8

53:3 82:18 90:8
speaking 9:10 20:19
 78:11 82:20 92:7
speaks 93:12
specific 93:5 94:1,5
specifically 14:8 40:9
 56:13 67:14 94:7
spell 13:3
spend 20:5 42:16
spending 6:25 20:6
spent 92:23 100:24
spike 55:11,18
Spirit 89:4,7
spoke 16:20 17:12
 24:22 70:11
square 60:5 79:14,15
 79:16
staff 1:20 14:5 35:16
 43:3 56:3,5
stages 48:23
stairs 19:19,22 84:18
 86:16
standing 25:22 103:12
standpoint 73:6,7
stands 40:9 81:14
start 3:25 5:2 12:11,15
 78:13 103:17
started 20:2 48:4,6,16
 48:17 72:4
starting 3:2,13
state 13:2 17:5 29:1
 63:22 65:11 74:14
stated 7:10 12:4 16:22
 17:15 21:11,15,19
 22:4 27:9 30:15 31:20
 32:5 35:3 64:25 86:7
 98:20 103:14
statement 82:25 83:6,8
statements 10:15 80:9
 83:8 98:1,2
states 16:9
stating 102:20
statistical 39:20
statistics 84:1,5
status 74:14
statute 7:23 21:4 25:12
 30:5 60:16 73:18,20
 76:17
steps 60:7
stipulations 28:25
stop 3:16,18,20 12:6,6
 89:12,14 99:6
stops 23:1
store 42:23 43:23 44:24
 44:25 50:15 52:22
 57:5,24 70:17 72:5
 76:24 80:19 89:5,16
 89:23 92:20,21 95:12

96:1,12,13
storefronts 69:10
stores 72:8 80:13 92:16
 92:17 93:7,8 94:19
 95:10
Storey 1:23 2:12 33:25
 34:3,7,13,18,24 35:6
 35:10 36:1,8,11,18
 37:15 38:4,22 39:6,10
 39:14,19 40:5,14,22
 41:4,18 42:5,8,19
 43:9,17 44:1,4,7,21
 44:25 45:9,14,16 46:2
 46:8,12 80:20 83:15
story 43:23
strain 48:14
strands 48:21
strategies 58:20
street 15:5 21:16 23:11
 24:8,9 34:14 39:2
 40:2,7 43:22 47:13
 49:14 53:21 56:19
 57:9,10,18 58:17 59:4
 59:5 63:7 66:8 78:3
 80:14,22,24 81:18,18
 82:2 84:10 85:20,22
 87:19 91:11 96:24
streets 29:21 38:18
 44:8 51:4,4 84:15
strict 92:15
strictly 53:9
strong 78:12
struggle 84:16
struggling 81:22 89:18
students 88:12
stuff 20:1
subject 10:16 79:1,17
subjecting 81:8
submitted 16:9 20:24
 23:21,23 67:9 78:18
 102:24
suffer 48:19
suffered 51:19
suffers 48:22,23
sufficient 25:4
summary 52:16 58:9
summer 17:3,16 19:3
 27:25 28:10,20 31:22
 31:25 32:10,18,18
 64:24 65:4,8,25 66:4
 78:20 81:10 85:11,25
 87:3 94:4 103:20
supervisor 14:4
supervisory 2:15 12:21
 13:4,25
support 42:11
supported 103:9
supposed 31:25 83:9

83:10
supposition 82:7 84:20
sure 18:11 20:4 26:15
 44:1,4,6 46:22 50:19
 83:13 90:13 101:2
 102:21
surgery 5:25
Surprisingly 25:24
surrounded 23:17
surrounding 23:16
 26:21 58:4 102:14
swear 12:24 34:5,7 47:4
 77:20
symptoms 36:25
system 23:4 60:1,2,6
 70:12 76:1
systems 52:8 60:10

T

T 80:21 81:18
t-shirt 53:11
t/a 1:6
take 3:15,16,17 8:22
 17:21 29:16,16 31:23
 33:21 36:9 52:6 64:21
 79:14 84:7 99:4,9
 100:1,5,8,11 104:17
taken 93:18
talk 18:13 21:22 22:17
 50:13 59:1,19
talked 32:25 33:4 37:3
 52:25 53:8 56:9 94:17
talking 58:24 73:9,9
 81:9,16,18 92:24
talks 93:10
teacher 39:15
teachers 84:25 85:8
 88:4,12
team 49:20
tell 12:24 17:23,25 34:5
 34:21 35:7 40:6 47:4
 47:11,18 49:15 50:24
 54:6,15 63:16 65:22
 77:20 80:4
tells 92:17
ten 52:11
Tennessee 35:13 41:5
tents 82:5 88:17
Teri 3:3
terms 38:1 55:11 56:14
 60:16 101:16
testifier 80:21
testify 10:4 34:11
testimonies 10:7,10
 102:23
testimony 26:4 33:18
 42:18 46:9 49:10 77:4
 79:23 80:5 83:15 88:2

92:23 97:11,17
thank 2:22 9:17 12:18
 14:6 15:19 24:13,21
 26:3 33:13,17,20
 34:10 35:2 39:11
 41:21,23,25 43:12,14
 45:12,14,15,16,17
 46:9,12,13,15,15 47:9
 61:16 69:22 71:1
 76:12 77:4,10 91:1,3
 97:11,16 99:12,13
 100:15 102:6,10
 103:24 105:5,7,9,10
 105:12,12,14
thanks 9:23
that's 3:9 9:19 10:14,15
 10:19 15:22 18:24,25
 19:7 20:13 21:5 24:11
 24:23 26:9,10 27:3
 30:10,23 32:10 33:6
 37:4 38:16 40:5 42:23
 44:10,11 52:5 53:16
 58:2,9,25 59:6,6 60:2
 60:19 66:18 67:24
 68:7 70:20 75:1 78:22
 78:24,25 85:21 86:24
 90:12 95:14 98:6,23
 100:20
theirs 18:24
there's 18:23 24:4
 26:13,20 28:9,11,12
 28:13 29:20 31:1 44:2
 44:9,11 79:13 80:22
 84:13 85:21 88:10
 92:9,10,16 93:6 95:2
 95:6,12 96:8,10,12,15
 100:19
they're 19:12 20:5
 23:24 24:3 25:21
 37:21 62:4,25 72:18
 73:18 76:24 92:18
 101:13
they've 38:11 43:3 84:3
thing 36:22 42:13 50:16
 52:22 70:17 75:23
 79:10 85:18 89:17
 105:13
things 18:22 37:22
 38:16 61:5 70:14 92:7
 92:24 94:19,24
 100:19 101:15,24
think 3:25 33:8 37:13
 37:15,18 40:5,12
 42:12 67:11,13,16,17
 67:21 69:21 71:5,7
 74:12,15 79:16 87:4
 92:14,19,22,25 95:21
 99:23 100:17,21

third 33:2 89:14 102:11
Thomas 1:21 2:13 4:9
 4:10,13,14 5:2,5,9,13
 17:12 18:2 35:3 47:1
 47:2,6,10,13,17,21
 49:8,13,18 50:8,23
 51:1,13 52:4,15 53:4
 54:4,10,19 55:5,13,16
 55:25 56:5,17 57:11
 57:13 58:8,23 59:17
 59:25 60:18,24 61:6,9
 61:12,15,21,24 63:8
 63:16,20,24 64:6,9,13
 65:2,5,9 66:1,5,11,18
 66:22 67:3,19 68:1,17
 68:22 69:19 70:15,25
 71:2,5,10,22 72:4
 73:5 75:19 76:19 77:1
 77:3
thought 19:2 32:6
 90:19
thoughtful 100:25
 101:10
thoughts 32:4 37:10,25
 38:15,21 50:5 56:11
three 9:4 18:5 20:13
 22:5 25:19 60:10
 63:25 69:12,13 99:5
Three-story 23:19
tie 76:7
time 5:14 17:7,20 19:25
 22:6,7 24:8 29:16
 33:9,10 35:16 41:21
 42:16,17 44:17 51:18
 55:18 64:19 73:21
 74:6 85:9 86:2,3
 87:15,17 92:23 93:19
 98:6 100:12,25
 103:15,17
times 25:19 31:16 60:4
 60:12 68:6 89:9
timing 55:12
Tingz 1:6,6 2:5 4:1,4,14
 14:23 16:24 17:1
 18:23 21:17 23:10,14
 25:14,18 30:20 31:2
 40:21 69:15 78:12,18
 80:9,14 85:24 87:1
 89:1 102:17 104:8,11
today 4:9 5:24 6:12 7:6
 7:13 34:11 43:12 46:9
 75:2 77:4 91:2 97:17
 98:18 100:16 102:12
 105:6
told 27:16 64:15 75:20
 99:6
top 20:9 33:1,2 60:7
 86:16 88:22 90:2

totally 54:5 69:1,2,7
 72:16
toured 25:2
tourist 53:12
town 37:20
traffic 16:11 24:8,10
 29:13 51:23 87:12,24
training 54:16 56:3
trainings 50:14
transactions 63:9,17
 63:18,23 64:1
transit 23:1
transitioning 73:6,9
tray 53:13
treatment 20:10 66:15
 67:15,23
tricky 33:2
true 85:21
truth 12:25,25 34:5,6
 47:4,5 77:20,21
try 51:6,25 56:22,23
 59:13 72:18
trying 28:3 43:20 83:5
 97:1
turned 52:17 58:9,10
turns 90:5
TV 75:25
twice 89:12
two 5:24 7:3 16:22,23
 32:5 34:18,19 35:11
 42:20 43:19 50:9
 56:21 60:11 64:18
 69:9 78:22 96:12
 100:2
type 29:3 30:25 41:16
 70:18 75:15
typically 35:12 38:5
 42:10

U

Um-hum 10:20 99:2
unable 97:25
understand 6:23 9:21
 57:17 59:20 61:25
 74:5 98:12 101:7
understanding 4:25
 5:20 71:25 72:20
 73:15 92:3
Understood 91:17 97:3
unfortunate 102:25
unfortunately 10:9
 97:23
unilaterally 8:2
unit 39:1 84:17 88:8
unlicensed 13:22 14:3
 14:20 15:5 23:15 35:8
 36:14 37:7 55:7 71:24
 72:6,21,23 73:17 74:7

74:17
unsafe 35:20 38:11
 41:12
upper 18:7 20:7
upstairs 40:18 53:25
 60:11
use 23:3 25:3 32:18,24
 41:14 48:21 59:14
 65:7,10 68:5 80:11
 82:5 84:15 86:2 101:1
user 36:19
users 38:25
uses 22:22
usually 31:11 85:7
utilize 7:2

V

vacant 18:23 19:25
 24:3 81:24 82:3,3
 91:21,25
vacated 91:22
vague 81:17
validating 61:4
value 37:14,19 58:13
valued 43:5
values 37:11 58:3
vaping 66:16 103:21
various 94:21
vast 80:22
vehicular 16:11 24:9
 81:4
ventilate 60:23
ventilation 38:17,20,23
 59:20,23 60:1,17
 101:24
venue 79:6
verify 56:3
versa 25:16
vice 25:16
videoconference 1:14
violation 81:12 90:7,7
 95:16
violations 30:16,18,21
 89:3,10,16,25 95:15
violation 89:20
violence 69:8 88:6
 101:16
violent 83:23
virtually 60:13
visible 51:24
visit 31:9 35:16 38:7
visited 25:20 27:10
 30:8 31:7 35:5 36:14
 38:3 45:25
visiting 30:7
visitors 38:10
volume 55:2,11 75:25
vote 8:23 104:18

W

W 1:14,17
walk 18:16,22 21:16
 27:17,20 35:12 36:10
 36:12 41:10,11 51:23
 53:1 56:18 60:25 85:6
 85:7,7,8 95:20
walk-ins 95:18
walkable 59:2
walked 18:4,8 21:17
 27:12
walking 35:15,20 36:6
 39:2 41:12
walks 85:5
walkthrough 17:21,24
 17:25
want 3:2,14 7:8 45:2
 53:11,22 54:13 56:25
 57:2 68:9 74:21 78:13
 79:14 80:10 90:2
 96:13 97:4 98:15
 101:14
wanted 20:3 30:10
 32:24 51:6 65:1
Washington 34:14
Washingtonian 78:5
wasn't 22:8 30:24 32:15
 32:23 68:24 74:5 98:9
watch 46:11
watching 75:25
way 18:7 72:16 81:17
 85:2
we'll 12:3,4 55:20 99:7
we're 11:25 12:5 55:7
 58:24 59:17 60:8,10
 70:15 73:5,8 75:1
 81:9 83:11 99:10,18
 99:23 105:13
we've 37:3 63:25 81:23
 88:1
weapon 82:12 83:23
WebEx 1:14
Wednesday 1:11 16:21
 17:8,11
welcome 2:25 43:17
 97:13,18
wells 84:18
went 21:1 24:2 49:21
 51:11 99:15 105:16
weren't 20:4
west 85:7
what's 3:21 13:23 16:5
 36:15 53:3 59:22
 60:15 62:8 65:20
who's 15:25 33:23 38:6
widely 79:8
willing 17:5,15,17 60:10
 65:24 66:4

window 86:12,13
Wine 89:4,7
wish 5:4 77:11
withdraw 45:11
witness 1:23,23 5:15,25
 7:11,15 10:4,5,13,23
 10:23 11:18,22,24
 12:21 33:14,16,23,24
 34:8 45:19 46:17,24
 47:7 77:6,8,10,12,15
 77:24 82:16 90:24
 97:21 98:7 99:20,21
witnessed 39:25,25
 40:2 84:24
witnesses 5:24 7:3,4
 11:17,20 98:6,9,25
woman 35:21 41:8,9
 85:19
women 35:1 45:13
won't 76:16 96:17
wondering 40:19
work 31:12,15 34:1,21
 34:22 64:18,20 89:12
 89:14
working 13:13,18 14:7
 48:5
worse 97:2
wouldn't 9:19 25:14
 30:24 40:9 57:22
 89:22 96:12
write 15:10
written 10:6 16:13
 102:22
wrong 39:23 68:24 69:3
 71:6,8 80:17,18 91:13

X**X** 37:18**Y**

yard 31:23
yeah 8:6 9:16 18:13
 32:1 34:24 35:10
 36:18 37:15 38:4
 40:22 41:4 42:19 43:8
 44:4,9,22 45:9 64:11
 79:25 88:5 96:4 98:4
 98:14
year 93:25
years 13:15,17 14:12
 21:13,14 22:5 34:18
 42:21 43:19 49:4,8
 52:11 63:25 69:13,14
 78:7 79:1 80:25 81:22
 82:4 89:9 100:22
 101:22
you'd 88:19
you'll 53:18,19,24

86:15
you're 6:5 9:10 45:13
 47:15 53:12 55:24
 62:5 63:3 64:17,25
 65:18 68:23 70:13
 72:2,22,24 73:3,20,25
 75:23,24 80:4 83:5,10
 91:5,7 92:7 96:11
 97:13,18 98:4 100:9
you've 13:17 14:14
 36:14 55:3 70:1 86:7
 91:19 102:22
young 57:19 103:1
younger 37:17

Z

Z 37:18
zero 9:5
zone 22:19
zoned 92:12
zoning 22:17,18,19
zoom 18:14

0**1**

1,000 79:15
1,687 83:23
1:30 31:8
1:38 2:2
10 23:25 24:1 36:11
 84:4
11 13:15,17
12 55:19 60:4 78:6
128451 1:8 2:6
12th 20:21,22
13th 20:21
15 78:7
150 41:9
16 60:3,4
1700 66:7
1705 49:13 72:13
1st 95:13

2

2 1:6,6 2:5 4:4 14:23
 16:24 31:2 104:8,11
2,000 79:15 83:24
20 1:12 79:14 82:19,21
 83:6
20019 47:14
2010 78:7 82:7
2016 83:25
2020 14:10,15 91:24
 92:1
2022 92:1
2023 89:13
2024 1:12 85:10 103:9

21 50:19
24-PRO-00085 1:8 2:5
 104:7
24-PRO-0085 104:11
24/7 87:15
25 1:7 15:6 18:3,23 21:8
 24:7 31:5 36:6 50:22
 56:12 63:1 78:4 80:16
 81:1,5,14 83:24 84:4
 84:12 85:15 86:13,22
 87:17 88:23 89:4,10
 95:9,14
250 18:18
2575 104:4 105:3
2575(b)(13) 104:13
2575(b)(4)(A) 104:9
262 27:8
263 21:7 85:16,23
27 21:24 24:23 27:23
29 34:13

3

3 21:13,13 101:21,22
3,000 63:23 64:1
3:24 99:7,15
3:30 31:8 99:8,11
3:31 99:16
3:40 105:16
300 23:6 26:25 27:5
 102:18
30th 16:21 17:8,12
3100 60:5
31st 71:25 72:3
32 21:15
35 78:1 84:3
37 83:24

4

4 3:15,16,19,21 12:6,6
 86:3 99:6,9
4:00 3:18
4:30 3:18,20,22 12:8
400 23:9 25:10,13,18
 81:7 85:13 94:3,5
48 60:12
4940 47:13
4th 18:4

5

5 55:19,19,20 86:1,3
579 82:8 83:22
59 82:7 83:22
5E 1:7,22 4:19 16:3
 81:19 102:14
5E02 4:19
5EC 4:19

6

6 21:13 86:3 101:22
60 7:24 8:10 55:8 61:21
 63:9,20,21

7

7 19:10 55:21
71 47:25
75 55:8 61:21 105:7
7th 85:10

8

9

9 23:13,25 24:1 45:25
 46:1 68:16,24 69:4,11
 69:14 72:14,15,15
 73:16

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Smoke & Tingz 2

Before: DC ABCA

Date: 11-20-24

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

COURT REPORTERS AND TRANSCRIBERS

1716 14TH ST., N.W., STE. 200

WASHINGTON, D.C. 20009-7831

(202) 234-4433

www.nealrgross.com