

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

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IN THE MATTER OF: :
 :
Glory LLC :
t/a Glory :
2406 18th Street NW :
Retailer CR - ANC 1C :
License No. 119052 :
Case #22-PRO-00113 :
 :
(Substantial Change - :
request for a sidewalk :
caf, with 25 seats) :
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Monday
November 21st, 2022

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

PRESENT:

LAVERNE FLETCHER, ABRA Board's Agent

ALSO PRESENT:

DENIS JAMES, Protestant

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

2 10:07 a.m.

3 MS. FLETCHER: The next case on the
4 calendar is Glory, Case Number 22-PRO-00113, 2406
5 18 Street Northwest, License Number ABRA 11052.
6 This is a Retailer Cass CR, Substantial Change
7 request for a sidewalk caf, with 25 seats.

8 The protest issues are adverse impact
9 on peace, order, and quiet.

10 My name is LaVerne Fletcher,
11 conducting the roll call hearing as the Board's
12 agent. Is anyone present on behalf of Glory?

13 (No audible response.)

14 MS. FLETCHER: Is anyone present on
15 behalf of Glory?

16 (No audible response.)

17 MS. FLETCHER: Is anyone present on
18 behalf of the Kalorama Citizens Association?

19 MR. JAMES: Yes, good morning,
20 LaVerne. This is Denis James.

21 MS. FLETCHER: Good morning, Denis
22 James. Denis, would you spell your name for the
23 court reporter, please?

24 MR. JAMES: Yes, it's D-E-N-I-S, J-A-
25 M-E-S.

1 MS. FLETCHER: Thank you very much.
2 Mr. James, I want to ask you one question. I
3 read the protest letter, was the Applicant,
4 invited to that meeting that you had, given at
5 least seven days notice regarding the hearing
6 that you held regarding the protest?

7 MR. JAMES: Yes, I can send you the
8 email which was sent, I can forward it to you,
9 you know, so you'd have it in your records.

10 MS. FLETCHER: Okay, thank you. That
11 would be fine, if you can send it to me sometime
12 today, I'll include it in the record.

13 MR. JAMES: Okay.

14 MS. FLETCHER: Thank you. James, I'm
15 going to give Glory one more minute to appear.
16 We allow at least 10 minutes for everyone to show
17 up, so, I have 10:09, going to wait until 10:10.

18 Have you had any communication --
19 (Simultaneous speaking.)

20 MS. FLETCHER: Mr. James --

21 MR. JAMES: Yeah, I've had quite a bit
22 of communication with the Applicant, but not
23 lately. It seems as if they stopped
24 communicating with me, with the Kalorama
25 Citizens, you know -- I don't want to

1 characterize, you know, but we did have some
2 communication about this issue and I was hoping
3 we would just come to an easy resolution, but it
4 hasn't happened, so.

5 MS. FLETCHER: Okay, well, so there's
6 no draft settlement out there?

7 MR. JAMES: There is, yes. We've
8 proffered a settlement agreement draft, which
9 I'll be glad to share with you, if you like.

10 MS. FLETCHER: Well, no, that's okay.
11 For the purpose of the roll call today, the
12 application is dismissed because the Applicant is
13 not present.

14 And, so Mr. James, I think you know
15 this already, but a Board order will be issued
16 dismissing the application because the Applicant
17 is not present. And you'll receive a copy of the
18 Board order. And, if they seek reinstatement,
19 you'll have an opportunity to respond to their
20 request.

21 MR. JAMES: I have no objection to you
22 waiting a bit longer as this was the second case
23 called, so I guess it hasn't really been quite
24 the 10 minutes you mentioned.

25 MS. FLETCHER: Well, I'll -- so it's

1 10:10 but I can wait longer. What I'll do then,
2 Mr. James, I will get back to the other case and
3 come back to this one.

4 (Whereupon, the above-entitled matter
5 went off the record at 10:11 a.m. and resumed at
6 10:16 a.m.)

7 MS. FLETCHER: I am recalling the case
8 of Glory. Mr. James, you still there?

9 MR. JAMES: Yes, I am.

10 MS. FLETCHER: Is Glory here? No,
11 Glory is not present. It's about 10:15 now, and
12 so the application is dismissed because the
13 Applicant is not present. And Mr. James, you
14 already know what happens next.

15 MR. JAMES: Yes.

16 MS. FLETCHER: Right? Okay, just
17 wanted to make sure, I would repeat it if you
18 needed me to.

19 And so, if he seeks reinstatement
20 we'll let you know. If the matter is resolved
21 you can submit the settlement agreement, and then
22 the case will be closed down, once approved by
23 the Board.

24 MR. JAMES: Right (inaudible)

25 (Simultaneous speaking.)

1 MS. FLETCHER: Mr. James, thank you
2 very much for coming.

3 MR. JAMES: Surely, and I thank you
4 for the help. And I wish a good Thanksgiving to
5 everybody there at ABRA.

6 MS. FLETCHER: Thank you, Mr. James,
7 the same to you. Maybe I'll see you soon. Thank
8 you for coming.

9 MR. JAMES: Yeah, and you never know
10 what's going to happen, so.

11 MS. FLETCHER: You never know.

12 MR. JAMES: How soon will that letter
13 go out, do you know?

14 MS. FLETCHER: Let's see, the Board
15 will meet on November the 30, and so it may go
16 out then. I'm not positive about that but
17 there's a very good chance that it would be
18 issued on November 30.

19 MR. JAMES: I see. And that would go
20 by U.S. Mail, is that right?

21 MS. FLETCHER: Everything is by email
22 right now.

23 MR. JAMES: I see, okay.

24 (Simultaneous speaking.)

25 MS. FLETCHER: (inaudible) sent by

1 email.

2 MR. JAMES: I'm just trying to get a
3 sense of when the Applicant would know he had
4 been dismissed. I don't think he's very familiar
5 with the process, so --

6 MS. FLETCHER: Well, I'm thinking that
7 order will go out on Wednesday and, upon receipt
8 of that order, he'll have 10 days to seek
9 reinstatement. And, well, you know, you get a
10 copy of the order, too. And then you have a
11 period of time to respond to --

12 MR. JAMES: Oh, I'll get a copy of the
13 order because --

14 MS. FLETCHER: Yes.

15 MR. JAMES: Oh, because we're party.
16 I see.

17 MS. FLETCHER: Yep, you both get a
18 copy of the order.

19 MR. JAMES: But the Board isn't
20 meeting this Wednesday, it's meeting on the 30,
21 is that correct?

22 MS. FLETCHER: Yeah, my understanding
23 is that they're meeting on the 30.

24 MR. JAMES: Okay.

25 MS. FLETCHER: Because -- just a

1 second, Mr. James. Yeah, on the 30 because of
2 the holiday.

3 MR. JAMES: Okay, very good. I'll,
4 you know, I'll keep trying to be in touch with
5 him when -- but not until I (inaudible) can
6 assume that he's received the letter.

7 MS. FLETCHER: Well, (inaudible) said
8 that --

9 (Simultaneous speaking.)

10 MR. JAMES: Is what I'm trying to
11 figure out.

12 MS. FLETCHER: Exactly. If he didn't
13 I guess he'll let us know. I sent the WebEx
14 invitation to the email address that he provided,
15 and it didn't bounce back.

16 MR. JAMES: I see, okay. All right,
17 well --

18 MS. FLETCHER: All right, Mr. James.

19 MR. JAMES: Thanks again for the help,
20 is that --

21 MS. FLETCHER: You're welcome.

22 MR. JAMES: Concludes -- okay. Take
23 care now.

24 MS. FLETCHER: It sure does. Thank
25 you. The roll call hearing is concluded. Thank

1 you.

2 MR. JAMES: Thank you.

3 (Whereupon, the above-entitled matter
4 went off the record at 10:19 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 5:5,6 9:4 above-entitled 5:4 9:3 ABRA 1:21 2:5 6:5 address 8:14 adverse 2:8 agent 1:16,21 2:12 agreement 4:8 5:21 Alcoholic 1:2,14 allow 3:16 ANC 1:7 appear 3:15 Applicant 3:3,22 4:12 4:16 5:13 7:3 application 4:12,16 5:12 approved 5:22 Association 2:18 assume 8:6 audible 2:13,16</p> <hr/> <p style="text-align: center;">B</p> <p>back 5:2,3 8:15 behalf 2:12,15,18 Beverage 1:2,14 bit 3:21 4:22 Board 1:2,14 4:15,18 5:23 6:14 7:19 Board's 1:16,21 2:11 bounce 8:15</p> <hr/> <p style="text-align: center;">C</p> <p>caf 1:10 2:7 calendar 2:4 call 1:3,7 2:11 4:11 8:25 called 4:23 care 8:23 case 1:8 2:3,4 4:22 5:2 5:7,22 Cass 2:6 chance 6:17 Change 1:9 2:6 characterize 4:1 Citizens 2:18 3:25 closed 5:22 COLUMBIA 1:1 come 4:3 5:3 coming 6:2,8 communicating 3:24 communication 3:18 3:22 4:2 concluded 8:25 Concludes 8:22 conducting 2:11 Control 1:2,14 copy 4:17 7:10,12,18 correct 7:21 court 2:23</p>	<p>CR 1:7 2:6</p> <hr/> <p style="text-align: center;">D</p> <p>D-E-N-I-S 2:24 days 3:5 7:8 Denis 1:25 2:20,21,22 dismissed 4:12 5:12 7:4 dismissing 4:16 DISTRICT 1:1 draft 4:6,8</p> <hr/> <p style="text-align: center;">E</p> <p>easy 4:3 email 3:8 6:21 7:1 8:14 everybody 6:5 Exactly 8:12</p> <hr/> <p style="text-align: center;">F</p> <p>familiar 7:4 figure 8:11 fine 3:11 Fletcher 1:15,21 2:3,10 2:14,17,21 3:1,10,14 3:20 4:5,10,25 5:7,10 5:16 6:1,6,11,14,21 6:25 7:6,14,17,22,25 8:7,12,18,21,24 forward 3:8</p> <hr/> <p style="text-align: center;">G</p> <p>give 3:15 given 3:4 glad 4:9 Glory 1:6,6 2:4,12,15 3:15 5:8,10,11 guess 4:23 8:13</p> <hr/> <p style="text-align: center;">H</p> <p>happen 6:10 happened 4:4 happens 5:14 he'll 7:8 8:13 hearing 1:3,7 2:11 3:5 8:25 held 3:6 help 6:4 8:19 holiday 8:2 hoping 4:2</p> <hr/> <p style="text-align: center;">I</p> <p>impact 2:8 include 3:12 invitation 8:14 invited 3:4 issue 4:2 issued 4:15 6:18 issues 2:8</p>	<p style="text-align: center;">J</p> <p>J-A- 2:24 James 1:25 2:19,20,22 2:24 3:2,7,13,14,20 3:21 4:7,14,21 5:2,8,9 5:13,15,24 6:1,3,6,9 6:12,19,23 7:2,12,15 7:19,24 8:1,3,10,16 8:18,19,22 9:2</p> <hr/> <p style="text-align: center;">K</p> <p>Kalorama 2:18 3:24 keep 8:4</p> <hr/> <p style="text-align: center;">L</p> <p>lately 3:23 LaVerne 1:15,21 2:10 2:20 Let's 6:14 letter 3:3 6:12 8:6 License 1:8 2:5 LLC 1:6 longer 4:22 5:1</p> <hr/> <p style="text-align: center;">M</p> <p>M-E-S 2:25 Mail 6:20 matter 1:5 5:4,20 9:3 meet 6:15 meeting 3:4 7:20,20,23 mentioned 4:24 met 1:15 minute 3:15 minutes 3:16 4:24 Monday 1:12 morning 2:19,21</p> <hr/> <p style="text-align: center;">N</p> <p>name 2:10,22 needed 5:18 never 6:9,11 Northwest 2:5 notice 3:5 November 1:12 6:15,18 Number 2:4,5 NW 1:7</p> <hr/> <p style="text-align: center;">O</p> <p>objection 4:21 once 5:22 opportunity 4:19 order 2:9 4:15,18 7:7,8 7:10,13,18</p> <hr/> <p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-I-N-G-S 2:1</p>	<p>party 7:15 peace 2:9 period 7:11 please 2:23 positive 6:16 present 1:19,23 2:12,14 2:17 4:13,17 5:11,13 presiding 1:16 process 7:5 proffered 4:8 protest 2:8 3:3,6 Protestant 1:25 provided 8:14 purpose 4:11</p> <hr/> <p style="text-align: center;">Q</p> <p>question 3:2 quiet 2:9 quite 3:21 4:23</p> <hr/> <p style="text-align: center;">R</p> <p>read 3:3 recalling 5:7 receipt 7:7 receive 4:17 received 8:6 record 3:12 5:5 9:4 records 3:9 regarding 3:5,6 reinstatement 4:18 5:19 7:9 repeat 5:17 reporter 2:23 request 1:10 2:7 4:20 resolution 4:3 resolved 5:20 respond 4:19 7:11 response 2:13,16 resumed 5:5 Retailer 1:7 2:6 roll 1:3,7 2:11 4:11 8:25</p> <hr/> <p style="text-align: center;">S</p> <p>seats 1:10 2:7 second 4:22 8:1 seek 4:18 7:8 seeks 5:19 send 3:7,11 sense 7:3 sent 3:8 6:25 8:13 settlement 4:6,8 5:21 seven 3:5 share 4:9 show 3:16 sidewalk 1:10 2:7 Simultaneous 3:19 5:25 6:24 8:9 soon 6:7,12</p>
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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Glory

Before: DCABRA

Date: 11-21-22

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

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