

DISTRICT OF COLUMBIA
+ + + + +
ALCOHOLIC BEVERAGE AND CANNABIS BOARD
+ + + + +
ROLL CALL HEARING

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IN THE MATTER OF: :
 :
North Capitol Juice, :
t/a Lucid X Dreams :
1334 North Capitol : Roll Call
Street NW : Hearing
Medical Cannabis Retailer:
- ANC 5E :
License #127841 :
Case #24-PRO-00114 :
 :
(New Medical Cannabis :
Application) :
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Monday
November 25, 2024

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

PRESENT:

LAVERNE FLETCHER, ABC Board's Agent

ALSO PRESENT:

HAMID NICHHIHNE, APPLICANT
KARLA M. LEWIS, ANC 5E

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

2 10:07 a.m.

3 MS. FLETCHER: Okay, and now we're
4 ready. Good morning everyone. First of all, I'd
5 like to thank you for participating in
6 Applicant's public roll call hearing via the
7 WebEx platform provided by the D.C. Office of
8 Open Government.

9 I'm LaVerne Fletcher, and I'll be
10 conducting the roll call hearing as the Board's
11 agent. There's only one case on the calendar
12 today.

13 This is the matter of Lucid X Dreams,
14 Case Number 24-PRO-00114, North Capitol Juice,
15 excuse me, 1344 North Capitol Street, Northwest,
16 License Number 127841.

17 This is a medical cannabis retailer
18 for a new medical cannabis application. The
19 protest issues are adverse impact on peace,
20 order, and quiet, and parking.

21 Is there anyone present on behalf of
22 Lucid X Dreams?

23 MR. NICHHIHNE: Yes. Hamid Nichhiehne,
24 spelled H-A-M-I-D, last name N-I-C-H-H-I-H-N-E,
25 on behalf North Capitol Juice, LLC.

1 MS. FLETCHER: Thank you, Mr.
2 Nichhine. Would you please spell your name?
3 Oh, you just -- did you just spell your name?

4 MR. NICHHINE: Yes, I just did. But,
5 I can do it again.

6 MS. FLETCHER: No, that's okay. I'm
7 so used to saying that, to spell it for the court
8 reporter. But, you did already. Thank you.

9 And, present on behalf of ANC 5E?

10 MS. LEWIS: My name is Karla Lewis, K-
11 A-R-L-A L-E-W-I-S.

12 MS. FLETCHER: Thank you, Commissioner
13 Lewis, you're in the country today, huh?

14 MS. LEWIS: Yes.

15 MS. FLETCHER: Thank you. Okay, thank
16 you, Commissioner. ANC 5E does have standing as
17 a protestant.

18 We just need to set a couple dates.
19 I'm going to give you the date for mediation, a
20 status hearing, and a protest hearing.

21 But, I'll give you the dates for the
22 status and protest hearings first. The status
23 hearing is scheduled for December the 11, 2024,
24 at 10:30 a.m. That's for the status hearing.

25 The protest hearing is set for January

1 8, 2025, at 1:30 p.m.

2 MS. LEWIS: Can you repeat those dates
3 again?

4 MS. FLETCHER: Yes. The status
5 hearing is December 11, at 10:30 a.m. And, the
6 protest hearing is January 8, 2025, at 1:30 p.m.

7 I will give you the next available day
8 for mediation. December 4, 5, and 6, are
9 available anytime between 10:30 and 1:30 all
10 three days.

11 December 4, 5, and 6, that's
12 Wednesday, Thursday and Friday.

13 MR. NICHHIHNE: I'm sorry, between
14 12:30 and --

15 MS. FLETCHER: Between 10:30 --

16 MR. NICHHIHNE: Okay.

17 MS. FLETCHER: Between 10:30 and 1:30.

18 MS. LEWIS: Is 1:30 the final time?

19 Or can you --

20 MS. FLETCHER: We can make it --

21 MS. LEWIS: Actually start at 1:30?

22 MS. FLETCHER: We can make it 2:00.

23 MS. LEWIS: No, I mean, if we can
24 start at 1:30, that would --

25 MS. FLETCHER: Oh, we can start at, we

1 can start at 1:30. Um-hum.

2 MS. LEWIS: Okay. Well, December 4,
3 works best for me.

4 MR. NICHHIHNE: That works for me.

5 MS. FLETCHER: That works for -- okay

6 MR. NICHHIHNE: December 4.

7 MS. FLETCHER: Okay. Then I will
8 schedule mediation for --

9 MS. LEWIS: Okay. If you, well --

10 MS. FLETCHER: Oh, go ahead, Ms.
11 Lewis.

12 MS. LEWIS: Let's see, December 4, I
13 have a 12:00 to 1:00. I should be ready by 1:30.
14 But, if you can make it 2:00, that would be fine.

15 MS. FLETCHER: Okay. Is that okay for
16 you Mr. Nichhahne?

17 MR. NICHHIHNE: Yeah. That will be
18 fine. That will be fine.

19 MS. FLETCHER: Thank you.

20 MR. NICHHIHNE: Okay.

21 MS. FLETCHER: Then I will make it for
22 December 4, at 2:00. And, I will send out the
23 WebEx invitations.

24 So, let me do something here. So, Mr.
25 Nichhahne, I -- your name is not the name that I

1 have in our record.

2 Is that, should we make it your name
3 instead of Hicham Benkhraba?

4 MR. NICHHIHNE: Yeah, I thought it was
5 my name on the, as the point of contact. But,
6 for some reason it was the Applicant. My phone
7 number and my email, so, --

8 MS. FLETCHER: Well, thank you. So,
9 I'm going to correct that. And, what about the,
10 so the email address was okay, Hamid@ --

11 MR. NICHHIHNE: Yes, Atlas X the
12 agency, that's --

13 MS. FLETCHER: So, the email address
14 is wrong, but the name is right -- but the name
15 is wrong.

16 MR. NICHHIHNE: Yes. Correct.

17 MS. FLETCHER: Okay.

18 MR. NICHHIHNE: The email address and
19 phone number are right, yes.

20 MS. FLETCHER: Okay. Then let me
21 change that. Give me one second. One minute.
22 I see --

23 MS. LEWIS: Okay. Who is Hicham --
24 Hicham --

25 MR. NICHHIHNE: Hicham is the

1 Applicant.

2 MS. LEWIS: Hicham? What do you mean
3 by, he's the Applicant?

4 MR. NICHHIHNE: He's the owner.

5 MS. FLETCHER: And so, then you are?

6 MR. NICHHIHNE: I'm the representative
7 of North Capitol Juice, LLC.

8 MS. LEWIS: Okay. Okay.

9 MS. FLETCHER: Okay. Thank you.
10 Sure. N-I-C-H-H-I-H-N-E?

11 MR. NICHHIHNE: Yes.

12 MS. FLETCHER: Okay.

13 MR. NICHHIHNE: You know, even the
14 Arabs couldn't get it right.

15 (Laughter.)

16 MS. FLETCHER: Commissioner, you got
17 the name? Can you see it on the screen?

18 MS. LEWIS: Yeah, I'm looking, I'm
19 looking at the placard.

20 MS. FLETCHER: Okay. So, what's the

21 --

22 MS. LEWIS: So, I have, the placard is

23 --

24 MS. FLETCHER: That's the wrong name.

25 MS. LEWIS: H-I-C-H-A-M. And, the

1 last name is B-E-N-K-H-R-A-B-A.

2 MS. FLETCHER: So, we are changing
3 that to Mr. Nichhine.

4 MR. NICHHINE: Yes.

5 MS. FLETCHER: Is going to be the
6 person representing Lucid X Dreams instead of the
7 person on the placard.

8 MR. NICHHINE: Correct.

9 MS. FLETCHER: So, we are going to
10 update our contact information to make it you
11 instead.

12 MR. NICHHINE: Right.

13 MS. FLETCHER: As the representative.

14 MR. NICHHINE: Yes.

15 MS. LEWIS: Are you a lawyer?

16 MR. NICHHINE: No, I am not a lawyer.

17 MS. FLETCHER: And so, we'll update
18 our records to reflect that you're the
19 representative.

20 Let's see here. Is the telephone
21 number the same?

22 MR. NICHHINE: Yes.

23 MS. FLETCHER: Okay, thank you. Okay,
24 well, one second. Well, if there are no
25 questions, we are done.

1 Commissioner, are you still writing
2 down information?

3 MS. LEWIS: I am going back to --

4 MS. FLETCHER: Okay.

5 MS. LEWIS: I think, I was able to
6 contact or send it, or receive an email from the
7 Hamid@AtlasX.Agency. I think, we received the
8 email from there.

9 MR. NICHHIHNE: Correct.

10 MS. LEWIS: Okay. And, the number is
11 (202) 866-6996.

12 MR. NICHHIHNE: Correct.

13 MS. LEWIS: Correct?

14 MR. NICHHIHNE: Yes.

15 MS. LEWIS: Okay.

16 MR. NICHHIHNE: Also, do we have to
17 provide a list of who's going to be at the
18 mediation?

19 MS. FLETCHER: Just us.

20 MR. NICHHIHNE: Okay.

21 MS. FLETCHER: The same three. Me,
22 I'm the Board's mediator as well. It's going to
23 be you, me, and Commissioner Lewis, that's it.

24 MR. NICHHIHNE: The Applicant might
25 also be present. Is that --

1 MS. FLETCHER: That would be fine.

2 MR. NICHHIHNE: Okay. Yeah, that's
3 the only, --

4 MS. FLETCHER: So, we have, we have
5 court report -- the court reporter is here today.

6 MR. NICHHIHNE: Okay.

7 MS. FLETCHER: But, the court reporter
8 won't be here for mediation.

9 MR. NICHHIHNE: I see. Okay.

10 MS. FLETCHER: This is a public
11 hearing. Mediation is confidential. So, it will
12 just be the parties and me.

13 MR. NICHHIHNE: Okay.

14 MS. FLETCHER: Commissioner Lewis, I'm
15 waiting until you have all the information you
16 need before I --

17 MS. LEWIS: Okay. Yeah, I'm looking.

18 MS. FLETCHER: Take your time.

19 MS. LEWIS: I'm actually looking to
20 see, hold on.

21 MS. FLETCHER: Um-hum.

22 MS. LEWIS: I'm going to print this
23 out. Sorry. Put everything on the record. And,
24 I want to look at the email.

25 MS. FLETCHER: Okay.

1 MS. LEWIS: Okay. So, I did receive
2 an email from this. Okay.

3 Are you there?

4 MS. FLETCHER: Um-hum.

5 MS. LEWIS: Okay.

6 MS. FLETCHER: We're still, we're both
7 here.

8 MS. LEWIS: Okay. I'm good.

9 MS. FLETCHER: You good?

10 MS. LEWIS: I have a question. Hamid

11 --

12 MR. NICHHIHNE: Yes?

13 MS. LEWIS: Did Leon contact you?

14 MR. NICHHIHNE: Yes. She did.

15 MS. LEWIS: He or she?

16 MR. NICHHIHNE: Wait. Are you talking
17 about Commissioner Carver?

18 MS. LEWIS: Not Commissioner Carver.
19 Leon, the Civic Association?

20 MR. NICHHIHNE: No. I did not get
21 contacted by them.

22 MS. LEWIS: Um-hum. And, but you
23 heard from Commissioner Carver?

24 MR. NICHHIHNE: That's also a
25 negative. I did --

1 MS. LEWIS: Okay.

2 MR. NICHHIHNE: After we emailed, I
3 did send them an email separately.

4 MS. LEWIS: Um-hum.

5 MR. NICHHIHNE: But, did not get any.

6 MS. LEWIS: Okay. He sent me an email
7 back.

8 MR. NICHHIHNE: Okay.

9 MS. LEWIS: Have you heard from
10 Commissioner Robinson-Paul?

11 MR. NICHHIHNE: Commissioner Robinson-
12 -Paul, we were supposed to meet last week. But,
13 unfortunate -- she had some unfortunate events
14 with a family member.

15 MS. LEWIS: Um-hum.

16 MR. NICHHIHNE: So, we just offered
17 our condolences. And then, she referred me to
18 speak with you.

19 MS. LEWIS: Okay. Okay. Ms.
20 Fletcher, Commissioner Robinson-Paul, this is in
21 her single member district.

22 And, I'm neighbor and single member
23 district, as well as Chair. And, Commissioner
24 Robinson-Paul's son passed.

25 MS. FLETCHER: Um-hum.

1 MS. LEWIS: So, she's not able to sort
2 of kind of deal with this. And so, she asked me
3 to do so.

4 MS. FLETCHER: Which is, yeah.

5 MS. LEWIS: So, I'm --

6 MS. FLETCHER: I'm so sorry to hear
7 that, yeah.

8 MS. LEWIS: Um-hum.

9 MS. FLETCHER: And so, Commissioner
10 Lewis, I know that you designated Ms. Robertson-
11 Paul to be the representative in this case.

12 But, it's going to -- should I
13 continue to send WebEx links to the both of you?

14 MS. LEWIS: Yes. Send it to the both
15 of us, because I don't know when she'll be
16 available.

17 She told me she wasn't going to be
18 available for meetings and other things. But,
19 she showed up at our last ANC meeting.

20 So, I'm not sure when she'll pop up.

21 MS. FLETCHER: Okay. So, I'll send,
22 make a note to send any emails or communications
23 to you both.

24 And, I'll send the WebEx invitation
25 for mediation to both, to you both then.

1 MS. LEWIS: Um-hum. Yes.

2 MS. FLETCHER: Okay. Any questions
3 Hamid?

4 MR. NICHHIHNE: No. None at this
5 time.

6 MS. FLETCHER: Well, then I thank you
7 for coming.

8 MR. NICHHIHNE: Thank you.

9 MS. FLETCHER: The roll call hearing
10 in this matter is concluded. And, I will see you
11 on December 4.

12 MR. NICHHIHNE: All right. Thank you,
13 --

14 MS. FLETCHER: Okay.

15 MR. NICHHIHNE: Ms. Fletcher. Thank
16 you, Commissioner Lewis.

17 MS. FLETCHER: All right.

18 MS. LEWIS: Am I able to still
19 complete and my talk?

20 MS. FLETCHER: Can you do --

21 MS. LEWIS: While I have him on, --

22 MS. FLETCHER: Oh, go ahead.

23 MS. LEWIS: Okay.

24 MR. NICHHIHNE: Oh, definitely we can

25 --

1 MS. LEWIS: Okay. So, all right.

2 MR. NICHHIHNE: We can jump on a
3 private conversation. That's okay.

4 MS. LEWIS: Commissioner Robinson-Paul
5 wasn't able to meet with you.

6 MR. NICHHIHNE: The way, when I heard
7 about the protest, that's when I heard that
8 Commissioner Robinson-Paul actually went to the
9 shop twice, I think, or three times, looking for
10 contact information.

11 MS. LEWIS: Um-hum.

12 MR. NICHHIHNE: Now, the staff that
13 was at the shop are mostly construction crew at
14 that time. And, the contact info --

15 MS. FLETCHER: Well, I should tell you
16 all that some of this dialogue is for, some of
17 this dialogue is for another day.

18 MR. NICHHIHNE: For the mediation.

19 MS. FLETCHER: Not roll call. But,
20 Commissioner Lewis, do you have any other -- any
21 other questions?

22 MS. LEWIS: Well, the only thing is,
23 I was trying to see whether or not, so that we
24 can meet before mediation.

25 MS. FLETCHER: Okay. Okay.

1 MR. NICHHIHNE: I'm available as soon
2 as --

3 MS. LEWIS: To see if he's available
4 maybe on Dec -- oh, wait a minute, I'm looking at
5 -- December 2?

6 MR. NICHHIHNE: All right. Let me
7 just check my calendar.

8 MS. FLETCHER: Yeah. If you set that
9 date, I'll make a note that you're going to meet
10 before mediation.

11 MR. NICHHIHNE: Yes. December 2
12 works.

13 MS. LEWIS: Okay. So, maybe December
14 2, around 2:00 p.m.?

15 MR. NICHHIHNE: Sure.

16 MS. LEWIS: Okay. I'll see if
17 Commissioner Robinson-Paul is available. Also,
18 try to see whether or not I can get in contact
19 with Leon.

20 I think, Braddock, Brad, Brad
21 something or another, he is the Civic
22 Association. I believe, it's him.

23 If it's not him, then it would be the
24 Bates Area Civic Association. And, if either of
25 those two are available that they can come as

1 well.

2 We would like to come to the shop.

3 MR. NICHHIHNE: Sure. Actually we
4 might even, I might even shoot you an email
5 either today or tomorrow, about an event that we
6 might have on Friday.

7 We're working on it right now, a
8 community event, to invite the Civic Association
9 and the ANC too.

10 MS. LEWIS: On this Friday?

11 MR. NICHHIHNE: Yeah. On, a
12 Thanksgiving event.

13 MS. LEWIS: Huh? Well, a Thanksgiving
14 -- yeah.

15 MR. NICHHIHNE: A Thanksgiving Day
16 event.

17 MS. FLETCHER: This -- yeah.
18 Thanksgiving Day is --

19 MS. LEWIS: On Thursday. And, a lot
20 of people are usually out of town for
21 Thanksgiving.

22 So, I don't know if that's the best
23 time. I'll actually, I'll be around. And, it's
24 also --

25 MS. FLETCHER: But, you're saying

1 that's when the event is.

2 MR. NICHHIHNE: On Friday.

3 MS. LEWIS: On the 29th?

4 MS. FLETCHER: The 29th.

5 MS. LEWIS: It's in the evening?

6 MR. NICHHIHNE: On Friday. Let me
7 see. Yeah, on the 29th. We're still working on
8 the logistics of it and the timing.

9 But, it's a -- it's a Thanksgiving Day
10 dinner community event that we are hoping to be
11 holding, like, an annual version of it every
12 year.

13 MS. LEWIS: Okay. Well I'll let you
14 know ahead of time that the ANC isn't able to
15 receive any gifts from any of the community
16 members. And, a dinner would be considered a
17 gift.

18 MR. NICHHIHNE: Well, the event is not
19 for the ANC or the Civic Union. They would just
20 be notified to -- the event is pretty much giving
21 away meals to the community in need in that
22 neighborhood.

23 MS. FLETCHER: And, you can drop by if
24 you like.

25 MR. NICHHIHNE: Yes. It's not a,

1 yeah.

2 MS. LEWIS: Um-hum. Okay. Well,
3 Thanksgiving Day is that Thursday. So, on that
4 Friday, people are going to have plenty of
5 leftovers.

6 I'm not sure that's the best time.
7 You may want to maybe consider it for --

8 MR. NICHHIHNE: Thursday?

9 MS. LEWIS: This is my suggestion, for
10 Christmas or something.

11 MR. NICHHIHNE: Okay.

12 MS. FLETCHER: Well, I -- I have made
13 a note that you're going to meet on December 2.

14 MS. LEWIS: Yes.

15 MS. FLETCHER: And, the matter, by
16 some chance --

17 MS. LEWIS: Yes.

18 MS. FLETCHER: Is resolved, can be
19 resolved prior to mediation on December 4, then
20 let me know.

21 MS. LEWIS: Um-hum.

22 MS. FLETCHER: Otherwise, I will see
23 you on December 4 at 2:00.

24 MS. LEWIS: Yeah. I think, you're
25 going to see us on December 4. This is going to

1 be a first meeting. Um-hum.

2 MS. FLETCHER: Okay.

3 MS. LEWIS: Um-hum.

4 MS. FLETCHER: All right. Well, I
5 hope everything goes well. And, we'll just pick
6 up where you left off on the 2nd then.

7 MS. LEWIS: Okay. Appreciate it.

8 MR. NICHHIHNE: All right.

9 MS. FLETCHER: Okay. Well, thanks for
10 coming.

11 MS. LEWIS: Okay. Thank you.

12 MS. FLETCHER: I'll see you soon.

13 Have a nice holiday.

14 MS. LEWIS: Okay. Same to you.

15 MS. FLETCHER: Okay, you too.

16 MS. LEWIS: Happy Thanksgiving. Um-
17 hum. Bye-Bye.

18 MS. FLETCHER: Happy Thanksgiving.

19 Bye.

20 (Whereupon, the above-entitled matter
21 went off the record at 10:25 a.m.)

22

23

24

25

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C E R T I F I C A T E

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In the matter of: Lucid X Dreams

Before: DC ABCA

Date: 11-25-24

Place: teleconference

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Court Reporter

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