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IN THE MATTER OF:           :
                             :
Brixton Pub, LLC,           :
t/a The Brixton             :
901 U Street NW             : Show Cause
License #82871              : Hearing (Status)
Retailer CT - ANC 1B        :
Case # 19-251-00037         :
                             :
(Interfered with an         :
Investigation, Failed to    :
Follow Security Plan)       :
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Tuesday  
December 2, 2020

The Alcoholic Beverage Control Board met via Webex videoconference, Chairperson Donovan W. Anderson presiding.

**PRESENT:**

DONOVAN W. ANDERSON, Chairperson  
BOBBY CATO, JR., Member  
RAFI CROCKETT, Member  
ED GRANDIS, Member  
JENI HANSEN, Member  
JAMES SHORT, JR., Member  
REMA WAHABZADAH, Member

**ALSO PRESENT:**

SIMONE ANDREWS, DC ABRA Staff  
 SHAHZEB ASIM, DC OAG  
 CANDACE FITCH, Licensee

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

2 10:47 a.m.

3 CHAIRPERSON ANDERSON: All right, the  
4 next case on our calendar is case number 19-251-  
5 00037, The Brixton, license number 82871. Ms.  
6 Andrews, can you please elevate the rights of  
7 the, I think the representative for The Brixton,  
8 please?

9 MS. ANDREWS: Sure, I'm going to take  
10 a moment to remove Mr. Hines or making the  
11 attendees for a second.

12 CHAIRPERSON ANDERSON: Thank you.

13 MS. ANDREWS: That's all, Mr. Chair.  
14 Ms. Fitch, your rights have been elevated.

15 CHAIRPERSON ANDERSON: Thank you. All  
16 right, good morning, everyone, again. Can we  
17 have the parties introduce themselves for the  
18 record and also we need them to identify  
19 themselves and also spell their name? Let's  
20 start with the government, please.

21 MR. ASIM: Good morning, Board members,  
22 Shahzeb Asim for the District of Columbia, and  
23 that's S-H-A-H-Z-E-B, last name A-S-I-M.

24 CHAIRPERSON ANDERSON: Thank you. Ms.  
25 Fitch, can you please identify yourself for the

1 record and spell your name, and if you have a  
2 video, if you are able to turn that on? If not,  
3 we will -- we're fine.

4 MS. FITCH: Yes, Candace Fitch, C-A-N-  
5 D-A-C-E. I don't know why my video is not  
6 working, sorry.

7 CHAIRPERSON ANDERSON: How do you  
8 spell your --

9 MS. FITCH: Fitch, F-I-T-C-H.

10 (Simultaneous speaking.)

11 CHAIRPERSON ANDERSON: Thank you, Ms.  
12 Fitch. We can now see you. All right, thank  
13 you. Mr. Asim, are there any preliminary matters  
14 in this case?

15 MR. ASIM: Yes, Mr. Chairman. The  
16 parties have an offer in compromise they would  
17 like to present to the Board today.

18 CHAIRPERSON ANDERSON: And what is  
19 that, please?

20 MR. ASIM: The offer in compromise is  
21 for charge one, interference with an  
22 investigation, \$1,000 paid within 90 days or  
23 license shall be suspended indefinitely until  
24 this fine is paid, and for charge two, failure to  
25 follow a security plan by failing to provide

1 surveillance footage and contact MPD, \$1,000  
2 within 90 days or license shall be suspended  
3 indefinitely until the fine is paid.

4 CHAIRPERSON ANDERSON: That's it?

5 MR. ASIM: That's it.

6 CHAIRPERSON ANDERSON: All right, Ms.  
7 Fitch, it's my understanding that there is an  
8 offer in compromise and the terms of the offer in  
9 compromise is that for charge one, there is a  
10 charge of, I'm sorry, there's a fine of \$1,000  
11 payable within 90 days. If the fine is not paid  
12 within 90 days, the license will be suspended  
13 indefinitely until the fine has been paid.

14 On charge two, there is also a fine of  
15 \$1,000 payable within 90 days. If the fine is not  
16 paid within 90 days, the license will be  
17 suspended indefinitely until the fine has been  
18 paid. Is this your understanding of the offer in  
19 compromise?

20 MS. FITCH: Yes, it is.

21 CHAIRPERSON ANDERSON: Are you aware  
22 that by accepting an offer in compromise, that  
23 you give up your right to a hearing?

24 MS. FITCH: Yes.

25 CHAIRPERSON ANDERSON: Are you also

1 aware that by accepting an offer in compromise,  
2 that you give up your right to appeal this  
3 matter?

4 MS. FITCH: Yes.

5 CHAIRPERSON ANDERSON: All right,  
6 thank you. Are there any questions by any Board  
7 members regarding this offer in compromise?

8 Hearing none, I then make a motion  
9 that the offer in compromise of a fine of \$1,000  
10 be accepted for charge one. The fine is of  
11 \$1,000 payable within 90 days. If the fine is  
12 not payable within 90 days, the license will be  
13 suspended indefinitely until the fine is paid.

14 For charge two, there is also a fine  
15 of \$1,000 payable within 90 days. If the fine is  
16 not payable within 90 days, the license will be  
17 suspended indefinitely until the fine has been  
18 paid, so that the total fine to be paid is  
19 \$2,000. Is there a second?

20 MEMBER SHORT: Mr. Short, second.

21 CHAIRPERSON ANDERSON: Mr. Short has  
22 seconded the motion. I will now have a roll call  
23 vote on the motion that has been properly  
24 seconded by Mr. Short. Mr. Short?

25 MEMBER SHORT: Mr. Short, I agree.

1 CHAIRPERSON ANDERSON: Mr. Cato?  
2 MEMBER CATO: Bobby Cato, I agree.  
3 CHAIRPERSON ANDERSON: Ms. Wahabzadah?  
4 MEMBER WAHABZADAH: Rema Wahabzadah, I  
5 agree.  
6 CHAIRPERSON ANDERSON: Ms. Crockett?  
7 MEMBER CROCKETT: Rafi Crockett, I  
8 agree.  
9 CHAIRPERSON ANDERSON: Ms. Hansen?  
10 MEMBER HANSEN: Jeni Hansen, I agree.  
11 CHAIRPERSON ANDERSON: Mr. Grandis?  
12 MEMBER GRANDIS: Ed Grandis, I agree.  
13 CHAIRPERSON ANDERSON: And Mr.  
14 Anderson, I agree. The matter therefore passes  
15 seven, zero, zero.  
16 I want to thank the parties for coming  
17 to an agreement with this offer in compromise,  
18 and as previously mentioned, it's 90 days from  
19 today's date, and again, I want to thank the  
20 parties for coming to an agreement, and happy  
21 holidays and have a great day. Thank you very  
22 much.  
23 MS. FITCH: Thank you.  
24 (Whereupon, the above-entitled matter  
25 went off the record at 10:52 a.m.)

<b>A</b> <b>A-S-I-M</b> 2:23 <b>a.m</b> 2:2 6:25 <b>able</b> 3:2 <b>above-entitled</b> 6:24 <b>ABRA</b> 1:22 <b>accepted</b> 5:10 <b>accepting</b> 4:22 5:1 <b>agree</b> 5:25 6:2,5,8,10 6:12,14 <b>agreement</b> 6:17,20 <b>Alcoholic</b> 1:2,14 <b>ANC</b> 1:8 <b>Anderson</b> 1:15,17 2:3 2:12,15,24 3:7,11,18 4:4,6,21,25 5:5,21 6:1 6:3,6,9,11,13,14 <b>Andrews</b> 1:22 2:6,9,13 <b>appeal</b> 5:2 <b>Asim</b> 1:23 2:21,22 3:13 3:15,20 4:5 <b>attendees</b> 2:11 <b>aware</b> 4:21 5:1	<b>D-A-C-E</b> 3:5 <b>date</b> 6:19 <b>day</b> 6:21 <b>days</b> 3:22 4:2,11,12,15 4:16 5:11,12,15,16 6:18 <b>DC</b> 1:22,23 <b>December</b> 1:12 <b>District</b> 1:1 2:22 <b>Donovan</b> 1:15,17	<b>L</b> <b>Let's</b> 2:19 <b>license</b> 1:7 2:5 3:23 4:2 4:12,16 5:12,16 <b>Licensee</b> 1:23 <b>LLC</b> 1:6	<b>R</b> <b>Rafi</b> 1:18 6:7 <b>record</b> 2:18 3:1 6:25 <b>regarding</b> 5:7 <b>Rema</b> 1:20 6:4 <b>remove</b> 2:10 <b>representative</b> 2:7 <b>Retailer</b> 1:8 <b>rights</b> 2:6,14 <b>roll</b> 5:22
<b>B</b> <b>Beverage</b> 1:2,14 <b>Board</b> 1:2,14 2:21 3:17 5:6 <b>Bobby</b> 1:18 6:2 <b>Brixton</b> 1:6,6 2:5,7	<b>E</b> <b>Ed</b> 1:19 6:12 <b>elevate</b> 2:6 <b>elevated</b> 2:14	<b>M</b> <b>making</b> 2:10 <b>matter</b> 1:5 5:3 6:14,24 <b>matters</b> 3:13 <b>MEETING</b> 1:3 <b>Member</b> 1:18,18,19,19 1:20,20 5:20,25 6:2,4 6:7,10,12 <b>members</b> 2:21 5:7 <b>mentioned</b> 6:18 <b>met</b> 1:14 <b>moment</b> 2:10 <b>morning</b> 2:16,21 <b>motion</b> 5:8,22,23 <b>MPD</b> 4:1	<b>S</b> <b>S-H-A-H-Z-E-B</b> 2:23 <b>second</b> 2:11 5:19,20 <b>seconded</b> 5:22,24 <b>security</b> 1:10 3:25 <b>seven</b> 6:15 <b>Shahzeb</b> 1:23 2:22 <b>Short</b> 1:20 5:20,20,21 5:24,24,25,25 <b>Show</b> 1:7 <b>SIMONE</b> 1:22 <b>Simultaneous</b> 3:10 <b>sorry</b> 3:6 4:10 <b>speaking</b> 3:10 <b>spell</b> 2:19 3:1,8 <b>Staff</b> 1:22 <b>start</b> 2:20 <b>Status</b> 1:7 <b>Street</b> 1:7 <b>surveillance</b> 4:1 <b>suspended</b> 3:23 4:2,12 4:17 5:13,17
<b>C</b> <b>C-A-N-</b> 3:4 <b>calendar</b> 2:4 <b>call</b> 5:22 <b>Candace</b> 1:23 3:4 <b>case</b> 1:8 2:4,4 3:14 <b>Cato</b> 1:18 6:1,2,2 <b>Cause</b> 1:7 <b>Chair</b> 2:13 <b>Chairman</b> 3:15 <b>Chairperson</b> 1:14,17 2:3,12,15,24 3:7,11 3:18 4:4,6,21,25 5:5 5:21 6:1,3,6,9,11,13 <b>charge</b> 3:21,24 4:9,10 4:14 5:10,14 <b>Columbia</b> 1:1 2:22 <b>coming</b> 6:16,20 <b>compromise</b> 3:16,20 4:8,9,19,22 5:1,7,9 6:17 <b>contact</b> 4:1 <b>Control</b> 1:2,14 <b>Crockett</b> 1:18 6:6,7,7 <b>CT</b> 1:8	<b>F</b> <b>F-I-T-C-H</b> 3:9 <b>Failed</b> 1:10 <b>failing</b> 3:25 <b>failure</b> 3:24 <b>fine</b> 3:3,24 4:3,10,11,13 4:14,15,17 5:9,10,11 5:13,14,15,17,18 <b>Fitch</b> 1:23 2:14,25 3:4,4 3:9,9,12 4:7,20,24 5:4 6:23 <b>follow</b> 1:10 3:25 <b>footage</b> 4:1	<b>N</b> <b>name</b> 2:19,23 3:1 <b>need</b> 2:18 <b>number</b> 2:4,5 <b>NW</b> 1:7	<b>T</b> <b>t/a</b> 1:6 <b>terms</b> 4:8 <b>thank</b> 2:12,15,24 3:11 3:12 5:6 6:16,19,21 6:23 <b>today</b> 3:17 <b>today's</b> 6:19 <b>total</b> 5:18 <b>Tuesday</b> 1:12 <b>turn</b> 3:2 <b>two</b> 3:24 4:14 5:14
<b>D</b>	<b>G</b> <b>give</b> 4:23 5:2 <b>government</b> 2:20 <b>Grandis</b> 1:19 6:11,12 6:12	<b>O</b> <b>OAG</b> 1:23 <b>offer</b> 3:16,20 4:8,8,18 4:22 5:1,7,9 6:17	<b>U</b> <b>U</b> 1:7 <b>understanding</b> 4:7,18
<b>D</b>	<b>K</b>	<b>P</b> <b>P-R-O-C-E-E-D-I-N-G-S</b> 2:1 <b>paid</b> 3:22,24 4:3,11,13 4:16,18 5:13,18,18 <b>parties</b> 2:17 3:16 6:16 6:20 <b>passes</b> 6:14 <b>payable</b> 4:11,15 5:11 5:12,15,16 <b>plan</b> 1:10 3:25 <b>please</b> 2:6,8,20,25 3:19 <b>preliminary</b> 3:13 <b>present</b> 1:16,21 3:17 <b>presiding</b> 1:15 <b>previously</b> 6:18 <b>properly</b> 5:23 <b>provide</b> 3:25 <b>Pub</b> 1:6	<b>V</b> <b>video</b> 3:2,5 <b>videoconference</b> 1:14 <b>vote</b> 5:23
<b>D</b>	<b>K</b>	<b>Q</b> <b>questions</b> 5:6	<b>W</b>

**W** 1:15,17  
**Wahabzadah** 1:20 6:3,4  
 6:4  
**Webex** 1:14  
**went** 6:25  
**working** 3:6

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**X**

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**Y**

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**Z**

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**zero** 6:15,15

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**0**

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**00037** 2:5

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**1,000** 3:22 4:1,10,15 5:9  
 5:11,15

**10:47** 2:2

**10:52** 6:25

**19-251-** 2:4

**19-251-00037** 1:8

**1B** 1:8

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**82871** 1:7 2:5

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**90** 3:22 4:2,11,12,15,16  
 5:11,12,15,16 6:18

**901** 1:7



C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Brixton

Before: DCABRA

Date: 12-02-20

Place: teleconference

was duly recorded and accurately transcribed under  
my direction; further, that said transcript is a  
true and accurate record of the proceedings.

  
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Court Reporter

**NEAL R. GROSS**

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