

IN THE MATTER OF: :
 :
Belay Abere, LLC, :
t/a Amsterdam Lounge :
1208 U Street NW :
Retailer CT - ANC 5E : Show Cause Hearing
License No. 100340 : (Status)
Case #20-251-00010 :
 :
(Failed to Follow :
Security Plan) :

Wednesday
December 9, 2020

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

DONOVAN W. ANDERSON, Chairperson
JAMES SHORT, Member
BOBBY CATO, JR., Member
RAFI ALIYA CROCKETT, Member
EDWARD S. GRANDIS, Member
JENI HANSEN, Member

SIMONE ANDREWS, DC ABRA Staff
WALTER ADAMS, DC OAG
BEKALU BAYABILE, Owner

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

2 11:12 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Case No. 20-251-
5 00010, Amsterdam Lounge, License No. 100340. Ms.
6 Andrews, can you please elevate the rights of the
7 licensee, please?

8 MS. ANDREWS: Mr. Chair, the licensee
9 is not on the line.

10 CHAIRPERSON ANDERSON: All right. Can
11 we --

12 MS. ANDREWS: I'm sorry, Mr. Chair.
13 They'll call in.

14 CHAIRPERSON ANDERSON: Okay. All
15 right. Okay. I was just going to repeat for the
16 person to identify themselves for the record to try
17 to make sure that someone is actually there.
18 Okay.

19 MS. ANDREWS: Would the call in for
20 Amsterdam Lounge please announce yourself? Your
21 line has been unmuted.

22 MR. BAYABILE: Yes, ma'am. My name is
23 Bekalu Bayabile.

24 (Simultaneous speaking.)

25 CHAIRPERSON ANDERSON: Hold on. Hold

1 on. Hold on. Hold on one minute, please, sir.

2 MR. BAYABILE: Sure.

3 CHAIRPERSON ANDERSON: Hold on one
4 minute, please. We now know that you're here.
5 Okay, fine. Thank you. Hold on. All right. So
6 can we have Mr. Adams please identify yourself
7 for the record, please?

8 MR. ADAMS: Thank you, Mr. Chairman.
9 Walter Adams representing the District of
10 Columbia.

11 CHAIRPERSON ANDERSON: All right. The
12 licensee, can you please spell -- identify
13 yourself for the record. Please spell your name
14 and let us -- and identify your relationship to
15 the establishment.

16 MR. BAYABILE: Sure. My name is
17 spelled B-E-K-A-L-U, last name, B-A-Y-A-B-Y --
18 I'm sorry, B-A-Y-A-B-I-L-E. I'm the owner of the
19 establishment.

20 CHAIRPERSON ANDERSON: Can you please
21 pronounce your last name for me, please, sir?

22 MR. BAYABILE: Sure, Bayabile.

23 CHAIRPERSON ANDERSON: I'm sorry. One
24 more time.

25 MR. BAYABILE: Bayabile.

1 CHAIRPERSON ANDERSON: Bayabile?

2 MR. BAYABILE: Yes.

3 CHAIRPERSON ANDERSON: Okay. All
4 right. All right. Thank you. I'm trying to
5 make sure that I try to pronounce everyone's name
6 properly. All right. Mr. Adams, are there any
7 preliminary matters in this case?

8 MR. ADAMS: There is a preliminary
9 matter, Mr. Chairman. The parties have discussed
10 the settlement of the case and are able to
11 propose an Offer in Compromise to the Board.

12 CHAIRPERSON ANDERSON: All right. Mr.
13 Adams, what is the Offer in Compromise?

14 MR. ADAMS: In this case, there's a
15 single charge for the establishment failing to
16 follow security plan. To resolve the case, the
17 parties have agreed that the matter can be
18 resolved with a warning issued by (audio
19 interference)

20 CHAIRPERSON ANDERSON: Mr. Bayabile,
21 it's my understanding that an Offer in Compromise
22 was accepted and -- I'm sorry, and the Offer in
23 Compromise is that a warning was issued. Is this
24 your understanding, sir, of the Offer in
25 Compromise?

1 MR. BAYABILE: Yes. Yes, sir.

2 CHAIRPERSON ANDERSON: Are you aware
3 that by accepting an Offer in Compromise that
4 you're giving up your right to a hearing?

5 MR. BAYABILE: Yes.

6 CHAIRPERSON ANDERSON: Are you also
7 aware that by accepting an Offer in Compromise
8 that you're giving up your right to appeal this
9 matter?

10 MR. BAYABILE: Yes.

11 CHAIRPERSON ANDERSON: I'm waiting for
12 -- all right. Thank you, sir. With that said, I
13 make a motion that the Offer in Compromise of a
14 warning be issued for the only charge in this
15 case. Is there a second?

16 MEMBER SHORT: Mr. Short, I second.

17 CHAIRPERSON ANDERSON: Mr. Short has
18 second the motion. We'll now have a roll call
19 vote on a motion that has been properly second by
20 Mr. Short. Mr. Short?

21 MEMBER SHORT: Mr. Short, I agree.

22 CHAIRPERSON ANDERSON: Mr. Cato?

23 MEMBER CATO: Bobby Cato, I agree.

24 CHAIRPERSON ANDERSON: Ms. Crockett?

25 MEMBER CROCKETT: Rafi Crockett, I

1 agree.

2 CHAIRPERSON ANDERSON: Ms. Hansen?

3 MEMBER HANSEN: Jeni Hansen, I agree.

4 CHAIRPERSON ANDERSON: Mr. Grandis?

5 MEMBER GRANDIS: Ed Grandis, I agree.

6 CHAIRPERSON ANDERSON: And Mr.

7 Anderson, I agree. The matter therefore passes
8 6-0-0. Thank you, Mr. Adams, and thank you, Mr.
9 Bayabile, for coming to an agreement on this
10 issue. And if there are no further actions, have
11 a great day. Thank you very much.

12 (Simultaneous speaking.)

13 MR. BAYABILE: Thank you, sir.

14 Appreciate it.

15 CHAIRPERSON ANDERSON: All right.

16 Thank you.

17 (Whereupon, the above-entitled matter
18 went off the record at 11:16 a.m.)

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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: Amsterdam Lounge

Before: DCABRA

Date: 12-09-20

Place: teleconference

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



Court Reporter

NEAL R. GROSS

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