

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
MEETING

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IN THE MATTER OF: :
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The Passenger II, LLC :
t/a The Passenger :
1539 7th Street NW :
Retailer CT - ANC 6E :
License No. 100573 :
Case # 22-CMP-00057 :
 :
(Substantial Change :
Without Board Approval) :
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Wednesday
December 14, 2022

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

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

ALSO PRESENT:

JOSE ORELLANA, DC ABRA Staff
DEMETRIS MONIS, Applicant
WALTER ADAMS, DC OAG

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

2 1:34 p.m.

3 CHAIRPERSON ANDERSON: All right, good
4 afternoon, everyone, and welcome to the afternoon
5 session of the ABC Board. My name is Donovan
6 Anderson, I'm Chairman of the Board. Joining me
7 this afternoon are, Mr. Edward Grandis, Mr. James
8 Short, Ms. Rafi Crockett, and Mr. Bobby Cato will
9 join us shortly.

10 The Board has currently, we have four
11 Board Members in attendance, and so therefore we
12 have a quorum to conduct the hearing. There are
13 two cases on -- we have two cases on our calendar
14 this afternoon. So, let me call the first case
15 that's on the calendar this afternoon.

16 It's Case Number 22-CMP-00057, The
17 Passenger, Licence Number 100573. Mr. Orellano,
18 can you please elevate the rights of the
19 licensee, the Government and the Licensee in this
20 case, please.

21 MR. ORELLANA: Demetris Monis, your
22 access has been elevated. Walter Adams, your
23 access has been elevated. That appears to be
24 everyone, Chairman.

25 CHAIRPERSON ANDERSON: Mr. Monis, do

1 you have a camera you can turn on? So, that's,
2 yes. All right. Good afternoon, everyone.

3 MR. ADAMS: Thank you, Mr. Chair.

4 CHAIRPERSON ANDERSON: All right, so
5 could I have the parties introduce themselves for
6 the record? Let's start with the Government.

7 MR. ADAMS: Thank you very much, Mr.
8 Chairman. I'm Walter Adams. I'm representing
9 the District of Columbia, and, yes, that's who I
10 am.

11 CHAIRPERSON ANDERSON: Spell your name
12 for the record, please, Mr. Adams.

13 MR. ADAMS: Sorry, Walter, W-A-L-T-E-
14 R, and Adams, A-D-A-M-S.

15 CHAIRPERSON ANDERSON: Adams. And Mr.
16 Monis, can you spell your, spell and state your
17 name for the record, and your relationship to
18 this case, please?

19 You're on mute, sir. I can't hear
20 you.

21 MR. MONIS: Hi, my name is Demetris
22 Monis, spelled D-E-M-E-T-R-I-S, last name M-O-N-
23 I-S. I am partner at Passenger II, LLC.

24 CHAIRPERSON ANDERSON: Excellent, sir.
25 All right, Mr. Adams this matter was scheduled

1 for a Show Cause Hearing, are there any
2 preliminary matters in this case?

3 MR. ADAMS: There are preliminary
4 matters, Mr. Chairman and Members of the Board,
5 the District and the Respondent would like to
6 propose an Offer-in-Compromise.

7 In this case that there is a charge,
8 a single charge that the establishment has made a
9 substantial change in operations of the licensed
10 establishment without obtaining Board approval,
11 in violation of D.C. Code 25-762.

12 To resolve that, the parties propose
13 that the Respondent pays a fine of \$1,000 to be
14 paid within 30 days. And if the establishment
15 fails to pay, within 30 days, then the license
16 will be suspended indefinitely, until such fine
17 is paid.

18 CHAIRPERSON ANDERSON: Mr. Monis, it's
19 my understanding that there is an Offer-in-
20 Compromise. And the Government has stated that
21 the Offer-in-Compromise is a fine of \$1,000
22 payable within 30 days. if the fine is not paid
23 within 30 days, the license will be suspended
24 until the fine has been paid.

25 Is this your understanding, sir, of

1 the Offer-in-Compromise?

2 MR. MONIS: Yeah, that is my
3 understanding.

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

7 MR. MONIS: Yes.

8 CHAIRPERSON ANDERSON: Are you also --
9 excuse me, are you also aware that by accepting
10 an Offer-in-Compromise, you're giving up your
11 right to appeal this matter?

12 MR. MONIS: Yes.

13 CHAIRPERSON ANDERSON: Any questions
14 by any Board Members?

15 (No audible response.)

16 CHAIRPERSON ANDERSON: I'm hearing
17 none, I therefore make a motion that the offer-
18 in-comprise of a fine of \$1,000 be accepted.
19 That there's a fine of \$1,000 payable in 30 days.
20 That if the fine has not been paid in 30 days,
21 the licensee, the license will be suspended until
22 the fine has been paid. Is there a second?

23 MEMBER SHORT: Yes.

24 CHAIRPERSON ANDERSON: Mr. Short has
25 seconded the motion. We'll now have a roll-call

1 vote.

2 (Roll call.)

3 CHAIRPERSON ANDERSON: Mr. Short.

4 MEMBER SHORT: Mr. Short, I agree.

5 CHAIRPERSON ANDERSON: Crockett.

6 MEMBER CROCKETT: Rafi Crockett, I

7 agree.

8 CHAIRPERSON ANDERSON: Mr. Grandis.

9 You're on mute, Mr. Grandis.

10 MEMBER GRANDIS: (No audible
11 response.)

12 CHAIRPERSON ANDERSON: Mr. Grandis and
13 I agree. The matter passes 4-0-0.

14 Thank you, Mr. Adams. Thank you, Mr.
15 Monis for coming to an agreement with this. Have
16 a great day. Thank you both.

17 MR. MONIS: You too.

18 MR. ADAMS: Mr. Anderson, and may I
19 add, that this obviously, probably my last
20 hearing that I will appear for this year, so
21 wishing you, the Board, a happy holiday, happy
22 new year.

23 CHAIRPERSON ANDERSON: Thank you, very
24 much. Mr. Adams, please do not say that. This
25 is actually the last hearing for the Board for

1 this year. The Board will not meet again until
2 January 11th, but as you know how these cases
3 tend to materialize. So, please do not jinx
4 yourself, or myself. That's so, that's who --

5 (Laughter.)

6 CHAIRPERSON ANDERSON: But, you know.

7 MR. ADAMS: I understand.

8 CHAIRPERSON ANDERSON: So, but thank
9 you for the wishes though, Mr. Adams.

10 MR. ADAMS: No problem, take care.

11 CHAIRPERSON ANDERSON: All right, have
12 a great day.

13 MR. ADAMS: Thank you.

14 (Whereupon, the above-entitled matter
15 went off the record at 1:40 p.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: The Passenger

Before: DC ABRA

Date: 12-14-22

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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