

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

-----=  
 IN THE MATTER OF:                   :  
   :  
 1714 C, LLC                           :  
 t/a Rosemarino D'Italia           :  
 1714 Connecticut Ave NW        : Roll Call  
 Retailer CT - ANC 2B             : Hearing  
 License No. 109613               :  
 Case #22-PRO-00138               :  
   :  
 (License Renewal)                 :  
 -----=

Monday  
 December 19th, 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:

SIDON YOHANNES, Applicant Counsel  
 MEG ROGGENSACK, ANC 2B  
 SUSAN VOLMAN, Dupont Circle Citizen's Association  
 DOUGLAS MELCHER, Protestant Counsel  
 BARBARA WAHL, Protestant  
 ELIZABETH REGARD, Protestant  
 JEFFREY CARNEAL, Protestant  
 KEVIN PROHASKA, Protestant  
 KRAIG CONRAD, Protestant  
 NOLAN GUAGENTI, Protestant  
 WILLIAM JOHNSON, Protestant

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

2 10:44 a.m.

3 MS. FLETCHER: The next case on the  
4 calendar is Rosemarino D'Italia. This is case  
5 number 22-PRO-00138, 1714 C, LLC 1714 Connecticut  
6 Avenue, NW. License number ABRA 109613. This is  
7 a Retailer Class CT license renewal. The protest  
8 issues are adverse impact on peace, order and  
9 quiet, real property values, residential parking  
10 and vehicular and pedestrian safety.

11 My name is LaVerne Fletcher conducting  
12 the Roll Call Hearing as the Board's agent.

13 Is anyone present on Rosemarino  
14 D'Italia?

15 MS. YOHANNES: Yes, good morning.  
16 Sidon Yohannes here on behalf of the licensee and  
17 that is S-I-D-O-N Y-O-H-A-N-N-E-S.

18 MS. FLETCHER: Thank you, Ms.  
19 Yohannes. Is anyone present on behalf of the  
20 Dupont Circle Citizens' Association?

21 MS. VOLMAN: Yes, Susan Volman S-U-S-  
22 A-N V-O-L-M-A-N. I hope you can hear me, I'm  
23 sick. (Laughter.)

24 MS. FLETCHER: I hear you. I'm a  
25 little under the weather myself, but I can hear

1 you. You're losing your voice a little?

2 MS. VOLMAN: Yeah, I have COVID.

3 MS. FLETCHER: Thank heaven for  
4 virtual hearings, right? I hope you feel better  
5 soon, Ms. Volman.

6 MS. VOLMAN: Thank you.

7 MS. FLETCHER: The DCCA does have  
8 standing as a protestant. Is anyone here from  
9 ANC 2B?

10 MS. ROGGENSACK: Yes, Ms. Fletcher.  
11 Meg Roggensack M-E-G R-O-G-G-E-N-S-A-C-K.

12 MS. FLETCHER: Thank you. ANC 2B does  
13 have standing as a protestant. We have a group  
14 of 74. Is anyone present on behalf of the group?

15 MR. MELCHER: Good morning, Ms.  
16 Fletcher. My name is Douglas Melcher. I'm  
17 counsel for the group of five or more. My name  
18 is spelled D-O-U-G-L-A-S M-E-L-C-H-E-R. I have  
19 at least nine members of our group present today.

20 MS. FLETCHER: Okay, if those members  
21 would state their names and spell them for the  
22 record, please.

23 MR. GUAGENTI: Nolan Guagenti N-O-L-A-  
24 N G-U-A-G-E-N-T-I.

25 MS. FLETCHER: Thank you.

1 MR. GUAGENTI: Thank you.

2 MR. CONRAD: Kraig Conrad K-R-A-I-G C-  
3 O-N-R-A-D.

4 MS. FLETCHER: Conrad.

5 MR. PROHASKA: Kevin Prohaska K-E --

6 MS. FLETCHER: I'm sorry, I missed  
7 that. Did you say Kevin? Okay, I got it.

8 MR. PROHASKA: Yeah my last name is  
9 Prohaska so Kevin is K-E-V-I-N Prohaska is P-R-O-  
10 H-A-S-K-A.

11 MS. FLETCHER: Thank you. Next  
12 person.

13 MR. CARNEAL: Jeffrey Carneal  
14 (Simultaneous speaking.)

15 MS. REGARD: Elizabeth, oh.

16 MR. JOHNSON: William Johnson. W-I-L-  
17 L-I-A-M J-O-H-N-S-O-N.

18 MS. FLETCHER: Thank you. The next  
19 person.

20 MS. REGARD: Elizabeth Regard E-L-I-Z-  
21 A-B--E-T-H R-E-G-A-R-D.

22 MS. FLETCHER: Thank you. Next  
23 person.

24 MS. WAHL: Barbara Wahl B-A-R-B-A-R-A  
25 Wahl W-A-H-L.

1 MS. FLETCHER: W-A?

2 MS. WAHL: H-L.

3 MS. FLETCHER: H-L?

4 MS. WAHL: Yes.

5 MS. FLETCHER: Okay, I see it now.

6 Thank you. And the next person.

7 MR. CARNEAL: Jeffrey Carneal J-E-F-F-  
8 R-E-Y Carneal C-A-R-N like Nancy-E-A-L.

9 MS. FLETCHER: Thank you, Mr. Carneal.  
10 Next person. Anyone else?

11 MR. MELCHER: This is Doug Melcher  
12 speaking. I believe we're waiting for Kevin  
13 Conrad.

14 MR. CONRAD: I think you may have  
15 completed as Kraig Conrad and Kevin Prohaska both  
16 present.

17 MS. FLETCHER: Okay. Mr. Conrad,  
18 would you spell your name for the court reporter,  
19 please?

20 MR. CONRAD: Certainly Kraig K-R-A-I-G  
21 Conrad C-O-N-R-A-D.

22 MS. FLETCHER: And did you name  
23 another person, who is also present?

24 MR. CONRAD: No, I was just explaining  
25 that the two names together sound like mine and

1 Kevin Prohaska together.

2 MS. FLETCHER: Oh.

3 MR. CONRAD: We both are here and  
4 accounted for.

5 MR. PROHASKA: And Kevin Prohaska is  
6 here. I previously gave my name and spelling.

7 MS. FLETCHER: Yes, I have it. Thank  
8 you.

9 MR. MELCHER: Sorry for the confusion.

10 MS. FLETCHER: No problem at all. I  
11 count eight individuals present, which means that  
12 your group of 74 is granted full standing as a  
13 protestant. We need to set a date for a status  
14 hearing, protest hearing and for mediation.

15 MS. YOHANNES: I'm sorry, Ms.  
16 Fletcher. I just want to be clear. I count  
17 seven and maybe I missed one, but I think that  
18 there are seven that just (Simultaneous  
19 speaking.)

20 MS. FLETCHER: Well let me recount  
21 what I have here. So, I count, unless I wrote  
22 somebody's name twice, Mr. Conrad.

23 MR. CONRAD: Here.

24 MS. FLETCHER: I have you down here  
25 twice. Is your first name spelled with a K or a

1 C?

2 MR. CONRAD: First name is spelled  
3 with a K, K-R-A-I-G.

4 MS. FLETCHER: The total changes to  
5 seven, Ms. Yohannes, which means that the group  
6 is still granted full standing, but seven people  
7 are present instead of eight.

8 MS. YOHANNES: Thank you.

9 MR. MELCHER: Ms. Fletcher? This is  
10 Douglas Melcher. I just want to clarify during  
11 your introduction you indicated that the group is  
12 protesting on the grounds of the appropriateness  
13 standards. Their letter to the Board also  
14 indicated that they are protesting on the grounds  
15 that the licensee has failed to comply with the  
16 statutes and regulations applicable to alcoholic  
17 beverage licensees.

18 MS. FLETCHER: Yeah, that's not a  
19 basis upon which to file a protest, but that is  
20 taken into consideration. What I have written  
21 down as the bases are peace, order and quiet,  
22 real property values, residential parking and  
23 vehicular and pedestrian safety. Mr. Melcher,  
24 what you just said, I read that. What I am  
25 stating are the bases that we actually cover, but

1 what you said is also taken into consideration,  
2 but we have that in the protest letter.

3 MR. MELCHER: Very good. Thank you.

4 MS. FLETCHER: You're very welcome.

5 The status hearing is scheduled for February 15,  
6 2023 at 10:00 a.m. that's for the status hearing.

7 The protest hearing is set for March 15 at 1:30.

8 I will give you the next available day  
9 for mediation. January 10 is available any time  
10 between 10:00 and 1:30 if that's good for  
11 everyone.

12 MS. YOHANNES: The Applicant's  
13 available after 12:00 p.m. on January 10th.

14 MS. FLETCHER: Ms. Volman, what about  
15 you?

16 MS. VOLMAN: Yeah, I should be  
17 available any time on January 10th.

18 MS. FLETCHER: Ms. Roggensack?

19 MS. ROGGENSACK: Yes, thank you, it  
20 looks clear right now.

21 MS. FLETCHER: Mr. Melcher?

22 MR. MELCHER: I'm also available if we  
23 can start at noon, which I believe the  
24 Applicant's counsel indicated is doable, that  
25 would be preferable.



1 MS. FLETCHER: We can start at noon.  
2 Let's see, is noon okay for you, Ms. Volman and  
3 Ms. Roggensack as well?

4 MS. VOLMAN: Yeah, it's fine with me.

5 MS. ROGGENSACK: Yes, thank you very  
6 much.

7 MS. FLETCHER: Mediation is set for  
8 Tuesday, January 10 at noon. Unless there are  
9 any questions, thank you for coming and I will  
10 see you then. Of course, I'll be sending out the  
11 Webex invitations for the mediation.

12 MR. MELCHER: Thank you, Ms. Fletcher.

13 MS. FLETCHER: Thank you very much.

14 MR. CARNEAL: Thank you.

15 MS. FLETCHER: Thank you. The roll  
16 call hearing in this matter is concluded.

17 (Whereupon, the proceeding went off  
18 the record at 10:54 a.m.)

19

20

21

22

23

24

25

<b>A</b>	5:13,14,15,17,20,21 5:24 6:3,22,23 7:2 <b>consideration</b> 7:20 8:1 <b>Control</b> 1:2,13 <b>counsel</b> 1:18,20 3:17 8:24 <b>count</b> 6:11,16,21 <b>course</b> 9:10 <b>court</b> 5:18 <b>cover</b> 7:25 <b>COVID</b> 3:2 <b>CT</b> 1:7 2:7	<b>H</b>	6:12 7:5,11 <b>Guagenti</b> 1:23 3:23,23 4:1	<b>N</b>	<b>mediation</b> 6:14 8:9 9:7 9:11 <b>Meg</b> 1:19 3:11 <b>Melcher</b> 1:20 3:15,16 5:11,11 6:9 7:9,10,23 8:3,21,22 9:12 <b>members</b> 3:19,20 <b>met</b> 1:13 <b>mine</b> 5:25 <b>missed</b> 4:6 6:17 <b>Monday</b> 1:11 <b>morning</b> 2:15 3:15
<b>A-B--E-T-H</b> 4:21 <b>A-N</b> 2:22 <b>a.m</b> 2:2 8:6 9:18 <b>ABRA</b> 1:16 2:6 <b>accounted</b> 6:4 <b>adverse</b> 2:8 <b>agent</b> 1:14,16 2:12 <b>alcoholic</b> 1:2,13 7:16 <b>ANC</b> 1:7,19 3:9,12 <b>applicable</b> 7:16 <b>Applicant</b> 1:18 <b>Applicant's</b> 8:12,24 <b>appropriateness</b> 7:12 <b>Association</b> 1:19 2:20 <b>available</b> 8:8,9,13,17,22 <b>Ave</b> 1:7 <b>Avenue</b> 2:6	<b>D</b>	<b>I</b>	<b>impact</b> 2:8 <b>indicated</b> 7:11,14 8:24 <b>individuals</b> 6:11 <b>introduction</b> 7:11 <b>invitations</b> 9:11 <b>issues</b> 2:8	<b>O</b>	<b>N</b> 3:24 <b>N-O-L-A-</b> 3:23 <b>name</b> 2:11 3:16,17 4:8 5:18,22 6:6,22,25 7:2 <b>names</b> 3:21 5:25 <b>Nancy-E-A-L</b> 5:8 <b>need</b> 6:13 <b>nine</b> 3:19 <b>Nolan</b> 1:23 3:23 <b>noon</b> 8:23 9:1,2,8 <b>number</b> 2:5,6 <b>NW</b> 1:7 2:6
<b>B</b>	<b>E</b>	<b>J</b>	<b>J-E-F-F-</b> 5:7 <b>J-O-H-N-S-O-N</b> 4:17 <b>January</b> 8:9,13,17 9:8 <b>Jeffrey</b> 1:21 4:13 5:7 <b>Johnson</b> 1:23 4:16,16	<b>P</b>	<b>O-N-R-A-D</b> 4:3 <b>oh</b> 4:15 6:2 <b>okay</b> 3:20 4:7 5:5,17 9:2 <b>order</b> 2:8 7:21
<b>B-A-R-B-A-R-A</b> 4:24 <b>Barbara</b> 1:20 4:24 <b>bases</b> 7:21,25 <b>basis</b> 7:19 <b>behalf</b> 2:16,19 3:14 <b>believe</b> 5:12 8:23 <b>better</b> 3:4 <b>beverage</b> 1:2,13 7:17 <b>Board</b> 1:2,13 7:13 <b>Board's</b> 1:14,16 2:12	<b>F</b>	<b>K</b>	<b>K</b> 6:25 7:3 <b>K-E</b> 4:5 <b>K-E-V-I-N</b> 4:9 <b>K-R-A-I-G</b> 4:2 5:20 7:3 <b>Kevin</b> 1:22 4:5,7,9 5:12 5:15 6:1,5 <b>Kraig</b> 1:22 4:2 5:15,20	<b>R</b>	<b>P-R-O-</b> 4:9 <b>P-R-O-C-E-E-D-I-N-G-S</b> 2:1 <b>p.m</b> 8:13 <b>parking</b> 2:9 7:22 <b>peace</b> 2:8 7:21 <b>pedestrian</b> 2:10 7:23 <b>people</b> 7:6 <b>person</b> 4:12,19,23 5:6 5:10,23 <b>please</b> 3:22 5:19 <b>preferable</b> 8:25 <b>present</b> 1:15,17 2:13,19 3:14,19 5:16,23 6:11 7:7 <b>presiding</b> 1:14 <b>previously</b> 6:6 <b>problem</b> 6:10 <b>proceeding</b> 9:17 <b>Prohaska</b> 1:22 4:5,5,8,9 4:9 5:15 6:1,5,5 <b>property</b> 2:9 7:22 <b>protect</b> 2:7 6:14 7:19 8:2,7
<b>C</b>	<b>G</b>	<b>L</b>	<b>L-I-A-M</b> 4:17 <b>Laughter</b> 2:23 <b>LaVerne</b> 1:13,16 2:11 <b>Let's</b> 9:2 <b>letter</b> 7:13 8:2 <b>license</b> 1:8,9 2:6,7 <b>licensee</b> 2:16 7:15 <b>licensees</b> 7:17 <b>little</b> 2:25 3:1 <b>LLC</b> 1:6 2:5 <b>looks</b> 8:20 <b>losing</b> 3:1	<b>S</b>	<b>S</b> 1:13,14,15,17,20,21 2:18,24 3:3,7,10,12 3:16,20,25 4:4,6,11 4:18,22 5:1,3,5,9,17 5:22 6:2,7,10,16,20 6:24 7:4,9,18 8:4,14 8:18,21 9:1,7,12,13 9:15 <b>full</b> 6:12 7:6
<b>C</b> 1:6 2:5 7:1 <b>C-</b> 4:2 <b>C-A-R-N</b> 5:8 <b>C-O-N-R-A-D</b> 5:21 <b>calendar</b> 2:4 <b>call</b> 1:3,7 2:12 9:16 <b>Carneal</b> 1:21 4:13,13 5:7,7,8,9 9:14 <b>case</b> 1:8 2:3,4 <b>Certainly</b> 5:20 <b>changes</b> 7:4 <b>Circle</b> 1:19 2:20 <b>Citizen's</b> 1:19 <b>Citizens'</b> 2:20 <b>clarify</b> 7:10 <b>Class</b> 2:7 <b>clear</b> 6:16 8:20 <b>COLUMBIA</b> 1:1 <b>coming</b> 9:9 <b>completed</b> 5:15 <b>comply</b> 7:15 <b>concluded</b> 9:16 <b>conducting</b> 2:11 <b>confusion</b> 6:9 <b>Connecticut</b> 1:7 2:5 <b>Conrad</b> 1:22 4:2,2,4	<b>M</b>	<b>L-I-A-M</b> 4:17 <b>Laughter</b> 2:23 <b>LaVerne</b> 1:13,16 2:11 <b>Let's</b> 9:2 <b>letter</b> 7:13 8:2 <b>license</b> 1:8,9 2:6,7 <b>licensee</b> 2:16 7:15 <b>licensees</b> 7:17 <b>little</b> 2:25 3:1 <b>LLC</b> 1:6 2:5 <b>looks</b> 8:20 <b>losing</b> 3:1	<b>M-E-G</b> 3:11 <b>M-E-L-C-H-E-R</b> 3:18 <b>March</b> 8:7 <b>matter</b> 1:5 9:16 <b>means</b> 6:11 7:5	<b>T</b>	<b>T</b> 1:13,14,15,17,20,21 2:18,24 3:3,7,10,12 3:16,20,25 4:4,6,11 4:18,22 5:1,3,5,9,17 5:22 6:2,7,10,16,20 6:24 7:4,9,18 8:4,14 8:18,21 9:1,7,12,13 9:15 <b>full</b> 6:12 7:6

<b>protestant</b> 1:20,20,21 1:21,22,22,23,23 3:8 3:13 6:13	<b>status</b> 6:13 8:5,6	<b>0</b>
<b>protesting</b> 7:12,14	<b>statutes</b> 7:16	<b>1</b>
<b>Q</b>	<b>Susan</b> 1:19 2:21	<b>1:30</b> 8:7,10
<b>questions</b> 9:9	<b>T</b>	<b>10</b> 8:9 9:8
<b>quiet</b> 2:9 7:21	<b>t/a</b> 1:6	<b>10:00</b> 8:6,10
<b>R</b>	<b>taken</b> 7:20 8:1	<b>10:44</b> 2:2
<b>R-E-G-A-R-D</b> 4:21	<b>thank</b> 2:18 3:3,6,12,25 4:1,11,18,22 5:6,9 6:7 7:8 8:3,19 9:5,9,12,13 9:14,15	<b>10:54</b> 9:18
<b>R-E-Y</b> 5:8	<b>think</b> 5:14 6:17	<b>109613</b> 1:8 2:6
<b>R-O-G-G-E-N-S-A-C-K</b> 3:11	<b>time</b> 8:9,17	<b>10th</b> 8:13,17
<b>read</b> 7:24	<b>today</b> 3:19	<b>12:00</b> 8:13
<b>real</b> 2:9 7:22	<b>total</b> 7:4	<b>15</b> 8:5,7
<b>record</b> 3:22 9:18	<b>Tuesday</b> 9:8	<b>1714</b> 1:6,7 2:5,5
<b>recount</b> 6:20	<b>twice</b> 6:22,25	<b>19th</b> 1:11
<b>Regard</b> 1:21 4:15,20,20	<b>two</b> 5:25	<b>2</b>
<b>regulations</b> 7:16	<b>U</b>	<b>2022</b> 1:11
<b>renewal</b> 1:9 2:7	<b>V</b>	<b>2023</b> 8:6
<b>reporter</b> 5:18	<b>V-O-L-M-A-N</b> 2:22	<b>22-PRO-00138</b> 1:8 2:5
<b>residential</b> 2:9 7:22	<b>values</b> 2:9 7:22	<b>2B</b> 1:7,19 3:9,12
<b>Retailer</b> 1:7 2:7	<b>vehicular</b> 2:10 7:23	<b>3</b>
<b>right</b> 3:4 8:20	<b>videoconference</b> 1:13	<b>4</b>
<b>Roggensack</b> 1:19 3:10 3:11 8:18,19 9:3,5	<b>virtual</b> 3:4	<b>5</b>
<b>roll</b> 1:3,7 2:12 9:15	<b>voice</b> 3:1	<b>6</b>
<b>Rosemarino</b> 1:6 2:4,13	<b>Volman</b> 1:19 2:21,21 3:2,5,6 8:14,16 9:2,4	<b>7</b>
<b>S</b>	<b>W</b>	<b>74</b> 3:14 6:12
<b>S-I-D-O-N</b> 2:17	<b>W-A</b> 5:1	
<b>S-U-S</b> 2:21	<b>W-A-H-L</b> 4:25	
<b>safety</b> 2:10 7:23	<b>W-I-L</b> 4:16	
<b>scheduled</b> 8:5	<b>Wahl</b> 1:20 4:24,24,25 5:2,4	
<b>see</b> 5:5 9:2,10	<b>waiting</b> 5:12	
<b>sending</b> 9:10	<b>want</b> 6:16 7:10	
<b>set</b> 6:13 8:7 9:7	<b>we're</b> 5:12	
<b>seven</b> 6:17,18 7:5,6	<b>weather</b> 2:25	
<b>sick</b> 2:23	<b>WebEx</b> 1:13 9:11	
<b>Sidon</b> 1:18 2:16	<b>welcome</b> 8:4	
<b>Simultaneous</b> 4:14 6:18	<b>went</b> 9:17	
<b>somebody's</b> 6:22	<b>William</b> 1:23 4:16	
<b>soon</b> 3:5	<b>written</b> 7:20	
<b>sorry</b> 4:6 6:9,15	<b>wrote</b> 6:21	
<b>sound</b> 5:25	<b>X</b>	
<b>speaking</b> 4:14 5:12 6:19	<b>Y</b>	
<b>spell</b> 3:21 5:18	<b>Y-O-H-A-N-N-E-S</b> 2:17	
<b>spelled</b> 3:18 6:25 7:2	<b>Yeah</b> 3:2 4:8 7:18 8:16 9:4	
<b>spelling</b> 6:6	<b>Yohannes</b> 1:18 2:15,16 2:19 6:15 7:5,8 8:12	
<b>standards</b> 7:13	<b>Z</b>	
<b>standing</b> 3:8,13 6:12 7:6		
<b>start</b> 8:23 9:1		
<b>state</b> 3:21		
<b>stating</b> 7:25		

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Roll Call Hearings

Before: ABCB

Date: 12-19-22

Place: Videoconference

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**

COURT REPORTERS AND TRANSCRIBERS

1716 14TH ST., N.W., STE. 200

WASHINGTON, D.C. 20009-7831