

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

IN THE MATTER OF: :
 :
 Red & Black, LLC, :
 t/a 12 Twelve DC/Kyss :
 Kyss :
 1210 H Street NE : Show Cause
 Retailer CT - ANC 6A : Hearing (Status)
 License No. 72734 :
 Case #18-CMP-00147 :
 :
 (Substantial Change - :
 Sidewalk Cafe) :

Wednesday,
 November 28, 2018

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Donovan W. Anderson, presiding.

PRESENT:

DONOVAN W. ANDERSON, Chairperson
 NICK ALBERTI, Member
 BOBBY CATO, JR., Member
 MIKE SILVERSTEIN, Member
 JAMES SHORT, Member
 REMA WAHABZADAH, Member

ALSO PRESENT:

AMY SCHMIDT, OAG
 MICHELE FLETCHER, Licensee

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

2 9:50 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Case No. 18-CMP-
5 00147, 12 Twelve DC/Kyss Kyss, License No. 72734.

6 Will the parties, please, approach and
7 identify themselves for the record, please?

8 MS. FLETCHER: Michele Fletcher,
9 owner.

10 CHAIRPERSON ANDERSON: Good morning,
11 Ms. Fletcher.

12 MS. SCHMIDT: Good morning. Amy
13 Schmidt, Assistant Attorney General, on behalf of
14 the District of Columbia.

15 CHAIRPERSON ANDERSON: Good morning,
16 Ms. Schmidt.

17 Are there any preliminary matters in
18 this case?

19 MS. SCHMIDT: Yes, there is an Offer
20 in Compromise of \$1,500 to be paid within 60 days
21 and if it's not paid within 60 days, the license
22 shall be suspended until the fine is paid.

1 CHAIRPERSON ANDERSON: Ms. Fletcher,
2 it's my understanding that there is an Offer in
3 Compromise and the Offer in Compromise is that
4 there is a fine of \$1,500 payable in 60 days and
5 if the fine is not payable in 60 days, the
6 license will be suspended until the fine has been
7 paid.

8 Is this your understanding, ma'am, of
9 the Offer in Compromise?

10 MS. FLETCHER: Yes, it is.

11 CHAIRPERSON ANDERSON: Are you aware
12 that by accepting an Offer in Compromise, that
13 you are giving up your right to a hearing?

14 MS. FLETCHER: Yes.

15 CHAIRPERSON ANDERSON: Are you also
16 aware that by accepting an Offer in Compromise,
17 that you are giving up your right to appeal this
18 matter?

19 MS. FLETCHER: Yes.

20 CHAIRPERSON ANDERSON: Okay. With
21 that said, I then make a motion that the Offer in
22 Compromise of a fine of \$1,500 payable in 60 days

1 be accepted. If the fine is not payable in 60
2 days, the license will be suspended until the
3 fine has been paid.

4 Is there a second?

5 MEMBER SHORT: Second.

6 CHAIRPERSON ANDERSON: Mr. Short has
7 seconded the motion.

8 All those in favor say aye.

9 ALL: Aye.

10 CHAIRPERSON ANDERSON: Those opposed?
11 The matter passes 6-0-0.

12 Thank you very much. I'll have you
13 sign-off on some paperwork as soon as I receive
14 it.

15 (Whereupon, the Show Cause (Status)
16 Hearing was concluded at 9:52 a.m.)

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A	Fletcher 1:22 2:8,8,11 3:1,10,14,19	paperwork 4:13 parties 2:6 passes 4:11 payable 3:4,5,22 4:1 please 2:6,7 preliminary 2:17 PRESENT 1:16,20 presiding 1:15	0
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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: 12 Twelve DC

Before: DCABRA

Date: 11-28-18

Place: Washington, DC

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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