

IN THE MATTER OF:

Investigative Agenda

Legal Agenda

Licensing Agenda

Wednesday
August 15, 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
BOBBY CATO, JR., Member
DONALD ISAAC, SR., Member
MIKE SILVERSTEIN, Member
JAMES SHORT, Member
REMA WAHABZADAH, Member

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

2 4:00 p.m.

3 CHAIRPERSON ANDERSON: We now move to
4 our legal agenda. The first matter on our legal
5 agenda is a review of the Adams Morgan Notice --
6 I'm sorry. Let me go back to Kenilworth Market.

7 Okay. So we now move to our legal
8 agenda. The first matter on our legal agenda is
9 a review of the Adams Morgan Notice of Emergency
10 Rulemaking. I make a motion that we approve this
11 request. Is there a second?

12 MEMBER ISAAC: Second.

13 CHAIRPERSON ANDERSON: Mr. Isaac has
14 seconded the motion. All those in favor say aye.

15 MEMBERS: Aye.

16 CHAIRPERSON ANDERSON: Those opposed?
17 The matter passes 6-0-0.

18 The next matter is a review of the
19 Technical Amendment Notice of Second Proposed
20 Rulemaking.

21 I make a motion that we approve this
22 request. Is there a second?

1 MEMBER SILVERSTEIN: Second.

2 CHAIRPERSON ANDERSON: Mr. Silverstein
3 has seconded the motion. All those in favor say
4 aye.

5 MEMBERS: Aye.

6 CHAIRPERSON ANDERSON: Opposed? The
7 matter passes 6-0-0.

8 We now move to our supplementary legal
9 agenda. The first matter on our supplementary
10 legal agenda is review of the Settlement
11 Agreement dated August 6, 2018 between ANC-2E,
12 Citizens Association of Georgetown, and
13 Georgetown Social, License 111044.

14 I make a motion that we approve this
15 agreement with modifications. Is there a second?

16 MEMBER ISAAC: Second.

17 CHAIRPERSON ANDERSON: Mr. Isaac has
18 seconded the motion. All those in favor say aye.

19 MEMBERS: Aye.

20 CHAIRPERSON ANDERSON: Those opposed?
21 The matter passes 6-0-0.

22 The next matter is review of Mission

1 Dos Request Store Invoices Off Site. The License
2 No. is 108928. I make a motion that we approve
3 this request. Is there a second.

4 MEMBER ISAAC: Second.

5 CHAIRPERSON ANDERSON: Mr. Isaac has
6 seconded the motion. All those in favor say aye.

7 MEMBERS: Aye.

8 CHAIRPERSON ANDERSON: Those opposed?
9 It passes 6-0-0.

10 We now move to our Licensing Agenda.
11 The first matter on our licensing agenda is to
12 review request to remove license from Safekeeping
13 to re-open on or before Labor Day weekend, Notti
14 824, License No. 106176. I make a motion that we
15 approve this request. Is there a second?

16 MEMBER SHORT: Second.

17 CHAIRPERSON ANDERSON: Mr. Short has
18 seconded the motion. All those in favor say aye.

19 MEMBERS: Aye.

20 CHAIRPERSON ANDERSON: Those opposed?
21 The matter passes 6-0-0.

22 The next matter is to review request

1 to remove license from Safekeeping to re-open on
2 August 27, 2018 for Eaton DC, License No. 095442.
3 I make a motion that we approve this request. Is
4 there a second?

5 MEMBER ISAAC: Second.

6 CHAIRPERSON ANDERSON: Mr. Isaac has
7 seconded the motion. All those in favor say aye.

8 MEMBERS: Aye.

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

11 The next matter is to review request
12 for change of hours by Chiko, License No. 106496.
13 I make a motion that we placard this request. Is
14 there a second?

15 MEMBER SHORT: Second.

16 CHAIRPERSON ANDERSON: Mr. Short has
17 seconded the motion. All those in favor say aye.

18 MEMBERS: Aye.

19 CHAIRPERSON ANDERSON: Those opposed?
20 The matter passes 6-0-0.

21 The next matter if review request for
22 change of hours inside premises for Summer

1 Garden, Red Apron at Union Market, License No.
2 091030. I make a motion that we approve this
3 request. Is there a second?

4 MEMBER ISAAC: Second.

5 CHAIRPERSON ANDERSON: Mr. Isaac has
6 seconded the motion. All those in favor say aye.

7 MEMBERS: Aye.

8 CHAIRPERSON ANDERSON: Those opposed?
9 The matter passes 6-0-0.

10 The next matter is review request for
11 change of hours to add Sunday sales for The Wine
12 Specialist, License No. 110396. I make a motion
13 that we approve this request. Is there a second?

14 MEMBER ISAAC: Second.

15 CHAIRPERSON ANDERSON: Mr. Isaac has
16 seconded the motion. All those in favor say aye.

17 MEMBERS: Aye.

18 CHAIRPERSON ANDERSON: Those opposed?
19 The matter passes 6-0-0.

20 The next matter is to review two
21 requests for approval to provide gifts of
22 barbecue equipment, goods and staff that do not

1 exceed \$500 in value to Good Ole Reliable
2 Liquors, License No. 060116. This request is
3 being made from Breakthru Beverage, License No.
4 060581.

5 I make a motion that we approve this request. Is
6 there a second?

7 MEMBER ISAAC: Second.

8 CHAIRPERSON ANDERSON: Mr. Isaac has
9 seconded the motion. All those in favor say aye.

10 MEMBERS: Aye.

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

13 The next matter is to review
14 application for Tasting Permit for Dennies
15 Liquors, License No. 097605. I make a motion
16 that we approve this request. Is there a second?

17 MEMBER ISAAC: Second.

18 CHAIRPERSON ANDERSON: Mr. Isaac has
19 seconded the motion. All those in favor say aye.

20 MEMBERS: Aye.

21 CHAIRPERSON ANDERSON: Those opposed?
22 The matter passes 6-0-0.

1 We now move to our Supplementary
2 Licensing Agenda. The first matter on our
3 Supplementary Licensing Agenda is to review a
4 request to remove the license from Safekeeping to
5 reopen by September 1, 2018, Serengeti, License
6 No. 022889. I make a motion that we approve this
7 request. Is there a second?

8 MEMBER SILVERSTEIN: Second.

9 CHAIRPERSON ANDERSON: Mr. Silverstein
10 has seconded the motion. All those in favor say
11 aye.

12 MEMBERS: Aye.

13 CHAIRPERSON ANDERSON: Those opposed?
14 The matter passes 6-0-0.

15 The next matter is to review
16 application and maps for transfer from location
17 of license to 3414 Wisconsin Avenue for Burka's
18 Fine Wines & Liquors, License No. 086394. I make
19 a motion that we placard this matter. Is there a
20 second?

21 MEMBER SHORT: Second.

22 CHAIRPERSON ANDERSON: Mr. Short has

1 seconded the motion. All those in favor say aye.

2 MEMBERS: Aye.

3 CHAIRPERSON ANDERSON: Those opposed?

4 The matter passes 6-0-0.

5 The next matter is to review an
6 application for a new retailer Class A license,
7 Cheers DC! License No. 110941. I make a motion
8 that we reject this request. Is there a second?

9 MEMBER ISAAC: Second.

10 CHAIRPERSON ANDERSON: Mr. Isaac has
11 seconded the motion. All those in favor say aye.

12 MEMBERS: Aye.

13 CHAIRPERSON ANDERSON: Those opposed?

14 The matter passes 6-0-0.

15 The next matter is to review
16 application for management of license from
17 Mustafa Waffi, License No. 109969. I make a
18 motion that we deny the request. Is there a
19 second?

20 MEMBER CATO: Second.

21 CHAIRPERSON ANDERSON: Mr. Cato
22 seconded the motion. All those in favor say aye.

1 MEMBERS: Aye.

2 CHAIRPERSON ANDERSON: Those opposed?

3 The matter passes 6-0-0.

4 We now move to our Second
5 Supplementary Licensing Agenda. The first matter
6 on our Second Supplementary Licensing Agenda is
7 to review application for a sidewalk cafe with
8 seating for 34 patrons for Taco Bamba & Poca
9 Madre, License No. 091610.

10 I make a motion that we placard this
11 matter. Is there a second?

12 MEMBER SILVERSTEIN: Second.

13 CHAIRPERSON ANDERSON: Mr. Silverstein
14 has seconded the motion. All those in favor say
15 aye.

16 MEMBERS: Aye.

17 CHAIRPERSON ANDERSON: Those opposed?

18 The matter passes 6-0-0.

19 The next matter is review application
20 for a stipulated license with letter of ANC
21 support to operate sidewalk cafe pending issuance
22 of placard notification of stipulated change,

1 Taco Bamba & Poca Madre, License No. 091610.

2 I make a motion that we approve this
3 request. Is there a second?

4 MEMBER SILVERSTEIN: Second

5 MEMBER ISAAC: Second.

6 CHAIRPERSON ANDERSON: Mr. Silverstein
7 and Mr. Isaac have seconded the motion. All
8 those in favor say aye.

9 MEMBERS: Aye.

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

12 As Chairperson of the Alcohol Beverage
13 Control Board for the District of Columbia in
14 accordance with DC Official Code Section 1574B,
15 Closed Meetings, and Section 2574, Notice of
16 Meetings of the Opened Meetings Act, I move that
17 the ABC Board hold a closed meeting on September
18 12, 2018 for the purpose of discussing and
19 hearing reports concerning ongoing or planned
20 investigation of alleged criminal or civil
21 misconduct or violations of law or regulations
22 and seeking legal advice from our counsel and the

1 Board's Investigative, Legal, and Licensing
2 Agenda for September 12, 2018 as published in the
3 DC Register on August 17, 2018. Is there a
4 second?

5 MR. ISAAC: Second.

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

8 I will now take a roll call motion now
9 that it's been seconded.

10 Ms. Wahabzadah.

11 MEMBER WAHABZADAH: I agree.

12 CHAIRPERSON ANDERSON: Mr.
13 Silverstein.

14 MEMBER SILVERSTEIN: I agree.

15 CHAIRPERSON ANDERSON: Mr. Short.

16 MEMBER SHORT: I agree.

17 CHAIRPERSON ANDERSON: Mr. Cato.

18 MEMBER CATO: I agree.

19 CHAIRPERSON ANDERSON: Mr. Isaac.

20 MEMBER ISAAC: I agree.

21 CHAIRPERSON ANDERSON: Mr. Anderson.

22 I agree. It appears that the motion has passed.

1 I hereby give notice that the ABC
2 Board will hold this aforementioned closed
3 meeting. Pursuant to the Open Meetings Act
4 notice will also be posted on the ABC Board
5 hearing room bulletin board, placed on electronic
6 calendar and ABRA's website and published in DC
7 Register in as timely a manner as practical

8 It is 4:11 p.m. and we are adjourned
9 for the day. Thank you very much. Have a good
10 day.

11 (Whereupon, the above-entitled matter
12 went off the record at 4:11 p.m.)
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<p>A</p> <p>ABC 11:17 13:1,4 above-entitled 13:11 ABRA's 13:6 Act 11:16 13:3 Adams 2:5,9 add 6:11 adjourned 13:8 advice 11:22 aforementioned 13:2 agenda 1:6,6,7 2:4,5,8 2:8 3:9,10 4:10,11 8:2 8:3 10:5,6 12:2 agree 12:11,14,16,18 12:20,22 agreement 3:11,15 Alcohol 11:12 Alcoholic 1:2,11,11 alleged 11:20 Amendment 2:19 ANC 10:20 ANC-2E 3:11 Anderson 1:13,15 2:3 2:13,16 3:2,6,17,20 4:5,8,17,20 5:6,9,16 5:19 6:5,8,15,18 7:8 7:11,18,21 8:9,13,22 9:3,10,13,21 10:2,13 10:17 11:6,10 12:6,12 12:15,17,19,21,21 appears 12:22 application 7:14 8:16 9:6,16 10:7,19 approval 6:21 approve 2:10,21 3:14 4:2,15 5:3 6:2,13 7:5 7:16 8:6 11:2 Apron 6:1 Association 3:12 August 1:9 3:11 5:2 12:3 Avenue 8:17 aye 2:14,15 3:4,5,18,19 4:6,7,18,19 5:7,8,17 5:18 6:6,7,16,17 7:9 7:10,19,20 8:11,12 9:1,2,11,12,22 10:1 10:15,16 11:8,9</p>	<p>BOBBY 1:16 Breakthru 7:3 Building 1:12 bulletin 13:5 Burka's 8:17</p> <p>C</p> <p>cafe 10:7,21 calendar 13:6 call 12:8 Cato 1:16 9:20,21 12:17 12:18 Chairperson 1:12,15 2:3,13,16 3:2,6,17,20 4:5,8,17,20 5:6,9,16 5:19 6:5,8,15,18 7:8 7:11,18,21 8:9,13,22 9:3,10,13,21 10:2,13 10:17 11:6,10,12 12:6 12:12,15,17,19,21 change 5:12,22 6:11 10:22 Cheers 9:7 Chiko 5:12 Citizens 3:12 civil 11:20 Class 9:6 closed 11:15,17 13:2 Code 11:14 Columbia 1:1 11:13 concerning 11:19 Control 1:2,11,11 11:13 counsel 11:22 criminal 11:20</p>	<p>5:7,17 6:6,16 7:9,19 8:10 9:1,11,22 10:14 11:8 Fine 8:18 first 2:4,8 3:9 4:11 8:2 10:5</p> <p>G</p> <p>Garden 6:1 Georgetown 3:12,13 gifts 6:21 give 13:1 go 2:6 good 7:1 13:9 goods 6:22</p> <p>H</p> <p>hearing 1:11 11:19 13:5 hold 11:17 13:2 hours 5:12,22 6:11</p> <p>I</p> <p>inside 5:22 investigation 11:20 Investigative 1:6 12:1 Invoices 4:1 Isaac 1:16 2:12,13 3:16 3:17 4:4,5 5:5,6 6:4,5 6:14,15 7:7,8,17,18 9:9,10 11:5,7 12:5,6 12:19,20 issuance 10:21</p>	<p>manner 13:7 maps 8:16 Market 2:6 6:1 matter 1:5 2:4,8,17,18 3:7,9,21,22 4:11,21 4:22 5:10,11,20,21 6:9,10,19,20 7:12,13 7:22 8:2,14,15,19 9:4 9:5,14,15 10:3,5,11 10:18,19 11:11 13:11 meeting 1:3 11:17 13:3 Meetings 11:15,16,16 13:3 Member 1:16,16,17,17 1:18 2:12 3:1,16 4:4 4:16 5:5,15 6:4,14 7:7 7:17 8:8,21 9:9,20 10:12 11:4,5 12:11,14 12:16,18,20 MEMBERS 2:15 3:5,19 4:7,19 5:8,18 6:7,17 7:10,20 8:12 9:2,12 10:1,16 11:9 met 1:11 MIKE 1:17 misconduct 11:21 Mission 3:22 modifications 3:15 Morgan 2:5,9 motion 2:10,14,21 3:3 3:14,18 4:2,6,14,18 5:3,7,13,17 6:2,6,12 6:16 7:5,9,15,19 8:6 8:10,19 9:1,7,11,18 9:22 10:10,14 11:2,7 12:7,8,22 move 2:3,7 3:8 4:10 8:1 10:4 11:16 Mustafa 9:17</p>
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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: Agendas

Before: Alcoholic Beverage Control Board

Date: 08-15-18

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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