DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

+ + + + + MEETING

IN THE MATTER OF:

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Cancellation Agenda :
Investigative Agenda :
Legal Agenda :
Licensing Agenda :

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Wednesday August 8, 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 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	3:03 p.m.
3	CHAIRPERSON ANDERSON: All right.
4	Let's do the Legal Agenda.
5	The first matter on the Legal Agenda
6	is the review of Citizens Association of
7	Georgetown's Request for Reinstatement of its
8	protest in the Chanterelle, License No. 109998.
9	I make a motion that we approve this
10	request. Is there a second?
11	MEMBER SHORT: Second.
12	CHAIRPERSON ANDERSON: Mr. Short has
13	seconded the motion.
14	All those in favor say aye.
15	ALL: Aye.
16	CHAIRPERSON ANDERSON: Those opposed?
17	The matter passes 7-0-0.
18	The next matter is the review of ANC-
19	3/4G's request to extend the protest petition
20	deadline for The New ACD, License No. 110576.
21	I make a motion that we approve this
22	request. Is there a second?

1	MEMBER ISAAC: Second.			
2	CHAIRPERSON ANDERSON: Mr. Isaac has			
3	seconded the motion.			
4	All those in favor say aye.			
5	ALL: Aye.			
6	CHAIRPERSON ANDERSON: Those opposed?			
7	The matter passes 7-0-0.			
8	The next matter is the review of the			
9	applicant's consent to ANC-3/4G's request to			
10	extend the protest petition deadline for The New			
11	ACD, License No. 110576.			
12	This matter is now moot.			
13	The next matter is the review of			
14	settlement agreement dated July 17, 2018 between			
15	The Lady Pearly and ANC-3F. The Lady Pearly,			
16	License No. 110478.			
17	I make a motion that we approve this			
18	request with modifications. Is there a second?			
19	MEMBER SHORT: Second.			
20	CHAIRPERSON ANDERSON: Mr. Short has			
21	seconded the motion.			
22	All those in favor say aye.			

1	ALL: Aye.	
2	CHAIRPERSON ANDERSON: Those opposed?	
3	The matter passes 6-0-0.	
4	The next matter is the review of the	
5	amended settlement agreement dated August 1st	
6	between ANC-2F and Trade, License No. 099229.	
7	I make a motion that we approve this	
8	request. Is there a second?	
9	MEMBER CATO: Second.	
10	CHAIRPERSON ANDERSON: Mr. Cato has	
11	seconded the motion.	
12	All those in favor say aye.	
13	ALL: Aye.	
14	CHAIRPERSON ANDERSON: Those opposed?	
15	The matter passes 6-0-0.	
16	We now move to our Supplemental Legal	
17	Agenda.	
18	The first matter on our Supplemental	
19	Legal Agenda is the review of Citizens	
20	Association of Georgetown's request for	
21	reinstatement of its protest in Cube & Bale,	
22	License No. 110062.	

1	I make a motion that we approve this			
2	request. Is there a second?			
3	MEMBER SHORT: Second.			
4	CHAIRPERSON ANDERSON: Mr. Short has			
5	seconded the motion.			
6	All those in favor say aye.			
7	ALL: Aye.			
8	CHAIRPERSON ANDERSON: Those opposed?			
9	The matter passes 6-0-0.			
10	We now move to our Licensing Agenda.			
11	The first matter on our Licensing			
12	Agenda is to review application for a class			
13	change from Retailer C Restaurant to Retailer C			
14	Tavern, Orchid, License No. 107079.			
15	I make a motion that we placard this			
16	matter. Is there a second?			
17	MEMBER SILVERSTEIN: Second.			
18	CHAIRPERSON ANDERSON: Mr. Silverstein			
19	has seconded the motion.			
20	All those in favor say aye.			
21	ALL: Aye.			
22	CHAIRPERSON ANDERSON: Those opposed?			

1	The matter passes 6-0-0.
2	The next matter is to review request
3	for change of hours of operation to open earlier
4	for The State Room, License No. 060457.
5	I make a motion that we approve this
6	request. Is there a second?
7	MEMBER SILVERSTEIN: Second.
8	CHAIRPERSON ANDERSON: Mr. Silverstein
9	has seconded the motion.
10	All those in favor say aye.
11	ALL: Aye.
12	CHAIRPERSON ANDERSON: Those opposed?
13	The matter passes 6-0-0.
14	The next matter is to review request
15	to remove entertainment endorsement from license
16	from the Maple, License No. 082211.
17	I make a motion that we approve this
18	request. Is there a second?
19	MEMBER SILVERSTEIN: Second.
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20	CHAIRPERSON ANDERSON: Mr. Silverstein
20 21	CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

1	ALL: Aye.			
2	CHAIRPERSON ANDERSON: Those opposed?			
3	The matter passes 6-0-0.			
4	We now move to our Supplemental			
5	Licensing Agenda.			
6	The first matter on our Supplemental			
7	Licensing Agenda is to review application for			
8	transfer of license for FoBoGro, License No.			
9	111031.			
10	I make a motion that we have a			
11	Contested Fact-Finding on this matter regarding			
12	the applicant's suitability to hold a license.			
13	Is there a second?			
14	MEMBER SHORT: Second.			
15	MEMBER SILVERSTEIN: Second.			
16	CHAIRPERSON ANDERSON: Both Mr. Short			
17	and Mr. Silverstein have seconded the motion.			
18	All those in favor say aye.			
19	ALL: Aye.			
20	CHAIRPERSON ANDERSON: Those opposed?			
21	The matter passes 6-0-0.			
22	The next matter is to review request			

1	for a hearing regarding cancellation of license,
2	Driftwood, License No. 086210.
3	I make a motion to deny this request.
4	Is there a second?
5	MEMBER SILVERSTEIN: Second.
6	CHAIRPERSON ANDERSON: Mr. Silverstein
7	has 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	The next matter is to review request
13	for approval to provide gifts for patio umbrellas
14	that do not exceed \$500 in value to Taco Bamba
15	and Poca Madre, License No. 091610 from Breakthru
16	Beverage, Wholesaler License No. 060518.
17	I make a motion that we approve this
18	request. Is there a second?
19	MEMBER SILVERSTEIN: Second.
20	CHAIRPERSON ANDERSON: Mr. Silverstein
21	has seconded the motion.
22	All those in favor say aye.

1	ALL: Aye.			
2	CHAIRPERSON ANDERSON: Those opposed?			
3	The matter passes 6-0-0.			
4	The next matter is to review request			
5	for reinstatement and hearing regarding decision			
6	to deny temporary license application for Drink			
7	the District, LLC, License No. 110885, License			
8	No. 110886 and License No. 110946.			
9	I make a motion that we deny this			
10	request. Is there a second?			
11	MEMBER SILVERSTEIN: Second.			
12	CHAIRPERSON ANDERSON: Mr. Silverstein			
13	has seconded the motion.			
14	All those in favor say aye.			
15	ALL: Aye.			
16	CHAIRPERSON ANDERSON: Those opposed?			
17	The matter passes 6-0-0.			
18	The next matter is to review request			
19	to amend start time of previously approved pub			
20	crawl event for DC Halloween Crawl from Project			
21	DC Events, LLC, License No. 110956.			
22	I make a motion that we approve this			

1	request. Is there a second?
2	MEMBER SILVERSTEIN: Second.
3	CHAIRPERSON ANDERSON: Mr. Silverstein
4	has seconded the motion.
5	All those in favor say aye.
6	ALL: Aye.
7	CHAIRPERSON ANDERSON: Those opposed?
8	The matter passes 6-0-0. We now move to our
9	Cancellation Agenda.
10	The Board will be canceling the
11	license of Burger Tap & Shake, License No. ABRA-
12	097478.
13	I make a motion that the Board cancel
14	this license. Is there a second?
15	MEMBER SHORT: Second.
16	CHAIRPERSON ANDERSON: Mr. Short has
17	seconded the motion.
18	All those in favor say aye.
19	ALL: Aye.
20	CHAIRPERSON ANDERSON: Those opposed?
21	The matter passes 6-0-0.
22	As Chairperson of the Alcoholic

Beverage Control Board for the District of Columbia and in accordance with DC Official Code Section 2-574(b), closed meetings, and Section 2-574, Notice of Meetings, of the Open Meetings Act, I move that the ABC Board hold a closed meeting on August 15, 2018 for the purpose of discussing and hearing reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations and seeking legal advice from our counsel on the Board's Investigative, Legal and Licensing Agenda for August 15, 2018 as published in the DC Register on August 10, 2018. Is there a second? MEMBER SILVERSTEIN: Second. CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion. I will now take a roll call vote on the motion before us now that it has been seconded. Ms. Wahabzadah?

I agree.

CHAIRPERSON ANDERSON: Mr. Silverstein?

MEMBER WAHABZADAH:

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1	MEMBER SILVERSTEIN: I agree.			
2	CHAIRPERSON ANDERSON: Mr. Short?			
3	MEMBER SHORT: I agree.			
4	CHAIRPERSON ANDERSON: Mr. Alberti?			
5	MEMBER ALBERTI: I agree.			
6	CHAIRPERSON ANDERSON: Mr. Cato?			
7	MEMBER CATO: I agree.			
8	CHAIRPERSON ANDERSON: Mr. Anderson?			
9	I agree.			
10	As it appears that the motion has			
11	passed, I hereby give notice that the ABC Board			
12	will hold this aforementioned closed meeting			
13	pursuant to the Open Meetings Act. Notice will			
14	also be posted on the ABC Board hearing room			
15	bulletin board, placed on the electronic calendar			
16	on ABRA's website and published in the DC			
17	Register in as timely a manner as practicable.			
18	It is 3:13 p.m. and we are adjourned			
19	for the day. Thank you.			
20	(Whereupon, the Legal, Licensing,			
21	Cancellation and Investigative Agenda Hearings			
22	were concluded at 3:13 p.m.)			

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<u>C E R T I F I C A T E</u>

This is to certify that the foregoing transcript

In the matter of: Agenda

Before: DC ABRA

Date: 08-08-18

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

Mac Nous &