

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

IN THE MATTER OF: :
 :
Legal Agenda :
Licensing Agenda :
 :

Wednesday
January 31, 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
- JAMES SHORT, Member
- REMA WAHABZADAH, Member

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

2 5:46 p.m.

3 CHAIRPERSON ANDERSON: Let me now do
4 the Legal Agenda.

5 The first matter on the Legal Agenda
6 is a review of the complaint dated January 10,
7 2018 concerning XS Lounge's operations, License
8 No. 104228.

9 I make a motion that we send this
10 matter to enforcement. 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: All those
17 opposed? The matter passes 5-0-0.

18 The next matter is the review of the
19 amended settlement agreement dated January 9,
20 2018 between ANC-6B and Little Pearl, License No.
21 107792.

22 I make a motion that we approve this

1 request with modification. Is there a second?

2 MEMBER ISAAC: Second.

3 CHAIRPERSON ANDERSON: Mr. Isaac has
4 seconded the motion.

5 All those in favor say aye.

6 ALL: Aye.

7 CHAIRPERSON ANDERSON: All those
8 opposed? The matter passes 5-0-0.

9 The next matter on our agenda is the
10 review of settlement agreement dated December 13,
11 2017 between ANC-4C and Capitol Cider House,
12 License No. 108608.

13 I make a motion that we approve this
14 matter. Is there a second?

15 MEMBER ISAAC: Second.

16 CHAIRPERSON ANDERSON: Mr. Isaac has
17 seconded the motion.

18 All those in favor say aye.

19 ALL: Aye.

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

22 The next matter is review of the Group

1 of Five or More's request for reconsideration
2 dated January 19, 2018 in Republic Cantina,
3 License No. 107578.

4 I make a motion that we deny this
5 request. Is there a second?

6 MEMBER SHORT: Second.

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

9 All those in favor say aye.

10 ALL: Aye.

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

13 The next matter is review of Columbus
14 B. Key's request for reconsideration of the
15 Republic Cantina matter, License No. 107578.

16 I make a motion that we deny this
17 request. Is there a second?

18 MEMBER ISAAC: Second.

19 CHAIRPERSON ANDERSON: Mr. Isaac has
20 seconded the motion.

21 All those in favor say aye.

22 ALL: Aye.

1 CHAIRPERSON ANDERSON: All those
2 opposed? The matter passes 6-0-0.

3 The next matter is review of a
4 settlement agreement dated January 23, 2018
5 between ANC-5C and Bodega Market, License No.
6 100950.

7 I make a motion that we approve this
8 agreement with modification. Is there a second?

9 MEMBER ALBERTI: Second.

10 CHAIRPERSON ANDERSON: Mr. Alberti has
11 seconded the motion.

12 All those in favor say aye.

13 ALL: Aye.

14 CHAIRPERSON ANDERSON: All those
15 opposed? 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 All Purpose
20 Pizzeria's request to store invoices off-site,
21 License No. 103856.

22 I make a motion that we approve this

1 request. Is there a second?

2 MEMBER SHORT: Second.

3 CHAIRPERSON ANDERSON: Mr. Short has
4 seconded the motion.

5 All those in favor say aye.

6 ALL: Aye.

7 CHAIRPERSON ANDERSON: All those
8 opposed? The matter passes 6-0-0.

9 The next matter is review of
10 settlement agreement dated January 22, 2018
11 between ANC-6C and Allure Lounge, License No.
12 108303.

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

15 MEMBER ISAAC: Second.

16 CHAIRPERSON ANDERSON: Mr. Isaac has
17 seconded the motion.

18 All those in favor say aye.

19 ALL: Aye.

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

22 The next matter is review of Reverie's

1 Motion to Dismiss the group of abutting property
2 owners' protest in Reverie, License No. 108125.

3 I make a motion that we approve the
4 request to dismiss the group. Is there a second?

5 MEMBER ISAAC: Second.

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

8 All those in favor say aye.

9 ALL: Aye.

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

12 We now move to our Licensing Agenda.

13 The first matter on our Licensing
14 Agenda is to review request to increase seating
15 from 38 seats to 106 seats for Asefu's Palace,
16 License No. 105977.

17 I make a motion that we placard this
18 matter. 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: All those
3 opposed? The matter passes 6-0-0.

4 The next matter is to review request
5 to add cover charge to existing entertainment
6 endorsement for Power Night Club/Lounge/
7 Restaurant, License No. 104228.

8 I make a motion that we approve this
9 request. Is there a second?

10 MEMBER ISAAC: Second.

11 CHAIRPERSON ANDERSON: Mr. Isaac has
12 seconded the motion.

13 All those in favor say aye.

14 ALL: Aye.

15 CHAIRPERSON ANDERSON: All those
16 opposed? The matter passes 6-0-0.

17 We now move to our Supplemental
18 Licensing Agenda.

19 The first matter on our Supplemental
20 Licensing Agenda is to review application for
21 safekeeping of license for Phoenix Restaurant
22 Lounge, License No. 107011.

1 I make a motion that we approve this
2 request through March 31, 2018. Is there a
3 second?

4 MEMBER ISAAC: Second.

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

7 All those in favor say aye.

8 ALL: Aye.

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

11 The next matter is to review request
12 for change of hours for Little Pearl, License No.
13 107792.

14 I make a motion that we placard this
15 matter. Is there a second?

16 MEMBER CATO: Second.

17 CHAIRPERSON ANDERSON: Mr. Cato has
18 seconded the motion.

19 All those in favor say aye.

20 ALL: Aye.

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

1 The next matter is to review request
2 to construct a rooftop penthouse addition to
3 hotel restaurant, Hotel Rouge, License No.
4 079244.

5 I make a motion that we placard this
6 matter. Is there a second?

7 MEMBER ISAAC: Second.

8 CHAIRPERSON ANDERSON: Mr. Isaac has
9 seconded the motion.

10 All those in favor say aye.

11 ALL: Aye.

12 CHAIRPERSON ANDERSON: All those
13 opposed? The matter passes 6-0-0.

14 The next matter is to review
15 application for a rooftop summer garden with
16 seating for 73 patrons for Hotel Rouge, License
17 No. 079244.

18 I make a motion that we placard this
19 matter. Is there a second?

20 MEMBER ISAAC: Second.

21 CHAIRPERSON ANDERSON: Mr. Isaac has
22 seconded the motion.

1 All those in favor say aye.

2 ALL: Aye.

3 CHAIRPERSON ANDERSON: All those
4 opposed? The matter passes 6-0-0.

5 The next matter is to review request
6 for change of hours for Regal Gallery Place
7 Stadium 14, License No. 107853.

8 I make a motion that we approve this
9 request. Is there a second?

10 MEMBER ISAAC: Second.

11 CHAIRPERSON ANDERSON: Mr. Isaac has
12 seconded the motion.

13 All those in favor say aye.

14 ALL: Aye.

15 CHAIRPERSON ANDERSON: All those
16 opposed? The matter passes 6-0-0.

17 The next matter is to review request
18 for refund of \$260 for double charges on license
19 renewal for Anne-Louise Marlowe, License No.
20 101505.

21 I make a motion that we approve this
22 request for the refund. 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: All those
7 opposed? The matter passes 6-0-0.

8 We now move to our Second Supplemental
9 Licensing Agenda.

10 The first matter on our Second
11 Supplemental Licensing Agenda is review request
12 for Temporary Operating Retail Permit for Engine
13 Company 12, License No. 108950.

14 I make a motion that we approve this
15 request. Is there a second?

16 MEMBER SHORT: Second.

17 CHAIRPERSON ANDERSON: Mr. Short has
18 seconded the motion.

19 All those in favor say aye.

20 ALL: Aye.

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

1 The next matter is to review request
2 for Temporary Operating Retail Permit for Crisp,
3 License No. 108951.

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

6 MEMBER ISAAC: Second.

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

9 All those in favor say aye.

10 ALL: Aye.

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

13 The next matter is to review
14 application for safekeeping of license for The
15 Levy Restaurants At Verizon Center, License No.
16 060462.

17 I make a motion that we approve this
18 request through March 31, 2018. Is there a
19 second?

20 MEMBER SHORT: Second.

21 CHAIRPERSON ANDERSON: Mr. Short has
22 seconded the motion.

1 All those in favor say aye.

2 ALL: Aye.

3 CHAIRPERSON ANDERSON: All those
4 opposed? The matter passes 6-0-0.

5 As Chairperson of the Alcoholic
6 Beverage Control Board for the District of
7 Columbia and in accordance with DC Official Code
8 Section 2-574(b), closed meetings, and Section 2-
9 574, Notice of Meetings, of the Open Meetings
10 Act, I move that the ABC Board hold a closed
11 meeting on February 7, 2018 for the purpose of
12 discussing and hearing reports concerning ongoing
13 or planned investigations of alleged criminal or
14 civil misconduct or violations of law or
15 regulations and seeking legal advice from our
16 counsel on the Board's Investigative, Legal and
17 Licensing Agenda for February 7, 2018 as
18 published in the DC Register on February 2, 2018.
19 Is there a second?

20 MEMBER ISAAC: Second.

21 CHAIRPERSON ANDERSON: Mr. Isaac has
22 seconded the motion. I will now take a roll call

1 vote on the motion before us now that it has been
2 seconded.

3 Mr. Isaac?

4 MEMBER ISAAC: I agree.

5 CHAIRPERSON ANDERSON: Mr. Cato?

6 MEMBER CATO: I agree.

7 CHAIRPERSON ANDERSON: Mr. Alberti?

8 MEMBER ALBERTI: I agree.

9 CHAIRPERSON ANDERSON: Mr. Short?

10 MEMBER SHORT: I agree.

11 CHAIRPERSON ANDERSON: Ms. Wahabzadah?

12 MEMBER WAHABZADAH: I agree.

13 CHAIRPERSON ANDERSON: Mr. Anderson?

14 I agree.

15 As it appears that the motion has
16 passed, I hereby give notice that the ABC Board
17 will hold this aforementioned closed meeting
18 pursuant to the Open Meetings Act. Notice will
19 also be posted on the ABC Board hearing room
20 bulletin board, placed on the electronic calendar
21 on ABRA's website and published in the DC
22 Register in as timely a manner as practicable.

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It is now 5:57 p.m. and we are
adjourned for the day. Thank you.

(Whereupon, the Legal and Licensing
Agendas were concluded at 5:56 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: Legal Agenda
Licensing Agenda

Before: Alcoholic Beverage Control Board

Date: 01-31-18

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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