

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

4:50 p.m.

CHAIRPERSON ANDERSON: So let us now
do our Licensing Agenda.

The first matter on our Licensing
Agenda is to review request to remove license
from safekeeping to operate under new ownership,
Creme, License No. 093542.

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

MEMBER SILVERSTEIN: Second.

CHAIRPERSON ANDERSON: Mr. Silverstein
has seconded the motion.

All those in favor say aye.

ALL: Aye.

CHAIRPERSON ANDERSON: Those opposed?
The matter passes 5-0-0.

The next matter is to review
application for safekeeping of license for
Ventnor Sports Cafe, License No. 072529.

I make a motion that we approve this
request through March 31, 2019. Is there a

1 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 4-0-0.

9 The next matter is to review
10 application for safekeeping of license for La
11 Gran Villa, License No. 099181.

12 I make a motion that we approve this
13 request through March 31, 2019. Is there a
14 second?

15 MEMBER SILVERSTEIN: Second.

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

18 All those in favor say aye.

19 ALL: Aye.

20 CHAIRPERSON ANDERSON: Those opposed?
21 The matter passes 4-0-0.

22 The next matter is to review

1 application for safekeeping of license for
2 Capitol City Wine & Spirits, License No. 060423.

3 I make a motion that we approve this
4 request through March 31, 2019. Is there a
5 second?

6 MEMBER SILVERSTEIN: Second.

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

9 All those in favor say aye.

10 ALL: Aye.

11 CHAIRPERSON ANDERSON: Those opposed?

12 The matter passes 4-0-0.

13 The next matter is to review
14 application for change of hours for Pauls
15 Discount Wine & Liquor, License No. 000010.

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

18 MEMBER SILVERSTEIN: Second.

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

21 All those in favor say aye.

22 ALL: Aye.

1 CHAIRPERSON ANDERSON: Those opposed?
2 The matter passes 4-0-0.

3 The next matter is to review
4 application for change of hours for Capital
5 Supreme Market, License No. 111567.

6 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.

11 All those in favor say aye.

12 ALL: Aye.

13 CHAIRPERSON ANDERSON: Those opposed?
14 The matter passes 4-0-0.

15 The next matter is to review
16 application for sidewalk cafe with seating for 12
17 patrons for El Sol Restaurant & Tequileria,
18 License No. 099065.

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

21 MEMBER SILVERSTEIN: Second.

22 CHAIRPERSON ANDERSON: Mr. Silverstein

1 has seconded the motion.

2 All those in favor say aye.

3 ALL: Aye.

4 CHAIRPERSON ANDERSON: Those opposed?

5 The matter passes 4-0-0.

6 The next matter is to review
7 application for summer garden with seating for 30
8 patrons for El Sol Restaurant & Tequileria,
9 License No. 099065.

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.

15 All those in favor say aye.

16 ALL: Aye.

17 CHAIRPERSON ANDERSON: Those opposed?

18 The matter passes 4-0-0.

19 The next matter is to review
20 application for entertainment endorsement to
21 provide live entertainment with dancing, Zenebech
22 Restaurant, License No. 106670.

1 I make a motion that we placard this
2 matter. Is there a second?

3 MEMBER SILVERSTEIN: Second.

4 CHAIRPERSON ANDERSON: Mr. Silverstein
5 has seconded the motion.

6 All those in favor say aye.

7 ALL: Aye.

8 CHAIRPERSON ANDERSON: Those opposed?

9 The matter passes 4-0-0.

10 We now move to our Supplemental
11 Licensing Agenda.

12 The first matter on our Supplemental
13 Licensing Agenda is to review letter regarding
14 1618 Liquor and Grocery Cold Beer and Wine,
15 License No. 084582.

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

18 MEMBER SILVERSTEIN: Second.

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

21 All those in favor say aye.

22 ALL: Aye.

1 CHAIRPERSON ANDERSON: Those opposed?
2 The matter passes 4-0-0.

3 The next matter is to review letter
4 from licensee submitted by Attorney Bernard Dietz
5 regarding Brown Street Market, License No.
6 110967.

7 I make a motion that we have a Fact-
8 Finding Hearing. Is there a second?

9 MEMBER SILVERSTEIN: Second.

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

12 All those in favor say aye.

13 ALL: Aye.

14 CHAIRPERSON ANDERSON: Those opposed?
15 The matter passes 4-0-0.

16 The next matter is to review request
17 to withdraw application for a new Class A liquor
18 store, Cheers DC, License No. 111599.

19 I make a motion that we approve this
20 request. Is there a second?

21 MEMBER CATO: Second.

22 CHAIRPERSON ANDERSON: Mr. Cato has

1 seconded the motion.

2 All those in favor say aye.

3 ALL: Aye.

4 CHAIRPERSON ANDERSON: Those opposed?

5 The matter passes 4-0-0.

6 The next matter is to review request
7 to withdraw application for a new Class C
8 restaurant for Lily, License No. 111498.

9 I make a motion that we approve 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 4-0-0.

18 The next matter is to review
19 application for a manager's license for James D.
20 Chacon, License No. 112526.

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

1 MEMBER SILVERSTEIN: Second.

2 CHAIRPERSON ANDERSON: Mr. Silverstein
3 has seconded the motion.

4 All those in favor say aye.

5 ALL: Aye.

6 CHAIRPERSON ANDERSON: Those opposed?
7 The matter passes 4-0-0.

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

10 The first matter on our Second
11 Supplemental Licensing Agenda is to review letter
12 from Attorney Sidon Yohannes requesting to
13 approve amendments to application to allow for a
14 summer garden for Farmbird, License No. 105994.

15 I make a motion that we approve this
16 request. 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 4-0-0.

2 We now move to our Cancellation
3 Agenda.

4 The Board will be canceling the
5 licenses on our Cancellation Agenda, the
6 following licenses on our Cancellation Agenda:

7 Seven Seas Restaurant, License No.
8 00654; Grapes n' Hopes Market, License No.
9 077268; Ming's, License No. 083415; Tuscana Café,
10 License No. 097558; Graffiato, License No.
11 086500; Jenny's, License No. 098041.

12 I make a motion that we cancel the
13 license for the establishments on our
14 Cancellation Agenda that were just read into the
15 record. Is there a second?

16 MEMBER SILVERSTEIN: Second.

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

19 All those in favor say aye.

20 ALL: Aye.

21 CHAIRPERSON ANDERSON: Those opposed?

22 The matter passes 4-0-0.

1 All right. We now move to our Legal
2 Agenda.

3 The first matter on our Legal Agenda
4 is to review a letter dated November 17, 2018
5 from Bravo Bravo, License No. 071564.

6 I make a motion that we postpone this
7 matter. Is there a second?

8 MEMBER SILVERSTEIN: Second.

9 CHAIRPERSON ANDERSON: Mr. Silverstein
10 has seconded the motion.

11 All those in favor say aye.

12 ALL: Aye.

13 CHAIRPERSON ANDERSON: Those opposed?

14 The matter passes 4-0-0.

15 The next matter is the review of
16 settlement agreement dated December 10, 2018
17 between ANC-6D and Navy Yard Wise, LLC t/a
18 Wiseguy Pizza & Altani Gelato, License No.
19 112073.

20 I make a motion that we approve with
21 modification. Is there a second?

22 MEMBER SILVERSTEIN: Second.

1 CHAIRPERSON ANDERSON: Mr. Silverstein
2 has seconded the motion.

3 All those in favor say aye.

4 ALL: Aye.

5 CHAIRPERSON ANDERSON: Those opposed?

6 The matter passes 4-0-0.

7 The next matter is the review of a
8 settlement agreement dated December 10, 2018
9 between ANC-6D and Wharfside Bar, License No.
10 112109.

11 I make a motion that we approve this
12 matter with modifications. Is there a second?

13 MEMBER SILVERSTEIN: Second.

14 CHAIRPERSON ANDERSON: Mr. Silverstein
15 has seconded the motion.

16 All those in favor say aye.

17 ALL: Aye.

18 CHAIRPERSON ANDERSON: Those opposed?

19 The matter passes 4-0-0.

20 The next matter is the review of
21 Hopeful, Inc.'s Motion for Reconsideration of
22 Board Order No. 2018-654, Hopeful t/a TBD,

1 License No. 091955.

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

4 MEMBER ALBERTI: Second.

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

7 All those in favor say aye.

8 ALL: Aye.

9 CHAIRPERSON ANDERSON: Those opposed?

10 The matter passes 4-0-0.

11 The next matter is review of
12 settlement agreement dated December 11, 2018
13 between ANC-6B and District Soul Food Restaurant
14 & Lounge, License No. 112072.

15 I make a motion that we approve this
16 with modifications. 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 4-0-0.

2 The next matter is the review of
3 Langston Civic Association's Motion to Reconsider
4 or Clarify dated December 7, 2018 regarding
5 Sylvia Liquors, License No. 104607.

6 I make a motion that we deny this
7 letter. However, but to amend the order to
8 reflect the existence of Friendship Public
9 Charter School as noted in Investigator
10 Leftwich's report. Is there a second?

11 MEMBER ALBERTI: Second.

12 CHAIRPERSON ANDERSON: Mr. Alberti has
13 seconded the motion.

14 All those in favor say aye.

15 ALL: Aye.

16 CHAIRPERSON ANDERSON: Those opposed?

17 The matter passes 4-0-0.

18 The next matter is the review of
19 Sylvia Liquor's response to protestant's Motion
20 to Clarify or Reconsider dated December 17, 2018.
21 Sylvia Liquors, License No. 104606.

22 This matter is now moot.

1 The next matter is the review of M &
2 M Market's request for reinstatement of its
3 license. M & M Market, License No. 078461.

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

6 MEMBER SILVERSTEIN: Second.

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

9 All those in favor say aye.

10 ALL: Aye.

11 CHAIRPERSON ANDERSON: Those opposed?

12 The matter passes 4-0-0.

13 The next matter is the review of
14 settlement agreement dated December 11, 2018
15 between ANC-6B and Taco City DC, License No.
16 111960.

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 4-0-0.

4 The next matter is the review of
5 settlement agreement dated December 11, 2018
6 between ANC-6B and Emille's, License No. 111597.

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 4-0-0.

16 The next matter is review of
17 settlement agreement dated December 20, 2018
18 between ANC-6C and Hilton Garden Inn-DC/U.S.
19 Capitol, License No. 111948.

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

22 MEMBER SILVERSTEIN: Second.

1 CHAIRPERSON ANDERSON: Mr. Silverstein
2 has seconded the motion.

3 All those in favor say aye.

4 ALL: Aye.

5 CHAIRPERSON ANDERSON: Those opposed?

6 The matter passes 4-0-0.

7 The next matter is review of
8 settlement agreement dated November 30, 2018
9 between ANC-3F and Rocket Wines, License No.
10 111980.

11 I make a motion that we approve this
12 request. Is there a second?

13 MEMBER ALBERTI: Second.

14 CHAIRPERSON ANDERSON: Mr. Alberti has
15 seconded the motion.

16 All those in favor say aye.

17 ALL: Aye.

18 CHAIRPERSON ANDERSON: Those opposed?

19 The matter passes 4-0-0.

20 The next matter is review of
21 settlement agreement dated January 1, 2019
22 between ANC-2B and Sorelle, License No. 112163.

1 I make a motion that we approve this
2 with modifications. Is there a second?

3 MEMBER SILVERSTEIN: Second.

4 MEMBER CATO: Second.

5 CHAIRPERSON ANDERSON: Mr. Silverstein
6 and Mr. Cato have seconded the motion.

7 All those in favor say aye.

8 ALL: Aye.

9 CHAIRPERSON ANDERSON: Those opposed?

10 The matter passes 4-0-0.

11 The next matter is the review of
12 settlement agreement dated December 13, 2018
13 between ANC-2A, the Group of Five or More and
14 Argiro, License No. 111311.

15 I make a motion that we approve this
16 with modifications. 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 4-0-0.

2 The next matter is to review -- I make
3 a motion that we approve the MPD Reimbursable
4 Detail Notice of Final Rulemaking. Is there a
5 second?

6 MEMBER SILVERSTEIN: Second.

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

9 All those in favor say aye.

10 ALL: Aye.

11 CHAIRPERSON ANDERSON: Those opposed?

12 The matter passes 4-0-0.

13 And the next matter is that I make a
14 motion that we approve the Technical Amendment
15 Notice of Final Rulemaking. Is there a second?

16 MEMBER SILVERSTEIN: Second.

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

19 All those in favor say aye.

20 ALL: Aye.

21 CHAIRPERSON ANDERSON: Those opposed?

22 The matter passes 4-0-0.

1 We now move to our Supplemental Legal
2 Agenda.

3 The first matter on our Supplemental
4 Legal Agenda is a review of Halftime Sports Bar's
5 request for additional time to pay its fine.
6 Halftime Sports Bar, License No. 094107.

7 I make a motion to approve this
8 request. Is there a second?

9 MEMBER SILVERSTEIN: Second.

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

12 All those in favor say aye.

13 MEMBER SILVERSTEIN: Aye.

14 CHAIRPERSON ANDERSON: Aye.

15 MEMBER CATO: Aye.

16 CHAIRPERSON ANDERSON: Any opposition?

17 MEMBER ALBERTI: Which one is this?

18 CHAIRPERSON ANDERSON: The matter
19 passes 3-1-0 with Mr. Alberti in opposition.

20 MEMBER ALBERTI: Okay. Thank you.

21 CHAIRPERSON ANDERSON: The next matter
22 is a review of Zenebe Shewayene's Motion for

1 Reconsideration. Zenebe Shewayene, License No.
2 100620.

3 I make a motion that we deny this
4 request. 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 4-0-0.

12 The next matter on our calendar is
13 review of Capital Grill Holdings, Inc. and Yard
14 House USA, Inc.'s request to store invoices off-
15 site. The licenses are 060206 and 105091.

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

18 MEMBER SILVERSTEIN: Second.

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

21 All those in favor say aye.

22 ALL: Aye.

1 CHAIRPERSON ANDERSON: Those opposed?
2 The matter passes 4-0-0.

3 All right. As Chairperson of the
4 Alcoholic Beverage Control Board for the District
5 of Columbia and in accordance with DC Official
6 Code Section 2-574(b), closed meetings, and
7 Section 2-574, Notice of Meetings, of the Open
8 Meetings Act, I move that the ABC Board hold a
9 closed meeting on January 16, 2019 for the
10 purpose of discussing and hearing reports
11 concerning ongoing or planned investigations of
12 alleged criminal or civil misconduct or
13 violations of law or regulations and seeking
14 legal advice from our counsel on the Board's
15 Investigative, Legal and Licensing Agenda for
16 January 16, 2019 as published in the DC Register
17 on January 11, 2019.

18 Is there a second?

19 MEMBER CATO: Second.

20 CHAIRPERSON ANDERSON: Mr. Cato has
21 seconded the motion. I will now take a roll call
22 vote on the motion before us now that it has been

1 seconded.

2 Mr. Silverstein?

3 MEMBER SILVERSTEIN: 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 now 5:07 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 5:07 p.m.)

A

ABC 23:8 24:11,14
ABRA's 24:16
Act 23:8 24:13
additional 21:5
adjourned 24:18
advice 23:14
aforementioned 24:12
Agenda 1:6,6,7,7,8 2:4
 2:6 7:11,13 10:9,11
 11:3,5,6,14 12:2,3
 21:2,4 23:15 24:21
agree 24:3,5,7,9
agreement 12:16 13:8
 14:12 16:14 17:5,17
 18:8,21 19:12
Alberti 1:17 14:4,5
 15:11,12 18:13,14
 21:17,19,20 24:4,5
Alcoholic 1:2,12,12
 23:4
alleged 23:12
allow 10:13
Altani 12:18
amend 15:7
Amendment 20:14
amendments 10:13
ANC-2A 19:13
ANC-2B 18:22
ANC-3F 18:9
ANC-6B 14:13 16:15
 17:6
ANC-6C 17:18
ANC-6D 12:17 13:9
Anderson 1:14,16 2:3
 2:12,16 3:3,7,16,20
 4:7,11,19 5:1,9,13,22
 6:4,13,17 7:4,8,19 8:1
 8:10,14,22 9:4,12,16
 10:2,6,18,22 11:17,21
 12:9,13 13:1,5,14,18
 14:5,9,18,22 15:12,16
 16:7,11,20 17:2,10,14
 18:1,5,14,18 19:5,9
 19:18,22 20:7,11,17
 20:21 21:10,14,16,18
 21:21 22:6,10,19 23:1
 23:20 24:4,6,8,8
appears 24:10
application 2:19 3:10
 4:1,14 5:4,16 6:7,20
 8:17 9:7,19 10:13
approve 2:9,21 3:12 4:3
 4:16 5:6 7:16 8:19 9:9
 10:13,15 12:20 13:11
 14:15 16:17 17:7,20
 18:11 19:1,15 20:3,14
 21:7 22:16

Argiro 19:14
Association's 15:3
Attorney 8:4 10:12
aye 2:14,15 3:5,6,18,19
 4:9,10,21,22 5:11,12
 6:2,3,15,16 7:6,7,21
 7:22 8:12,13 9:2,3,14
 9:15 10:4,5,20,21
 11:19,20 12:11,12
 13:3,4,16,17 14:7,8
 14:20,21 15:14,15
 16:9,10,22 17:1,12,13
 18:3,4,16,17 19:7,8
 19:20,21 20:9,10,19
 20:20 21:12,13,14,15
 22:8,9,21,22

B

Bar 13:9 21:6
Bar's 21:4
Beer 7:14
Bernard 8:4
Beverage 1:2,12,12
 23:4
board 1:2,12 11:4 13:22
 23:4,8 24:11,14,15
Board's 23:14
BOBBY 1:17
Bravo 12:5,5
Brown 8:5
Building 1:13
bulletin 24:15

C

C 9:7
cafe 2:20 5:16
Café 11:9
calendar 22:12 24:15
call 23:21
cancel 11:12
canceled 11:4
Cancellation 1:7 11:2,5
 11:6,14 24:21
Capital 5:4 22:13
Capitol 4:2 17:19
Cato 1:17 8:21,22 17:9
 17:10 19:4,6 21:15
 23:19,20 24:6,7
Chacon 9:20
Chairperson 1:13,16
 2:3,12,16 3:3,7,16,20
 4:7,11,19 5:1,9,13,22
 6:4,13,17 7:4,8,19 8:1
 8:10,14,22 9:4,12,16
 10:2,6,18,22 11:17,21
 12:9,13 13:1,5,14,18
 14:5,9,18,22 15:12,16
 16:7,11,20 17:2,10,14
 18:1,5,14,18 19:5,9
 19:18,22 20:7,11,17
 20:21 21:10,14,16,18
 21:21 22:6,10,19 23:1
 23:20 24:4,6,8,8

18:1,5,14,18 19:5,9
 19:18,22 20:7,11,17
 20:21 21:10,14,16,18
 21:21 22:6,10,19 23:1
 23:3,20 24:4,6,8
change 4:14 5:4
Charter 15:9
Cheers 8:18
City 4:2 16:15
Civic 15:3
civil 23:12
Clarify 15:4,20
Class 8:17 9:7
closed 23:6,9 24:12
Code 23:6
Cold 7:14
Columbia 1:1 23:5
concerning 23:11
concluded 24:22
Control 1:2,12,12 23:4
counsel 23:14
Creme 2:8
criminal 23:12

D

D 9:19
D.C 1:13
dancing 6:21
dated 12:4,16 13:8
 14:12 15:4,20 16:14
 17:5,17 18:8,21 19:12
day 24:19
DC 8:18 16:15 23:5,16
 24:16
December 12:16 13:8
 14:12 15:4,20 16:14
 17:5,17 19:12
deny 9:21 14:2 15:6
 16:4 22:3
Detail 20:4
Dietz 8:4
Discount 4:15
discussing 23:10
District 1:1 14:13 23:4
Donovan 1:14,16

E

EI 5:17 6:8
electronic 24:15
Emille's 17:6
endorsement 6:20
entertainment 6:20,21
establishments 11:13
existence 15:8

F

Fact- 8:7
Farmbird 10:14

favor 2:14 3:5,18 4:9,21
 5:11 6:2,15 7:6,21
 8:12 9:2,14 10:4,20
 11:19 12:11 13:3,16
 14:7,20 15:14 16:9,22
 17:12 18:3,16 19:7,20
 20:9,19 21:12 22:8,21
Final 20:4,15
Finding 8:8
fine 21:5
first 2:5 7:12 10:10 12:3
 21:3
Five 19:13
following 11:6
Food 14:13
Friendship 15:8

G

garden 6:7 10:14 17:18
Gelato 12:18
give 24:11
Graffiato 11:10
Gran 3:11
Grapes 11:8
Grill 22:13
Grocery 7:14
Group 19:13

H

Halftime 21:4,6
hearing 1:12 8:8 23:10
 24:14
Hearings 24:21
Hilton 17:18
hold 23:8 24:12
Holdings 22:13
Hopeful 13:21,22
Hopes 11:8
hours 4:14 5:4
House 22:14

I

Inc.'s 13:21 22:14
Inn-DC/U.S 17:18
investigations 23:11
Investigative 1:8 23:15
 24:21
Investigator 15:9
invoices 22:14

J

James 9:19
January 1:10 18:21
 23:9,16,17
Jenny's 11:11
JR 1:17

K

L	5:21 6:12 7:3,18 8:9 8:21 9:11 10:1,17 11:16 12:8,22 13:13 14:4,17 15:11 16:6,19 17:9,22 18:13 19:3,4 19:17 20:6,16 21:9,13 21:15,17,20 22:5,18 23:19 24:3,5,7	23:1 opposition 21:16,19 order 13:22 15:7 ownership 2:7	14:3 16:2,5,18 17:8 17:21 18:12 21:5,8 22:4,14,17 requesting 10:12 response 15:19 restaurant 5:17 6:8,22 9:8 11:7 14:13 review 2:6,18 3:9,22 4:13 5:3,15 6:6,19 7:13 8:3,16 9:6,18 10:11 12:4,15 13:7,20 14:11 15:2,18 16:1,13 17:4,16 18:7,20 19:11 20:2 21:4,22 22:13 Rocket 18:9 roll 23:21 room 1:13 24:14 Rulemaking 20:4,15
La 3:10 Langston 15:3 law 23:13 Leftwich's 15:10 legal 1:6,6 12:1,3 21:1,4 23:14,15 24:20 letter 7:13 8:3 10:11 12:4 15:7 license 2:6,8,19,20 3:10 3:11 4:1,2,15 5:5,18 6:9,22 7:15 8:5,18 9:8 9:19,20 10:14 11:7,8 11:9,10,10,11,13 12:5 12:18 13:9 14:1,14 15:5,21 16:3,3,15 17:6,19 18:9,22 19:14 21:6 22:1 licensee 8:4 licenses 11:5,6 22:15 Licensing 1:7 2:4,5 7:11,13 10:9,11 23:15 24:20 Lily 9:8 liquor 4:15 7:14 8:17 Liquor's 15:19 Liquors 15:5,21 live 6:21 LLC 12:17 Lounge 14:14	met 1:12 MIKE 1:18 Ming's 11:9 misconduct 23:12 modification 12:21 modifications 13:12 14:16 19:2,16 moot 15:22 motion 2:9,13,21 3:4,12 3:17 4:3,8,16,20 5:6 5:10,19 6:1,10,14 7:1 7:5,16,20 8:7,11,19 9:1,9,13,21 10:3,15 10:19 11:12,18 12:6 12:10,20 13:2,11,15 13:21 14:2,6,15,19 15:3,6,13,19 16:4,8 16:17,21 17:7,11,20 18:2,11,15 19:1,6,15 19:19 20:3,8,14,18 21:7,11,22 22:3,7,16 22:20 23:21,22 24:10 move 7:10 10:8 11:2 12:1 21:1 23:8 MPD 20:3	P	S
M	N	Q	R
M 16:1,2,3,3 manager's 9:19 manner 24:17 March 2:22 3:13 4:4 Market 5:5 8:5 11:8 16:3 Market's 16:2 matter 1:5 2:5,17,18 3:8 3:9,21,22 4:12,13 5:2 5:3,14,15,20 6:5,6,11 6:18,19 7:2,9,12 8:2,3 8:15,16 9:5,6,17,18 10:7,10 11:1,22 12:3 12:7,14,15 13:6,7,12 13:19,20 14:10,11 15:1,2,17,18,22 16:1 16:12,13 17:3,4,15,16 18:6,7,19,20 19:10,11 20:1,2,12,13,22 21:3 21:18,21 22:11,12 23:2 meeting 1:3 23:9 24:12 meetings 23:6,7,8 24:13 Member 1:17,17,18 2:11 3:2,15 4:6,18 5:8	n' 11:8 N.W 1:13 Navy 12:17 new 2:7 8:17 9:7 NICK 1:17 noted 15:9 notice 20:4,15 23:7 24:11,13 November 12:4 18:8	read 11:14 Reconsider 15:3,20 Reconsideration 13:21 22:1 record 11:15 Reeves 1:13 reflect 15:8 regarding 7:13 8:5 15:4 Register 23:16 24:17 regulations 23:13 Reimbursable 20:3 reinstatement 16:2 remove 2:6 report 15:10 reports 23:10 request 2:6,10,22 3:13 4:4,17 5:7 7:17 8:16 8:20 9:6,10,22 10:16	safekeeping 2:7,19 3:10 4:1 School 15:9 Seas 11:7 seating 5:16 6:7 second 2:10,11 3:1,2 3:14,15 4:5,6,17,18 5:7,8,20,21 6:11,12 7:2,3,17,18 8:8,9,20 8:21 9:10,11,22 10:1 10:8,10,16,17 11:15 11:16 12:7,8,21,22 13:12,13 14:3,4,16,17 15:10,11 16:5,6,18,19 17:8,9,21,22 18:12,13 19:2,3,4,16,17 20:5,6 20:15,16 21:8,9 22:4 22:5,17,18 23:18,19 seconded 2:13 3:4,17 4:8,20 5:10 6:1,14 7:5 7:20 8:11 9:1,13 10:3 10:19 11:18 12:10 13:2,15 14:6,19 15:13 16:8,21 17:11 18:2,15 19:6,19 20:8,18 21:11 22:7,20 23:21 24:1 Section 23:6,7 seeking 23:13 settlement 12:16 13:8 14:12 16:14 17:5,17 18:8,21 19:12 Seven 11:7 Shewayene 22:1 Shewayene's 21:22 sidewalk 5:16 Sidon 10:12 Silverstein 1:18 2:11,12 3:2,3,15,16 4:6,7,18
O	off- 22:14 Official 23:5 ongoing 23:11 Open 23:7 24:13 operate 2:7 opposed 2:16 3:7,20 4:11 5:1,13 6:4,17 7:8 8:1,14 9:4,16 10:6,22 11:21 12:13 13:5,18 14:9,22 15:16 16:11 17:2,14 18:5,18 19:9 19:22 20:11,21 22:10	R	S

4:19 5:8,9,21,22 6:12 6:13 7:3,4,18,19 8:9 8:10 9:11,12 10:1,2 10:17,18 11:16,17 12:8,9,22 13:1,13,14 14:17,18 16:6,7,19,20 17:22 18:1 19:3,5,17 19:18 20:6,7,16,17 21:9,10,13 22:5,6,18 22:19 24:2,3 site 22:15 Sol 5:17 6:8 Sorelle 18:22 Soul 14:13 Spirits 4:2 Sports 2:20 21:4,6 store 8:18 22:14 Street 1:13 8:5 submitted 8:4 Suite 1:13 summer 6:7 10:14 Supplemental 1:6 7:10 7:12 10:8,11 21:1,3 Supreme 5:5 Sylvia 15:5,19,21	<hr/> Y <hr/> Yard 12:17 22:13 Yohannes 10:12 <hr/> Z <hr/> Zenebe 21:22 22:1 Zenebech 6:21 <hr/> 0 <hr/> 000010 4:15 00654 11:8 060206 22:15 060423 4:2 071564 12:5 072529 2:20 077268 11:9 078461 16:3 083415 11:9 084582 7:15 086500 11:11 091955 14:1 093542 2:8 094107 21:6 097558 11:10 098041 11:11 099065 5:18 6:9 099181 3:11 <hr/> 1 <hr/> 10 12:16 13:8 100620 22:2 104606 15:21 104607 15:5 105091 22:15 105994 10:14 106670 6:22 11 14:12 16:14 17:5 23:17 110967 8:6 111311 19:14 111498 9:8 111567 5:5 111597 17:6 111599 8:18 111948 17:19 111960 16:16 111980 18:10 112072 14:14 112073 12:19 112109 13:10 112163 18:22 112526 9:20 12 5:16 13 19:12 14th 1:13 16 23:9,16 1618 7:14	17 12:4 15:20 <hr/> 2 <hr/> 2-574 23:7 2-574(b) 23:6 20 17:17 2000 1:13 20009 1:13 2018 12:4,16 13:8 14:12 15:4,20 16:14 17:5,17 18:8 19:12 2018-654 13:22 2019 1:10 2:22 3:13 4:4 18:21 23:9,16,17 <hr/> 3 <hr/> 3-1-0 21:19 30 6:7 18:8 31 2:22 3:13 4:4 <hr/> 4 <hr/> 4-0-0 3:8,21 4:12 5:2,14 6:5,18 7:9 8:2,15 9:5 9:17 10:7 11:1,22 12:14 13:6,19 14:10 15:1,17 16:12 17:3,15 18:6,19 19:10 20:1,12 20:22 22:11 23:2 4:50 2:2 400S 1:13 <hr/> 5 <hr/> 5-0-0 2:17 5:07 24:18,22 <hr/> 6 <hr/> 7 <hr/> 7 15:4 <hr/> 8 <hr/> 9 <hr/> 9 1:10
<hr/> T <hr/> t/a 12:17 13:22 Taco 16:15 TBD 13:22 Technical 20:14 Tequileria 5:17 6:8 Thank 21:20 24:19 timely 24:17 Tuscana 11:9 <hr/> U <hr/> USA 22:14 <hr/> V <hr/> Ventnor 2:20 Villa 3:11 violations 23:13 vote 23:22 <hr/> W <hr/> W 1:14,16 Washington 1:13 website 24:16 Wednesday 1:10 Wharfside 13:9 Wine 4:2,15 7:14 Wines 18:9 Wise 12:17 Wiseguy 12:18 withdraw 8:17 9:7 <hr/> X <hr/>		

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This is to certify that the foregoing transcript

In the matter of: Agenda

Before: DCABRA

Date: 01-09-19

Place: Washington, DC

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