

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

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

Wednesday
 July 18, 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

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

2 (12:03 p.m.)

3 CHAIRPERSON ANDERSON: All right, let
4 us do the --

5 (Off the record comments)

6 CHAIRPERSON ANDERSON: All right,
7 we're going to do the legal agenda. The first
8 matter on our legal agenda is to review Capital
9 Wine & Spirits motion to reinstate license,
10 License Number 060423. I make a motion that we
11 approve this request. 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 (Ayes all around)

17 CHAIRPERSON ANDERSON: Those opposed?
18 The matter passed 6-0-0.

19 The next matter for review is
20 settlement agreement dated July 11th, 2018
21 between ANC 2F and Courtyard by Marriott, License
22 Number 110216. I make a motion that we approve

1 this request for this modification. Is there a
2 second?

3 MEMBER CATO: Second.

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

6 (Ayes all around)

7 CHAIRPERSON ANDERSON: Those opposed?

8 The matter passed 6-0-0.

9 The next matter to review is
10 settlement agreement dated July 11th, 2018
11 between ANC 2F and The Courtyard by Marriott,
12 License Number 110185. I make a motion that we
13 approve this agreement with modification. Is
14 there a second?

15 MEMBER SILVERSTEIN: Second.

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

19 (Ayes all around)

20 CHAIRPERSON ANDERSON: All opposed?

21 The matter passed 6-0-0.

22 We know move to our supplementary

1 legal agenda. The first matter on our
2 supplemental legal agenda is the review amendment
3 settlement agreement dated July 16th, 2018
4 between ANC 3C and Silver, License Number 105729.
5 I make a motion that we approve this request. Is
6 there a second?

7 MEMBER SILVERSTEIN: Second.

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

11 (Ayes all around)

12 CHAIRPERSON ANDERSON: Those opposed?
13 The matter passed 6-0-0.

14 We now move to our license and agenda.
15 The first matter on our license and agenda is to
16 review application with Summer Garden with
17 seating for 148 patrons for National Mall,
18 License Number 093846. I make a motion that we
19 placard this matter. Is there a second?

20 MEMBER SILVERSTEIN: Second.

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

1 (Ayes all around)

2 CHAIRPERSON ANDERSON: Those opposed?

3 The matter passed 6-0-0.

4 The next matter is a review a request
5 for change of hours of entertainment and

6 alcoholic beverage sales for National Mall,

7 License Number 093846. I make a motion that we

8 placard this matter. Is there a second?

9 MEMBER SILVERSTEIN: Second.

10 CHAIRPERSON ANDERSON: Mr. Silverstein

11 has seconded the motion. All those in favor say

12 aye.

13 (Ayes all around)

14 CHAIRPERSON ANDERSON: Those opposed?

15 The matter passed 6-0-0.

16 The next matter on our agenda is a

17 review request to store alcoholic beverage

18 inventory in the basement level of the license

19 premises. And this is also considered an off

20 site storage permit for Lax Wine and Spirits.

21 License Number 082054. I make a motion that we

22 approve this 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 (Ayes mostly around)

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

8 MEMBER SHORT: I oppose.

9 CHAIRPERSON ANDERSON: The matter
10 passed 5 to 1 with Mr. Short in opposition.

11 We now move to our supplementary
12 license agenda. The first matter on our
13 supplementary license agenda is a review request
14 for an entertainment endorsement to provide light
15 entertainment for Summer Garden for National
16 Mall, License Number 093846. I make a motion
17 that we placard this matter. Is there a second?

18 MEMBER SILVERSTEIN: Second.

19 CHAIRPERSON ANDERSON: Mr. Silverstein
20 has seconded the motion. All those in favor say
21 aye.

22 (Ayes all around)

1 CHAIRPERSON ANDERSON: Those opposed?
2 The matter passed 6-0-0.

3 The next matter is a review request
4 for stipulated license with letter of ANC support
5 for Marriott Residence Inn by Marriott Washington
6 Downtown Convention Center, License Number
7 110216. I make a motion that we approve this
8 request. Is there a second?

9 MEMBER SILVERSTEIN: Second.

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

13 (Ayes all around)

14 CHAIRPERSON ANDERSON: Those opposed?
15 The matter passed 6-0-0.

16 The next matter is a review request
17 for stipulated license with letter of ANC support
18 for Courtyard by Marriott and Residence Inn by
19 Marriott Washington Downtown Convention Center,
20 License Number 110185. I make a motion that we
21 approve this request. Is there a second?

22 MEMBER SILVERSTEIN: Second.

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

4 (Ayes all around)

5 CHAIRPERSON ANDERSON: Those opposed?

6 The matter passed 6-0-0.

7 The next matter is a review request
8 for stipulated license with letter of ANC
9 support, the Courtyard by Marriott and Resident
10 Inn by Marriott Washington Downtime Convention
11 Center, License Number 110217. I make a motion
12 that we approve this request. Is there a second?

13 MEMBER SILVERSTEIN: Second.

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

17 (Ayes all around)

18 CHAIRPERSON ANDERSON: Those opposed?

19 The matter passed 6-0-0.

20 The next matter is to review a letter
21 from applicant requesting reconsideration of
22 decision to deny temporary license application,

1 Field House D.C. I make a motion that we deny
2 this request. Is there a second?

3 MEMBER SHORT: Second.

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

6 (Ayes all around)

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

9 The next matter is a review request to
10 store alcoholic beverages at an off site storage
11 facility for District Liquors, License Number
12 000023. I make a motion that we approve this
13 request. Is there a second?

14 MEMBER SILVERSTEIN: Second.

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

18 (Ayes all around)

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

21 We now move to our second
22 supplementary license agenda. The first matter

1 on our second supplementary license agenda is to
2 review a request for stipulated license with
3 letter of ANC support for Player's Club, License
4 Number 108190. I make a motion that we approve
5 this request. Is there a second?

6 MEMBER SILVERSTEIN: Second.

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

10 (Ayes all around)

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

13 The next matter is a review request to
14 remove license from safe keeping to immediately
15 commence alcoholic sales for Pho Viet USA Inc,
16 License Number 109297. I make a motion that we
17 approve this request. Is there a second?

18 MEMBER SILVERSTEIN: Second.

19 CHAIRPERSON ANDERSON: Mr. Silverstein
20 has seconded the motion. All those in favor say
21 aye.

22 (Ayes all around)

1 CHAIRPERSON ANDERSON: Those opposed?
2 The matter passed 6-0-0.

3 The next matter to review is
4 application for manager's license for Daniel P.
5 Befumo, License Number 109758. I make a motion
6 that we approve this request. Is there a second?

7 MEMBER SILVERSTEIN: Second.

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

11 (Ayes all around)

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

14 We now move to our cancellation
15 agenda. The first matter on the -- the board
16 will be cancelling the following licenses for the
17 reasons sited below: Town, License Number 076810
18 -- I'm sorry, 076801. And Chinese Disco, License
19 Number 078058. I make a motion that the board
20 cancel the license for these two establishments
21 because they have requested cancellation. Is
22 there a second?

1 MEMBER CATO: Second.

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

5 (Ayes all around)

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

8 As Chairperson of the Alcoholic
9 Beverage Control Board for the District of
10 Columbia in accordance with D.C. Official Code
11 Section 2574 be close meetings. And Section
12 2574, Notice of Meetings of the Open Meetings
13 Act.

14 I move that ABC Board hold a closed
15 meeting for the purpose -- hold a closed meeting
16 on July 25th, 2018 for the purpose of discussing
17 and hearing reports concerning ongoing or planned
18 investigations of alleged criminal or civil
19 misconduct or violations of the law or
20 regulations. And seeking legal advice from our
21 counsel on the board's investigative, legal, and
22 license and agenda for July 25th, 2018 as

1 published in the D.C. Register on July 20th,
2 2018. Is there a second?

3 MEMBER SILVERSTEIN: Second.

4 CHAIRPERSON ANDERSON: Mr. Silverstein
5 has seconded the motion. I will take a roll
6 call, vote on the motion before us now that has
7 been seconded. Ms. Wahabzadah?

8 MEMBER WAHABZADAH: I agree.

9 CHAIRPERSON ANDERSON: Mr.
10 Silverstein?

11 MEMBER SILVERSTEIN: I agree.

12 CHAIRPERSON ANDERSON: Mr. Short?

13 MR. SHORT: I agree.

14 CHAIRPERSON ANDERSON: Mr. Alberti?

15 MR. ALBERTI: I agree.

16 CHAIRPERSON ANDERSON: Mr. Cato?

17 MR. CATO: I agree.

18 CHAIRPERSON ANDERSON: As it appears
19 that the motion has -- Mr. Anderson, I agree as
20 it appears that the motion has passed. I hereby
21 give notice that the ABC Board will hold the
22 aforementioned closed meetings pursuant to the

1 Open Meetings Act. Notice will also be posted on
2 the ABC Board Hearing Room bulletin board, placed
3 on electronic calendar and ABRA's website. And
4 published in the D.C. Register in as timely a
5 matter as practical.

6 It is 12:14 p.m. and we are adjourned
7 for the day. Thank you all.

8 (Whereupon, the meeting in the above-
9 entitled matter was concluded at 12:14 p.m.)

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