

## DISTRICT OF COLUMBIA

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## ALCOHOLIC BEVERAGE CONTROL BOARD

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## MEETING

IN THE MATTER OF: :

LEGAL AGENDA :

SUPPLEMENTAL LEGAL AGENDA:

LICENSING AGENDA :

SUPPLEMENTAL LICENSING :

AGENDA :

CANCELLATION AGENDA :

Wednesday  
March 25, 2020

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  
RAFI ALIYA CROCKETT, Member  
EDWARD S. GRANDIS, Member\*  
JENI HANSEN, Member  
JAMES SHORT, JR., Member  
REMA WAHABZADAH, Member\*

\*Present via telephone

T-A-B-L-E O-F C-O-N-T-E-N-T-S

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

2 10:54 a.m.

3 CHAIRPERSON ANDERSON: Good morning,  
4 everyone. I'd like to welcome you to the regular  
5 scheduled meeting of the District of Columbia  
6 Alcoholic Beverage Control Board. Today is March  
7 25th, 2020.

8 I would like to introduce members of  
9 the Board with us today. We do have Mr. James  
10 Short. We do have Mr. Bobby Cato. We do have  
11 Ms. Rema Wahabzadah. We do have Ms. Rafi  
12 Crockett. We have Ms. Jeni Henson. We have Mr.  
13 Edward Grandis. My name is Donovan Anderson and  
14 I'm the Chairman of the Board. We have seven  
15 members in attendance today for the conduct of  
16 business and we do have the quorum.

17 I would like to mention three things  
18 before we get started. First of all, if you have  
19 any electronic devices; pagers, cell phones or  
20 such, please make certain that they're turned off  
21 to avoid any interruption of the proceeding.

22 Secondly, there is a piece of paper at  
23 each table. When you come forward and your case  
24 is called, please take a seat at the table and  
25 please sign in. This is to ensure we can spell

1 your name for the record.

2 Lastly, please note that today's  
3 meeting of the Alcoholic Beverage Control Board  
4 is governed by the Open Meetings Act. Please  
5 address any questions or complaints to the Office  
6 of Open Government at [Opengovoffice@dc.gov](mailto:Opengovoffice@dc.gov). I  
7 will note the approximate time is 10:48 a.m.

8 (Whereupon, the foregoing matter went  
9 off the record at 10:48 a.m. and went back on the  
10 record at 10:54 a.m.)

11 CHAIRPERSON ANDERSON: All right,  
12 we're going to now do our legal agenda. The  
13 first matter on our legal agenda is the Review of  
14 Protestant's Motion to Dismiss or in the  
15 alternative for summary denial of the  
16 application, dated February 18th, 2020. And it's  
17 MAHK Meetings, LLC, to be determined, License No.  
18 115363. I make a motion that we deny this  
19 request. Is there a second?

20 MEMBER SHORT: Second.

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

23 (chorus of ayes)

24 CHAIRPERSON ANDERSON: Those opposed?

25 The matter passed 7-0-0.

1                   The next matter to review is  
2                   Applicant's opposition to protest the motion to  
3                   dismiss the application or in the alternative for  
4                   summary denial of the application, dated February  
5                   20th, 2020. This is the MAHK Meetings, to be  
6                   determined, License No. 115364. This matter is  
7                   now moot.

8                   The next matter is the review of the  
9                   Protestant's reply to the Applicant's opposition  
10                  to the Protestant's motion to dismiss the  
11                  application or in the alternative for summary  
12                  denial of the application, dated March 6th, 2020.  
13                  And the MAHK Meetings, LLC, to be determined,  
14                  License No. 115363. This matter is now moot  
15                  also.

16                  We now move to our supplemental legal  
17                  agenda. The first matter on our supplemental  
18                  legal agenda is a review of the settlement  
19                  agreement, dated March 10th, 2020 between ANC 2F  
20                  and Butter Chicken Company 2, License No. 116156.  
21                  I make a motion that we approve with  
22                  modifications. Is there a second?

23                               MEMBER CROCKETT: Second.

24                               CHAIRPERSON ANDERSON: Ms. Crockett  
25                               has seconded the motion. All those in favor say

1 aye.

2 (chorus of ayes)

3 CHAIRPERSON ANDERSON: Those opposed?

4 The matter passed 7-0-0.

5 The next matter to review is a request  
6 for extension of time to complete OIC terms due  
7 to the pandemic, Aqua Restaurant, License No.  
8 060477. I make a motion that we approve this  
9 request. Is there a second?

10 MEMBER CROCKETT:

11 CHAIRPERSON ANDERSON: Ms. Crockett  
12 has seconded the motion. All those in favor say  
13 aye.

14 (chorus of ayes)

15 CHAIRPERSON ANDERSON: Those opposed?

16 The matter passed 7-0-0.

17 The next matter is the review of  
18 temporary restaurant endorsement and safekeeping  
19 of license notice of emergency rulemaking. I  
20 make a motion that we approve this request. Is  
21 there a second?

22 MEMBER SHORT: Second.

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

25 (chorus of ayes)

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

3                   The next matter is the review of the  
4                   suspension of the on-premises alcohol sales and  
5                   consumption due to public emergency notice of  
6                   second emergency rulemaking. I make a motion  
7                   that we approve this request. Is there a second?

8                   MEMBER CROCKETT: Second.

9                   CHAIRPERSON ANDERSON: Ms. Crockett  
10                  has seconded the motion. All those in favor, say  
11                  aye.

12                  (chorus of ayes)

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

15                  We now move to our licensing agenda.  
16                  The first matter on our licensing agenda is to  
17                  review application for safekeeping of license,  
18                  Seasons and Sessions, License No. 106088. I make  
19                  a motion that we grant this request through  
20                  October 31st, 2020. Is there a second?

21                  MEMBER CROCKETT: Second.

22                  CHAIRPERSON ANDERSON: Ms. Crockett  
23                  has seconded the motion. All those in favor, say  
24                  aye.

25                  (chorus of ayes)

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

3                   The next matter is to review request  
4                   to include the basement space, previously  
5                   approved as storage as part of the license  
6                   premises for alcoholic beverage, sales, and  
7                   consumption for the Library Tavern, License No.  
8                   105058. I make a motion that we approve this  
9                   request. Is there a second?

10                  MEMBER SHORT: Second.

11                  CHAIRPERSON ANDERSON: Mr. Short has  
12                  seconded the motion. All those in favor, say  
13                  aye.

14                  (chorus of ayes)

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

17                  The next matter is to review  
18                  application with change of hours for the Summer  
19                  Garden for Chi-Cha Lounge, License No. 026519. I  
20                  make a motion that we placard this matter. Is  
21                  there a second?

22                  MEMBER CROCKETT: Second.

23                  CHAIRPERSON ANDERSON: Ms. Crockett  
24                  has seconded the motion. All those in favor, say  
25                  aye.



1 (chorus of ayes)

2 CHAIRPERSON ANDERSON: Those opposed?

3 The matter passed 7-0-0.

4 The next matter to review is  
5 application for a summer garden with 16 seats,  
6 the Nile Ethiopian Restaurant and Nile Market,  
7 License No. 060432. I make a motion that was  
8 placard this matter. Is there a second?

9 MEMBER CROCKETT: Second.

10 CHAIRPERSON ANDERSON: Ms. Crockett  
11 has seconded the motion. All those in favor, say  
12 aye.

13 (chorus of ayes)

14 CHAIRPERSON ANDERSON: Those opposed?

15 The matter passed 7-0-0.

16 We now move to our supplemental  
17 licensing agenda. The first matter on our  
18 supplemental licensing agenda is to review  
19 application for safekeeping of license, Wheeler  
20 Spirits and Wine, License No. 112241. I make a  
21 motion that was grant this request through  
22 October 31st, 2020. Is there a second?

23 MEMBER SHORT: Second.

24 CHAIRPERSON ANDERSON: Mr. Short has  
25 seconded the motion. All those in favor, say

1 aye.

2 (chorus of ayes)

3 CHAIRPERSON ANDERSON: Those opposed?

4 The matter passed 7-0-0.

5 The next matter is to review  
6 application for safekeeping of license, Donovan  
7 House/Zentan, License No. 082474. I make a  
8 motion that we grant this request through October  
9 31st, 2020. Is there a second?

10 MEMBER CROCKETT: Second.

11 CHAIRPERSON ANDERSON: Ms. Crockett  
12 has seconded the motion. All those in favor, say  
13 aye.

14 (chorus of ayes)

15 CHAIRPERSON ANDERSON: Those opposed?

16 The matter passed 7-0-0.

17 The next matter is to review a request  
18 to extend safekeeping of license, Skylark Lounge,  
19 License No. 090611. I make a motion that we  
20 approve this request through September 31st,  
21 2020. Is there a second?

22 MEMBER SHORT: Second.

23 CHAIRPERSON ANDERSON: Mr. Short has  
24 seconded the motion. All those in favor, say  
25 aye.

1 (chorus of ayes)

2 CHAIRPERSON ANDERSON: Those opposed?

3 The matter passed 7-0-0.

4 The next matter is to review request  
5 to extend safekeeping of license, FoBoGro,  
6 License No. 082431. I make a motion that we  
7 grant this request through September 31st, 2020.  
8 Is there a second?

9 MEMBER CROCKETT: Second.

10 CHAIRPERSON ANDERSON: Ms. Crockett  
11 has seconded the motion. All those in favor, say  
12 aye.

13 (chorus of ayes)

14 CHAIRPERSON ANDERSON: Those opposed?

15 The matter passed 7-0-0.

16 The next matter is to review  
17 application for change of hours to add Sunday  
18 hours for the Bruery, License No. 107892. I make  
19 a motion that we approve this request. Is there  
20 a second?

21 MEMBER CROCKETT: Second.

22 CHAIRPERSON ANDERSON: Ms. Crockett  
23 has seconded the motion. All those in favor, say  
24 aye.

25 (chorus of ayes)

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

3 The next matter is to review request  
4 to store alcoholic beverages off site for Saint  
5 Yves, License No. 099876. I make a motion that  
6 we approve this request. Is there a second?

7 MEMBER SHORT: Second.

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

11 (chorus of ayes)

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

14 We now move to our cancellation  
15 agenda. The ABC Board will be cancelling the  
16 following items for the reasons outlined below.  
17 Surfside, License No. 8078406. The license  
18 request cancellation for the ABC. I make a  
19 motion that we approve this request. Is there a  
20 second?

21 MEMBER CROCKETT: Second.

22 CHAIRPERSON ANDERSON: Ms. Crockett  
23 has seconded the motion. All those in favor, say  
24 aye.

25 (chorus of ayes)

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

3                   As Chairperson of the Alcoholic  
4                   Beverage Control Board for the District of  
5                   Columbia in accordance with Title 3, Chapter 405  
6                   Office of Open Government, I move that ABC Board  
7                   hold a closed meeting on April 1st, 2020 for the  
8                   purpose of discussing and hearing reports  
9                   concerning ongoing or planned investigations of  
10                  alleged criminal or civil misconduct or  
11                  violations of law or regulations and seeking  
12                  legal advice from our counsel on the Board's  
13                  investigative agenda, legal agenda, and licensing  
14                  agenda for April 1st, 2020 as will be published  
15                  in DC Register on March 27th, 2020. Is there a  
16                  second?

17                  MEMBER CROCKETT: Second.

18                  CHAIRPERSON ANDERSON: Ms. Crockett  
19                  has seconded the motion. I will take a roll call  
20                  vote on the motion before us now that has been  
21                  seconded. Mr. Short?

22                  MEMBER SHORT: I agree.

23                  CHAIRPERSON ANDERSON: Ms. Hensen?

24                  MEMBER HANSEN: I agree.

25                  CHAIRPERSON ANDERSON: Mr. Cato?

1 MEMBER CATO: I agree.

2 CHAIRPERSON ANDERSON: Ms. Crockett?

3 MEMBER CROCKETT: I agree.

4 CHAIRPERSON ANDERSON: Ms. Wahabzadah?

5 MEMBER WAHABZADAH: I agree.

6 CHAIRPERSON ANDERSON: Mr. Grandis?

7 Mr. Grandis?

8 MEMBER WAHABZADAH: His phone is  
9 muted.

10 MEMBER GRANDIS: I agree.

11 CHAIRPERSON ANDERSON: As it appears  
12 that the motion has passed, I hereby give notice  
13 that ABC Board will hold this aforementioned  
14 closed meeting. Pursuant to the Open Meetings  
15 Act, notice will also be posted on the ABC Board  
16 Hearing Room bulletin board, placed on electronic  
17 calendar in ABRA's website, and published in the  
18 DC Register in as timely a manner as practical.

19 It is 11:03 a.m. and we are adjourned  
20 for the day. Thank you.

21 (Whereupon, the foregoing matter went  
22 off the record at 11:03 a.m. and resumed at 11:04  
23 a.m.)

24 CHAIRPERSON ANDERSON: And why don't  
25 you repeat what you have to say, Mr. Grandis? Go

1 ahead Mr. Grandis.

2 MEMBER GRANDIS: I apologize I was on  
3 mute at one point and didn't realize during the  
4 vote on the FoBoGro matter. I would like to  
5 recuse myself from that one.

6 CHAIRPERSON ANDERSON: So the matter  
7 for the --

8 MEMBER GRANDIS: The safekeeping of  
9 the license.

10 CHAIRPERSON ANDERSON: So the matter of  
11 the safekeeping of the license for FoBoGro, the  
12 matter passed 6-0 with Mr. Grandis abstaining  
13 from participation in this vote. Okay, thank you  
14 Mr. Grandis.

15 MEMBER GRANDIS: Thank you.

16 CHAIRPERSON ANDERSON: All right, thank  
17 you.

18 (Whereupon, the foregoing matter went  
19 off the record at 11:05 a.m.)

20

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25

**A**

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Before: DCABRA

Date: 03-25-20

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*Neal R Gross*

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Court Reporter

**NEAL R. GROSS**

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