

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

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

Wednesday
May 23, 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

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

2:56 p.m.

CHAIRPERSON ANDERSON: Okay. We are back on the record. We will now do our Licensing Agenda.

The first matter on our Licensing Agenda is to review application for safekeeping of license, Staples Beer & Wine Grocery, LLC.

I make a motion that we approve this request through September 30, 2018.

MEMBER SHORT: Second.

CHAIRPERSON ANDERSON: Mr. Short 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 request for change of hours for Gallaudet University Conference Center, License No. 060796.

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

1 MEMBER CATO: Second.

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

4 All those in favor say aye.

5 ALL: Aye.

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

8 The next matter is to review request
9 to expand to second floor of the licensed
10 premises and to add 49 more seats, Unity, License
11 No. 109064.

12 I make a motion that we placard this
13 matter. Is there a second?

14 MEMBER SILVERSTEIN: Second.

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

17 All those in favor say aye.

18 ALL: Aye.

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

21 The next matter is to review
22 application for a Tasting Permit, Open Door

1 Market, License No. 109402.

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

4 MEMBER CATO: Second.

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

7 All those in favor say aye.

8 ALL: Aye.

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

11 We now move to our Supplemental
12 Licensing Agenda.

13 The first matter on our Supplemental
14 Licensing Agenda is to review request for
15 stipulated license with letter of ANC support,
16 Karibbean Kitchen, License No. 109111.

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 5-0-0.

4 The next matter is to review request
5 to return license to safekeeping and to extend
6 safekeeping through September 30, 2018. Formerly
7 Fairmont Market, License No. 077898.

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

10 MEMBER SILVERSTEIN: Second.

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

13 All those in favor say aye.

14 ALL: Aye.

15 CHAIRPERSON ANDERSON: Those opposed?

16 The matter passes 5-0-0.

17 The next matter is to review
18 architectural floor plan for a new full-service
19 grocery store, Zemen, License No. 100238.

20 I make a motion that we placard this
21 matter. 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 MEMBER SHORT: Aye.

5 CHAIRPERSON ANDERSON: Aye.

6 MEMBER SILVERSTEIN: Aye.

7 MEMBER CATO: Aye.

8 CHAIRPERSON ANDERSON: Those opposed?
9 Any abstentions?

10 MEMBER ALBERTI: Which one is this?

11 CHAIRPERSON ANDERSON: It's --

12 MEMBER ALBERTI: Oh, I abstain from
13 that one, yes. Thank you.

14 CHAIRPERSON ANDERSON: The matter
15 passes 4-0-1 with Mr. Alberti abstaining.

16 MEMBER ALBERTI: Thank you.

17 CHAIRPERSON ANDERSON: The next matter
18 is to review request to change hours for Tryst,
19 License No. 025781.

20 I make a motion that we approve this
21 matter. 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 5-0-0.

7 The next matter is to review request
8 for approval to provide gifts that do not exceed
9 \$500 to various licensed-D.C. realtors, Heineken,
10 USA, Inc., License No. 40031900123.

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 5-0-0.

20 We now move to our Second Supplemental
21 Licensing Agenda.

22 The first matter on our Second

1 Supplemental Licensing Agenda is to review
2 application for a sidewalk cafe with seating for
3 four patrons, Roofers Union - Jug and Table,
4 License No. 093592.

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

7 MEMBER SHORT: Second.

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

10 All those in favor say aye.

11 ALL: Aye.

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

14 We now move to our Legal Agenda.

15 The first matter on our Legal Agenda
16 is the review of settlement agreement dated May
17 9, 2018 between ANC-1A and Kraken Axes, License
18 No. 109296.

19 I make a motion that we approve this
20 with modifications. 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 5-0-0.

6 The next matter is review of a
7 settlement agreement dated May 15, 2018 between
8 ANC-3F and R Squared Selections, License No.
9 101774.

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

12 MEMBER CATO: Second.

13 CHAIRPERSON ANDERSON: Mr. Cato has
14 seconded the motion.

15 All those in favor say aye.

16 ALL: Aye.

17 CHAIRPERSON ANDERSON: Those opposed?

18 The matter passes 5-0-0.

19 The next matter is review of
20 settlement agreement dated May 15, 2018 between
21 ANC-3F and Sommpicks, LLC, License No. 098591.

22 I make a motion that we approve this

1 request with modifications. 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 5-0-0.

9 The next matter is review of a
10 settlement agreement dated May 15, 2018 between
11 ANC-3F and First Vine.

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

14 MEMBER SILVERSTEIN: Second.

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

17 All those in favor say aye.

18 ALL: Aye.

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

21 The next matter is the review of
22 settlement agreement dated May 15, 2018 between

1 ANC-3F and A-Team Importers, License No. 102653.

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

4 MEMBER SILVERSTEIN: Second.

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

7 All those in favor say aye.

8 ALL: Aye.

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

11 We now move to our Supplemental Legal
12 Agenda.

13 The first matter on our Supplemental
14 Legal Agenda is the review of Restaurant
15 Associate's request for reinstatement of its
16 Caterer's License, License No. 077045.

17 I make a motion that we approve this
18 request along with a payment of all outstanding
19 fees, including late fees. Is there a 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: Those opposed?

4 The matter passes 5-0-0.

5 The next matter is a review of
6 Player's Lounge's request to store invoices off-
7 site, License No. 108190.

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

10 MEMBER SILVERSTEIN: Second.

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

13 All those in favor say aye.

14 ALL: Aye.

15 CHAIRPERSON ANDERSON: Those opposed?

16 The matter passes 5-0-0.

17 The next matter is the review of
18 amended settlement agreement dated May 2, 2018
19 between ANC-3D and Palisades Deli & Market,
20 License No. 079038.

21 I make a motion that we approve 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 5-0-0.

8 The next matter is the review of Local
9 Vine's Motion to Reconsider Order Canceling
10 License, Local Vine, License No. 103795.

11 I make a motion that we approve this
12 request along with all outstanding fees,
13 including late fees. Is there a second?

14 MEMBER ALBERTI: Second.

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

17 All those in favor say aye.

18 ALL: Aye.

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

21 As Chairperson of the Alcoholic
22 Beverage Control Board for the District of

1 Columbia and in accordance with DC Official Code
2 Section 2-574(b), closed meetings, and Section 2-
3 574, Notice of Meetings, of the Open Meetings
4 Act, I move that the ABC Board hold a closed
5 meeting on June 6, 2018 for the purpose of
6 discussing and hearing reports concerning ongoing
7 or planned investigations of alleged criminal or
8 civil misconduct or violations of law or
9 regulations and seeking legal advice from our
10 counsel on the Board's Investigative, Legal and
11 Licensing Agenda for June 6, 2018 as published in
12 the DC Register on May 25, 2018. Is there a
13 second?

14 MEMBER SILVERSTEIN: Second.

15 CHAIRPERSON ANDERSON: Mr. Silverstein
16 has seconded the motion. I will now take a roll
17 call vote on the motion before us now that it has
18 been seconded.

19 Mr. Silverstein?

20 MEMBER SILVERSTEIN: I agree.

21 CHAIRPERSON ANDERSON: Mr. Short?

22 MEMBER SHORT: I agree.

1 CHAIRPERSON ANDERSON: Mr. Alberti?

2 MEMBER ALBERTI: I agree.

3 CHAIRPERSON ANDERSON: Mr. Cato?

4 MEMBER CATO: I agree.

5 CHAIRPERSON ANDERSON: Mr. Anderson?

6 I agree.

7 As it appears that the motion has
8 passed, I hereby give notice that the ABC Board
9 will hold this aforementioned closed meeting
10 pursuant to the Open Meetings Act. Notice will
11 also be posted on the ABC Board hearing room
12 bulletin board, placed on the electronic calendar
13 on ABRA's website and published in the DC
14 Register in as timely a manner as practicable.

15 It is 3:06 p.m. and we are adjourned
16 for the day. Thank you.

17 (Whereupon, the Licensing and Legal
18 Agenda Hearing was concluded at 3:06 p.m.)

19

20

21

22

A	B			
A-Team 11:1 ABC 14:4 15:8,11 ABRA's 15:13 abstain 6:12 abstaining 6:15 abstentions 6:9 Act 14:4 15:10 add 3:10 adjourned 15:15 advice 14:9 aforementioned 15:9 Agenda 1:6,6,7 2:5,7 4:12,14 7:21 8:1,14 8:15 11:12,14 14:11 15:18 agree 14:20,22 15:2,4,6 agreement 8:16 9:7,11 9:20 10:10,22 11:3 12:18 Alberti 1:16 6:10,12,15 6:16 7:13,14 13:14,15 15:1,2 Alcoholic 1:2,11,12 13:21 alleged 14:7 amended 12:18 ANC 4:15 ANC-1A 8:17 ANC-3D 12:19 ANC-3F 9:8,21 10:11 11:1 Anderson 1:13,16 2:3 2:12,16 3:2,6,15,19 4:5,9,20 5:2,11,15 6:1 6:5,8,11,14,17 7:1,5 7:14,18 8:8,12,22 9:4 9:13,17 10:3,7,15,19 11:5,9,21 12:3,11,15 13:2,6,15,19 14:15,21 15:1,3,5,5 appears 15:7 application 2:7 3:22 8:2 approval 7:8 approve 2:9,21 4:2,17 6:20 7:11 8:19 9:10 9:22 10:12 11:2,17 12:8,21 13:11 architectural 5:18 Associate's 11:15 Axes 8:17 aye 2:14,15 3:4,5,17,18 4:7,8,22 5:1,13,14 6:3 6:4,5,6,7 7:3,4,16,17 8:10,11 9:2,3,15,16 10:5,6,17,18 11:7,8 12:1,2,13,14 13:4,5 13:17,18	back 2:4 Beer 2:8 Beverage 1:2,11,12 13:22 board 1:2,11 13:22 14:4 15:8,11,12 Board's 14:10 BOBBY 1:17 Building 1:12 bulletin 15:12	expand 3:9 extend 5:5	7:10 8:4,17 9:8,21 11:1,16,16 12:7,20 13:10,10 licensed 3:9 licensed-D.C 7:9 Licensing 1:7 2:4,6 4:12,14 7:21 8:1 14:11 15:17 LLC 2:8 9:21 Local 13:8,10 Lounge's 12:6	
	C	F	M	
	cafe 8:2 calendar 15:12 call 14:17 Canceling 13:9 Caterer's 11:16 Cato 1:17 3:1,2 4:4,5 6:7 9:12,13 15:3,4 Center 2:20 Chairperson 1:13,16 2:3,12,16 3:2,6,15,19 4:5,9,20 5:2,11,15 6:1 6:5,8,11,14,17 7:1,5 7:14,18 8:8,12,22 9:4 9:13,17 10:3,7,15,19 11:5,9,21 12:3,11,15 13:2,6,15,19,21 14:15 14:21 15:1,3,5 change 2:19 6:18 civil 14:8 closed 14:2,4 15:9 Code 14:1 Columbia 1:1 14:1 concerning 14:6 concluded 15:18 Conference 2:20 Control 1:2,11,12 13:22 counsel 14:10 criminal 14:7	cafe 8:2 calendar 15:12 call 14:17 Canceling 13:9 Caterer's 11:16 Cato 1:17 3:1,2 4:4,5 6:7 9:12,13 15:3,4 Center 2:20 Chairperson 1:13,16 2:3,12,16 3:2,6,15,19 4:5,9,20 5:2,11,15 6:1 6:5,8,11,14,17 7:1,5 7:14,18 8:8,12,22 9:4 9:13,17 10:3,7,15,19 11:5,9,21 12:3,11,15 13:2,6,15,19,21 14:15 14:21 15:1,3,5 change 2:19 6:18 civil 14:8 closed 14:2,4 15:9 Code 14:1 Columbia 1:1 14:1 concerning 14:6 concluded 15:18 Conference 2:20 Control 1:2,11,12 13:22 counsel 14:10 criminal 14:7	Fact- 5:8 Fairmont 5:7 favor 2:14 3:4,17 4:7,22 5:13 6:3 7:3,16 8:10 9:2,15 10:5,17 11:7 12:1,13 13:4,17 fees 11:19,19 13:12,13 Finding 5:9 first 2:6 4:13 7:22 8:15 10:11 11:13 floor 3:9 5:18 Formerly 5:6 four 8:3 full-service 5:18	manner 15:14 Market 4:1 5:7 12:19 matter 1:5 2:6,17,18 3:7 3:8,13,20,21 4:10,13 5:3,4,16,17,21 6:14 6:17,21 7:6,7,19,22 8:6,13,15 9:5,6,18,19 10:8,9,20,21 11:10,13 12:4,5,16,17 13:7,8 13:20 meeting 1:3 14:5 15:9 meetings 14:2,3,3 15:10 Member 1:16,17,17,18 2:11 3:1,14 4:4,19 5:10,22 6:4,6,7,10,12 6:16,22 7:13 8:7,21 9:12 10:2,14 11:4,20 12:10 13:1,14 14:14 14:20,22 15:2,4 met 1:12 MIKE 1:17 misconduct 14:8 modifications 8:20 9:11 10:1,13 11:3 motion 2:9,13,21 3:3,12 3:16 4:2,6,17,21 5:8 5:12,20 6:2,20 7:2,11 7:15 8:5,9,19 9:1,10 9:14,22 10:4,12,16 11:2,6,17,22 12:8,12 12:21 13:3,9,11,16 14:16,17 15:7 move 4:11 7:20 8:14 11:11 14:4
	D	G	H	
	D.C 1:13 dated 8:16 9:7,20 10:10 10:22 12:18 day 15:16 DC 14:1,12 15:13 Deli 12:19 discussing 14:6 District 1:1 13:22 Donovan 1:13,16 Door 3:22	Gallaudet 2:19 gifts 7:8 give 15:8 grocery 2:8 5:19	hearing 1:12 5:9 14:6 15:11,18 Heineken 7:9 hold 14:4 15:9 hours 2:19 6:18	
		I	J	
		Importers 11:1 including 11:19 13:13 investigations 14:7 Investigative 1:6 14:10 invoices 12:6	JAMES 1:18 JR 1:17 Jug 8:3 June 14:5,11	
		K		
		Karibbean 4:16 Kitchen 4:16 Kraken 8:17		
		L	N	
		late 11:19 13:13 law 14:8 legal 1:6 8:14,15 11:11 11:14 14:9,10 15:17 letter 4:15 license 2:8,20 3:10 4:1 4:15,16 5:5,7,19 6:19	N.W 1:12 new 5:18 NICK 1:16 notice 14:3 15:8,10	
			O	
			off- 12:6 Official 14:1	

ongoing 14:6	8:1,16 9:6,19 10:9,21	U	9:7,20 10:10,22 12:18
Open 3:22 14:3 15:10	11:14 12:5,17 13:8	Union 8:3	14:5,11,12
opposed 2:16 3:6,19	roll 14:16	Unity 3:10	23 1:10
4:9 5:2,15 6:8 7:5,18	Roofers 8:3	University 2:19	25 14:12
8:12 9:4,17 10:7,19	room 1:12 15:11	USA 7:10	
11:9 12:3,15 13:6,19		V	3
Order 13:9	S	various 7:9	3:06 15:15,18
outstanding 11:18	safekeeping 2:7 5:5,6	Vine 10:11 13:10	30 2:10 5:6
13:12	seating 8:2	Vine's 13:9	
	seats 3:10	violations 14:8	4
P	second 2:11,22 3:1,9	vote 14:17	4-0-1 6:15
P-R-O-C-E-E-D-I-N-G-S	3:13,14 4:3,4,18,19		40031900123 7:10
2:1	5:9,10,21,22 6:21,22	W	400S 1:13
p.m 2:2 15:15,18	7:12,13,20,22 8:6,7	W 1:13,16	49 3:10
Palisades 12:19	8:20,21 9:11,12 10:1	Washington 1:13	
passed 15:8	10:2,13,14 11:3,4,19	website 15:13	5
passes 2:17 3:7,20 4:10	11:20 12:9,10,22 13:1	Wednesday 1:9	5-0-0 2:17 3:7,20 4:10
5:3,16 6:15 7:6,19	13:13,14 14:13,14	Wine 2:8	5:3,16 7:6,19 8:13 9:5
8:13 9:5,18 10:8,20	seconded 2:13 3:3,16		9:18 10:8,20 11:10
11:10 12:4,16 13:7,20	4:6,21 5:12 6:2 7:2,15	X	12:4,16 13:7,20
patrons 8:3	8:9 9:1,14 10:4,16		500 7:9
payment 11:18	11:6,22 12:12 13:3,16	Y	574 14:3
Permit 3:22	14:16,18		
placard 3:12 5:20 8:5	Section 14:2,2	Z	6
placed 15:12	seeking 14:9	Zemen 5:19	6 14:5,11
plan 5:18	Selections 9:8		
planned 14:7	September 2:10 5:6	0	7
Player's 12:6	settlement 8:16 9:7,20	025781 6:19	
posted 15:11	10:10,22 12:18	060796 2:20	8
practicable 15:14	Short 1:18 2:11,12 6:4	077045 11:16	
premises 3:10	8:7,8 11:20,21 14:21	077898 5:7	9
PRESENT 1:15	14:22	079038 12:20	9 8:17
presiding 1:13	sidewalk 8:2	093592 8:4	
provide 7:8	Silverstein 1:17 3:14,15	098591 9:21	
published 14:11 15:13	4:19,20 5:10,11,22		
purpose 14:5	6:1,6,22 7:1 8:21,22	1	
pursuant 15:10	10:2,3,14,15 11:4,5	100238 5:19	
	12:10,11 13:1,2 14:14	101774 9:9	
Q	14:15,19,20	102653 11:1	
	site 12:7	103795 13:10	
R	site 12:7	108190 12:7	
R 9:8	Sommpicks 9:21	109064 3:11	
realtors 7:9	Squared 9:8	109111 4:16	
Reconsider 13:9	Staples 2:8	109296 8:18	
record 2:4	stipulated 4:15	109402 4:1	
Reeves 1:12	store 5:19 12:6	14th 1:12	
Register 14:12 15:14	Street 1:12	15 9:7,20 10:10,22	
regulations 14:9	Suite 1:13		2
reinstatement 11:15	Supplemental 4:11,13	2 12:18	
reports 14:6	7:20 8:1 11:11,13	2- 14:2	
request 2:10,18,22 3:8	support 4:15	2-574(b) 14:2	
4:3,14,18 5:4 6:18 7:7		2:56 2:2	
7:12 10:1,13 11:15,18	T	2000 1:12	
12:6,9,22 13:12	Table 8:3	20009 1:13	
Restaurant 11:14	Tasting 3:22	2018 1:10 2:10 5:6 8:17	
return 5:5	Thank 6:13,16 15:16		
review 2:7,18 3:8,21	timely 15:14		
4:14 5:4,17 6:18 7:7	Tryst 6:18		

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Agenda

Before: DCABRA

Date: 05-23-18

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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