

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

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

Wednesday
 November 6, 2019

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
 RAFI ALIYA CROCKETT, Member
 BOBBY CATO, JR., Member
 JAMES SHORT, Member
 REMA WAHABZADAH, Member

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

2 11:24 a.m.

3 CHAIRPERSON ANDERSON: We're back on
4 the record. Let's do the legal agenda.

5 The first matter on the legal agenda
6 is the review of ANC 1D's resolution in support
7 of a license renewal of The Raven, License No.
8 005864; Haydee's Restaurant, License No. 024663;
9 Marx Café American Bar, License No. 074712; Suns
10 Cinema, License No. 098888; and Son Jaime,
11 License No. 021925. This is just an FYI for the
12 Board.

13 The next matter on our agenda is the
14 review of Mr. Henry's motion to extend time to
15 file motion for reconsideration, Mr. Henry's,
16 License No. 017006. I make a motion that we
17 deny. Is there a second?

18 MEMBER CROCKETT: Second.

19 CHAIRPERSON ANDERSON: Ms. Crockett
20 has seconded the motion. All those in favor, say
21 aye.

22 (Chorus of aye.)

23 CHAIRPERSON ANDERSON: Those opposed.

24 (No audible response.)

25 CHAIRPERSON ANDERSON: The matter

1 passes 3-0-0. The matter is the motion for the
2 Adams Morgan Moratorium Zone Fourth Notice of
3 Proposed Rulemaking. I make a motion that we
4 approve. Is there a second?

5 MEMBER CROCKETT: Second.

6 CHAIRPERSON ANDERSON: Ms. Crockett
7 has seconded the motion. All those in favor, say
8 aye.

9 (Chorus of aye.)

10 CHAIRPERSON ANDERSON: Those opposed.

11 (No audible response.)

12 CHAIRPERSON ANDERSON: The matter
13 passes 3-0-0. We now move to our supplemental
14 legal agenda. The first matter on our
15 supplemental legal agenda is the review of Betty
16 Gojo's motion to dismiss Ken Giles as a
17 protestant, Betty's Gojo, License No. 102500.
18 This matter is now moot.

19 The next matter on our agenda is the
20 review of Ken Giles' request to withdraw his
21 protest of Betty Gojo's license renewal
22 application, Betty's Gojo, License No. 102500. I
23 make a motion that we approve this request. Is
24 there a second?

25 MEMBER CROCKETT: Second.

1 CHAIRPERSON ANDERSON: Ms. Crockett
2 has seconded the motion. All those in favor, say
3 aye.

4 (Chorus of aye.)

5 CHAIRPERSON ANDERSON: Those opposed.

6 (No audible response.)

7 CHAIRPERSON ANDERSON: The matter
8 passes 3-0-0. The next matter is a review of
9 Advisory Neighborhood Commission 6B's request to
10 extend the protest petition deadline for Wisdom
11 to November 18th, 2019, Wisdom, License No.
12 077708. I make a motion to approve this request.
13 Is there a second?

14 MEMBER CROCKETT: Second.

15 CHAIRPERSON ANDERSON: Ms. Crockett
16 has second the motion. All those in favor, say
17 aye.

18 (Chorus of aye.)

19 CHAIRPERSON ANDERSON: Those opposed.

20 (No audible response.)

21 CHAIRPERSON ANDERSON: The matter
22 passes 3-0-0. The next matter is a review of the
23 complaint from Grace Eng concerning Dos Mami's,
24 License No. 114133. I make a motion that we
25 refer this to the enforcement division. Is there

1 a second?

2 MEMBER CROCKETT: Second.

3 CHAIRPERSON ANDERSON: Ms. Crockett
4 has seconded the motion. All those in favor, say
5 aye.

6 (Chorus of aye.)

7 CHAIRPERSON ANDERSON: Those opposed.

8 (No audible response.)

9 CHAIRPERSON ANDERSON: The matter
10 passes 3-0-0. We now move to our licensing
11 agenda. The first matter on our licensing agenda
12 is a review application for safekeeping of
13 license, Juanita's Restaurant, License No.
14 091432. I make a motion that we have a fact
15 finding hearing. Is there a second?

16 MEMBER CROCKETT: Second.

17 CHAIRPERSON ANDERSON: Ms. Crockett
18 has seconded the motion. All those in favor, say
19 aye.

20 (Chorus of aye.)

21 CHAIRPERSON ANDERSON: Those opposed.

22 (No audible response.)

23 CHAIRPERSON ANDERSON: The matter
24 passes 3-0-0. The next matter is a review
25 request to extend safekeeping of license, Smokin'

1 Pig, Formerly ToucheLive, License No. 104866. I
2 make a motion that we grant this request through
3 March 31st, 2020. Is there a second?

4 MEMBER CROCKETT: Second.

5 CHAIRPERSON ANDERSON: Ms. Crockett
6 has seconded the motion. All those in favor, say
7 aye.

8 (Chorus of aye.)

9 CHAIRPERSON ANDERSON: Those opposed.

10 (No audible response.)

11 CHAIRPERSON ANDERSON: The matter
12 passes 3-0-0. The next matter is a review
13 request to extend safekeeping of license for
14 Capitol City Wine & Spirits, License No. 060423.
15 I make a motion that we grant this request for
16 March 31st, 2020. Is there a second?

17 MEMBER CATO: Second.

18 CHAIRPERSON ANDERSON: Mr. Cato has
19 seconded the motion. All those in favor, say
20 aye.

21 (Chorus of aye.)

22 CHAIRPERSON ANDERSON: Those opposed.

23 (No audible response.)

24 CHAIRPERSON ANDERSON: The matter
25 passes 3-0-0. The next matter is a review

1 request to expand the premises by increasing
2 capacity on the existing licensed floors for
3 WeWork, License No. 102006. I make motion that
4 we placard this matter. Is there a second?

5 MEMBER CROCKETT: Second.

6 CHAIRPERSON ANDERSON: Ms. Crockett
7 has seconded the motion. All those in favor, say
8 aye.

9 (Chorus of aye.)

10 CHAIRPERSON ANDERSON: Those opposed.

11 (No audible response.)

12 CHAIRPERSON ANDERSON: The matter
13 passes 3-0-0. The next matter is the review
14 application for change of hours for The State
15 Room, License No. 060457. I make a motion that
16 we approve this request. Is there a second?

17 MEMBER CROCKETT: Second.

18 CHAIRPERSON ANDERSON: Ms. Crockett
19 has seconded the motion. All those in favor, say
20 aye.

21 (Chorus of aye.)

22 CHAIRPERSON ANDERSON: Those opposed.

23 (No audible response.)

24 CHAIRPERSON ANDERSON: The matter
25 passes 3-0-0. We now move to our supplementary

1 licensing agenda. The first matter on the
2 supplementary licensing agenda is a review
3 application for a stipulated license with a
4 letter of ANC support for Uncle Lee's Seafood,
5 License No. 085918. I make a motion that we
6 approve this request. Is there a second?

7 MEMBER CROCKETT: Second.

8 MEMBER CATO: Second.

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

12 (Chorus of aye.)

13 CHAIRPERSON ANDERSON: Those opposed.

14 (No audible response.)

15 CHAIRPERSON ANDERSON: The matter
16 passes 3-0-0. The next matter is a review
17 application for safekeeping of license To Be
18 Determined, License No. 115615. I make a motion
19 that we approve this request through March 31st,
20 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 MEMBER CROCKETT: Aye.

1 CHAIRPERSON ANDERSON: Those opposed.
2 (No audible response.)

3 CHAIRPERSON ANDERSON: The matter
4 passes 3-0-0. The next matter is a review
5 request to extend safekeeping of license, Fresh
6 Direct, License No. 104699. I make a motion to
7 grant this request through March 31st, 2020. Is
8 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 aye.)

14 CHAIRPERSON ANDERSON: Those opposed.
15 (No audible response.)

16 CHAIRPERSON ANDERSON: The matter
17 passes 3-0-0. The next matter is the review
18 documents regarding ownership of establishment
19 and pending transfer application for New District
20 Kitchen, License No. 087574. I make a motion
21 that we allow the licensing division to process
22 the application. 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 aye.)

3 CHAIRPERSON ANDERSON: Those opposed.

4 (No audible response.)

5 CHAIRPERSON ANDERSON: The matter

6 passes 3-0-0. The next matter is the review

7 request to increase total occupancy load from 399

8 to 499, U Street Music Hall, License No. 083219.

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

11 MEMBER CROCKETT: Second.

12 MEMBER CATO: Second.

13 CHAIRPERSON ANDERSON: Ms. Crockett
14 and Mr. Cato have seconded the motion. All those
15 in favor, say aye.

16 (Chorus of aye.)

17 CHAIRPERSON ANDERSON: Those opposed.

18 (No audible response.)

19 CHAIRPERSON ANDERSON: The matter

20 passes 3-0-0. The next matter is the review

21 application to change hours for Mi Cuba Café,

22 License No. 096613. I make a motion that we

23 approve this request. Is there a second?

24 MEMBER CROCKETT: Second.

25 CHAIRPERSON ANDERSON: Ms. Crockett

1 has seconded the motion. All those in favor, say
2 aye.

3 (Chorus of aye.)

4 CHAIRPERSON ANDERSON: Those opposed.

5 (No audible response.)

6 CHAIRPERSON ANDERSON: The matter
7 passes 3-0-0. The next matter is a review
8 application for change of hours of sidewalk café,
9 Casa de Monte Cristo, License No. 111654. I make
10 a motion that we placard this matter. Is there a
11 second?

12 MEMBER CROCKETT: Second.

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

16 (Chorus of aye.)

17 CHAIRPERSON ANDERSON: Those opposed.

18 (No audible response.)

19 CHAIRPERSON ANDERSON: The matter
20 passes 3-0-0. The next matter is a review of
21 architectural floor plan for a new full service
22 grocery store, Walmart No. 5968, License No.
23 109902. I make a motion that we placard this
24 matter. Is there a second?

25 MEMBER CROCKETT: Second.

1 CHAIRPERSON ANDERSON: Ms. Crockett
2 has seconded the motion. All those in favor, say
3 aye.

4 (Chorus of aye.)

5 CHAIRPERSON ANDERSON: Those opposed.

6 (No audible response.)

7 CHAIRPERSON ANDERSON: The matter
8 passes 3-0-0. The next matter is a review of
9 architectural floor plan for a new full service
10 grocery, Salumeria, License No. 112154. I make a
11 motion that we placard this matter. Is there a
12 second?

13 MEMBER CROCKETT: Second.

14 CHAIRPERSON ANDERSON: Ms. Crockett
15 has seconded the motion. All those in favor, say
16 aye.

17 (Chorus of aye.)

18 CHAIRPERSON ANDERSON: Those opposed.

19 (No audible response.)

20 CHAIRPERSON ANDERSON: The matter
21 passes 3-0-0. The next matter is a review of
22 architectural floor plan for new full service
23 grocery store, Salumeria 2703, License No.
24 106366. I make a motion that we placard this
25 matter. Is there a second?

1 MEMBER CROCKETT: Second.

2 CHAIRPERSON ANDERSON: Ms. Crockett
3 has seconded the motion. All those in favor, say
4 aye.

5 (Chorus of aye.)

6 CHAIRPERSON ANDERSON: Those opposed.

7 (No audible response.)

8 CHAIRPERSON ANDERSON: The matter
9 passes 3-0-0. The next is a review of revised
10 application, 7DrumCity, License No. 115573. I
11 make a motion that we placard this matter. Is
12 there a second?

13 MEMBER CROCKETT: Second.

14 CHAIRPERSON ANDERSON: Ms. Crockett
15 has seconded the motion. All those in favor, say
16 aye.

17 (Chorus of aye.)

18 CHAIRPERSON ANDERSON: Those opposed.

19 (No audible response.)

20 CHAIRPERSON ANDERSON: The matter
21 passes 3-0-0. The next matter is a review
22 application of a manager's license for an Arisa
23 J. Prentice (phonetic), License No. 115630. I
24 make a motion that we approve this request. Is
25 there a second?

1 MEMBER CROCKETT: Second.

2 CHAIRPERSON ANDERSON: Ms. Crockett
3 has seconded the motion. All those in favor, say
4 aye.

5 (Chorus of aye.)

6 CHAIRPERSON ANDERSON: Those opposed.

7 (No audible response.)

8 CHAIRPERSON ANDERSON: The matter
9 passes 3-0-0. The next matter is we now move to
10 our second supplemental license agenda. The
11 first matter on our second supplemental license
12 agenda is to review a revised review request for
13 disposal permit to transport an open alcoholic
14 beverage inventory to Imperial Wine and Spirits.
15 The request is being made by Naan & Beyond. I
16 make a motion that we approve this request. Is
17 there a second?

18 MEMBER CROCKETT: Second.

19 CHAIRPERSON ANDERSON: Ms. Crockett
20 has seconded the motion. All those in favor, say
21 aye.

22 (Chorus of aye.)

23 CHAIRPERSON ANDERSON: Those opposed.

24 (No audible response.)

25 CHAIRPERSON ANDERSON: The matter

1 passes 3-0-0. The next matter is a review
2 request withdrawal application for a new ABC
3 license, Bakers and Baristas, License No. 114812.
4 I make a motion that we approve this request. Is
5 there a second?

6 MEMBER CROCKETT: Second.

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

10 (Chorus of aye.)

11 CHAIRPERSON ANDERSON: Those opposed.

12 (No audible response.)

13 CHAIRPERSON ANDERSON: The matter
14 passes 3-0-0. The next matter is review request
15 to refund licensee for a withdrawal of license
16 application, Bakers and Baristas, License No.
17 114812. I make a motion that we refund the fees
18 according to the law -- the specifics of the law.
19 Is there a second?

20 MEMBER CROCKETT: Second.

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

24 (Chorus of aye.)

25 CHAIRPERSON ANDERSON: Those opposed.

1 (No audible response.)

2 CHAIRPERSON ANDERSON: The matter
3 passes 3-0-0. We now move to our vacate cease
4 and desist orders agenda. The ABC Board is
5 vacating the orders to cease and desist
6 previously issued on October 23rd, 2019 for
7 Lola's. They renewed their license -- Lola's,
8 License No. 086141, they renewed their license on
9 October 30th, 2019.

10 Gee's Market, License No. 108439, they
11 paid their third year payment on October 31st,
12 2019.

13 District Anchor, License No. 100517,
14 they renewed their license on November 1st.

15 Larry's Lounge, License No. 087106,
16 they renewed their license on November 4th.

17 The Caged Bird, License No. 109651,
18 they renewed their license on November 5th, 2019.

19 I then make a motion that ABC Board
20 issues -- vacates its cease and desist orders for
21 the establishments that were just read in the
22 record and who are also listed on the vacate
23 cease and desist orders agenda for November 6,
24 2019. Is there a second?

25 MEMBER CROCKETT: Second.

1 MEMBER CATO: Second.

2 CHAIRPERSON ANDERSON: Ms. Crockett
3 and Mr. Cato has seconded the motion. All those
4 in favor, say aye.

5 (Chorus of aye.)

6 CHAIRPERSON ANDERSON: Those opposed.

7 (No audible response.)

8 CHAIRPERSON ANDERSON: The matter
9 passes 3-0-0. We now move to our cancellation
10 agenda. The ABC Board will be cancelling the
11 following licenses for the reasons outline below.
12 Naan & Beyond, License No. 109267, their licensee
13 requests cancellation. I then make a motion that
14 ABC Board cancels the license for Naan & Beyond,
15 License No. 109267. Is there a second?

16 MEMBER CROCKETT: Second.

17 MEMBER CATO: Second.

18 CHAIRPERSON ANDERSON: Ms. Crockett
19 and Mr. Cato has seconded the motion. All those
20 in favor, say aye.

21 (Chorus of aye.)

22 CHAIRPERSON ANDERSON: Those opposed.

23 (No audible response.)

24 CHAIRPERSON ANDERSON: The matter
25 passes 3-0-0. We now move to our cancellation

1 agenda. The ABC Board will be cancelling the
2 following Class B licensees: Mark's Market,
3 License No. 082766; Georgia Line Convenience
4 Store, License No. 091196; Soapstone Market,
5 License No. 102578; The Wine Outlet, License No.
6 105815; Anchor, License No. 107325; Tap Rebels,
7 License No. 110414; My Houseland, License No.
8 112240.

9 I make a motion that ABC Board then
10 cancels these licenses that are listed on the
11 cancellation Class B license agenda for November
12 6, 2019 that were just read in the record. Is
13 there a second?

14 MEMBER CROCKETT: Second.

15 CHAIRPERSON ANDERSON: Ms. Crockett
16 has seconded the motion. All those in favor, say
17 aye.

18 (Chorus of aye.)

19 CHAIRPERSON ANDERSON: Those opposed.

20 (No audible response.)

21 CHAIRPERSON ANDERSON: The matter
22 passes 3-0-0. We now move to our cancellation
23 agenda for Class C licenses. The ABC Board will
24 be cancelling the following Class C licenses:
25 French Bistro B Lounge, License No. 081479;

1 Maple, License No. 082211; Dirty Martini
2 Inn/Dirty Bar, License No. 083919; Bar Roubaix,
3 License No. 086384; The Pinch, License No.
4 088333; Civil, License No. 090196; Kabin, License
5 No. 091276; Steel Plate, License No. 094011;
6 Halftime Sports Bar, License No. 094107; Smith
7 Public Trust, License No. 094424; The Pitch,
8 License No. 095107; Philos Mezze & Wine Bar,
9 License No. 097687; Sugar Factory, License No.
10 099949; Chatter, License No. 104987; French
11 Quarter Brasserie, License No. 106136; Engine
12 Company 12 & Spark at 12, License No. 108950;
13 Sign of the Whale, License No. 109420; Heller
14 and Wilde, License No. 109856; The Outsider,
15 License No. 110889; The Village Café, License No.
16 111822; Macombo Lounge, License No. 000771.

17 I make a motion that ABC Board cancel
18 the following Class C licenses that were listed
19 on the cancellation agenda for November 6, 2019
20 that were just read in the record. Is there a
21 second?

22 MEMBER CROCKETT: Second.

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

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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: ABRA Hearing

Before: Alcoholic Beverage Control Board

Date: 11-06-19

Place: Washington, D.C.

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