

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

IN THE MATTER OF: :
:
CANCELLATION AGENDA - :
CLASS B LICENSEES :
CANCELLATION AGENDA - :
CLASS C RETAIL LICENSEES :
LICENSING AGENDA :
SUPPLEMENTAL LICENSING :
AGENDA :
VACATED CEASE AND DESIST :
ORDER AGENDA :

Wednesday,
November 7, 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

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

2 5:46 p.m.

3 CHAIRPERSON ANDERSON: All right. Let
4 us now do our Legal Agenda.

5 The first matter on our Legal Agenda
6 is the review of settlement agreement dated
7 October 26, 2018 between ANC-6E and Broccoli Bar,
8 License No. 098584.

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

11 MEMBER SHORT: Second.

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

14 All those in favor say aye.

15 ALL: Aye.

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

18 We now move to our Supplemental Legal
19 Agenda.

20 The first matter on our Supplemental
21 Legal Agenda is the review of Hopeful, Inc.'s
22 request for continuance of the Contested Fact-

1 Finding Hearing, License No. 091955.

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

4 MEMBER SILVERSTEIN: Second.

5 MEMBER ALBERTI: Second.

6 CHAIRPERSON ANDERSON: Mr. Alberti and
7 Mr. Silverstein have seconded the motion.

8 All those in favor say aye.

9 ALL: Aye.

10 CHAIRPERSON ANDERSON: Those opposed?

11 The matter passes 5-0-0.

12 The next matter is the review of
13 Councilmember Todd's letter of support to
14 Shepherd Park Citizens Association opposition to
15 Champion Kitchen's request that the Board placard
16 its substantial change application.

17 This is an FYI for the Board.

18 We now move to our Licensing Agenda.

19 The first matter on our Licensing
20 Agenda is to review application for safekeeping
21 for Idle Hands, License No. 083822.

22 I make a motion that we grant this

1 request through March 31, 2019. Is there a
2 second?

3 MEMBER CATO: Second.

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

6 All those in favor say aye.

7 ALL: Aye.

8 CHAIRPERSON ANDERSON: Those opposed?

9 The matter passes 5-0-0.

10 The next matter is to review request
11 for change of hours for 1230 DC, License No.
12 100537.

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

15 MEMBER SHORT: Second.

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

18 All those in favor say aye.

19 ALL: Aye.

20 CHAIRPERSON ANDERSON: Those opposed?

21 The matter passes 5-0-0.

22 The next matter is to review letter

1 from Attorney Andrew Kline requesting to all the
2 licensee to apply for a substantial change to
3 increase occupancy to 89 patrons, Champion
4 Kitchen, License No. 103055.

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

7 MEMBER SILVERSTEIN: Second.

8 CHAIRPERSON ANDERSON: Mr. Silverstein
9 has 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 Supplemental
15 Licensing Agenda.

16 The first matter on our Supplemental
17 Licensing Agenda is to review letter requesting
18 Champion Kitchen -- regarding Champion Kitchen
19 from Shepherd Park Citizens Association.
20 Champion Kitchen, License No. 103055.

21 I make a motion that we refer this
22 matter to legal. 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 letter
9 regarding Champion Kitchen from Shepherd Park
10 Citizens Association addressed to the ABC Board.
11 Champion Kitchen, License No. 103055.

12 I make a motion that we refer this
13 matter to legal. Is there a second?

14 MEMBER CATO: Second.

15 CHAIRPERSON ANDERSON: Mr. Cato 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 The next matter is to review letter
22 regarding Champion Kitchen from Councilmember

1 Brandon T. Todd addressed to the ABC Board.
2 Champion Kitchen, License No. 103055.

3 I make a motion that we refer this
4 matter to legal. 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 5-0-0.

12 We now move to our Vacated Cease and
13 Desist Orders Agenda.

14 I make a motion that the Board issue
15 an order vacating its previous order to cease and
16 desist issued on the following establishments on
17 October 24, 2018:

18 A-1 Grocery, License No. 023329; and
19 Tropicalia, License No. 083264.

20 I make a motion that the Board vacate
21 its Cease and Desist Orders issued on these
22 establishments for October 24, 2018. 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 5-0-0.

9 We now move to our Cancellation
10 Agenda, Class B Licenses.

11 I make a motion that the ABC Board
12 cancels the license for Kabal Beer & Wine
13 Distribution Group, License No. 098971. Is there
14 a second?

15 MEMBER CATO: Second.

16 MEMBER SILVERSTEIN: Second.

17 CHAIRPERSON ANDERSON: Mr. Cato and
18 Mr. Silverstein have seconded the motion.

19 All those in favor say aye.

20 ALL: Aye.

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

1 I also make a motion that the ABC
2 Board cancels the license for 1101 Convenience
3 Mart, License No. 086305. 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 The next matter on the agenda is North
12 Sea Carry-out Restaurant, License No. 073973.

13 This matter is now moot because that
14 license has already been canceled.

15 The next matter on our Cancellation
16 Agenda is the Board will be canceling the license
17 for Menick's Market, License No. 105191.

18 I make a motion that we cancel this
19 license. Is there a second?

20 MEMBER SILVERSTEIN: Second.

21 CHAIRPERSON ANDERSON: Mr. Silverstein
22 has 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 We now move to our Cancellation Agenda

6 Class C Retail Licenses.

7 The ABC Board will be canceling the
8 following licenses for the reasons outlined below
9 and I will be making a motion that these licenses
10 be canceled.

11 The first establishment is Parlay,
12 License No. 097074; Tulip, License No. 087685;
13 Righteous Cheese, License No. 089981; Stonefish
14 Grill & Lounge, License No. 094562; The Stanton,
15 License No. 096484; Quarter & Glory, License No.
16 098174; Hill Country Summer Barbecue at the
17 National Building Museum, License No. 105750;
18 Aslin Beer Garden, License No. 109855.

19 I therefore make a motion that the ABC
20 Board cancels all the licenses for the
21 establishments as was just listed on the
22 Cancellation Agenda for Class C Retail Licenses.

1 Is there a second?

2 MEMBER CATO: Second.

3 CHAIRPERSON ANDERSON: Mr. Cato has
4 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 All right. As Chairperson of the
10 Alcoholic Beverage Control Board for the District
11 of Columbia and in accordance with DC Official
12 Code Section 2-574(b), closed meetings, and
13 Section 2-574, Notice of Meetings, of the Open
14 Meetings Act, I move that the ABC Board hold a
15 closed meeting on November 28, 2018 for the
16 purpose of discussing and hearing reports
17 concerning ongoing or planned investigations of
18 alleged criminal or civil misconduct or
19 violations of law or regulations and seeking
20 legal advice from our counsel on the Board's
21 Investigative, Legal and Licensing Agenda for
22 November 28, 2018 as published in the DC Register

1 on November 9, 2018.

2 Is there a second?

3 MEMBER SILVERSTEIN: Second.

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

6 I will take a roll call vote on the
7 motion before us now that it has been seconded.

8 Mr. Silverstein?

9 MEMBER SILVERSTEIN: I agree.

10 CHAIRPERSON ANDERSON: Mr. Short?

11 MEMBER SHORT: I agree.

12 CHAIRPERSON ANDERSON: Mr. Alberti?

13 MEMBER ALBERTI: I agree.

14 CHAIRPERSON ANDERSON: Mr. Cato?

15 MEMBER CATO: I agree.

16 CHAIRPERSON ANDERSON: Mr. Anderson?

17 I agree.

18 As it appears that the motion has
19 passed, I hereby give notice that the ABC Board
20 will hold this aforementioned closed meeting
21 pursuant to the Open Meetings Act. Notice will
22 also be posted on the ABC Board hearing room

1 bulletin board, placed on the electronic calendar
2 on ABRA's website and published in the DC
3 Register in as timely a manner as practicable.

4 It is 5:56 and we are adjourned for
5 the day. Thank you.

6 (Whereupon, the Legal, Licensing,
7 Cancellation and Vacated Cease and Desist Order
8 Agenda Hearings were concluded at 5:56 p.m.)

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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: Agendas

Before: Alcoholic Beverage Control Board

Date: 11-07-18

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.

Neal R Gross

Court Reporter

NEAL R. GROSS

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