

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

IN THE MATTER OF: :
 :
 Cease and Desist Agenda :
 Cancellation Agenda :
 Legal Agenda :
 Licensing Agenda :
 :

Wednesday
 October 23, 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
 DONALD ISAAC, SR., Member
 JAMES SHORT, Member
 REMA WAHABZADAH, Member

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

3:34 p.m.

1
2
3 CHAIRPERSON ANDERSON: We're going to
4 do our legal agenda. The first matter on our
5 legal agenda is review of North Capitol
6 Condominiums, LLP's request for an expedited
7 advisory opinion concerning its standing as
8 property owners in to be determined License No.
9 114559. I make a motion that we deny this
10 request. Is there a second?

11 MEMBER SHORT: Second.

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

14 (Chorus of ayes.)

15 CHAIRPERSON ANDERSON: Those opposed.

16 (No audible response.)

17 CHAIRPERSON ANDERSON: The matter is
18 passed 5-0-0. The next matter is for review of
19 the settlement agreement dated October 2, 2019,
20 between ANC 1A and Mi Cuba Café, License No.
21 096613. I make a motion that we approve this
22 matter with 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 (No audible response.)

5 CHAIRPERSON ANDERSON: The matter
6 passes 5-0-0. The next matter is a review of
7 Ramona Ariya's motion for reconsideration of the
8 dismissal of her protest petition in Addis Paris
9 Café, License No. 110083. I make a motion that
10 we deny this request. Is there a second?

11 MEMBER CROCKETT: Second.

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

15 (Chorus of ayes.)

16 CHAIRPERSON ANDERSON: Those opposed.

17 (No audible response.)

18 CHAIRPERSON ANDERSON: The matter
19 passes 5-0-0. The next matter on our agenda is a
20 review of Mr. Henry's request for a reinstatement
21 of his license and extension of safety pin in Mr.
22 Henry, License No. 017006. I make a motion that
23 we deny 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 ayes.)

4 CHAIRPERSON ANDERSON: Those opposed.

5 (No audible response.)

6 CHAIRPERSON ANDERSON: The matter
7 passes 5-0-0. The next matter is a review of
8 settlement agreement dated October 15, 2019,
9 between ANC 2B, Dupont East Civic Association,
10 the Dupont Circle Citizens Association, and the
11 Group of Five or More and Licht Café, License No.
12 113980. I make a motion that we approve this
13 request. Is there a second?

14 MEMBER SHORT: Second.

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

17 (Chorus of ayes.)

18 CHAIRPERSON ANDERSON: Those opposed.

19 (No audible response.)

20 CHAIRPERSON ANDERSON: The matter
21 passes 5-0-0. The next matter in our agenda is
22 the West Dupont Circle Moratorium Zone Notice of
23 Emergency Rulemaking. I make a motion that we
24 approve this request.

25 MEMBER CROCKETT: Second.

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

4 (Chorus of ayes.)

5 CHAIRPERSON ANDERSON: Those opposed.

6 (No audible response.)

7 CHAIRPERSON ANDERSON: The matter
8 passes 5-0-0. We now move to our supplemental
9 legal agenda. The first matter on our
10 supplemental legal agenda is a review of the
11 settlement agreement dated October 9, 2019
12 between ANC 4C and Odalys -- O-D-A-L-Y-S --
13 Odalys Restaurant, License No. 097025. I make a
14 motion that we approve this request. Is there a
15 second?

16 MEMBER SHORT: Second.

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

19 (Chorus of ayes.)

20 CHAIRPERSON ANDERSON: Those opposed.

21 (No audible response.)

22 CHAIRPERSON ANDERSON: The matter
23 passes 5-0-0. The next matter is a review of the
24 settlement agreement dated October 2, 2019,
25 between ANC 1C, Kalorama Citizens Association,

1 and the Reid-Cook Neighborhood Association and
2 Isshin Ramen, License No. 114467. I make a
3 motion that we approve this request. Is there a
4 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 ayes.)

10 CHAIRPERSON ANDERSON: Those opposed.

11 (No audible response.)

12 CHAIRPERSON ANDERSON: The matter
13 passes 5-0-0. The next matter is a review of ANC
14 6D's request that the ABC Board placard all
15 substantial change requests from ABC licensed
16 establishments located within the ANC. This is
17 an FYI for the Board.

18 The next matter is a review of Premium
19 Distributors' request to deliver products on
20 Sunday, October 27, 2019 for the Major League
21 Baseball World Series, Premium Distributors'
22 License No. 060290. I make a motion that we
23 approve this request. Is there a second?

24 MEMBER SHORT: Mr. Short has seconded
25 the motion. All those in favor say aye.

1 (Chorus of ayes.)

2 CHAIRPERSON ANDERSON: Those opposed.

3 (No audible response.)

4 CHAIRPERSON ANDERSON: The matter
5 passes 5-0-0. The next matter is a review of
6 Capital Eagle, Inc.'s request to deliver products
7 on Sunday, October 27, 2019 for the Major League
8 World Series, Capital Eagle License No. 026023.
9 I make a motion that we approve this request. Is
10 there a second?

11 MEMBER CROCKETT: Second.

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

15 (Chorus of ayes.)

16 CHAIRPERSON ANDERSON: Those opposed.

17 (No audible response.)

18 CHAIRPERSON ANDERSON: The matter
19 passes 5-0-0. The next matter is a review of
20 Elite Wines' request to deliver products on
21 Sunday, October 27, 2019, for the MLB World
22 Series, Elite Wines License No. 090244. I make a
23 motion that we approve this request. Is there a
24 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 ayes.)

5 CHAIRPERSON ANDERSON: Those opposed.

6 (No audible response.)

7 CHAIRPERSON ANDERSON: The matter
8 passes 5-0-0. The next matter is a review of
9 Republic National Distributor's request to
10 deliver products on Sunday, October 27, 2019, for
11 the MLB World Series, Republic National
12 Distributor License No. 076499. I make a motion
13 that we approve this request. Is 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 ayes.)

19 CHAIRPERSON ANDERSON: Those opposed.

20 (No audible response.)

21 CHAIRPERSON ANDERSON: The matter
22 passes 5-0-0. We now move to our licensing
23 agenda. The first matter on our licensing agenda
24 is to review the application for safekeeping of
25 license for Dino's Grotto, License No. 095003. I

1 make a motion that we refer this matter back to
2 licensing. 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 (Chorus of ayes.)

7 CHAIRPERSON ANDERSON: Those opposed.

8 (No audible response.)

9 CHAIRPERSON ANDERSON: The matter
10 passes 5-0-0. The next matter is a review
11 request to extend safekeeping of license for
12 Heat, License No. 084620. I make a motion that
13 we grant this request through March 31, 2020. Is
14 there a second?

15 MEMBER CROCKETT: Second.

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

19 (Chorus of ayes.)

20 CHAIRPERSON ANDERSON: Those opposed.

21 (No audible response.)

22 CHAIRPERSON ANDERSON: The matter
23 passes 5-0-0. The next matter is a review
24 request to extend safekeeping of license, Dancing
25 Crab, License No. 090297. I make a motion that

1 we have a fact finding hearing. Is there a
2 second?

3 MEMBER CROCKETT: Second.

4 MEMBER SHORT: Second.

5 CHAIRPERSON ANDERSON: Ms. Crockett
6 and Mr. Short have seconded the motion. All
7 those in favor say aye.

8 (Chorus of ayes.)

9 CHAIRPERSON ANDERSON: Those opposed.

10 (No audible response.)

11 CHAIRPERSON ANDERSON: The matter
12 passes 5-0-0. The next matter is a review
13 request to extend safekeeping of license, Sangria
14 Café, License No. 090781. I make a motion that
15 we have a fact finding hearing. Is there a
16 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 ayes.)

22 CHAIRPERSON ANDERSON: Those opposed.

23 (No audible response.)

24 CHAIRPERSON ANDERSON: The matter
25 passes 5-0-0. The next matter in our agenda is a

1 review request to extend safekeeping of license,
2 Rosebud, License No. 113804. I make a motion
3 that we grant this request through March 31,
4 2020. 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 ayes.)

10 CHAIRPERSON ANDERSON: Those opposed.

11 (No audible response.)

12 CHAIRPERSON ANDERSON: The matter
13 passes 5-0-0. The next matter is a review
14 request to extend safekeeping of license,
15 FreshDirect, License No. 104699. I make a motion
16 that we deny 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 ayes.)

22 CHAIRPERSON ANDERSON: Those opposed.

23 (No audible response.)

24 CHAIRPERSON ANDERSON: The matter
25 passes 5-0-0. The next matter is a review

1 request to extend safekeeping of license, to be
2 determined formally, 64 High, LLC, License No.
3 107282. I make a motion that we grant this
4 request through March 31, 2020. Is there a
5 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 ayes.)

11 CHAIRPERSON ANDERSON: Those opposed.

12 (No audible response.)

13 CHAIRPERSON ANDERSON: The matter
14 passes 5-0-0. The next matter is a review
15 request to extend safekeeping of license, Fresh
16 Fields Whole Foods Market, License No. 086069. I
17 make a motion that we grant this request through
18 March 31, 2020. Is there a second?

19 MEMBER CROCKETT: Second.

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

23 (Chorus of ayes.)

24 CHAIRPERSON ANDERSON: Those opposed.

25 (No audible response.)

1 CHAIRPERSON ANDERSON: The matter
2 passes 5-0-0. The next matter is the review
3 request to extend safekeeping of license, Fresh
4 Fields Whole Foods Market, License No. 022045. I
5 make a motion that we grant this request through
6 March 31, 2020. Is there a second?

7 MEMBER CROCKETT: Second.

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

11 (Chorus of ayes.)

12 CHAIRPERSON ANDERSON: Those opposed.

13 (No audible response.)

14 CHAIRPERSON ANDERSON: The matter
15 passes 5-0-0. The next matter is a review
16 request to extend safekeeping of license for to
17 be determined, formerly Brown Street Market,
18 License No. 108288. I make a motion that we have
19 a fact finding hearing. 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 (No audible response.)

1 CHAIRPERSON ANDERSON: The matter
2 passes 5-0-0. The next matter in our calendar is
3 a review request to extend safekeeping of
4 license, Capitol Hill Tandor and Grill, License
5 No. 060689. I make a motion that we have a fact
6 finding hearing. Is there a second?

7 MEMBER CROCKETT: Second.

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

11 (Chorus of ayes.)

12 CHAIRPERSON ANDERSON: Those opposed.

13 (No audible response.)

14 CHAIRPERSON ANDERSON: The matter
15 passes 5-0-0. The next matter is a review
16 request to extend safekeeping of license for
17 formerly Smith Point, License No. 110803. I make
18 a motion that we have a fact finding hearing. Is
19 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 ayes.)

25 CHAIRPERSON ANDERSON: Those opposed.

1 (No audible response.)

2 CHAIRPERSON ANDERSON: The matter
3 passes 5-0-0. The next matter is a review
4 request to extend safekeeping of license for
5 Han's Market, License No. 103200. I make a
6 motion that we grant this request through March
7 31, 2020. 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 (No audible response.)

15 CHAIRPERSON ANDERSON: The matter
16 passes 5-0-0. The next matter is a review
17 request to extend safekeeping of license,
18 Marrakech, otherwise known as Aura Lounge,
19 License No. 090204. I make a motion that we
20 grant this request through March 31, 2020. 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 (No audible response.)

4 CHAIRPERSON ANDERSON: The matter
5 passes 5-0-0. The next matter is the review
6 request to extend safekeeping of license, Five to
7 One, License No. 105948. I make a motion that we
8 grant this request through March 31, 2020. Is
9 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 (No audible response.)

17 CHAIRPERSON ANDERSON: The matter
18 passes 5-0-0. The next matter is a review
19 request to extend safekeeping of license, EatBar,
20 License No. 099210. I make a motion that we
21 grant this request through March 31, 2020. Is
22 there a second?

23 MEMBER SHORT: Second.

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

1 (Chorus of ayes.)

2 CHAIRPERSON ANDERSON: Those opposed.

3 (No audible response.)

4 CHAIRPERSON ANDERSON: The matter
5 passes 5-0-0. The next matter is a review
6 request to extend safekeeping of license for
7 Ben's Chili Bowl/Ben's Upstairs/Ten 01, License
8 No. 093103. I make a motion that we grant this
9 request through March 31, 2020. Is there a
10 second?

11 MEMBER CROCKETT: Second.

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

15 (Chorus of ayes.)

16 CHAIRPERSON ANDERSON: Those opposed.

17 (No audible response.)

18 CHAIRPERSON ANDERSON: The matter
19 passes 5-0-0. The next matter on our agenda is a
20 review request to extend safekeeping of license,
21 Simple Bar and Grill, License No. 092423. I make
22 a motion that we refer this back to licensing.
23 Is there a second.

24 MEMBER SHORT: Second.

25 CHAIRPERSON ANDERSON: Mr. Short has

1 seconded the motion. All those in favor say aye.

2 (Chorus of ayes.)

3 CHAIRPERSON ANDERSON: Those opposed.

4 (No audible response.)

5 CHAIRPERSON ANDERSON: The matter

6 passes 5-0-0. The next matter is the review

7 request to extend safekeeping of license for

8 Sprig & Sprout, License No. 089362. I make a

9 motion that we grant this request through March

10 31, 2020. Is there a second?

11 MEMBER CROCKETT: Second.

12 CHAIRPERSON ANDERSON: Ms. Crockett

13 has seconded the motion. All those in favor say

14 aye.

15 (Chorus of ayes.)

16 CHAIRPERSON ANDERSON: Those opposed.

17 (No audible response.)

18 CHAIRPERSON ANDERSON: The matter

19 passes 5-0-0. The next matter is the review

20 request -- review application for change of hours

21 for summer garden for Dos Mami's, License No.

22 114133. I make a motion that we placard this

23 matter. Is there a second?

24 MEMBER SHORT: Second.

25 CHAIRPERSON ANDERSON: Mr. Short has

1 seconded the motion. All those in favor say aye.

2 (Chorus of ayes.)

3 CHAIRPERSON ANDERSON: Those opposed.

4 (No audible response.)

5 CHAIRPERSON ANDERSON: The matter

6 passes 5-0-0. The next matter is a review

7 application for a new Class C multipurpose

8 license for Highland Community Entertainment

9 Hall, License No. 115394. I make a motion that

10 we refer this back to licensing. 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 ayes.)

17 CHAIRPERSON ANDERSON: Those opposed.

18 (No audible response.)

19 CHAIRPERSON ANDERSON: The matter

20 passes 5-0-0. The next matter, review

21 application for tasting permit, Lee's Liquor,

22 License No. 095751. 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 ayes.)

4 CHAIRPERSON ANDERSON: Those opposed.

5 (No audible response.)

6 CHAIRPERSON ANDERSON: The matter
7 passes 5-0-0. We now move to our supplemental
8 licensing agenda. The first matter in our
9 supplemental licensing agenda, a review request
10 for temporary operating retail permit for Nostra
11 Cucina, License No. 115488. I make a motion that
12 we approve this request. Is 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 ayes.)

18 CHAIRPERSON ANDERSON: Those opposed.

19 (No audible response.)

20 CHAIRPERSON ANDERSON: The matter
21 passes 5-0-0. The next matter is the review
22 request for a temporary operating permit for
23 Seasonal Pizza Kitchen, License No. 115125. 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 ayes.)

6 CHAIRPERSON ANDERSON: All those
7 opposed.

8 (No audible response.)

9 CHAIRPERSON ANDERSON: The matter
10 passes 5-0-0. The next matter is a review
11 request to remove license from safekeeping to
12 operate on a stipulated license at the new
13 location, Simple Bar and Grill, License No.
14 092423. I make a motion that we approve this
15 request. 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 ayes.)

21 CHAIRPERSON ANDERSON: Those opposed.

22 (No audible response.)

23 CHAIRPERSON ANDERSON: The matter
24 passes 5-0-0. The next matter is the review
25 request for stipulated license with letter of ANC

1 support to operate at a new location, Simple Bar
2 and Grill, License No. 092423. I make a motion
3 that we approve this request. 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 ayes.)

9 CHAIRPERSON ANDERSON: Those opposed.

10 (No audible response.)

11 CHAIRPERSON ANDERSON: The matter
12 passes 5-0-0. The next matter is the review
13 application for stipulated license to operation
14 with entertainment endorsement, Mi Cuba Café,
15 License No. 096613. I make a motion that we
16 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 ayes.)

22 CHAIRPERSON ANDERSON: Those opposed.

23 (No audible response.)

24 CHAIRPERSON ANDERSON: The matter
25 passes 5-0-0. The next matter is a review

1 request to extend safekeeping of license, Macombo
2 Lounge, License No. 000771. I make a motion to
3 deny this request. Is there a second?

4 MEMBER SHORT: Second.

5 MEMBER CROCKETT: Second.

6 CHAIRPERSON ANDERSON: Mr. Short and
7 Ms. Crockett have seconded the motion. All those
8 in favor say aye.

9 (Chorus of ayes.)

10 CHAIRPERSON ANDERSON: Those opposed.

11 (No audible response.)

12 CHAIRPERSON ANDERSON: The matter
13 passes 5-0-0. The next matter is a review
14 application for transfer of license, Barcode,
15 License No. 082039. I make a motion that we have
16 a fact finding hearing, that -- with toggle the
17 fact finding hearing was held today. Is there a
18 second?

19 MEMBER CROCKETT: Second.

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

23 (Chorus of ayes.)

24 CHAIRPERSON ANDERSON: Those opposed.

25 (No audible response.)

1 CHAIRPERSON ANDERSON: The matter
2 passes 5-0-0. The next matter is a review letter
3 from Ely Hurwitz requesting that the
4 establishment be allowed to renew their Class C
5 nightclub license without currently possessing a
6 clean hands certificate, Eye Bar/Garden of Eden,
7 License No. 083133. I make a motion that we deny
8 this request. Is there a second?

9 MEMBER SHORT: Second.

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

12 (Chorus of ayes.)

13 CHAIRPERSON ANDERSON: Those opposed.

14 (No audible response.)

15 CHAIRPERSON ANDERSON: The matter
16 passes 5-0-0. The next matter on our agenda is
17 the review letter from Emanuel Mpras, requesting
18 that landlord of the premises 1914 9th Street,
19 Northwest be allowed to pay all fees associated
20 with the license and to refrain from canceling
21 until license can be transferred to the landlord,
22 Dino's Grotto, License No. 095003. I make a
23 motion that we refer this matter back to
24 licensing. 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 ayes.)

5 CHAIRPERSON ANDERSON: Those opposed.

6 (No audible response.)

7 CHAIRPERSON ANDERSON: The matter
8 passes 5-0-0. We now move to our second
9 supplemental licensing agenda. The first matter
10 on our second supplemental licensing agenda is a
11 review request to update summer garden total
12 occupancy load from 14 to 49 per certificate of
13 occupancy for Hawthorne, License No. 099603. I
14 make a motion that we approve this request. Is
15 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 ayes.)

21 CHAIRPERSON ANDERSON: Those opposed.

22 (No audible response.)

23 CHAIRPERSON ANDERSON: The matter
24 passes 5-0-0. We now move to our third
25 supplemental licensing agenda. The first matter

1 on our third supplemental licensing agenda is the
2 review application for transfer of license,
3 Soundcheck, License No. 098536. I make a motion
4 that we have a fact finding hearing. Is there a
5 second?

6 MEMBER CROCKETT: Second.

7 MEMBER CATO: Second.

8 CHAIRPERSON ANDERSON: Ms. Crockett
9 and Mr. Cato second the motion. All those in
10 favor say aye.

11 (Chorus of ayes.)

12 CHAIRPERSON ANDERSON: Those opposed.

13 (No audible response.)

14 CHAIRPERSON ANDERSON: The matter
15 passes 5-0-0. The next matter is a review
16 application for a transfer of license for
17 Echostage, License No. 090250. I make a motion
18 that we have a fact finding hearing. Is there a
19 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 (No audible response.)

1 CHAIRPERSON ANDERSON: The matter
2 passes 5-0-0. We now move to our notice of cease
3 and desist agenda for C licenses. There is an
4 agenda that was -- this agenda that was listed
5 for cease and desist agenda for C licenses for
6 October 23, 2019.

7 The ABC Board will be issuing cease
8 and desist orders to the following licensees.
9 Cease and desist orders will be issued to all the
10 licensees on the agenda, with the exception of
11 Rock N Roll Hotel, License No. 072777, Mola,
12 License No. 105645, and BIN-1301, License No.
13 091682.

14 The ABC Board will, therefore, be
15 issuing cease and desist -- I then make a motion
16 that the ABC Board issue cease and desist orders
17 to all the licenses on the cease and desist
18 agenda for Class C licenses, with the exception
19 of the three establishments that I so mentioned.
20 Is there a second?

21 MEMBER SHORT: Second.

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

24 (Chorus of ayes.)

25 CHAIRPERSON ANDERSON: Those opposed.

1 (No audible response.)

2 CHAIRPERSON ANDERSON: The matter
3 passes 5-0-0. We now move to our supplemental
4 cease and desist agenda, C licenses. The ABC
5 Board will be issuing cease and desist notices to
6 the following C licenses, Eye Bar/Garden of Eden,
7 License No. 083133. The licensee did not renew.
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 (No audible response.)

16 CHAIRPERSON ANDERSON: The matter
17 passes 4-0-0. We're now on our cease and desist
18 agenda Class B licenses. The ABC Board will be
19 issuing cease and desist orders to -- and there's
20 approximately 20 establishments on the cease and
21 desist agenda for Class B licenses that's issued
22 for October 23, 2019. The reason why the ABC
23 Board will be issuing cease and desist orders is
24 because these licensees did not pay their third
25 year payments. I, therefore, make a motion that

1 all the establishments listed on the cease and
2 desist agenda for Class B licenses, that this
3 order be issued. 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 ayes.)

9 CHAIRPERSON ANDERSON: Those opposed.

10 (No audible response.)

11 CHAIRPERSON ANDERSON: The matter
12 passes 4-0-0. We now move to our cancellation
13 agenda, safekeeping. The ABC Board will be
14 cancelling the following licenses for the reasons
15 outlined below. For the agenda for October 23,
16 2009, on the canceling agenda, safekeeping, the
17 ABC -- I make a motion that Capitol City Wine and
18 Spirits, License No. 060423, that matter be
19 referred back to licensing.

20 I also make a motion that Sakerum,
21 License No. 099263, that they be removed from the
22 list because they paid their license fee on
23 October 23rd, that Truth DC 78, License No.
24 108602 be removed from the agenda because they
25 paid their fees, and Tokyo Pearl, License No.

1 112100, that they be removed from the agenda
2 because they paid their fees on October 23, 2013
3 -- 2019. Therefore, I make a motion that -- this
4 can't be right. Let me clarify that, please.
5 There's an error.

6 I want to correct the record to go
7 back to the cancellation agenda for October 23,
8 2019, that the ABC Board will be canceling all
9 the establishments on the cancellation agenda for
10 October 23, 2019, with the exception of Capitol
11 Wine and Spirits, License No. 060423. I make a
12 motion that matter be referred back to licensing.

13 Therefore, I then make a motion that
14 the licensees on the cancellation agenda be
15 canceled, with the exception of Capitol City Wine
16 and Spirits, License No. 060423. Is there a
17 second?

18 MEMBER SHORT: Second.

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

21 (Chorus of ayes.)

22 CHAIRPERSON ANDERSON: Those opposed.

23 (No audible response.)

24 CHAIRPERSON ANDERSON: The matter
25 passes 5-0-0. Thank you. I need to go back on

1 the record. I want to revisit the cease and
2 desist agenda, Class C. The ABC Board will be
3 issuing cease and desist orders for all the
4 establishments on the cease and desist agenda,
5 Class C licenses, with the exception of Rock N
6 Roll Hotel, License No. 072777, Sakerum, License
7 No. 099263, Mola, License No. 105645, and Truth
8 DC 78, License No. 108602, and Tokyo Pearl,
9 License No. 112100.

10 I then make a motion that the ABC
11 Board issues cease and desist orders for all of
12 the establishments on the agenda for October 23,
13 2019, with the exception of the establishments
14 that were just identified. Is there a second.

15 MEMBER CROCKETT: Second.

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

19 (Chorus of ayes.)

20 CHAIRPERSON ANDERSON: Those opposed.

21 (No audible response.)

22 CHAIRPERSON ANDERSON: The matter
23 passes 5-0-0. Thank you. We're off the record.

24 (Whereupon, the above-entitled matter
25 went off the record at 4:04 p.m.)

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Before: DCABRA

Date: 10-23-19

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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