

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

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

Wednesday
 October 30, 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
 RAFI ALIYA CROCKETT, Member
 BOBBY CATO, JR., Member
 JAMES SHORT, Member

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

2 2:34 p.m.

3 CHAIRPERSON ANDERSON: All right. Now
4 let's do our legal agenda. The first matter on
5 our legal agenda is a review of the amendment
6 settlement agreement dated October 15th, 2019
7 between Le Pain Quotidien and ANC 6B, License No.
8 080832. I make a motion that we approve this
9 request. 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 aye.)

15 CHAIRPERSON ANDERSON: Those opposed.

16 (No audible response.)

17 CHAIRPERSON ANDERSON: The matter
18 passes 4-0-0. The next matter is a review of
19 Chief Newsham's request for a fact finding
20 hearing for Marvin. The license number is
21 076166. I made a motion that we approve this
22 request. Is there a second?

23 MEMBER CATO: Second.

24 CHAIRPERSON ANDERSON: Mr. Cato
25 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 4-0-0. The next matter is a review
7 request from Chief Newsham's request for a fact
8 finding hearing on the Opera Lounge, License No.
9 084711. I make a motion that we approve this
10 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 aye.)

16 CHAIRPERSON ANDERSON: Those opposed.

17 (No audible response.)

18 CHAIRPERSON ANDERSON: The matter
19 passes 4-0-0. The next matter is a review of Bin
20 1301's petition to unilaterally terminate or
21 amend a settlement agreement, License No. 091682.
22 I make a motion that we placard this matter. Is
23 there a second?

24 MEMBER SHORT: Second.

25 CHAIRPERSON ANDERSON: Mr. Short has

1 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 4-0-0. The next matter is a West Dupont
8 Circle Moratorium Zone Notice of Proposed
9 Rulemaking. I make a motion that we approve this
10 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 aye.)

16 CHAIRPERSON ANDERSON: Those opposed.

17 (No audible response.)

18 CHAIRPERSON ANDERSON: The matter
19 passes 4-0-0. We now move to our supplemental
20 legal agenda. The first matter on our
21 supplemental legal agenda is the review of Eden
22 Bar's motion to reconsider and vacate order to
23 cease and desist, License No. 083133. I make a
24 motion that we approve the motion to vacate and
25 the order to cease and desist. Is there a

1 second?

2 MEMBER SHORT: Second.

3 CHAIRPERSON ANDERSON: Mr. Short has
4 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 4-0-0. The next matter is a review of
11 Eden Bar/Barden of Eden Memorandum of Points and
12 Authorities in support of its motion to
13 reconsider and vacate order to cease and desist,
14 Eden Bar License No. 083133. This matter is now
15 moot.

16 The next matter is a review of Gladys
17 Nunez request for a reinstatement of her license,
18 License No. 114272. I make a motion that we
19 approve the request for reinstatement under the
20 condition that the licensee extend the license in
21 safekeeping and pays the fees within one week.
22 Is there a second?

23 MEMBER SHORT: Second.

24 MEMBER CROCKETT: Second.

25 CHAIRPERSON ANDERSON: Both Mr. Short

1 and Ms. Crockett have seconded the motion. All
2 those in favor, say aye.

3 (Chorus of aye.)

4 CHAIRPERSON ANDERSON: Those opposed.

5 (No audible response.)

6 CHAIRPERSON ANDERSON: The matter
7 passes 4-0-0. We now move to our license and
8 agenda. The first matter in license and agenda
9 is a review application for a class change from
10 Class C Restaurant to Class C Tavern for
11 Dangerously Delicious DC, License No. 087422. I
12 make a motion that we placard this matter. 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 4-0-0. The next matter is a review of an
23 application of a summer garden endorsement of 14
24 seats for 1942 DC, License No. 070728. I make a
25 motion that we placard this matter. Is there a

1 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 4-0-0. The next matter is a review
11 application for change of hours for a summer
12 garden for Bravo Bar, License No. 092059. I make
13 a motion that we placard this matter. Is there a
14 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 aye.)

20 CHAIRPERSON ANDERSON: Those opposed.

21 (No audible response.)

22 CHAIRPERSON ANDERSON: The matter
23 passes 4-0-0. The next matter is the review
24 request to expand operations into the adjacent
25 building and space on the first floor for

1 Sorellina, License No. 112163. I make a motion
2 that we placard this matter. Is there a second?

3 MEMBER CROCKETT: Second.

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

7 (Chorus of aye.)

8 CHAIRPERSON ANDERSON: Those opposed.

9 (No audible response.)

10 CHAIRPERSON ANDERSON: The matter
11 passes 4-0-0. The next matter is the review
12 request to increase sidewalk café seating from 10
13 to 16 for Sonoma, License No. 072017. I make a
14 motion that we approve this request. Is there a
15 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 4-0-0. The next matter is the review
25 request for approval to provide a gift of a bike

1 that doesn't exceed 500 dollars in value to
2 various licensed D.C. realtors, Breakthru
3 Beverage, License No. 060518. I make a motion
4 that we approve this request. 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 4-0-0. The next matter is a review
14 request to approve to provide a gift of shirts
15 that do not exceed 500 of the value to various
16 licensed D.C. realtors. The request is being
17 made by Breakthru Beverage, License No. 060518.
18 I make a motion that we approve this request. 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 aye.)

25 CHAIRPERSON ANDERSON: Those opposed.

1 (No audible response.)

2 CHAIRPERSON ANDERSON: The matter
3 passes 4-0-0. The next matter is a review
4 request for approval to provide a gift of food
5 sampling stations that do not exceed 500 dollars
6 in value to various D.C. realtors, Breakthru
7 Beverage, License No. 060518. I make a motion
8 that we approve this request. 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 aye.)

14 CHAIRPERSON ANDERSON: Those opposed.

15 (No audible response.)

16 CHAIRPERSON ANDERSON: The matter
17 passes 4-0-0. We now move to our supplemental
18 license and agenda. The first matter in the
19 supplemental license and agenda is to review
20 application for stipulated licenses that have ANC
21 support for Thompson Washington DC, License No.
22 114613. I make a motion that we approve this
23 request. Is there a second?

24 MEMBER SHORT: Second.

25 CHAIRPERSON ANDERSON: Mr. Short has

1 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 4-0-0. The next matter is a review
8 application for a stipulated license that have
9 ANC support, Hotel Monaco and Dirty Habit
10 Restaurant, License No. 085256. I make a motion
11 that we approve this request. Is there a 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 4-0-0. The next matter is a review
21 request to remove license from safekeeping for
22 DCJCC, License No. 024489. I make a motion that
23 we approve this request and that we placard the
24 renewal. Is there a second?

25 MEMBER SHORT: Second.

1 CHAIRPERSON ANDERSON: Mr. Short has
2 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 4-0-0. The next matter is the review of
9 request to extend safekeeping of license, Dancing
10 Crab, License No. 090297. I make a motion that
11 we approve this request through March 31st, 2020.
12 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 aye.)

18 CHAIRPERSON ANDERSON: All those
19 opposed.

20 (No audible response.)

21 CHAIRPERSON ANDERSON: The matter
22 passes 4-0-0. The next matter is the re-review
23 of request to extend safekeeping of license for
24 Formerly Smith Point, License No. 110803. I make
25 a motion that we grant this request through March

1 31st, 2020. Is there a second?

2 MEMBER SHORT: Second.

3 MEMBER CROCKETT: Second.

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

7 (Chorus of aye.)

8 CHAIRPERSON ANDERSON: Those opposed.

9 (No audible response.)

10 CHAIRPERSON ANDERSON: The matter
11 passes 4-0-0. The next matter is a review
12 request to expand establishment seating from 75
13 to 94 for Tryst, License No. 025781. I make a
14 motion that we approve this request. Is there a
15 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 4-0-0. The next matter is the review of
25 architectural floor plan for new full service

1 grocery store for Salumeria, License No. 106366.
2 I make a motion that we refer this back to
3 licensing. 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 4-0-0. The next matter is a review of the
13 new application to verify license type that
14 should be applied, 7DrumCity, License No. 115573.
15 I make a motion that we have a fact finding
16 hearing. 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 4-0-0. The next matter is the review

1 request to update address to 430 K Street,
2 Northwest for Abakedjoint, License No. 097479. I
3 make a motion that we approve this request. Is
4 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 4-0-0. The next matter is review
14 application for a new Class C multipurpose
15 facility license for Highland Community
16 Entertainment Hall, License No. 115394. I make a
17 motion that we instruct them to apply for a
18 tavern license and then placard the matter. 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 aye.)

25 CHAIRPERSON ANDERSON: Those opposed.

1 (No audible response.)

2 CHAIRPERSON ANDERSON: The matter
3 passes 4-0-0. The next matter is a review letter
4 to withdraw request for extension to total
5 occupancy load for --

6 MEMBER CROCKETT: Mezcalero Cocina
7 Mexicana.

8 CHAIRPERSON ANDERSON: Thank you, Ms.
9 Crockett. License No. 097794. I make a motion
10 that we approve this request. Is there a second?

11 MEMBER CROCKETT: Second.

12 MEMBER CATO: Second.

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

16 (Chorus of aye.)

17 CHAIRPERSON ANDERSON: Those opposed.

18 (No audible response.)

19 CHAIRPERSON ANDERSON: The matter
20 passes 4-0-0. The next matter is to a request of
21 a refund of late fees associated with a Class B
22 annual payment, Dubai Market, License No. 111181.
23 I make a motion that we deny this request. Is
24 there a second?

25 MEMBER SHORT: Second.

1 CHAIRPERSON ANDERSON: Mr. Short has
2 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 4-0-0. The next matter is a review
9 request refund of late fees associated with a
10 Class B annual payment for 7 Days Market, License
11 No. 109916. I make a motion that we deny this
12 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 aye.)

18 CHAIRPERSON ANDERSON: Those opposed.

19 (No audible response.)

20 CHAIRPERSON ANDERSON: The matter
21 passes 4-0-0. The next matter is a review
22 request for approval to provide gifts of golf
23 bags that do not exceed 500 dollars in value to
24 various licensed D.C. realtors. The request is
25 being made from Breakthru Beverages, License No.

1 060518. I make a motion that we approve this
2 request. Is there a second?

3 MEMBER CROCKETT: Second.

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

7 (Chorus of aye.)

8 CHAIRPERSON ANDERSON: Those opposed.

9 (No audible response.)

10 CHAIRPERSON ANDERSON: The matter
11 passes 4-0-0. The next matter is a review
12 request for approval to provide gifts of
13 Washington Redskin helmets that do not exceed 500
14 dollars in value to various licensed D.C.
15 realtors. The request has been made by Breakthru
16 Beverage, License No. 060518. I make a motion
17 that we approve this request. 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 4-0-0. We now move to our second
2 supplemental license and agenda. The first
3 matter on our second supplemental license and
4 agenda, it's a review application for a transfer
5 of license for Cloakroom, License No. 087875. I
6 make a motion that we have a fact finding
7 hearing. Is there a second?

8 MEMBER SHORT: Second.

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

12 (Chorus of aye.)

13 CHAIRPERSON ANDERSON: Those opposed.

14 (No audible response.)

15 CHAIRPERSON ANDERSON: The matter
16 passes 4-0-0. We now move to our vacate cease
17 and desist orders agenda. The ABC Board is
18 vacating the following orders to cease and desist
19 previously issued on October 23rd, 2019:

20 The Pug/Toki Underground, License No.
21 073166; Union Kitchen, License No. 111995; Union
22 Kitchen, License No. 111996; Eye Bar/Garden of
23 Eden, License No. 083133; The Manor, License No.
24 099536; Broccoli Bar, License No. 098584; Food 7
25 Store, License No. 108479; The Sovereign, License

1 No. 095913; A&S Grocery, License No. 101367;
2 Dubai Market, License No. 111181; Dan's Café,
3 License No. 000785; Sandovan Restaurant and
4 Lounge, License No. 092705; Petworth Citizen,
5 License No. 091646; Desperados Pizza, License No.
6 084731; Open Door Market, License No. 109402;
7 Room 11, License No. 079568; Smoke & Barrel,
8 License No. 088772; Twin Jazz, License No.
9 060380; Billy Goat Tavern & Grill, License No.
10 070520; Jr's Bar and Grill, 009267.

11 I then make a motion that the ABC
12 Board vacate the cease and desist orders from the
13 establishments whose names were just read in the
14 record based on the fact that they have paid
15 their third year payment. Is there a second?

16 MEMBER SHORT: Second.

17 CHAIRPERSON ANDERSON: Mr. Short has
18 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 4-0-0. We now move to our cancellation
25 agenda. The ABC Board will be cancelling the

1 following licenses for the reasons outlined
2 below. Lawrence Boone Selections, License No.
3 108000, the licensee requests cancellation.
4 Philly Wing Fry, License No. 112932, the licensee
5 requests cancellation. Gonzaga College High
6 School, License No. 108211, the licensee requests
7 cancellation. And Del Frisco's Grille, License
8 No. 089428, the licensee requests cancellation.

9 I then make a motion that ABC Board
10 cancel the licenses on the cancellation agenda
11 that were read in the record today. 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 4-0-0. The ABC Board then will be in
22 recess until our 4:30 protest hearing. Thank
23 you.

24 (Whereupon, the above-entitled matter
25 went off the record at 2:51 p.m.)

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This is to certify that the foregoing transcript

In the matter of: Agenda

Before: DCABRA

Date: 10-30-19

Place: Washington, DC

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