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

IN THE MATTER OF: : Cancellation Agenda : Legal Agenda : Supplemental Legal Agenda: Licensing Agenda : Supplemental Licensing : Agenda :

> Wednesday, September 11, 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 BOBBY CATO, JR., Member RAFI CROCKETT, Member

I	2
1	P-R-O-C-E-E-D-I-N-G-S
2	10:45 a.m.
3	CHAIRPERSON ANDERSON: We now will be
4	doing our Legal Agenda.
5	The first matter on our Legal Agenda
6	is the review of Po Boy Jim's petition to
7	unilaterally amend or terminate a settlement
8	agreement. Po Boy Jim, License No. 105468.
9	I make a motion that we deny this
10	request. Is there a second?
11	MEMBER CROCKETT: Second.
12	CHAIRPERSON ANDERSON: Ms. Crockett
13	has seconded the motion.
14	All those in favor say aye.
15	ALL: Aye.
16	CHAIRPERSON ANDERSON: Those opposed?
17	The matter passes 3-0-0.
18	The next matter is the review of
19	Sidamo Coffee and Tea's request for reinstatement
20	of its license, License No. 109491.
21	I make a motion that we deny this
22	request. Is there a second?

1 MEMBER CROCKETT: Second. 2 CHAIRPERSON ANDERSON: Ms. Crockett 3 has seconded the motion. 4 All those in favor say aye. 5 ALL: Aye. CHAIRPERSON ANDERSON: 6 Those opposed? 7 The matter passes 3-0-0. The next matter is the review of 8 9 Via!'s request to store invoices off-site. Via!, License No. 113236. 10 11 I make a motion that we approve this 12 Is there a second? request. MEMBER CROCKETT: 13 Second. 14 CHAIRPERSON ANDERSON: Ms. Crockett 15 has seconded the motion. 16 All those in favor say aye. 17 ALL: Aye. 18 CHAIRPERSON ANDERSON: Those opposed? 19 The matter passes 3-0-0. The next matter is the review of Mr. 20 21 Chen's request for reinstatement of his license. 22 Mr. Chen, License No. 107059.

1 I make a motion that we deny this 2 Is there a second? request. MEMBER CROCKETT: Second. 3 4 CHAIRPERSON ANDERSON: Ms. Crockett 5 has seconded the motion. All those in favor say aye. 6 7 ALL: Aye. 8 CHAIRPERSON ANDERSON: Those opposed? 9 The matter passes 3-0-0. The next matter is the review of ANC-10 2F's withdrawal of its protest petition in Baby 11 12 Wale, License No. 090863. 13 I make a motion that we approve this 14 request. Is there a second? 15 MEMBER CROCKETT: Second. 16 CHAIRPERSON ANDERSON: Ms. Crockett has seconded the motion. 17 18 All those in favor say aye. 19 ALL: Aye. 20 CHAIRPERSON ANDERSON: Those opposed? 21 The matter passes 3-0-0. 22 The next matter is to review Group of

1 5 or More's withdrawal of its protest petition in 2 the Howard Theatre, License No. 088646. I make a motion that we approve this 3 4 Is there a second? request. 5 MEMBER CROCKETT: Second. CHAIRPERSON ANDERSON: Ms. Crockett 6 7 has seconded the motion. 8 All those in favor say aye. 9 ALL: Aye. 10 CHAIRPERSON ANDERSON: Those opposed? 11 The matter passes 3-0-0. 12 The next matter is the review of the 13 second amendment to settlement agreement dated 14 August 26, 2019 between ANC-2E, the Citizens 15 Association of Georgetown and Chez Billy Sud, 16 License No. 096103. 17 I make a motion that we approve this 18 request. Is there a second? 19 MEMBER CROCKETT: Second. 20 CHAIRPERSON ANDERSON: Ms. Crockett 21 has seconded the motion. 22 All those in favor say aye.

1	ALL: Aye.
2	CHAIRPERSON ANDERSON: Those opposed?
3	The matter passes 3-0-0.
4	The next matter is the review of
5	McKenzie Group, LLC's request for a Fact-Finding
6	Hearing in the Ocean Lounge matter, License No.
7	106194.
8	I make a motion that we approve this
9	matter. Is there a second?
10	MEMBER CROCKETT: Second.
11	CHAIRPERSON ANDERSON: Ms. Crockett
12	has seconded the motion.
13	All those in favor say aye.
14	ALL: Aye.
15	CHAIRPERSON ANDERSON: Those opposed?
16	The matter passes 3-0-0.
17	The next matter is the review of
18	Phillips Seafood Restaurant's request to store
19	invoices off-site. Phillips Seafood Restaurant,
20	License No. 108756.
21	I make a motion that we approve this
22	request. Is there a second?

1	MEMBER CROCKETT: Second.
2	CHAIRPERSON ANDERSON: Ms. Crockett
3	has seconded the motion.
4	All those in favor say aye.
5	ALL: Aye.
6	CHAIRPERSON ANDERSON: Those opposed?
7	The matter passes 3-0-0.
8	The next matter is the review of
9	Councilmember Todd's opposition to Quilox
10	Restaurant and Lounge's new license application.
11	Quilox Restaurant and Lounge, License No. 114288.
12	This is an FYI for the Board.
13	The next matter is the review of
14	Joselito Casa de Comidas' request to store
15	invoices off-site. Their License No. is 104232.
16	I make a motion that we approve this
17	request. Is there a second?
18	MEMBER CROCKETT: Second.
19	CHAIRPERSON ANDERSON: Ms. Crockett
20	has seconded the motion.
21	All those in favor say aye.
22	ALL: Aye.

1 CHAIRPERSON ANDERSON: Those opposed? 2 The matter passes 3-0-0. The next matter is the review of the 3 Civil Penalty Notice of Proposed Rulemaking. 4 5 I make a motion that we approve this Is there a second? 6 request. 7 MEMBER CROCKETT: Second. 8 CHAIRPERSON ANDERSON: Ms. Crockett has seconded the motion. 9 All those in favor say aye. 10 11 ALL: Aye. 12 CHAIRPERSON ANDERSON: Those opposed? 13 The matter passes 3-0-0. 14 Now, the next matter is the review of 15 the Technical Amendment Notice of Proposed 16 Rulemaking. 17 I make a motion that we approve this 18 request. Is there a second? 19 MEMBER CATO: Second. 20 CHAIRPERSON ANDERSON: Mr. Cato has 21 seconded the motion. 22 All those in favor say aye.

1	ALL: Aye.
2	CHAIRPERSON ANDERSON: Those opposed?
3	The matter passes 3-0-0.
4	We now move to our Supplemental Legal
5	Agenda.
6	The first matter on our Supplemental
7	Legal Agenda is the review of Abbey Rathskeller's
8	request for reinstatement of his license. Abbey
9	Rathskeller, License No. 001104.
10	I make a motion that we approve this
11	request. Is there a second?
12	MEMBER CROCKETT: Second.
13	CHAIRPERSON ANDERSON: Ms. Crockett
14	has seconded the motion.
15	All those in favor say aye.
16	ALL: Aye.
17	CHAIRPERSON ANDERSON: Those opposed?
18	The matter passes 3-0-0.
19	The next matter is the review of
20	settlement agreement dated September 7, 2019
21	between ANC-1A and Ledo Pizza and Bar, License
22	No. 114097.

1 I make a motion that we approve this 2 Is there a second? request. MEMBER CROCKETT: Second. 3 4 CHAIRPERSON ANDERSON: Ms. Crockett 5 has seconded the motion. All those in favor say aye. 6 7 ALL: Aye. 8 CHAIRPERSON ANDERSON: Those opposed? 9 The matter passes 3-0-0. The next matter is the review of the 10 11 Amendment #1 to settlement agreement between 12 Dacha Navy Yard and ANC-6D. Dacha Navy Yard, 13 License No. 106040. 14 I make a motion that we approve this 15 Is there a second? request. 16 MEMBER CROCKETT: Second. 17 CHAIRPERSON ANDERSON: Ms. Crockett 18 has seconded the motion. 19 All those in favor say aye. 20 ALL: Aye. CHAIRPERSON ANDERSON: Those opposed? 21 22 The matter passes 3-0-0.

1 All right. We now move to our 2 Licensing Agenda. The first matter on our Licensing 3 Agenda is to review application for safekeeping 4 5 of license for FoBoGro, License No. 082431. I make a motion that we approve this 6 7 request through March 31, 2020. Is there a 8 second? 9 MEMBER CATO: Second. 10 CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion. 11 All those in favor say aye. 12 13 ALL: Aye. 14 CHAIRPERSON ANDERSON: Those opposed? 15 The matter passes 3-0-0. 16 The next matter is to review 17 application for safekeeping of license for Stop & 18 Go Market, License No. 071763. 19 I make a motion that we approve this 20 request through March 31, 2020. Is there a 21 second? 22 MEMBER CATO: Second.

1 CHAIRPERSON ANDERSON: Mr. Cato has 2 seconded the motion. All those in favor say aye. 3 4 ALL: Aye. 5 CHAIRPERSON ANDERSON: Those opposed? The matter passes 3-0-0. 6 7 The next matter is to review request 8 to extend safekeeping of license, Courtyard by 9 Marriott Embassy Row, License No. 071165. I make a motion that we approve this 10 request through March 31, 2020. Is there a 11 12 second? MEMBER CROCKETT: 13 Second. 14 CHAIRPERSON ANDERSON: Ms. Crockett 15 has seconded the motion. 16 All those in favor say aye. 17 ALL: Aye. 18 CHAIRPERSON ANDERSON: Those opposed? 19 The matter passes 3-0-0. 20 The next matter is to review request 21 to extend safekeeping of license for Safeway 22 #4205, License No. 097707.

1 I make a motion that we approve this 2 request through March 31, 2020. Is there a 3 second? 4 MEMBER CROCKETT: Second. 5 CHAIRPERSON ANDERSON: Ms. Crockett has seconded the motion. 6 7 All those in favor say aye. 8 ALL: Aye. 9 CHAIRPERSON ANDERSON: Those opposed? The matter passes 3-0-0. 10 The next matter is to review 11 12 application for a class change from Retailer D 13 Restaurant to Retailer C Restaurant for the 14 Federalist Pig, License No. 105172. 15 I make a motion that we placard this 16 matter. Is there a second? 17 MEMBER CROCKETT: Second. 18 CHAIRPERSON ANDERSON: Ms. Crockett 19 has seconded the motion. 20 All those in favor say aye. 21 ALL: Aye. 22 CHAIRPERSON ANDERSON: Those opposed?

1 The matter passes 3-0-0. 2 The next matter is to review application for a change of hours for the Nile 3 4 Ethiopian Restaurant and Nile Market, License No. 5 060432. I make a motion that we placard this 6 7 matter. Is there a second? 8 MEMBER CROCKETT: Second. 9 CHAIRPERSON ANDERSON: Ms. Crockett has seconded the motion. 10 11 All those in favor say aye. 12 ALL: Aye. 13 CHAIRPERSON ANDERSON: Those opposed? The matter passes 3-0-0. 14 15 The next matter is to review 16 application for change of hours to close at 17 midnight for Best 1 Liquors, License No. 109545. 18 I make a motion that we placard this 19 Is there a second? matter. 20 MEMBER CROCKETT: Second. 21 CHAIRPERSON ANDERSON: Ms. Crockett 22 has seconded the motion.

1 All those in favor say aye. 2 ALL: Aye. CHAIRPERSON ANDERSON: 3 Those opposed? The matter passes 3-0-0. 4 5 The next matter is to review 6 application for change of hours to serve alcohol 7 for The Mayflower Hotel/Edgar, License No. 8 080787. 9 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. 14 All those in favor say aye. 15 ALL: Aye. 16 CHAIRPERSON ANDERSON: Those opposed? The matter passes 3-0-0. 17 18 The next matter is to review 19 application for change of hours for sidewalk cafe for Grand Duchess, License No. 106575. 20 21 I make a motion that we placard this 22 Is there a second? matter.

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1	MEMBER CROCKETT: Second.
2	CHAIRPERSON ANDERSON: Ms. Crockett
3	has seconded the motion.
4	All those in favor say aye.
5	ALL: Aye.
6	CHAIRPERSON ANDERSON: Those opposed?
7	The matter passes 3-0-0.
8	The next matter is to review
9	application for a sidewalk cafe with 26 seats for
10	the Moxy Washington DC, License No. 109673.
11	I make a motion that we placard this
12	matter. Is there a second?
13	MEMBER CATO: Second.
14	CHAIRPERSON ANDERSON: Mr. Cato has
15	seconded the motion.
16	All those in favor say aye.
17	ALL: Aye.
18	CHAIRPERSON ANDERSON: Those opposed?
19	The matter passes 3-0-0.
20	The next matter is to review request
21	to increase permitted summer garden occupancy
22	load from 21 to 34 for the Dew Drop Inn, License

No. 097569. 1 2 I make a motion that we approve this request. Is there a second? 3 4 MEMBER CATO: Second. 5 CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion. 6 7 All those in favor say aye. 8 ALL: Aye. 9 CHAIRPERSON ANDERSON: Those opposed? The matter passes 3-0-0. 10 The next matter is to review 11 12 application for an entertainment endorsement for 13 Kokeb Ethiopian Restaurant, License No. 089933. 14 I make a motion that we placard this 15 Is there a second? matter. 16 MEMBER CROCKETT: Second. 17 CHAIRPERSON ANDERSON: Ms. Crockett 18 has seconded the motion. 19 All those in favor say aye. 20 ALL: Aye. CHAIRPERSON ANDERSON: Those opposed? 21 22 The matter passes 3-0-0.

1 The next matter is to review 2 application for an entertainment endorsement for 3 Mi Cuba Café, License No. 096613. I make a motion that we placard this 4 5 Is there a second? matter. MEMBER CROCKETT: Second. 6 7 CHAIRPERSON ANDERSON: Ms. Crockett 8 has seconded the motion. 9 All those in favor say aye. 10 ALL: Aye. 11 CHAIRPERSON ANDERSON: Those opposed? 12 The matter passes 3-0-0. 13 The next matter is to review 14 application for Tasting Permit for Harvard 15 Liquors, License No. 114547. 16 I make a motion that we approve this 17 request. Is there a second? 18 MEMBER CROCKETT: Second. 19 CHAIRPERSON ANDERSON: Ms. Crockett has seconded the motion. 20 21 All those in favor say aye. 22 ALL: Aye.

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1	CHAIRPERSON ANDERSON: Those opposed?
2	The matter passes 3-0-0.
3	We now move to our Supplemental
4	Licensing Agenda.
5	The first matter on our Supplemental
6	Licensing Agenda is to review request to update
7	premises' address to 1524 U Street for Selam
8	Restaurant, License No. 060080.
9	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.
14	All those in favor say aye.
15	ALL: Aye.
16	CHAIRPERSON ANDERSON: Those opposed?
17	The matter passes 3-0-0.
18	The next matter is to we now move
19	to our Cancellation Agenda.
20	The ABC Board will be canceling the
21	following license for the reasons outlined below:
22	R & M Market, License No. ABRA-075184,

the licensee requested cancellation. 1 2 Woodward Table a/k/a WTF, License No. 090596, the licensee requested cancellation. 3 I make a motion that the ABC Board 4 5 cancel the two establishments listed on the Cancellation Agenda for September 11, 2019. 6 Is 7 there a second? 8 MEMBER CROCKETT: Second. 9 CHAIRPERSON ANDERSON: Ms. Crockett has seconded the motion. 10 11 All those in favor say aye. 12 ALL: Aye. 13 CHAIRPERSON ANDERSON: Those opposed? The matter passes 3-0-0. 14 15 As Chairperson of the Alcoholic 16 Beverage Control Board for the District of 17 Columbia and in accordance with Title 3, Chapter 18 405 of the Open Government, I move that the ABC 19 Board hold a closed meeting on September 18, 2019 20 for the purpose of discussing and hearing reports 21 concerning ongoing or planned investigations of alleged criminal or civil misconduct or 22

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violations of law or regulations and seeking 1 2 legal advice from our counsel on the Board's Investigative Agenda, Legal Agenda and Licensing 3 Agenda for September 18, 2019 as published in the 4 5 DC Register on September 13, 2019. Is there a second? 6 7 MEMBER CATO: Second. 8 CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion. I will take a roll call 9 vote on the motion before us now that it has been 10 11 seconded. 12 Ms. Crockett? Yes? 13 MEMBER CROCKETT: Yes. 14 CHAIRPERSON ANDERSON: Mr. Cato? 15 MEMBER CATO: I agree. CHAIRPERSON ANDERSON: Mr. Anderson? 16 17 I agree. 18 As it appears that the motion has 19 passed 3-0-0, I hereby give notice that the ABC Board will hold this aforementioned closed 20 21 meeting pursuant to the Open Meetings Act. 22 Notice will also be posted on the ABC Board

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1	hearing room bulletin board, placed on the
2	electronic calendar on ABRA's website and
3	published in the DC Register in as timely a
4	manner as practicable.
5	It is 10:59 a.m. and we are adjourned
6	for the day. Thank you.
7	(Whereupon, the Legal, Licensing and
8	Cancellation Agenda Hearings were concluded at
9	10:59 a.m.)
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CERTIFICATE

This is to certify that the foregoing transcript

In the matter of: Agenda

Before: Alcoholic Beverage Control Board

Date: 09-11-19

Place: Washington, D.C.

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.

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