

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

 IN THE MATTER OF: :
 :
 Yegna Restaurant and :
 Lounge, Inc., :
 t/a Asefu's Palace :
 1920 9th Street NW : Protest
 Retailer CR - ANC 1B : Hearing (Status)
 License No. 105977 :
 Case #18-PRO-00016 :
 :
 (Substantial Change - :
 Increase Seating from 38 :
 Seats to 106 Seats, and :
 Increase Occupancy Load :
 from 38 to 166 on the :
 First and Second Floors :
 of the Establishment) :

Wednesday
 May 16, 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
- REMA WAHABZADAH, Member

ALSO PRESENT:

RICHARD BIANCO, Licensee's Counsel

ASEFU ALEMAYEHU, Licensee

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

2 9:42 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 on our calendar is a Protest Hearing (Status) is
5 Case No. 18-PRO-00016, Asefu's Palace, License
6 No. 105977.

7 Would the parties, please, approach
8 and identify themselves for the record, please?

9 MR. BIANCO: Good morning, Mr. Chair,
10 Members of the Board. Richard Bianco on behalf
11 of the applicant in this case. And with me is
12 Asefu Alemayehu, the owner.

13 CHAIRPERSON ANDERSON: Good morning,
14 Mr. Bianco. Good morning, Miss. I'm sorry, your
15 name again?

16 MS. ALEMAYEHU: Asefu Alemayehu.

17 CHAIRPERSON ANDERSON: Ms. Alemayehu.
18 All right. Can you, please, sign-in on the sign-
19 in, please? What -- I see that the ANC is not
20 here. What I normally do, I give each party
21 until 10:00. So it's 9:00. This hearing was
22 scheduled for 9:30. The applicant is here. The

1 licensee is here. The ANC is not here. I will
2 recall this case.

3 I'm going to move on with the
4 calendar. I will recall this case at 10:00. If
5 the ANC is not here by 10:00, I will then make a
6 motion for us to dismiss the protest by the ANC.

7 So I will recall this case at 10:00,
8 but I just want the record to reflect that this
9 is what I do for every case. I call the case. I
10 give them, I believe, half an hour, it's a
11 reasonable period of time for people to be here
12 for a 9:30 hearing. And if they are not here by
13 10:00, then I will recall the case and dismiss
14 whatever party is not here.

15 So I will recall this case in,
16 approximately, 15 minutes.

17 MR. BIANCO: Okay. Thank you very
18 much.

19 CHAIRPERSON ANDERSON: You can step
20 back, Ms. Alemayehu. Thank you.

21 (Whereupon, the above-entitled matter
22 went off the record at 9:44 a.m. and resumed at

1 9:59 a.m.)

2 CHAIRPERSON ANDERSON: We are back on
3 the record. I'm recalling Case No. 18-PRO-00016,
4 Asefu's Palace, License No. 105977.

5 Will the parties, please, approach
6 again and identify themselves for the record?

7 MR. BIANCO: Good morning again, Mr.
8 Chair, Members of the Board. Richard Bianco on
9 behalf of the applicant in this case, Asefu's
10 Palace.

11 CHAIRPERSON ANDERSON: Mr. Bianco.

12 MS. ALEMAYEHU: Asefu Alemayehu.

13 CHAIRPERSON ANDERSON: Good morning.

14 I see that the ANC is not here.

15 This matter was scheduled for a
16 Protest Hearing (Status) Hearing at 9:30. The
17 case was initially called. The licensee was here
18 and as my practice, I give each party 30 minutes
19 to show up.

20 It is now 10:01. I have recalled the
21 case and the ANC is not here. With that said,
22 the ANC was the party who requested a protest of

1 their liquor -- I'm sorry, for the substantial
2 change, so since the ANC is not here to move
3 forward with this protest, I then make a motion
4 to the Board that we dismiss the ANC's protest
5 based on the failure of the ANC to show up at the
6 Protest (Status) Hearing. Is there a second?

7 MEMBER SHORT: Second.

8 CHAIRPERSON ANDERSON: Mr. Short has
9 seconded the motion.

10 All those in favor say aye.

11 ALL: Aye.

12 CHAIRPERSON ANDERSON: Those opposed?
13 The matter passes 6-0-0.

14 What this means is that the
15 substantial change -- the Board will send its
16 decision to the ANC. The ANC will have 10 days
17 to give us notice why is it that it failed to
18 show up today. If the Board does not believe
19 that the ANC's reasons for not showing up here is
20 reasonable, we will dismiss and the substantial
21 change application will be approved.

22 So have a good day.

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MR. BIANCO: Very well.

CHAIRPERSON ANDERSON: Thank you.

MR. BIANCO: Thank you very much.

MS. ALEMAYEHU: Thank you.

(Whereupon, the Protest (Status)

Hearing was concluded at 10:01 a.m.)

A	D.C 1:17 day 6:22 days 6:16 decision 6:16 dismiss 4:6,13 6:4,20 DISTRICT 1:1 Donovan 1:17,19	met 1:16 MIKE 1:21 minutes 4:16 5:18 morning 3:9,13,14 5:7 5:13 motion 4:6 6:3,9 move 4:3 6:2	S
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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: Yegna Restaurant and Lounge, Inc.

Before: DC ABRA

Date: 05-16-2018

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.



Court Reporter

NEAL R. GROSS

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