

T-A-B-L-E O-F C-O-N-T-E-N-T-S

Opening Argument by Applicant. 7
 Closing Argument by Applicant.28
 Closing Argument by Government28

WITNESS	DIRECT	CROSS	REDIRECT	CROSS	BOARD
Michael Lewis	18				
Roy Gross	22				

EXHIBITS	IDENTIFIED	RECEIVED
GOVERNMENT		
1 - Investigative Report	5	5

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

2 10:04 a.m.

3 CHAIRPERSON ANDERSON: We now move to
4 our Show Cause Hearing Calendar. The first case
5 on our Show Cause Hearing Calendar is Case No.
6 17-CMP-00621, Atlas Performing Arts Center,
7 License No. 85207.

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

10 MR. CHATTRABHUTI: Good morning, Mr.
11 Chairman. Pete Chattrabhuti on behalf of the
12 District of Columbia.

13 MR. BURKA: Good morning.

14 CHAIRPERSON ANDERSON: Hold on one
15 minute. Please, hold on. I'm sorry, go ahead.

16 MR. BURKA: Good morning, Mr. Chair.
17 Robert Burka for the Atlas.

18 CHAIRPERSON ANDERSON: Good morning.
19 If you could get the microphone.

20 MR. BURKA: Robert Burka for the
21 Atlas.

22 CHAIRPERSON ANDERSON: Mr. Burka.

1 MR. BURKA: And with me are our Vice
2 Chair in the Operations Committee, which also
3 includes Michael Lewis and on my far left is our
4 Director of Operations, Roy Gross.

5 CHAIRPERSON ANDERSON: Good morning.

6 MR. BURKA: Good morning.

7 CHAIRPERSON ANDERSON: Can you all
8 sign-in on the sign-in sheet, please? Mr.
9 Chattrabhuti, you didn't introduce yourself.

10 MR. CHATTRABHUTI: Oh, yes, Pete
11 Chattrabhuti on behalf of the District of
12 Columbia.

13 CHAIRPERSON ANDERSON: Good morning.
14 Are there any preliminary matters in this case?

15 MR. CHATTRABHUTI: Yes, Mr. Chairman.
16 The parties have agreed to stipulate to the
17 underlying facts listed in the investigative
18 report.

19 CHAIRPERSON ANDERSON: That's fine.

20 MR. CHATTRABHUTI: Which I believe the
21 Board has a copy of.

22 CHAIRPERSON ANDERSON: All right. Go

1 ahead, sir.

2 MR. CHATTRABHUTI: And I guess I would
3 also -- the District would move to admit the ABRA
4 Investigative Report concerning Atlas theater
5 into the record as well.

6 CHAIRPERSON ANDERSON: Any objection?

7 MR. BURKA: No objection, Your Honor.

8 CHAIRPERSON ANDERSON: All right. So
9 moved.

10 (Whereupon, the above-
11 referred to document was
12 marked as Government Exhibit
13 No. 1 and was received into
14 evidence.)

15 CHAIRPERSON ANDERSON: You don't have
16 to get up. It's not that formal. If you want to
17 get up, you can, but you don't have to.

18 MR. BURKA: Sir, I was always taught
19 that whoever is head of the tribunal is owed
20 certain deference.

21 CHAIRPERSON ANDERSON: Thank you.
22 Thank you.

1 MR. BURKA: I'll try to remember to
2 stay seated.

3 CHAIRPERSON ANDERSON: No. I --
4 whatever makes you comfortable.

5 MR. LEWIS: Runs counter to all of his
6 training.

7 CHAIRPERSON ANDERSON: But I'm saying
8 it's not -- you don't have to, but if it makes
9 you -- and I'll say this to you. I usually call
10 most people sir. I'm not very comfortable
11 calling folks by their first name. And it's just
12 the way I am, so I'm fine with that. Okay.
13 Thank you. So moved.

14 Any other stipulations, Mr.
15 Chattrabhuti?

16 MR. CHATTRABHUTI: Not at this time.

17 CHAIRPERSON ANDERSON: Now, well, why
18 are we here then? Why are we -- what are we --
19 what's the purpose of this hearing? It's a Show
20 Cause Hearing. If the parties have stipulated to
21 the facts, so are we -- is the purpose of the
22 hearing the penalty phase? Is that what the

1 arguments are going to be?

2 MR. CHATTRABHUTI: That is the
3 District's understanding. I don't want to speak
4 for them.

5 CHAIRPERSON ANDERSON: Yes, Mr. Burka,
6 tell me. Let me now what -- because if we are
7 stipulating to the facts, so why are we here
8 then?

9 MR. BURKA: Well, we are here with
10 respect to hoping to get either an elimination or
11 an abatement of the penalty, Your Honor.

12 MEMBER SILVERSTEIN: You've got to
13 speak up.

14 MR. BURKA: You don't want me to stand
15 up, but speak up.

16 CHAIRPERSON ANDERSON: We need to --
17 your voice is being recorded, so make sure the
18 microphone is used, yes.

19 MR. BURKA: Okay. Your Honor, we
20 don't contest the underlying results of the
21 investigation. Indeed, as I indicated in the
22 letter I sent late last week, we conducted an

1 investigation and have found other shortcomings
2 that we are trying to correct.

3 I have submitted a letter. If you
4 wish, I have a hard copies of it with me to
5 distribute in the event you didn't get it. But
6 the bottom line, and by the way, if it will make
7 your life easier, I could -- we could stipulate
8 to the facts of this letter.

9 CHAIRPERSON ANDERSON: Right.

10 MR. BURKA: Or alternatively, I can
11 call witnesses whom I have here with me now. But
12 the bottom line is there is a new sheriff in
13 down.

14 CHAIRPERSON ANDERSON: Okay.

15 MR. BURKA: We learned of these
16 violations after the investigation. We were --
17 the person then in charge of our cafe --

18 CHAIRPERSON ANDERSON: Let me -- I'm
19 not trying to cut you off. I'm going to give you
20 an opportunity, because I also read your letter.
21 What is it in a sense of what is the
22 recommendation? The Government is saying what's

1 the fine range?

2 What is the Government asking? So at
3 least I'll know what it is, so if the Government
4 is saying a \$10,000 fine and you are either
5 saying I'm only going to pay -- I want to pay
6 \$5,000 or I don't want to pay a fine. So at
7 least I'll know what is it that, as far as the
8 penalty stage, what it is and so therefore we
9 will take in consideration. Yes, sir?

10 MR. BURKA: A number was given to us
11 prior to my submitting a letter or developing the
12 record that we are going to be talking about.

13 CHAIRPERSON ANDERSON: Right.

14 MR. BURKA: So I don't know what the
15 District's recommendation is now.

16 CHAIRPERSON ANDERSON: I don't know.
17 He needs to let me know, because I still don't
18 know.

19 MR. BURKA: However, prior to the
20 status conference on, I believe, February 7th, we
21 were offered \$2,500 as a fine.

22 CHAIRPERSON ANDERSON: Is that still

1 the Government's position?

2 MR. CHATTRABHUTI: Yes. The -- as
3 this is a second tier -- second primary tier
4 violation, our recommendation would be between
5 \$2,000 and \$4,000 to the Board's discretion.

6 CHAIRPERSON ANDERSON: And so what is
7 it that -- the argument that you are asking is
8 that you are asking us, you are asking the Board
9 -- and which I'm going to listen to it, but I
10 just want to know what is it that I'm listening
11 to to make a determination? So what is it that
12 you are asking that the Board do as far as
13 penalty?

14 MR. BURKA: We would love to have the
15 penalty eliminated. We confess to having done
16 what we did. We are trying to right the ship.
17 We are still in the investigatory stage and we
18 have made great strides and we would hope the
19 Board would take that into account by remembering
20 that everything that we pay the Board in the form
21 of a fine, comes with terrible contribution,
22 which reduces our ability to help the community

1 and provide services to the community.

2 CHAIRPERSON ANDERSON: I'm not sure
3 and I need to -- and I'll just let you know up
4 front, I am not sure since you are guilty of the
5 violation. I'm not sure if, from a legal
6 perspective, the Board is empowered to eliminate
7 the fine. I don't know. But that's something
8 that our legal office will advise us to say
9 whether or not that's -- even if the Board wants
10 to do it, whether or not we are able to do that.

11 So you can make the arguments and then
12 at the end of the arguments, then we will discuss
13 it and make a determination what is it that we
14 can or can't do. Okay?

15 MR. BURKA: Sure.

16 CHAIRPERSON ANDERSON: So you can
17 present the way you want to present then.

18 MR. BURKA: Well, do you want live
19 witnesses or do you want --

20 CHAIRPERSON ANDERSON: It's -- you
21 tell me how. I have read the letter, so you --
22 if you want to go through the letter just to put

1 it on the record to say what the position is and
2 why is it that you are asking the Board not to
3 fine you.

4 MR. BURKA: Well, let me just go
5 through the letter very quickly --

6 CHAIRPERSON ANDERSON: Sure.

7 MR. BURKA: -- without going into
8 detail.

9 CHAIRPERSON ANDERSON: All right.

10 MR. BURKA: The cafe -- our internal
11 organization was different. The cafe was then
12 under the direct supervision of our Executive
13 Director, who frankly is spread very thinly.
14 When he learned of the routine inspection in, I
15 believe, mid-September of last year, he, the next
16 day, met with the cafe manager. He learned what
17 she had done, learned that she misunderstood what
18 the rules were about whom she could acquire
19 alcoholic beverages from and then he instructed
20 her to please, obey the law. I mean, that's what
21 we are supposed to be doing. And with that, he
22 let her go, let her go on running the cafe.

1 She left in late December for reasons
2 unrelated to what we're here for today. And we
3 reorganized and put Mr. Gross, who is on my far
4 left, in charge of the cafe directly. He has a
5 background in alcohol beverage sales and
6 management, both in the District and in Virginia.
7 He is a licensed manager.

8 He conduct -- he has began an
9 investigation in late December and is still
10 conducting that investigation. We found a number
11 of questionable actions, including possibly
12 additional improper purchases from retailers.

13 We are trying to avoid these problems
14 from occurring again. Among the problems we
15 discovered were:

16 (A) Continued sales from improper --
17 improper purchases from retailers.

18 (B) We discovered bad recordkeeping,
19 which we are now straightening out.

20 We are -- he, basically, has opened up
21 accounts with significant proper wholesalers and
22 is insisting that all purchases come through his

1 office, so that no problems can occur.

2 He has also taken steps to have our
3 internal financial people when they do their
4 bookkeeping to be on the lookout for any improper
5 purchases, so it can be reported to both me and
6 to the Executive Director for action to be taken,
7 including, if appropriate, reporting it to the
8 Board.

9 He has also to ensure that we don't
10 have a repeat of the problems that I heard
11 earlier this morning, we are in the process of
12 instituting a universal identification check for
13 anyone trying to purchase alcoholic beverages.

14 We became aware of a voluntary
15 agreement which will either terminate and then
16 redo with the local ANC that they can do changes
17 or alternatively, we are going to -- or
18 alternatively, we will try to modify the current
19 agreement. We haven't decided which.

20 We are still in the investigatory
21 stage. To our knowledge, we are in compliance
22 with all ABRA Regulations and we intend to stay

1 that way.

2 In addition, we met last week with the
3 Assistant General Counsel, Mr. Berman, for the
4 purpose of seeing how we could tweak this to be
5 better and he gave us a number of suggestions,
6 including, for example, the training programs
7 that are available.

8 Mr. Gross has already signed up for
9 the April 5th owner's training program in order
10 to get more nuances about this. And in addition,
11 we have gotten a bunch of guides, which we are
12 now reading and following.

13 So as I said earlier, there is a new
14 sheriff in town. We are trying to change -- to
15 have a regime change. We are trying to avoid
16 this from happening again.

17 My instruction from the board chair
18 and from Mr. Lewis is we want to be good
19 corporate citizens. We want to do not only well
20 by the community, we want to do well by all legal
21 requirements, both in letter and spirit.

22 So it's in that sense that we are here

1 and, you know, I suppose -- and again, we are
2 going to be reviewing things. If, for example,
3 we see a receipt from a retail liquor store, we
4 are going to look into it. If it's a purchase of
5 a case of Coca-Cola and a bag of ice, I don't
6 think we've got a problem. But we are going to
7 look into those kinds of things to make sure
8 that's all it is and not an improper purchase.

9 So that's where we stand. We would
10 love to see the fine either eliminated or abated.
11 Again, it's not coming from my pocket. I appear
12 as a volunteer, so is Mr. Lewis, neither of us
13 are being compensated, but the bottom line is
14 that everything that we pay, there is going to be
15 something not available to help the community.

16 CHAIRPERSON ANDERSON: Anything else
17 you want to say? Is that it?

18 MR. BURKA: Unless you want to hear
19 directly from our Vice Chair or from our
20 Director?

21 CHAIRPERSON ANDERSON: I mean, it's up
22 to you. I'll -- if they are going to say

1 something, then I'll swear them in and then they
2 can speak. So you tell me what -- if they want
3 to say something.

4 MR. BURKA: Mr. Anderson, I think they
5 are much more articulate than I am. I don't
6 think they will say anything --

7 CHAIRPERSON ANDERSON: All right. Who
8 do you want to call? Who do you want to call?
9 Mr. Lewis?

10 MR. BURKA: Mr. Lewis. Let's call Mr.
11 Lewis and let him --

12 CHAIRPERSON ANDERSON: Mr. Lewis, can
13 you raise your right hand, sir?
14 Whereupon,

15 MICHAEL LEWIS
16 was called as a witness by Counsel for the
17 Applicant, and having been first duly sworn,
18 assumed the witness stand and was examined and
19 testified as follows:

20 MR. LEWIS: I do.

21 CHAIRPERSON ANDERSON: Why don't you
22 ask him some questions to get out what you want

1 to get in the record? Why don't you have him go
2 on the witness stand then and then they will have
3 an opportunity to cross-examine him, since you
4 will be making some statements. So you can just
5 ask him some questions to get him to --

6 DIRECT EXAMINATION

7 BY MR. BURKA:

8 Q Good morning, Mr. Lewis.

9 A Good morning, Mr. Burka.

10 Q Could you state your name and
11 occupation for the record?

12 A My name is Michael Lewis. I am a
13 mediator and arbitrator for JAMS based in
14 Washington, D.C.

15 Q I gather you are one of us? You're an
16 attorney?

17 A I am by training, yes.

18 Q And what is your connection with the
19 Atlas?

20 A I am currently vice chair of the board
21 and chair of the Operations Committee that
22 essentially covers the facilities and also now

1 covers the cafe. That has not always been so,
2 but has been so for the past, I guess, four
3 months roughly.

4 Q And are you compensated by the Atlas
5 for your --

6 A No, I don't. No, I am not. No.
7 It's just something I do because I think it's
8 important.

9 Q Could you give us the background of
10 the Atlas? What it is and what it provides for
11 the community?

12 A Yes. When I grew up, the Atlas was a
13 -- when I grew up here, the Atlas was a movie
14 theater. It ceased being a movie theater after
15 '68, the riots and the general degradation of the
16 H Street Corridor. And it has now been in
17 operation as a performing arts center roughly 10
18 years now. A few visionaries that did not
19 include me had the notion that creating a forum
20 where all sorts of performing arts could be put
21 on and to really not only bring arts to the
22 community but to help revitalize that part of the

1 District.

2 And I think that has been successful
3 and the Atlas has given credit for helping to
4 revitalize the H Street Corridor. But that's
5 essentially what it is, a performing arts center
6 where all sorts of art, dance, music, theater are
7 put on.

8 Q Do you have a sense as to the sources
9 of funds that the Atlas uses to provide the
10 services it does to the community?

11 A As a member of the board, yes, I do.
12 The funding includes charitable contributions
13 from individuals, Government grants and funds
14 from foundations. Those are the, I think, three
15 categories.

16 Q Is it a fair inference that any fine
17 you pay here will reduce the amount of funds we
18 have available?

19 A Well, we never have enough money, so
20 any fine clearly will reduce the money available
21 for Atlas operations.

22 Q And in your capacity as vice chair and

1 chair of the Operations Committee, have you given
2 instructions to Mr. Gross and to others about the
3 future operation of the cafe?

4 A Well, absolutely. Although, frankly,
5 by the time we understood this problem, Mr. Gross
6 had already put in place ways of dealing with it
7 so that we wouldn't have these problems in the
8 future.

9 Q All right.

10 MR. BURKA: I have no further
11 questions.

12 CHAIRPERSON ANDERSON: Mr.
13 Chattrabhuti?

14 MR. CHATTRABHUTI: I have no
15 questions, Mr. Chairman.

16 CHAIRPERSON ANDERSON: Any questions
17 by any Board Members? All right. Hearing none,
18 thank you, sir, you can step down.

19 THE WITNESS: Thank you.

20 (Whereupon, the witness was excused.)

21 CHAIRPERSON ANDERSON: Do you want to
22 call another witness?

1 MR. BURKA: Yeah, I would like to call
2 Mr. Gross.

3 CHAIRPERSON ANDERSON: Would you raise
4 your right hand, please?
5 Whereupon,

6 ROY A. GROSS
7 was called as a witness by Counsel for the
8 Applicant, and having been first duly sworn,
9 assumed the witness stand and was examined and
10 testified as follows:

11 THE WITNESS: Yes, I do.

12 CHAIRPERSON ANDERSON: Have a seat,
13 please. Your witness, sir.

14 THE WITNESS: Good morning, gentlemen.

15 DIRECT EXAMINATION

16 BY MR. BURKA:

17 Q Could you, please, state your name for
18 the record, sir?

19 A Roy A. Gross.

20 Q And what is your current occupation?

21 A Director of Operations for the Atlas
22 Performing Arts Center.

1 Q Do you have any background in managing
2 or supervising sale of alcoholic beverages in a
3 retail context?

4 A Yes. Prior to my employment at the
5 Atlas, I was the -- an employee of Arlington
6 County Government where I was working as the
7 operations manager for Artisphere, their art
8 center in Rosslyn. In my capacity there, I was
9 the manager of the only alcoholic beverage
10 license by a county Government in the State of
11 Virginia.

12 Q And here at the Atlas?

13 A I also run now the -- I oversee the
14 alcoholic control as part of my job as director
15 of operations.

16 Q And you are a licensed manager?

17 A Correct.

18 Q When did you become the supervisor or
19 manager at the cafe?

20 A Shortly after December after the prior
21 manager had left the organization.

22 Q And what -- and when she left, what

1 steps did you take relative to the -- those
2 operations?

3 A Well, it was immediately where we had
4 some violations pending before you guys that we
5 are speaking of now, but in order to understand
6 more fully the operation as it stood, I launched
7 an investigation into the current operations and
8 during that, we found additional violations or
9 potential additional violations, which we
10 intended to disclose immediately.

11 Also, there was a zero ID check policy
12 and I changed that immediately to 100 percent ID
13 check. It just made way more sense than risking
14 anything. And also, we put in controls where I,
15 as the Director, now oversee every purchase that
16 goes out to avoid those kind of violations.

17 But also, I am directly overseeing the
18 alcohol instead of our executive director, who
19 didn't have the time to focus on that.

20 Q And what did you -- in your
21 investigations, did you find any other problems
22 that you decided to correct?

1 A Yeah, I was not satisfied with the
2 recordkeeping procedures. It was a manilla
3 folder with receipts in it, that wasn't
4 sufficient for me. Additionally, we said the ID
5 check policy that we wanted to institute. And
6 there were some additional purchase violations we
7 investigated receipt-by-receipt.

8 Q And just for the record, you have seen
9 the record, you have seen the letter that I have
10 submitted to the Board. Does the attachment to
11 that letter reflect the additional purchases that
12 you just referred to?

13 A Yeah, that's accurate.

14 Q Okay. Did we also meet with the
15 Assistant General Counsel Jonathan Berman?

16 A Yes, we did. And some of the
17 conversation we had already implemented. For
18 example, the licensee training process that is on
19 April 5th, I had already signed up for that to
20 understand better the District Regulations,
21 because my experience comes from Virginia. I am
22 already finding that Virginia was quite a bit

1 more strict than some of the regulations we have
2 here, so but to understand more, I'm looking at
3 the Licensing Regulations now.

4 Q And in addition to training, you got
5 some guides, guidelines?

6 A Yeah, there is some guidelines. We
7 also need to change the license -- the name of
8 the licensee and some other administrative things
9 we need to focus on, too.

10 Q To your knowledge, since you have been
11 in charge of the cafe, are we in compliance with
12 the ABRA Regulations?

13 A To the best of my knowledge, yes.

14 MR. BURKA: I have no further
15 questions.

16 CHAIRPERSON ANDERSON: Thank you. Mr.
17 Chattrabhuti?

18 MR. CHATTRABHUTI: No questions, Mr.
19 Chair.

20 CHAIRPERSON ANDERSON: Any questions
21 by any Board Members? Hearing none --

22 THE WITNESS: Thank you, gentlemen.

1 CHAIRPERSON ANDERSON: -- step down.

2 (Whereupon, the witness was excused.)

3 CHAIRPERSON ANDERSON: Do you have any
4 other witnesses you want to call?

5 MR. BURKA: No, sir.

6 CHAIRPERSON ANDERSON: Do you rest?

7 MR. BURKA: I'm sorry?

8 CHAIRPERSON ANDERSON: Do you rest
9 your case on the presentation? I'll give you a
10 chance to make a closing statement if you want
11 and I'm just asking do you have any other
12 witnesses you want to call?

13 MR. BURKA: I don't have any more
14 witnesses. I can make a closing statement, but I
15 think I'm going to be largely repetitive of my
16 opening statement and I think it was understood,
17 but --

18 MEMBER SILVERSTEIN: Please, speak up.

19 MR. BURKA: -- I'm sorry, I'm trying
20 to be polite, but I'm not --

21 CHAIRPERSON ANDERSON: No, he has a
22 hearing impairment, so that's why.

1 MR. BURKA: I'm totally apologetic.
2 I'm raising my voice, but it's not out of
3 disrespect. Okay? If I could? What I started
4 to say is in any closing I would make, it would
5 be repetitive of what I said in my opening. I
6 think you understand the facts now. We are doing
7 everything we know how to do to straighten out
8 the ship. And we are trying to ensure that we
9 are not only in compliance with the technical
10 requirements, but also the requirements in
11 spirit.

12 At the same time, with respect to the
13 fine, again, anything that we pay is going to be
14 money not available to help the community, so in
15 that regard, I would recommend and request that
16 the Board either abate it or eliminate it to the
17 extent it is able to do so.

18 CHAIRPERSON ANDERSON: Okay. All
19 right. Thank you, sir. Mr. Chattrabhuti, is
20 there any final comments you want to make before
21 I close the record officially?

22 MR. CHATTRABHUTI: Just to preserve

1 the record, I think there is no dispute between
2 the parties that there was a violation of D.C.
3 Official Code Title 25 § 113(a)(5)(A) and that
4 this Board has the authority to take any proposed
5 action pursuant to D.C. Official Code Title 25 §
6 823(a).

7 And again, I would -- the Government
8 would recommend that this Board find Atlas
9 theater within those prescribed statutory ranges
10 that the codes allow for.

11 CHAIRPERSON ANDERSON: All right.

12 Thank you. The record is now closed.

13 The Board will issue a decision within
14 90 days.

15 As Chairperson of the Alcoholic
16 Beverage Control Board for the District of
17 Columbia and in accordance with Section 405 of
18 the Open Meetings Amendment Act of 2010, I move
19 that the ABC Board hold a closed meeting for the
20 purpose of seeking legal advice from our counsel
21 on Case No. 17-CMP-00621, Atlas Performing Arts
22 Center, per Section 405(b)(4) of the Open

1 Meetings Amendment Act of 2010, and deliberating
2 upon Case No. 17-CMP-00621, Atlas Performing Arts
3 Center, for the reasons cited in Section
4 405(b)(13) of the Open Meetings Amendment Act of
5 2010. Is there a second?

6 MEMBER SHORT: Second.

7 CHAIRPERSON ANDERSON: Mr. Short has
8 seconded the motion. I will now take a roll call
9 vote on the motion before us now that it has been
10 seconded.

11 Mr. Isaac?

12 MEMBER ISAAC: I agree.

13 CHAIRPERSON ANDERSON: Mr. Cato?

14 MEMBER CATO: I agree.

15 CHAIRPERSON ANDERSON: Mr. Alberti?

16 MEMBER ALBERTI: I agree.

17 CHAIRPERSON ANDERSON: Mr. Short?

18 MEMBER SHORT: I agree.

19 CHAIRPERSON ANDERSON: Mr.

20 Silverstein?

21 MEMBER SILVERSTEIN: I agree.

22 CHAIRPERSON ANDERSON: Mr. Anderson?

1 I agree.

2 As it appears that the motion has
3 passed, I hereby give notice that the ABC Board
4 will hold a closed meeting in the ABC Board
5 conference room pursuant to the Open Meetings
6 Amendment Act of 2010 and issue an order within
7 90 days.

8 The Board will take the argument that
9 you made under advisement and we will issue an
10 order within 90 days. All right?

11 MR. BURKA: The only other thing is --

12 CHAIRPERSON ANDERSON: Yes, sir?

13 MR. BURKA: -- I have got hard copies
14 of the letter if anyone would like them?

15 CHAIRPERSON ANDERSON: We do. I have
16 the letter, sir.

17 MR. BURKA: Okay.

18 CHAIRPERSON ANDERSON: It was shared
19 with all the Board Members.

20 MR. BURKA: Okay.

21 CHAIRPERSON ANDERSON: All right. So
22 thank you very much. All right. Have a good

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day.

MR. BURKA: Thank you, Mr. Chair.

MR. CHATTRABHUTI: Thank you.

(Whereupon, the Show Cause Hearing was
concluded at 10:29 a.m.)

A

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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: Atlas Performing Arts Center

Before: DC ABRA

Date: 03-14-18

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.



Court Reporter

NEAL R. GROSS

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