

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

IN THE MATTER OF:               :  
                                     :  
Billy Martin's Tavern,           :  
LLC,                               :  
t/a Billy Martin's Tavern:       :  
1264 Wisconsin Street NW : Show Cause  
Retailer CR - ANC 2E           : Hearing (Status)  
License No. 60407               :  
Case #17-CIT-00068           :  
                                     :  
(Failed to File Quarterly:  
Statement)                       :

Wednesday  
May 9, 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
- DONALD ISAAC, SR., Member
- MIKE SILVERSTEIN, Member
- JAMES SHORT, Member

**ALSO PRESENT:**

**LOUISE PHILLIPS, OAG**

**WILLIAM MARTIN, Licensee**

**ETHEL SNYDER, Licensee**

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

2 9:41 a.m.

3 CHAIRPERSON ANDERSON: Our next case  
4 on our agenda is a Show Cause Hearing (Status)  
5 Case No. 17-CIT-00068, Billy Martin's Tavern,  
6 License No. 60407.

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

9 MS. PHILLIPS: Good morning, Mr.  
10 Chair. Louise Phillips, Assistant Attorney  
11 General, for the District of Columbia.

12 CHAIRPERSON ANDERSON: Good morning,  
13 Ms. Phillips.

14 MR. MARTIN: Good morning. I'm  
15 William Martin with Martin's Tavern.

16 CHAIRPERSON ANDERSON: Good morning,  
17 Mr. Martin.

18 MS. SNYDER: Ethel Snyder with  
19 Martin's Tavern.

20 CHAIRPERSON ANDERSON: Good morning,  
21 Ms. Snyder.

22 Are there any preliminary matters in

1 this case?

2 MS. PHILLIPS: Okay. No.

3 CHAIRPERSON ANDERSON: No?

4 MS. PHILLIPS: Mr. Chair, I couldn't  
5 quite read the notes, so there are no preliminary  
6 matters.

7 CHAIRPERSON ANDERSON: This matter  
8 then is scheduled for a Show Cause Hearing.

9 Do you need to speak to the  
10 Government's attorney for a minute before --

11 MR. MARTIN: Well, yeah, I would.

12 CHAIRPERSON ANDERSON: Why don't --  
13 just hold on a minute. All right. So why don't  
14 you guys take a minute to talk. Again, there is  
15 a frown on his face, so maybe you can take a  
16 minute to talk.

17 Let me move on with the next case. So  
18 let me call another case while you guys can talk.

19 MR. MARTIN: Do you want me to finish  
20 the --

21 CHAIRPERSON ANDERSON: I have another  
22 case on my calendar before --

1 MS. PHILLIPS: The other two? Okay.

2 CHAIRPERSON ANDERSON: -- I have you.

3 Right.

4 (Whereupon, the above-entitled matter  
5 went off the record at 9:42 a.m. and resumed at  
6 9:50 a.m.)

7 CHAIRPERSON ANDERSON: We now move  
8 back to our calendar. And so I am now recalling  
9 on our calendar Case No. 17-CIT-00068, Billy  
10 Martin's Tavern, License No. 60407.

11 Would the parties again introduce  
12 themselves for the record?

13 MS. PHILLIPS: Louise Phillips,  
14 Assistant Attorney General, for the District of  
15 Columbia.

16 CHAIRPERSON ANDERSON: Yes, Ms.  
17 Phillips, good morning.

18 MR. MARTIN: I'm William A. Martin  
19 with Martin's Tavern.

20 CHAIRPERSON ANDERSON: Good morning  
21 again, Mr. Martin.

22 MS. SNYDER: Ethel Snyder, Martin's

1 Tavern.

2 CHAIRPERSON ANDERSON: And good  
3 morning again, Ms. Snyder.

4 Are there any preliminary matters in  
5 this case?

6 MS. PHILLIPS: Thank you for indulging  
7 us. The parties have an Offer in Compromise they  
8 wish to present to the Board. It's a fine of  
9 \$1,100 with 30 days to pay. My understanding is  
10 the licensee wants to pay it today. If it is not  
11 paid today, the license will be suspended until  
12 payment is received.

13 It is my understanding from the  
14 licensee that the third quarter statement was  
15 filed late, but it was filed the night the  
16 citation was issued.

17 CHAIRPERSON ANDERSON: All right.  
18 Good morning, Mr. Martin. It's my understanding  
19 that there is an Offer in Compromise and the  
20 Offer in Compromise is that there is a fine of  
21 \$1,100 payable today. If the fine is not payable  
22 today, then license will be suspended.

1                   And it's also my understanding that  
2                   the outstanding third quarter statement has been  
3                   filed.

4                   Is this your understanding, sir, of  
5                   the Offer in Compromise?

6                   MR. MARTIN: Yes, sir.

7                   CHAIRPERSON ANDERSON: Are you aware  
8                   that by accepting an Offer in Compromise, that  
9                   you are giving up your right to a hearing?

10                  MR. MARTIN: Yes, I do.

11                  CHAIRPERSON ANDERSON: Are you also  
12                  aware that by accepting an Offer in Compromise,  
13                  that you are giving up your right to appeal this  
14                  matter?

15                  MR. MARTIN: Yes.

16                  CHAIRPERSON ANDERSON: All right.  
17                  Hearing so, I then make a motion that the Offer  
18                  in Compromise of a fine of \$1,100 payable in 30  
19                  days -- I'm sorry, payable today be accepted.  
20                  That if the fine is not payable, the license will  
21                  be suspended until the fine has been paid. Is  
22                  there a second?

1 MEMBER SHORT: Second.

2 CHAIRPERSON ANDERSON: Mr. Short has  
3 seconded the motion.

4 All those in favor say aye.

5 ALL: Aye.

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

8 Thank you, sir. I'll have you sign-  
9 off on this paperwork and you can go pay the  
10 fine.

11 MR. MARTIN: Okay.

12 CHAIRPERSON ANDERSON: Thank you.

13 (Whereupon, the Show Cause (Status)

14 Hearing was concluded at 9:52 a.m.)  
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<p style="text-align: center;"><b>A</b></p> <p>a.m 3:2 5:5,6 8:14  <b>above-entitled</b> 5:4  <b>accepted</b> 7:19  <b>accepting</b> 7:8,12  <b>agenda</b> 3:4  <b>ALBERTI</b> 1:19  <b>Alcoholic</b> 1:2,14,14  <b>ANC</b> 1:8  <b>Anderson</b> 1:16,18 3:3  3:12,16,20 4:3,7,12  4:21 5:2,7,16,20 6:2  6:17 7:7,11,16 8:2,6  8:12  <b>appeal</b> 7:13  <b>approach</b> 3:7  <b>Assistant</b> 3:10 5:14  <b>attorney</b> 3:10 4:10 5:14  <b>aware</b> 7:7,12  <b>aye</b> 8:4,5</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>back</b> 5:8  <b>Beverage</b> 1:2,14,14  <b>Billy</b> 1:6,7 3:5 5:9  <b>Board</b> 1:2,14 6:8  <b>BOBBY</b> 1:19  <b>Building</b> 1:15</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 4:22 5:8,9  <b>call</b> 4:18  <b>case</b> 1:9 3:3,5 4:1,17,18  4:22 5:9 6:5  <b>CATO</b> 1:19  <b>Cause</b> 1:7 3:4 4:8 8:13  <b>Chair</b> 3:10 4:4  <b>Chairperson</b> 1:15,18  3:3,12,16,20 4:3,7,12  4:21 5:2,7,16,20 6:2  6:17 7:7,11,16 8:2,6  8:12  <b>citation</b> 6:16  <b>Columbia</b> 1:1 3:11 5:15  <b>Compromise</b> 6:7,19,20  7:5,8,12,18  <b>concluded</b> 8:14  <b>Control</b> 1:2,14,14  <b>CR</b> 1:8</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p><b>D.C</b> 1:15  <b>days</b> 6:9 7:19  <b>District</b> 1:1 3:11 5:14  <b>DONALD</b> 1:20  <b>Donovan</b> 1:16,18</p>	<p style="text-align: center;"><b>E</b></p> <p><b>Ethel</b> 2:13 3:18 5:22</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p><b>face</b> 4:15  <b>Failed</b> 1:10  <b>favor</b> 8:4  <b>File</b> 1:10  <b>filed</b> 6:15,15 7:3  <b>fine</b> 6:8,20,21 7:18,20  7:21 8:10  <b>finish</b> 4:19  <b>frown</b> 4:15</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p><b>General</b> 3:11 5:14  <b>giving</b> 7:9,13  <b>go</b> 8:9  <b>good</b> 3:9,12,14,16,20  5:17,20 6:2,18  <b>Government's</b> 4:10  <b>guys</b> 4:14,18</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p><b>hearing</b> 1:8,14 3:4 4:8  7:9,17 8:14  <b>hold</b> 4:13</p> <hr/> <p style="text-align: center;"><b>I</b></p> <p><b>identify</b> 3:8  <b>indulging</b> 6:6  <b>introduce</b> 5:11  <b>ISAAC</b> 1:20  <b>issued</b> 6:16</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p><b>JAMES</b> 1:21  <b>JR</b> 1:19</p> <hr/> <p style="text-align: center;"><b>K</b></p> <hr/> <p style="text-align: center;"><b>L</b></p> <p><b>late</b> 6:15  <b>license</b> 1:8 3:6 5:10  6:11,22 7:20  <b>licensee</b> 2:12,13 6:10  6:14  <b>LLC</b> 1:6  <b>Louise</b> 2:11 3:10 5:13</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p><b>Martin</b> 2:12 3:14,15,17  4:11,19 5:18,18,21  6:18 7:6,10,15 8:11  <b>Martin's</b> 1:6,7 3:5,15,19  5:10,19,22  <b>matter</b> 1:5 4:7 5:4 7:14</p>	<p>8:7  <b>matters</b> 3:22 4:6 6:4  <b>MEETING</b> 1:3  <b>Member</b> 1:19,19,20,20  1:21 8:1  <b>met</b> 1:14  <b>MIKE</b> 1:20  <b>minute</b> 4:10,13,14,16  <b>morning</b> 3:9,12,14,16  3:20 5:17,20 6:3,18  <b>motion</b> 7:17 8:3  <b>move</b> 4:17 5:7</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p><b>N.W</b> 1:15  <b>need</b> 4:9  <b>NICK</b> 1:19  <b>night</b> 6:15  <b>notes</b> 4:5  <b>NW</b> 1:7</p> <hr/> <p style="text-align: center;"><b>O</b></p> <p><b>OAG</b> 2:11  <b>Offer</b> 6:7,19,20 7:5,8,12  7:17  <b>Okay</b> 4:2 5:1 8:11  <b>opposed</b> 8:6  <b>outstanding</b> 7:2</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>P-R-O-C-E-E-D-I-N-G-S</b>  3:1  <b>paid</b> 6:11 7:21  <b>paperwork</b> 8:9  <b>parties</b> 3:7 5:11 6:7  <b>passes</b> 8:7  <b>pay</b> 6:9,10 8:9  <b>payable</b> 6:21,21 7:18  7:19,20  <b>payment</b> 6:12  <b>Phillips</b> 2:11 3:9,10,13  4:2,4 5:1,13,13,17 6:6  <b>please</b> 3:7,8  <b>preliminary</b> 3:22 4:5  6:4  <b>present</b> 1:17 2:9 6:8  <b>presiding</b> 1:16</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <p><b>quarter</b> 6:14 7:2  <b>Quarterly</b> 1:10  <b>quite</b> 4:5</p> <hr/> <p style="text-align: center;"><b>R</b></p> <p><b>read</b> 4:5  <b>recalling</b> 5:8  <b>received</b> 6:12  <b>record</b> 3:8 5:5,12</p>	<p><b>Reeves</b> 1:15  <b>resumed</b> 5:5  <b>Retailer</b> 1:8  <b>right</b> 4:13 5:3 6:17 7:9  7:13,16  <b>Room</b> 1:15</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p><b>scheduled</b> 4:8  <b>second</b> 7:22 8:1  <b>seconded</b> 8:3  <b>Short</b> 1:21 8:1,2  <b>Show</b> 1:7 3:4 4:8 8:13  <b>sign-</b> 8:8  <b>SILVERSTEIN</b> 1:20  <b>sir</b> 7:4,6 8:8  <b>Snyder</b> 2:13 3:18,18,21  5:22,22 6:3  <b>sorry</b> 7:19  <b>speak</b> 4:9  <b>SR</b> 1:20  <b>statement</b> 1:10 6:14 7:2  <b>Status</b> 1:8 3:4 8:13  <b>Street</b> 1:7,15  <b>Suite</b> 1:15  <b>suspended</b> 6:11,22  7:21</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p><b>t/a</b> 1:7  <b>take</b> 4:14,15  <b>talk</b> 4:14,16,18  <b>Tavern</b> 1:6,7 3:5,15,19  5:10,19 6:1  <b>Thank</b> 6:6 8:8,12  <b>third</b> 6:14 7:2  <b>today</b> 6:10,11,21,22  7:19  <b>two</b> 5:1</p> <hr/> <p style="text-align: center;"><b>U</b></p> <p><b>understanding</b> 6:9,13  6:18 7:1,4</p> <hr/> <p style="text-align: center;"><b>V</b></p> <hr/> <p style="text-align: center;"><b>W</b></p> <p><b>W</b> 1:16,18  <b>want</b> 4:19  <b>wants</b> 6:10  <b>Washington</b> 1:15  <b>Wednesday</b> 1:12  <b>went</b> 5:5  <b>William</b> 2:12 3:15 5:18  <b>Wisconsin</b> 1:7  <b>wish</b> 6:8</p> <hr/> <p style="text-align: center;"><b>X</b></p>
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**Y**  
**yeah 4:11**

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**9 1:12**  
**9:41 3:2**  
**9:42 5:5**  
**9:50 5:6**  
**9:52 8:14**

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Billy Martin's Tavern

Before: Alcoholic Beverage Control Board

Date: 05-09-2018

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.

*Neal R Gross*  
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Court Reporter

**NEAL R. GROSS**

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