

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

2 10:12 a.m.

3 CHAIRPERSON ANDERSON: I guess I ran
4 ahead. I just skipped over a page, so thank you.
5 All right.

6 So the next case on our calendar is
7 Case No. 18-CMP-00199, Black Whiskey, License No.
8 91434.

9 Will the parties, please, approach and
10 identify themselves for the record, please?

11 MR. ADAMS: Good morning, Mr.
12 Chairman. Walter Adams representing the District
13 of Columbia.

14 CHAIRPERSON ANDERSON: Good morning,
15 Mr. Adams.

16 MS. YOHANNES: Good morning. Sidon
17 Yohannes on behalf of the licensee.

18 CHAIRPERSON ANDERSON: Good morning,
19 Ms. Yohannes.

20 Mr. Adams, I see that you are sitting
21 there, so why did you collect -- correct the
22 Chair by letting the Chair -- because the Chair

1 was moving forward to close the record.

2 MR. ADAMS: Well, actually, I do have
3 -- there is another correction, but I'll give
4 that after this matter.

5 CHAIRPERSON ANDERSON: All right. All
6 right. So all right.

7 MR. ADAMS: I was wondering what was
8 going on.

9 CHAIRPERSON ANDERSON: Well, I just
10 skipped over a page. Anyway, are there any
11 preliminary matters in this case, Mr. Adams?

12 MR. ADAMS: There is, Mr. Chairman.
13 The parties have discussed this case prior to
14 this hearing and are able to propose an Offer in
15 Compromise for the Board's consideration.

16 In this case there are three charges
17 for -- in which we are proposing a total fine of
18 \$3,000 to be paid within a period of 30 days.

19 For Charge 1, which is interference
20 with an investigation, proposal is a fine in the
21 amount of \$1,500 to be paid within 30 days or the
22 establishment's license will be suspended

1 indefinitely until such fine is paid.

2 For Charge 2, which is operating
3 outside of the Board's approved hours, again, a
4 fine in the amount of \$1,500 to be paid within 30
5 days.

6 And lastly for Charge 3, which is the
7 failure to follow the settlement agreement, the
8 District is proposing a dismissal of Charge 3.

9 CHAIRPERSON ANDERSON: Okay. All
10 right. Ms. Yohannes, it's my understanding that
11 there is an Offer in Compromise. The Offer in
12 Compromise is that for Charge 1 there is a fine
13 of \$1,500. For Charge 2 that there is a fine of
14 \$1,500. For charge -- that Charge 3 will be
15 dismissed. So the total fine of \$3,000 will be
16 payable within 30 days. If the fine is not
17 payable in 30 days, the license will be suspended
18 until the fine has been paid.

19 Is this your understanding of the
20 Offer in Compromise?

21 MS. YOHANNES: Yes, it is.

22 CHAIRPERSON ANDERSON: Is your client

1 aware that by accepting an Offer in Compromise,
2 that they are giving up their right to the
3 hearing?

4 MS. YOHANNES: Yes.

5 CHAIRPERSON ANDERSON: And is your
6 client also aware that by accepting an Offer in
7 Compromise, that they are giving up their right
8 to appeal this matter?

9 MS. YOHANNES: Yes.

10 CHAIRPERSON ANDERSON: With that said,
11 I then make the motion that the Offer in
12 Compromise of a fine of \$1,500 for Charge 1,
13 \$1,500 for Charge 2, that Charge 3 be dismissed,
14 a total fine of \$3,000 will be payable in 30
15 days. If the fine is not payable in 30 days, the
16 license will be suspended. Is there a second?

17 MEMBER SHORT: Second.

18 CHAIRPERSON ANDERSON: Mr. Short has
19 seconded the motion.

20 All those in favor say aye.

21 ALL: Aye.

22 CHAIRPERSON ANDERSON: Those opposed?

1 The matter passes 5-0-0.

2 The Board will be issuing a Board
3 Order for this matter. Thank you.

4 (Whereupon, the Show Cause (Status)
5 Hearing was concluded at 10:15 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 6:5 able 3:14 accepting 5:1,6 Adams 1:21 2:11 2:12,15,20 3:2,7 3:11,12 agreement 1:10 4:7 ahead 2:4 ALBERTI 1:18 Alcoholic 1:2,13,14 amount 3:21 4:4 ANC 1:7 Anderson 1:15,17 2:3,14,18 3:5,9 4:9,22 5:5,10,18 5:22 Anyway 3:10 appeal 5:8 approach 2:9 approved 4:3 aware 5:1,6 aye 5:20,21</p>	<p>charges 3:16 client 4:22 5:6 close 3:1 collect 2:21 Columbia 1:1 2:13 Compromise 3:15 4:11,12,20 5:1,7 5:12 concluded 6:5 consideration 3:15 Control 1:2,13,14 correct 2:21 correction 3:3 Counsel 1:22 CT 1:7</p>	<p>5:3 6:5 hours 1:10 4:3</p> <p style="text-align: center;">I</p> <p>identify 2:10 indefinitely 4:1 Interfered 1:9 interference 3:19 investigation 1:9 3:20 issuing 6:2</p>	<p>Offer 3:14 4:11,11 4:20 5:1,6,11 Okay 4:9 operating 1:9 4:2 opposed 5:22 Order 6:3 outside 4:3</p>
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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: Black Whiskey

Before: DC ABRA

Date: 01-30-19

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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