

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**BOARD DISPOSITION
CALENDAR**

**WEDNESDAY, AUGUST 19, 2020 at 10:30 AM
2000 14TH STREET, N.W., SUITE 400S
WASHINGTON, D.C. 20009**

Donovan W. Anderson, Chairperson

**Members: James Short, Bobby Cato, Rema Wahabzadah, Rafi A. Crockett, Jeni Hansen,
Edward S. Grandis**

Fact Finding Hearing*

10:30 AM

Rhino Investments, LLC, t/a To Be Determined

License #99467

Retailer CT

Request to Extend Safekeeping

Board Decision: Approved for Safekeeping through March 31, 2021, 4-3.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

BOARD DISPOSITIONS
LEGAL AGENDA

WEDNESDAY, AUGUST 19, 2020, AT 10:30 AM
2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Offer in Compromise in Lieu of Hearing, dated August 7, 2020, for Case No. 19-CMP-00164. *Top Shelf, LLC, t/a Penn Quarter Sports Tavern*, 639 Indiana, N.W, Retailer Class CT, License No.: 76039*

Board Decision: Approved, 7-0. See Board Order No. 2020-261.

2. Review of Correspondence, dated August 7, 2020, from the Shepherd Park Citizens Association requesting that the ABC Board schedule a Show Cause Hearing to address alleged violations committed by Champion Kitchen. *E and K Inc., t/a Champion Kitchen*, 7730 Georgia Ave., N.W, Retailer Class CR, License No.: 103055.

Board Decision: Refer to Enforcement Division to investigate alleged violations.

3. Review of the Suspension of On-Premises Alcohol Sales and Consumption Due to Public Emergency Notice of Sixth Emergency Rulemaking.

Board Decision: Approved, 7-0.

4. Review of the Addition of Outdoor Seating on Public and Private Space Notice of Third Emergency Rulemaking.

Board Decision: Approved, 7-0.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**BOARD DISPOSITION
SUPPLEMENTAL LEGAL AGENDA**

**WEDNESDAY, AUGUST 19, 2020, AT 10:30 AM
2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Second Amendment to Settlement Agreement, dated August 15, 2020, between ANC 6E and Cloakroom. **476 K, LLC t/a Cloakroom**, 476 K Street N.W., Retailer's Class CN, License No. ABRA-087875.

Board Decision: Approved, 7-0. See Board Order No. 2020-268.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

BOARD DISPOSITIONS
LICENSING AGENDA

WEDNESDAY, AUGUST 19, 2020 AT 10:30 AM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review Request to Extend Safekeeping of License – Second Request. Original Safekeeping Date: 6/26/2019. ANC 4C. SMD 4C05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **TBD (Gladys Nunez)**, 3931 14th Street, NW, Retailer CR, License No. 114272.

Board Decision: Approved through March 31, 2021, 7-0.

2. Review Application for a Summer Garden endorsement with 30 seats. **Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption for Summer Garden:** Wednesday- Friday 5pm to 9pm, Saturday-Sunday 12pm to 7pm, Monday and Tuesday CLOSED. ANC 4B. SMD 4B08. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Hellbender Brewing Company**, 5788 2nd Street NE, Manufacturer B, License No. 093500.

Board Decision: Approved, 7-0.

3. Review Request to correct approved license application to change two Summer Gardens to one Sidewalk Café with 87 seats after determining that the patio falls on public space. ANC 2B. SMD 2B06. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Swingers**, 1330 19th Street NW, Retailer CR, License No. 114545.

Board Decision: Approved, 7-0.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**BOARD DISPOSITIONS
CANCELLATION AGENDA**

**WEDNESDAY, AUGUST 19, 2020 AT 10:30 AM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

The ABC Board cancelled the following licenses for the reasons outlined below:

1. ABRA-098740 – **Momofuku/MilkBar City Center DC** - Retail – C – Restaurant – 1090 I Street NW. [Licensee requested cancellation.]

Board Decision: Approved, 7-0. See Board Order No. 2020-264

2. ABRA-100825 – **Momofuku/MilkBar City Center DC** – Caterer – 1090 I Street NW. [Licensee requested cancellation.]

Board Decision: Approved, 7-0. See Board Order No. 2020-265

3. ABRA-074661 – **The Meeting Place** - Retail – C – Restaurant – 1100 17th Street NW [Licensee requested cancellation.]

Board Decision: Approved, 7-0. See Board Order No. 2020-266

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**BOARD DISPOSITIONS
SUPPLEMENTAL LICENSING AGENDA**

**WEDNESDAY, AUGUST 19, 2020 AT 10:30 AM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review Application for a Stipulated License with letter of ANC Support to operate with new hours. ANC 2B. SMD 2B01. *Pupatella*, 1801 18th Street NW, Retailer CR, License No. 025084

Board Decision: Approved, 7-0. See Board Order No. 2020-263

2. Review Request and Documentation to Update Premises Address to 444 8th Street NW following expansion project. ANC 2C. SMD 2C03. *Cedar*, 822 E Street NW, Retailer CR, License No. 081157.

Board Decision: Approved, 7-0.

3. Review Request for Wholesalers to be allowed to deliver alcoholic beverage shipments to the licensee while docked in DC waters at City Dock, 0 Cameron Street, Alexandria, VA. ANC 6D. SMD 6D04. *Tall Ship Providence*, 106 N. Lee Street Alexandria VA, Retailer CX Marine Vessel, License No. 113871.

Board Decision: Approved, 7-0.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

BOARD DISPOSITIONS

Investigative Agenda

**Wednesday, August 19, 2020 | 10:30 a.m.
2000 14TH Street, NW, Suite 400 South, Washington DC 20009**

On Wednesday, August 19, 2020 at 10:30 a.m., the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed “to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations.” “This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.”

1. Case# 20-CC-00059, Universal Liquors, 2018 FLORIDA AVE NW Retailer A, License#: ABRA-072213

Board Decision: Staff Settlement for Violation of D.C. Code Section 25-781

2. Case# 20-MGR-00015, Leon Burroughs, ABC Manager, License#:105551

Board Decision: Written Warning for Selling Alcohol to a Minor

3. Case# 20-CC-00060, Barrel House Liquors, 1339 14th ST NW Retailer A, License#: ABRA-023984

Board Decision: Show Cause

4. Case# 20-CC-00067, Argyle Market, 3220 17th ST NW Retailer B, License#: ABRA-093257

Board Decision: Staff Settlement for Violation of D.C. Code Section 25-781; Written Warning for Violation of D.C. Code Section 25-783

5. Case# 20-CMP-00092, Iraklion, 1412 I ST NW Retailer C Nightclub, License#: ABRA-116082

Board Decision: Transfer to New Location Application Prohibited by D.C. Code Section 25-374(a)(2). See Board Order Number 2020-267.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

BOARD DISPOSITIONS

Supplemental Investigative Agenda

**Wednesday, August 19, 2020 | 10:30 a.m.
2000 14TH Street, NW, Suite 400 South, Washington DC 20009**

On Wednesday, August 19, 2020 at 10:30 a.m., the Alcoholic Beverage Control Board will hold a closed meeting to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations. This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

1. Case# 19-CMP-00222, Pitchers, 2317 18th ST NW, Retailer C Restaurant, License#: ABRA-110437 (Reviewed by the Board on the Investigative Agenda, dated February 26, 2020, where the Board initially requested Staff Settlement)

Board Decision: Written Warning for Operating After Board-Approved Hours.

2. Case# 20-CMP-00007, Marx Café American Bar, 3203 Mount Pleasant ST NW, Retailer C Tavern, License#: ABRA-074712 (Reviewed by the Board on the Investigative Agenda, dated March 11, 2020, where the Board initially requested Staff Settlement.)

Board Decision: Written Warning for Operating After Board-Approved Hours.



APPLICATION DECISIONS

WEDNESDAY, AUGUST 19, 2020

THE FOLLOWING APPLICATIONS WERE SUBMITTED TO THE ALCOHOLIC BEVERAGE CONTROL BOARD FOR REVIEW.

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
1. CITY CORNER, INC. T/A CITY CORNER MARKET 2601 SHERMAN AVENUE, NW LICENSE NO. 116854	RET. B 15% NEW ABC LICENSE APPLICATION	Vote, 7-0.		
COMMENTS:				
2. MATTHEW GERSHWIN 3085 ORDWAY STREET, NW WASHINGTON, DC 20008 LICENSE NO. 20-IMP-00017	PERSONAL IMPORTATION PERMIT APPLICATION	Vote, 7-0.		
COMMENTS:				
3. NATHAN PLUMEAU 631 D STREET, SE WASHINGTON, DC 20003 LICENSE NO. 20-IMP-00018	PERSONAL IMPORTATION PERMIT APPLICATION	Vote, 7-0.		
COMMENTS:				



APPLICATION DECISIONS
WEDNESDAY, AUGUST 19, 2020

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
4. CLOVER M STREET, LLC T/A CAFÉ DELUXE 2201 M STREET, NW LICENSE NO. 94180	RET. C HOTEL TRADE NAME CHANGE APPLICATION (CHEF GEOFF’S WEST END)	Vote, 7-0.		
COMMENTS:				
5. PRESTIGE BEVERAGE GROUP OF DC, LLC T/A PRESTIGE BEVERAGE GROUP 2508 – 2010 24th STREET, NE LICENSE NO. 92845	WHOLESALER A TRADE NAME CHANGE APPLICATION (PRESTIGE-LEDROIT DISTRIBUTING COMPANY)	Vote, 7-0.		
COMMENTS:				
6. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 2323 WISONSIN AVENUE, NW LICENSE NO. 22045	RET. B FULL-SERVICE GROCERY CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				



APPLICATION DECISIONS
WEDNESDAY, AUGUST 19, 2020

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
7. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 2323 WISONSIN AVENUE, NW LICENSE NO. 86069	RET. D RESTAURANT CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				
8. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 1440 P STREET, NW LICENSE NO. 60167	RET. B FULL-SERVICE GROCERY CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				



APPLICATION DECISIONS
WEDNESDAY, AUGUST 19, 2020

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
9. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 1440 P STREET, NW LICENSE NO. 86071	RET. D RESTAURANT CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				
10. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 4530 40TH STREET, NW LICENSE NO. 76139	RET. B FULL-SERVICE GROCERY CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				



APPLICATION DECISIONS
WEDNESDAY, AUGUST 19, 2020

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
11. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 4530 40TH STREET, NW LICENSE NO. 86073	RET. D RESTAURANT CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				
12. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 2201 I STREET, NW LICENSE NO. 86916	RET. B FULL-SERVICE GROCERY CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				



APPLICATION DECISIONS
WEDNESDAY, AUGUST 19, 2020

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
13. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 2201 I STREET, NW LICENSE NO. 86913	RET. D RESTAURANT CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				
14. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 600 H STREET, NE LICENSE NO. 104498	RET. B FULL-SERVICE GROCERY CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				



APPLICATION DECISIONS
WEDNESDAY, AUGUST 19, 2020

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
15. WHOLE FOODS MARKET GROUP, INC T/A WHOLE FOODS 600 H STREET, NE LICENSE NO. 104505	RET. D RESTAURANT CHANGE OF OFFICER APPLICATION JAY P. WARREN, DIRECTOR AND SECRETARY	Vote, 7-0.		
COMMENTS:				
16. NATIONAL THEATRE GROUP, LLC T/A NATIONAL THEATRE 1321 PENNSYLVANIA AVENUE, NW LICENSE: 95684	RET. CX MULTI-PURPOSE FACILITY CHANGE OF OFFICER APPLICATION JAMES L. NEDERLANDER MEMBER	Vote, 7-0.		
COMMENTS:				



APPLICATION DECISIONS
WEDNESDAY, AUGUST 19, 2020

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
17. NATIONAL THEATRE GROUP, LLC T/A NATIONAL THEATRE 1321 PENNSYLVANIA AVENUE, NW LICENSE: 95684	RET. CX MULTI-PURPOSE FACILITY CHANGE OF OFFICER APPLICATION NICHOLAS G. SCANDALOIS, MEMBER	Vote, 7-0.		
COMMENTS:				