

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

2 9:39 a.m.

3 CHAIRPERSON ANDERSON: Good morning,
4 everyone. I would like to welcome you to the
5 regularly scheduled meeting of the District of
6 Columbia Alcoholic Beverage Control Board.
7 Please know that today's hearings will be
8 conducted in accordance with D.C. Official Code
9 Section 2-574 of the Open Meetings Act.

10 Today is January 9, 2019. And I would
11 like to introduce Members of the Board with us
12 today. To my far right is Mr. Bobby Cato. To my
13 immediate right is Mr. Nick Alberti. To my far
14 left is Mr. Mike Silverstein. And to my
15 immediate left is Mr. James Short. My name is
16 Donovan Anderson and I'm the Chairman of the
17 Board. There are five Members today and so we
18 have a quorum to conduct business.

19 I would like to mention two things
20 before we get started. First of all, if you have
21 any electronic devices, pagers, cell phones or
22 such, please, turn them off to avoid any

1 interruption of the proceedings.

2 Secondly, there is a piece of paper on
3 each table. When you come forward as your case
4 is called, please, take a seat at the table and,
5 please, sign-in. This is to ensure the correct
6 spelling of your name for the record.

7 Additionally, when you introduce
8 yourself for the record, please, spell your name
9 aloud for the court reporter.

10 I will note that the approximate time
11 is 9:41 a.m.

12 Our first order of business is a
13 Protest Hearing Status Case No. 18-PRO-00078,
14 Café Fili, License No. 110971.

15 Would the parties, please, approach
16 and identify themselves for the record, please?

17 MS. YOHANNES: Good morning, Sidon
18 Yohannes on behalf of the applicant.

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

21 MR. ECKENWILER: Good morning, Mr.
22 Chairman, Members of the Board. Mark Eckenwiler

1 for ANC-6C.

2 CHAIRPERSON ANDERSON: Good morning,
3 Mr. Eckenwiler.

4 Are there any preliminary matters in
5 this case?

6 MS. YOHANNES: No, there are not.

7 CHAIRPERSON ANDERSON: All right.

8 This matter is scheduled for a Protest Hearing on
9 January 19 -- January 30, 2019 at 4:30 p.m.

10 And all right, I'll read the
11 instructions for a Protest Hearing. Now that we
12 have scheduled this matter for a Protest Hearing,
13 there are a few things that I would like to
14 instruct the applicant and the protestant about,
15 so that the Protest Hearing is focused and
16 addresses only those issues that are being
17 protested.

18 The Board does not intend to hear
19 testimony on matters that are not relevant to
20 this case. You should have received by
21 electronic or regular mail a letter explaining
22 the protest process, a copy of the Protest

1 Information Form and a copy of the Exhibit Form.
2 If you do not have these documents, please,
3 contact Assistant General Counsel April Randall
4 following this hearing.

5 It is imperative that you review the
6 rules closely and adhere to them before and
7 during the Protest Hearing. You are also
8 required to complete and submit the Protest
9 Information Form (PIF) and the Exhibit Form seven
10 days before the date of the hearing. These two
11 forms and accompanying documents need to be
12 submitted to ABRA's Legal Division and to all
13 opposing parties in this matter.

14 If we do not receive a copy of your
15 PIF, your application or your protest, whichever
16 side you are representing, may be subject to
17 dismissal. Likewise, if we do not receive a copy
18 of the Exhibit Form and the exhibits themselves,
19 your exhibits may be excluded from the record
20 upon a finding that the opposing party has been
21 prejudiced or no good cause for failure to submit
22 has been shown.

1 Likewise witnesses other than a party
2 may also be subject to exclusion if not
3 identified in the PIF.

4 Accordingly, these forms are very
5 important as they greatly assist the Board in
6 narrowing the protest issues, facilitating the
7 process and keeping the parties on point during
8 the hearing. They likewise provide notice to
9 opposing parties enabling them to better prepare
10 for the hearing.

11 We thank you for your cooperation. If
12 you have any questions today or at any time
13 leading up to the hearing, please, do not
14 hesitate to contact AGC Randall at (202) 442-
15 4353.

16 I'll always say if you are working
17 towards a settlement agreement, that's good. I
18 prefer settlement agreements because at least you
19 can determine the operating of the facility in
20 your neighborhood. If not, the Board will make a
21 decision. So if I don't see you on January 30th,
22 I won't take it personal. But if I see you on

1 January 30th, we will make the decision for you.
2 So good luck in your negotiations. If not, we
3 will see you January 30th at 4:30. Okay.

4 MS. YOHANNES: Thank you.

5 MR. ECKENWILER: Thank you.

6 CHAIRPERSON ANDERSON: Thank you.

7 (Whereupon, the Protest (Status)

8 Hearing was concluded at 9:44 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 3:11 7:8 ABRA's 5:12 accompanying 5:11 Act 2:9 Additionally 3:7 addresses 4:16 adhere 5:6 AGC 6:14 agreement 6:17 agreements 6:18 Alberti 1:17 2:13 Alcoholic 1:2,12,13 2:6 aloud 3:9 ANC 1:7 ANC-6C 4:1 Anderson 1:14,16 2:3 2:16 3:19 4:2,7 7:6 applicant 1:21 3:18 4:14 application 1:9 5:15 approach 3:15 approximate 3:10 April 5:3 assist 6:5 Assistant 5:3 avoid 2:22</p>	<p>cooperation 6:11 copy 4:22 5:1,14,17 correct 3:5 Counsel 5:3 court 3:9 CR 1:7</p>	<p style="text-align: center;">I</p> <p>identified 6:3 identify 3:16 immediate 2:13,15 imperative 5:5 important 6:5 Information 5:1,9 instruct 4:14 instructions 4:11 intend 4:18 interruption 3:1 introduce 2:11 3:7 issues 4:16 6:6</p>	<p>Nick 1:17 2:13 note 3:10 notice 6:8</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: Cafe Fili

Before: DCABRA

Date: 01-09-19

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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