



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

2 (10:18 a.m.)

3 AGENT FLETCHER: Would the parties in  
4 the matter of Capo -- parties in the matter of  
5 Capo please come forward? The parties in the  
6 matter of Capo, Case Number 19-PRO-00161, Capo  
7 LLC, 715 Florida Ave Northwest, License Number  
8 ABRA-103693. This is a Retailer Class CT,  
9 substantial change.

10 Licensee is applying to add sports  
11 wagering to their operation. Establishment will  
12 have one sports-wagering machine and a cell phone  
13 application available to download on the  
14 premises. The protest issues are adverse impact  
15 on peace, order, and quiet, residential parking,  
16 and vehicular, and pedestrian safety, and real  
17 property values.

18 My name is LaVerne Fletcher conducting  
19 the roll call hearing as the Board's Agent.  
20 Introductions beginning with the Applicant,  
21 please.

22 MS. YOHANNES: Sidon Yohannes on  
23 behalf of the Applicant, and that's S-I-D-O-N  
24 Y-O-H-A-N-N-E-S.

25 AGENT FLETCHER: And present on behalf

1 of ANC 1B?

2 MS. NORMAN: Anita Norman, A-N-I-T-A  
3 N-O-R-M-A-N.

4 AGENT FLETCHER: Thank you, Ms. Norman.  
5 ANC 1B has standing as a Protestant. We need to  
6 set a date for mediation, the status hearing, and  
7 the protest hearing. And I'll give you the date  
8 for the status and protest hearing first.

9 The status hearing is set for January  
10 15 at 9:30 a.m.

11 MS. NORMAN: 9:30?

12 AGENT FLETCHER: Yes, at 9:30.

13 And the protest hearing is set for  
14 February 12, 2020, at 1:30.

15 I'll give you the next available day  
16 for mediation. There are a few dates left in  
17 January. If none of those work, it will be okay  
18 if we have to move the mediation to beyond the  
19 status hearing, but I'll give you the next date  
20 available for a mediation in January.

21 The next day available is Tuesday,  
22 January 7, at 10:00 or 11:00.

23 MS. YOHANNES: That date does not work  
24 for me.

25 AGENT FLETCHER: Okay. The next day

1 available is Thursday, January 9, at 10:00,  
2 11:00, 1:00, 2:00, pretty much any time that day.  
3 Pretty much any time that day. 10:00 or 11:00.

4 MS. YOHANNES: I'm available anytime  
5 in the afternoon.

6 AGENT FLETCHER: Okay, Ms. Norman do  
7 you have a --

8 MS. NORMAN: The afternoon is fine.

9 AGENT FLETCHER: So we could do 2:00  
10 in the afternoon.

11 MS. YOHANNES: What about 2:30?

12 AGENT FLETCHER: We could do 2:30.

13 MS. YOHANNES: That works.

14 AGENT FLETCHER: Mediation is set for  
15 2:30 on January 9. Okay. Nothing more?

16 MS. NORMAN: I actually want to ask a  
17 question.

18 AGENT FLETCHER: Yes.

19 MS. NORMAN: I don't know if this  
20 should be on or off the record.

21 AGENT FLETCHER: Right.

22 MS. NORMAN: The only real concern  
23 that the ANC has is security and my understanding  
24 as per ABRA when you have sports betting you're  
25 required to have security or a security plan. So

1 if that is the case, then the ANC would withdraw  
2 its protest.

3 AGENT FLETCHER: Okay. And I will  
4 check that. That's a new regulation that I don't  
5 know about that yet, Ms. Norman. But I'll check  
6 that, and if that's the case, I'll send you the  
7 regulations. And once you see those, if that is  
8 the case, then the ANC would just withdraw the  
9 protest if that's the case.

10 MS. NORMAN: What would I do send in  
11 a letter?

12 AGENT FLETCHER: Yeah. So I'll send  
13 you -- I'll get the regulations and see if that's  
14 the case, send them to you, and if you're okay  
15 with that, then you could just send a response to  
16 that by saying the ANC withdraws the protest.

17 MS. NORMAN: Okay. Is it fine if it  
18 comes from me, or does it need to be on  
19 letterhead from the Commission?

20 AGENT FLETCHER: The email will get the  
21 withdrawal moving. You can follow it up with  
22 something on letterhead from the ANC just for the  
23 record, but your email would get it moving.

24 MS. NORMAN: Okay.

25 AGENT FLETCHER: Well, then let me make

1 a note to look at the regulations, Ms. Norman.  
2 And if that's not a requirement, I know you're  
3 going to continue, and then we'll have the  
4 mediation.

5 MS. NORMAN: Yes.

6 AGENT FLETCHER: Okay.

7 MS. YOHANNES: It's a requirement.

8 AGENT FLETCHER: Okay.

9 MS. YOHANNES: Thank you.

10 AGENT FLETCHER: Then I'll just send  
11 it to you just to confirm it.

12 MS. YOHANNES: Okay.

13 AGENT FLETCHER: And then -- okay, so  
14 I'm going to put a question mark for the 9th, and  
15 I'll just do what I said and know that we may not  
16 have to meet on January 9.

17 MS. YOHANNES: Great.

18 AGENT FLETCHER: Okay. Well, Ms.  
19 Norman, I'll take care of that.

20 MS. NORMAN: All right, thank you.

21 AGENT FLETCHER: All right. Thank  
22 you, Ms. Yohannes. Thank you for coming. The  
23 roll call hearing is concluded.

24 (Whereupon, the Roll Call Hearing was  
25 concluded at 10:26 a.m.)

<b>A</b>	<b>D</b>	<b>N</b>	<b>S</b>
<b>A-N-I-T-A</b> 3:2 <b>a.m</b> 2:2 3:10 6:25 <b>ABRA</b> 1:17 4:24 <b>ABRA-103693</b> 1:8 2:8 <b>add</b> 2:10 <b>adverse</b> 2:14 <b>afternoon</b> 4:5,8,10 <b>Agent</b> 1:15,17 2:3,19,25 3:4,12,25 4:6,9,12,14 4:18,21 5:3,12,20,25 6:6,8,10,13,18,21 <b>Alcoholic</b> 1:2,13,13 <b>ANC</b> 1:20 3:1,5 4:23 5:1 5:8,16,22 <b>Anita</b> 1:20 3:2 <b>anytime</b> 4:4 <b>Applicant</b> 1:19 2:20,23 <b>application</b> 1:9 2:13 <b>applying</b> 2:10 <b>available</b> 2:13 3:15,20 3:21 4:1,4 <b>Ave</b> 2:7 <b>Avenue</b> 1:7	<b>D.C</b> 1:14 <b>date</b> 3:6,7,19,23 <b>dates</b> 3:16 <b>day</b> 3:15,21,25 4:2,3 <b>December</b> 1:11 <b>DISTRICT</b> 1:1 <b>download</b> 2:13	<b>mark</b> 6:14 <b>matter</b> 1:5 2:4,4,6 <b>mediation</b> 3:6,16,18,20 4:14 6:4 <b>meet</b> 6:16 <b>met</b> 1:13 <b>Monday</b> 1:11 <b>move</b> 3:18 <b>moving</b> 5:21,23	<b>regulations</b> 5:7,13 6:1 <b>required</b> 4:25 <b>requirement</b> 6:2,7 <b>residential</b> 2:15 <b>response</b> 5:15 <b>Retailer</b> 1:7 2:8 <b>roll</b> 1:3,7 2:19 6:23,24 <b>Room</b> 1:14
<b>B</b>	<b>E</b>	<b>O</b>	<b>T</b>
<b>beginning</b> 2:20 <b>behalf</b> 2:23,25 <b>betting</b> 4:24 <b>Beverage</b> 1:2,13,13 <b>beyond</b> 3:18 <b>Board</b> 1:2,13 <b>Board's</b> 1:15,17 2:19 <b>Building</b> 1:14	<b>email</b> 5:20,23 <b>Establishment</b> 2:11	<b>once</b> 5:7 <b>operation</b> 2:11 <b>order</b> 2:15	<b>t/a</b> 1:6 <b>thank</b> 3:4 6:9,20,21,22 <b>Thursday</b> 4:1 <b>Tuesday</b> 3:21
<b>C</b>	<b>F</b>	<b>P</b>	<b>U</b>
<b>call</b> 1:3,7 2:19 6:23,24 <b>Capo</b> 1:6,6 2:4,5,6,6 <b>care</b> 6:19 <b>case</b> 1:8 2:6 5:1,6,8,9 5:14 <b>cell</b> 2:12 <b>change</b> 2:9 <b>check</b> 5:4,5 <b>Class</b> 2:8 <b>COLUMBIA</b> 1:1 <b>come</b> 2:5 <b>comes</b> 5:18 <b>coming</b> 6:22 <b>Commission</b> 5:19 <b>concern</b> 4:22 <b>concluded</b> 6:23,25 <b>conducting</b> 2:18 <b>confirm</b> 6:11 <b>continue</b> 6:3 <b>Control</b> 1:2,13,13 <b>COUNSEL</b> 1:19 <b>CT</b> 1:7 2:8	<b>February</b> 3:14 <b>fine</b> 4:8 5:17 <b>first</b> 3:8 <b>Fletcher</b> 1:15,17 2:3,18 2:25 3:4,12,25 4:6,9 4:12,14,18,21 5:3,12 5:20,25 6:6,8,10,13 6:18,21 <b>Florida</b> 1:7 2:7 <b>follow</b> 5:21 <b>forward</b> 2:5	<b>P-R-O-C-E-E-D-I-N-G-S</b> 2:1 <b>parking</b> 2:15 <b>parties</b> 2:3,4,5 <b>peace</b> 2:15 <b>pedestrian</b> 2:16 <b>phone</b> 2:12 <b>plan</b> 4:25 <b>please</b> 2:5,21 <b>premises</b> 2:14 <b>present</b> 1:16,18 2:25 <b>presiding</b> 1:15 <b>pretty</b> 4:2,3 <b>property</b> 2:17 <b>protest</b> 2:14 3:7,8,13 5:2,9,16 <b>Protestant</b> 1:20 3:5 <b>put</b> 6:14	<b>understanding</b> 4:23
<b>G</b>	<b>H</b>	<b>Q</b>	<b>V</b>
<b>give</b> 3:7,15,19	<b>hearing</b> 1:3,7,13 2:19 3:6,7,8,9,13,19 6:23 6:24	<b>question</b> 4:17 6:14 <b>quiet</b> 2:15	<b>values</b> 2:17 <b>vehicular</b> 2:16
<b>I</b>	<b>J</b>	<b>R</b>	<b>W</b>
<b>impact</b> 2:14 <b>Introductions</b> 2:20 <b>issues</b> 2:14	<b>January</b> 3:9,17,20,22 4:1,15 6:16	<b>real</b> 2:16 4:22 <b>record</b> 4:20 5:23 <b>Reeves</b> 1:14 <b>regulation</b> 5:4	<b>wagering</b> 2:11 <b>Washington</b> 1:14 <b>withdraw</b> 5:1,8 <b>withdrawal</b> 5:21 <b>withdraws</b> 5:16 <b>work</b> 3:17,23 <b>works</b> 4:13
<b>K</b>	<b>L</b>	<b>Y</b>	<b>Z</b>
<b>LaVerne</b> 1:14,17 2:18 <b>left</b> 3:16 <b>letter</b> 5:11 <b>letterhead</b> 5:19,22 <b>License</b> 1:8 2:7 <b>Licensee</b> 2:10 <b>LLC</b> 1:6 2:7 <b>look</b> 6:1	<b>machine</b> 2:12	<b>Y-O-H-A-N-N-E-S</b> 2:24 <b>Yohannes</b> 1:19 2:22,22 3:23 4:4,11,13 6:7,9 6:12,17,22	

<b>0</b>
<b>1</b>
<b>1:00</b> 4:2 <b>1:30</b> 3:14 <b>10:00</b> 3:22 4:1,3 <b>10:18</b> 2:2 <b>10:26</b> 6:25 <b>11:00</b> 3:22 4:2,3 <b>12</b> 3:14 <b>14th</b> 1:14 <b>15</b> 3:10 <b>19-PRO-00161</b> 1:8 2:6 <b>1B</b> 1:20 3:1,5
<b>2</b>
<b>2:00</b> 4:2,9 <b>2:30</b> 4:11,12,15 <b>2000</b> 1:14 <b>20009</b> 1:14 <b>2019</b> 1:11 <b>2020</b> 3:14
<b>3</b>
<b>30</b> 1:11
<b>4</b>
<b>400S</b> 1:14
<b>5</b>
<b>6</b>
<b>7</b>
<b>7</b> 3:22 <b>715</b> 1:7 2:7
<b>8</b>
<b>9</b>
<b>9</b> 4:1,15 6:16 <b>9:30</b> 3:10,11,12 <b>9th</b> 6:14



C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Capo

Before: DCABRA

Date: 12-30-19

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.

*Neal R Gross*

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Court Reporter

**NEAL R. GROSS**

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