

IN THE MATTER OF: :  
:  
Big Chair, LLC, :  
t/a Cheers @ The Big Chair: :  
2122 Martin Luther King, :  
Jr. Avenue SE : Show Cause  
Retailer CR - ANC 8A : Hearing (Status)  
License No. 85903 :  
Case #17-CMP-00490 :  
:  
(No ABC Manager on Duty) :

Wednesday  
April 25, 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  
MIKE SILVERSTEIN, Member  
JAMES SHORT, Member

**ALSO PRESENT:**

DIONNE BUSSEY-REEDER, Licensee  
FERNANDO RIVERO, OAG

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

2 9:42 a.m.

3 CHAIRPERSON ANDERSON: Now, the next  
4 case is Case No. 17-CMP-00490, Cheers @ The Big  
5 Chair, License No. 85903.

6 Will the parties, please, approach and  
7 identify themselves for the record, please?

8 MS. BUSSEY-REEDER: Hello.

9 MR. RIVERO: Indulgence, please. If  
10 we could have a -- take a pass on this case --

11 CHAIRPERSON ANDERSON: All right.

12 MR. RIVERO: -- and recall it?

13 CHAIRPERSON ANDERSON: Okay.

14 MR. RIVERO: I think there might be a  
15 little miscommunication I would like to  
16 straighten out.

17 CHAIRPERSON ANDERSON: All right. Is  
18 this -- well, I guess you are the --

19 MR. RIVERO: This is The Big Chair.

20 CHAIRPERSON ANDERSON: No, no, no, no,  
21 no. I'm saying you are the attorney here today,  
22 so, okay. I'm saying something different.

1 I'm passing.

2 MR. RIVERO: All right.

3 CHAIRPERSON ANDERSON: All right.

4 Okay. So we will recall that case later on.

5 (Whereupon, the above-entitled matter  
6 went off the record at 9:43 a.m. and resumed at  
7 9:52 a.m.)

8 CHAIRPERSON ANDERSON: All right. We  
9 will recall Case No. 17-CMP-00490, Cheers @ The  
10 Big Chair, License No. 85903.

11 Will the parties, please, approach and  
12 identify themselves for the record, please?

13 MR. RIVERO: Good morning, Board  
14 Members. Fernando Rivero for the District of  
15 Columbia. I'm standing in for Amy Schmidt.

16 CHAIRPERSON ANDERSON: Good morning  
17 again, Mr. Rivero.

18 MS. BUSSEY-REEDER: Good morning. My  
19 name is Dionne Reeder. I'm here for The Big  
20 Chair Cafe.

21 CHAIRPERSON ANDERSON: Good morning,  
22 Ms. Reeder.

1                   Are there any preliminary matters in  
2                   this case?

3                   MR. RIVERO: Yes, the parties have an  
4                   Offer in Compromise to present to the Board, at  
5                   this time.

6                   CHAIRPERSON ANDERSON: And what is the  
7                   Offer in Compromise?

8                   MR. RIVERO: The offer consists of a  
9                   fine of \$350 payable in 30 days. And if the fine  
10                  is not paid in 30 days, the license will be  
11                  suspended until payment is received. That is the  
12                  offer.

13                  CHAIRPERSON ANDERSON: Good morning,  
14                  Ms. Reeder. It's my understanding that there is  
15                  an Offer in Compromise and the Offer in  
16                  Compromise is that there is a fine of \$350  
17                  payable in 30 days. If the fine is not payable  
18                  in 30 days, the license will be suspended until  
19                  compliance has been made.

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

22                  MS. BUSSEY-REEDER: It is.

1 CHAIRPERSON ANDERSON: Are you aware  
2 that by accepting an Offer in Compromise, that  
3 you are giving up your right to a hearing?

4 MS. BUSSEY-REEDER: I do.

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

9 MS. BUSSEY-REEDER: I do.

10 CHAIRPERSON ANDERSON: All right.  
11 With this said, I make a motion that the Offer in  
12 Compromise of a fine of \$350 payable in 30 days,  
13 if the fine is not payable in 30 days, the  
14 license will be suspended until compliance has  
15 been made. Is there a second?

16 MEMBER SHORT: Second.

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

19 All those in favor say aye.

20 ALL: Aye.

21 CHAIRPERSON ANDERSON: Those opposed?  
22 The matter passes 5-0-0.

1 I want to thank the parties for coming  
2 to an agreement and I'll have you sign-off on  
3 some paperwork for this.

4 All right. Thank you. So thank you  
5 and the Board then will, therefore, be in recess  
6 until our 11:00 hearing. All right. Thank you.

7 (Whereupon, the Show Cause (Status)  
8 Hearing was concluded at 9:54 a.m.)  
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<b>A</b> a.m 2:2 3:6,7 6:8 <b>ABC</b> 1:10 <b>above-entitled</b> 3:5 <b>accepting</b> 5:2,6 <b>agreement</b> 6:2 <b>ALBERTI</b> 1:18 <b>Alcoholic</b> 1:2,13,14 <b>Amy</b> 3:15 <b>ANC</b> 1:8 <b>Anderson</b> 1:15,17 2:3 2:11,13,17,20 3:3,8 3:16,21 4:6,13 5:1,5 5:10,17,21 <b>appeal</b> 5:8 <b>approach</b> 2:6 3:11 <b>April</b> 1:12 <b>attorney</b> 2:21 <b>Avenue</b> 1:7 <b>aware</b> 5:1,6 <b>aye</b> 5:19,20	<b>days</b> 4:9,10,17,18 5:12 5:13 <b>different</b> 2:22 <b>Dionne</b> 1:21 3:19 <b>District</b> 1:1 3:14 <b>Donovan</b> 1:15,17 <b>Duty</b> 1:10	<b>N</b> <b>N.W</b> 1:14 <b>name</b> 3:19 <b>NICK</b> 1:18	<b>Street</b> 1:14 <b>Suite</b> 1:15 <b>suspended</b> 4:11,18 5:14
<b>B</b> <b>Beverage</b> 1:2,13,14 <b>Big</b> 1:6,6 2:4,19 3:10,19 <b>Board</b> 1:2,13 3:13 4:4 6:5 <b>BOBBY</b> 1:18 <b>Building</b> 1:14 <b>BUSSEY-REEDER</b> 1:21 2:8 3:18 4:22 5:4,9	<b>E</b> <b>F</b> <b>favor</b> 5:19 <b>Fernando</b> 1:22 3:14 <b>fine</b> 4:9,9,16,17 5:12,13	<b>O</b> <b>OAG</b> 1:22 <b>offer</b> 4:4,7,8,12,15,15 4:21 5:2,6,11 <b>opposed</b> 5:21	<b>T</b> <b>t/a</b> 1:6 <b>thank</b> 6:1,4,4,6 <b>today</b> 2:21
<b>C</b> <b>Cafe</b> 3:20 <b>case</b> 1:9 2:4,4,10 3:4,9 4:2 <b>CATO</b> 1:18 <b>Cause</b> 1:7 6:7 <b>Chair</b> 1:6,6 2:5,19 3:10 3:20 <b>Chairperson</b> 1:15,17 2:3,11,13,17,20 3:3,8 3:16,21 4:6,13 5:1,5 5:10,17,21 <b>Cheers</b> 1:6 2:4 3:9 <b>Columbia</b> 1:1 3:15 <b>coming</b> 6:1 <b>compliance</b> 4:19 5:14 <b>Compromise</b> 4:4,7,15 4:16,21 5:2,7,12 <b>concluded</b> 6:8 <b>consists</b> 4:8 <b>Control</b> 1:2,13,14 <b>CR</b> 1:8	<b>G</b> <b>giving</b> 5:3,7 <b>guess</b> 2:18 <b>H</b> <b>hearing</b> 1:8,14 5:3 6:6,8 <b>Hello</b> 2:8	<b>P</b> <b>P-R-O-C-E-E-D-I-N-G-S</b> 2:1 <b>paid</b> 4:10 <b>paperwork</b> 6:3 <b>parties</b> 2:6 3:11 4:3 6:1 <b>pass</b> 2:10 <b>passes</b> 5:22 <b>passing</b> 3:1 <b>payable</b> 4:9,17,17 5:12 5:13 <b>payment</b> 4:11 <b>please</b> 2:6,7,9 3:11,12 <b>preliminary</b> 4:1 <b>present</b> 1:16,20 4:4 <b>presiding</b> 1:15	<b>U</b> <b>understanding</b> 4:14,20 <b>V</b> <b>W</b> <b>W</b> 1:15,17 <b>Washington</b> 1:15 <b>Wednesday</b> 1:11 <b>went</b> 3:6
<b>D</b> <b>D.C</b> 1:15	<b>I</b> <b>identify</b> 2:7 3:12 <b>Indulgence</b> 2:9 <b>J</b> <b>JAMES</b> 1:19 <b>Jr</b> 1:7,18	<b>Q</b>	<b>X</b> <b>Y</b> <b>Z</b> <b>0</b> <b>1</b>
	<b>K</b> <b>King</b> 1:7 <b>L</b> <b>license</b> 1:8 2:5 3:10 4:10,18 5:14 <b>Licensee</b> 1:21 <b>little</b> 2:15 <b>LLC</b> 1:6 <b>Luther</b> 1:7	<b>R</b> <b>recall</b> 2:12 3:4,9 <b>received</b> 4:11 <b>recess</b> 6:5 <b>record</b> 2:7 3:6,12 <b>Reeder</b> 3:19,22 4:14 <b>Reeves</b> 1:14 <b>resumed</b> 3:6 <b>Retailer</b> 1:8 <b>Rivero</b> 1:22 2:9,12,14 2:19 3:2,13,14,17 4:3 4:8 <b>Room</b> 1:14	<b>11:00</b> 6:6 <b>14th</b> 1:14 <b>17-CMP-00490</b> 1:9 2:4 3:9
	<b>M</b> <b>Manager</b> 1:10 <b>Martin</b> 1:7 <b>matter</b> 1:5 3:5 5:8,22 <b>matters</b> 4:1 <b>MEETING</b> 1:3 <b>Member</b> 1:18,18,19,19 5:16 <b>Members</b> 3:14 <b>met</b> 1:14 <b>MIKE</b> 1:19 <b>miscommunication</b> 2:15 <b>morning</b> 3:13,16,18,21 4:13 <b>motion</b> 5:11,18	<b>S</b> <b>saying</b> 2:21,22 <b>Schmidt</b> 3:15 <b>SE</b> 1:7 <b>second</b> 5:15,16 <b>seconded</b> 5:18 <b>Short</b> 1:19 5:16,17 <b>Show</b> 1:7 6:7 <b>sign-off</b> 6:2 <b>SILVERSTEIN</b> 1:19 <b>standing</b> 3:15 <b>Status</b> 1:8 6:7 <b>straighten</b> 2:16	<b>2</b> <b>2000</b> 1:14 <b>20009</b> 1:15 <b>2018</b> 1:12 <b>2122</b> 1:7 <b>25</b> 1:12 <b>3</b> <b>30</b> 4:9,10,17,18 5:12,13 <b>350</b> 4:9,16 5:12 <b>4</b> <b>400S</b> 1:15 <b>5</b> <b>5-0-0</b> 5:22 <b>6</b> <b>7</b> <b>8</b> <b>85903</b> 1:8 2:5 3:10

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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: Cheers

Before: DCABRA

Date: 04-25-18

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.

  
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Court Reporter

**NEAL R. GROSS**

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