

DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD
MEETING

IN THE MATTER OF: :

:

MST Enterprises, Inc., :

t/a Churreria Madrid :

Restaurant :

2505 Champlain Street, NW: Show Cause

Retailer CR - ANC 1C : Hearing (Status)

License No. 60806 :

Case #17-CMP-00700 :

:

(No ABC Manager on Duty, :

Provided Entertainment :

Without an Entertainment :

Endorsement, Failed to :

Maintain on Premises :

Three Years of Adequate :

Books and Records :

Showing all Sales) :

Wednesday
March 14, 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
DONALD ISAAC, SR., Member
MIKE SILVERSTEIN, Member
JAMES SHORT, Member

ALSO PRESENT:

PETE CHATTRABHUTI, OAG
ERNESTO GIRON, APPLICANT

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

2 10:01 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 on our calendar is Case No. 17-CMP-00700,
5 Churreria Madrid Restaurant, License No. 60806.

6 Would the parties, please, appear and
7 identify themselves for the record, please?

8 MR. CHATTRABHUTI: Good morning, Mr.
9 Chairman. Pete Chattrabhuti on behalf of the
10 District of Columbia.

11 CHAIRPERSON ANDERSON: Mr.
12 Chattrabhuti, good morning.

13 MR. GIRON: Good morning. Ernesto
14 Giron, owner of Churreria Madrid.

15 CHAIRPERSON ANDERSON: I'm sorry, I
16 didn't hear your last name, sir.

17 MR. GIRON: Giron, G-I-R-O-N.

18 CHAIRPERSON ANDERSON: One more time?
19 Pronounce it for me one more time.

20 MR. GIRON: Okay. Ernesto Giron.

21 CHAIRPERSON ANDERSON: Mr. Giron?

22 MR. GIRON: Giron.

1 CHAIRPERSON ANDERSON: Giron. I'm
2 sorry. I'm trying to pronounce your name, that's
3 the reason why I'm asking you. Good morning,
4 sir.

5 MR. GIRON: Good morning.

6 CHAIRPERSON ANDERSON: Are there any
7 preliminary matters in this case?

8 MR. CHATTRABHUTI: Yes, Mr. Chairman.
9 The parties are prepared to offer the Board an
10 Offer in Compromise in this case.

11 CHAIRPERSON ANDERSON: Yes, go ahead,
12 sir.

13 MR. CHATTRABHUTI: For Charge 1, no
14 ABC Manager or owner on premises, there will be a
15 fine of \$850 payable within 30 days or the
16 license shall be suspended indefinitely until the
17 fine is paid.

18 For Charge 2, the provision of live
19 entertainment without the proper endorsement,
20 there will be a fine of \$1,500 payable within 30
21 days or the license shall be suspended
22 indefinitely until the fine is paid.

1 For Charge 3, failure to keep and
2 maintain books and records for a period of three
3 years, there will be a fine of \$1,500 payable
4 within 30 days or the license shall be suspended
5 indefinitely until the fine is paid.

6 CHAIRPERSON ANDERSON: All right.
7 Thank you. Mr. Giron, I'm sorry, sir, I tried to
8 give you the respect by pronouncing your name
9 properly.

10 MR. GIRON: Giron, thank you.

11 CHAIRPERSON ANDERSON: So I apologize,
12 sir. It's my understanding that there is an
13 Offer in Compromise. And the Offer in Compromise
14 is that for Charge 1, there is a fine of \$850
15 payable in 30 days. For Charge 2, also a fine of
16 \$1,500 payable in 30 days. And for Charge 3, a
17 fine of \$1,500 payable in 30 days.

18 And if the fine is not payable in 30
19 days, the license will be suspended until the
20 fine has been paid.

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

1 MR. GIRON: Yes, it is.

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

5 MR. GIRON: Yes.

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

10 MR. GIRON: Yes.

11 CHAIRPERSON ANDERSON: With this said,
12 I then make a motion that the Offer in Compromise
13 of a fine of \$850 for Charge 1, for Charge 2 a
14 fine of \$1,500, for Charge 3 a fine of \$1,500.
15 And that all fines will be payable within 30
16 days. If they are not payable within 30 days,
17 the license will be suspended. Is there a
18 second?

19 MEMBER SHORT: Second.

20 CHAIRPERSON ANDERSON: Mr. Short has
21 seconded the motion.

22 All those in favor say aye.

1 ALL: Aye.

2 CHAIRPERSON ANDERSON: Those opposed?

3 The matter passes 6-0-0.

4 The Board will be issuing a Board
5 Order and so once we issue the Board Order, then
6 the 30 days starts from when you receive this
7 order in writing. Okay?

8 MR. GIRON: Okay.

9 CHAIRPERSON ANDERSON: All right.

10 Thank you, sir.

11 MR. GIRON: Thank you.

12 MR. CHATTRABHUTI: Thank you, Mr.

13 Chair.

14 CHAIRPERSON ANDERSON: You're welcome.

15 (Whereupon, the Show Cause (Status)

16 Hearing was concluded at 10:04 a.m.)

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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: MST Enterprises, Inc.

Before: DC ABRA

Date: 03-14-18

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.



Court Reporter

NEAL R. GROSS

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