

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

2 9:42 a.m.

3 CHAIRPERSON ANDERSON: All right. Our
4 next case on our show-cause hearing status
5 calendar is Case Number 19-CMP-00079, Hotel
6 Monaco and Dirty Habit Restaurant, License Number
7 85256. Will the parties please approach and
8 identify themselves for the record, please.

9 MR. ORTIZ: Steven Ortiz on behalf of
10 the District of Columbia.

11 CHAIRPERSON ANDERSON: Mr. Ortiz.

12 MR. MINORA: Matthew Minora on behalf
13 of the licensee.

14 CHAIRPERSON ANDERSON: Good morning,
15 Mr. Minora.

16 MR. MINORA: Morning.

17 CHAIRPERSON ANDERSON: Are there any
18 preliminary matters in this case?

19 MR. ORTIZ: Yes, as to the Charge 1,
20 increased summer garden occupancy, with
21 substantial change, this is a first primary tier
22 violation, and the OIC is that the establishment
23 shall pay \$1250 within 30 days or its license
24 shall be suspended indefinitely until this fine
25 is paid.

1 CHAIRPERSON ANDERSON: Mr. Minora,
2 it's my understanding that there's an offer in
3 compromise and the offer in compromise that there
4 is a fine of \$1250, payable in 30 days, and that
5 if the fine is not paid within 30 days, the
6 license will be suspended until the fine has been
7 paid.

8 Is this your understanding, sir, of
9 the offer in compromise?

10 MR. MINORA: Yes, that's correct.

11 CHAIRPERSON ANDERSON: Is your client
12 aware that by accepting an offer in compromise,
13 that they're giving up their right to appeal --
14 to a hearing?

15 MR. MINORA: Yes, that's correct.

16 CHAIRPERSON ANDERSON: And is your
17 client also aware that by accepting an offer in
18 compromise, that they're giving up their right to
19 appeal this matter?

20 MR. MINORA: That is correct.

21 CHAIRPERSON ANDERSON: With that said,
22 I then make a motion that the offer in compromise
23 of a fine of \$1250, payable within 30 days, be
24 accepted. If the fine is not paid within 30
25 days, the license will be suspended until the

1 fine has been paid. Is there a second?

2 MEMBER CROCKETT: Second.

3 CHAIRPERSON ANDERSON: Ms. Crockett
4 has seconded the motion. All those in favor, say
5 aye.

6 (Chorus of Ayes)

7 CHAIRPERSON ANDERSON: Those opposed.
8 The matters passes 3-0 -- I'm sorry, 4-0-0.
9 Thank you.

10 MR. MINORA: Thank you.

11 (Whereupon, the hearing in the above-
12 entitled matter was concluded at 9:44 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: Dirty Habit Restaurant

Before: DCABRA

Date: 12-04-19

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

Court Reporter

NEAL R. GROSS

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