

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

2 9:51 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Case Number 19-CC-
5 00115, Dolan Uyghur Restaurant, License Number
6 104335.

7 Would the parties please approach and
8 identify themselves for the record, please?

9 MR. LUI: Good morning, Mr.
10 Chairperson. John Lui, on behalf of the
11 Government.

12 CHAIRPERSON ANDERSON: Good morning,
13 Mr. Lui.

14 MR. LUMUKANDA: Good morning, Chairman
15 Anderson. D'maz Lumukanda, on behalf of the
16 Licensee, Kroran Uyghur Restaurant, trading as
17 Dolan Uyghur.

18 CHAIRPERSON ANDERSON: I'm sorry, sir,
19 who's with you today, sir?

20 MR. LUMUKANDA: This is the owner of
21 the restaurant, Mr. Abdul Karim.

22 CHAIRPERSON ANDERSON: I'm sorry,
23 what's the last name? I need to know, because
24 I'm going to address him after this is over.
25 What's the name?

1 MR. KARIM: Last name, Abdul Karim.
2 Abdul Karim.

3 CHAIRPERSON ANDERSON: Abdul --

4 MR. KARIM: Karim.

5 CHAIRPERSON ANDERSON: -- Karim? Mr.
6 Karim.

7 MR. KARIM: Yes.

8 CHAIRPERSON ANDERSON: All right. Are
9 there any preliminary matters in this case?

10 MR. LUI: Yes, Mr. Chairperson.

11 CHAIRPERSON ANDERSON: And what is
12 that, sir?

13 MR. LUI: There is an offer in
14 compromise to present to the Board.

15 CHAIRPERSON ANDERSON: And what is
16 that, please?

17 MR. LUI: Charge 1, sale to a minor,
18 the offer in compromise is a warning.

19 And for Charge 2, failure to take
20 reasonable steps necessary to ascertain legal
21 drinking age, this charge was dismissed. The
22 employee in fact checked the minor's ID.

23 CHAIRPERSON ANDERSON: All right. All
24 right. Mr. Lumukanda, it is my understanding
25 that there is an offer in compromise.

1 And the offer in compromise is that
2 for Charge 1, that there is a warning and for
3 Charge 2, the matter will be dismissed.

4 Is this you and your client's
5 understanding of the offer in compromise?

6 MR. LUMUKANDA: Yes, sir.

7 CHAIRPERSON ANDERSON: Is your client
8 aware that by accepting the offer in compromise
9 that they are giving up their right to a hearing?

10 MR. LUMUKANDA: Yes, sir.

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

15 MR. LUMUKANDA: Yes, sir.

16 CHAIRPERSON ANDERSON: With that said,
17 I make a motion that the offer in compromise that
18 Charge 1, a warning will be issued, and for
19 Charge 2, the Charge 2 will be dismissed.

20 Is there a second?

21 MEMBER SHORT: Second.

22 CHAIRPERSON ANDERSON: Mr. Short has
23 seconded the motion. All those in favor, say
24 aye.

25 (Chorus of ayes.)

1 CHAIRPERSON ANDERSON: Those opposed?
2 The matter passes 4-0-0. The Board will be
3 issuing a Board Order in this case.

4 Mr. Karim, I'm glad that you are here
5 today, sir. And I don't understand this case,
6 okay?

7 I really do not understand how a 15-
8 year-old can come to your establishment and buy
9 alcohol.

10 And I do not understand how a 15-year-
11 old, who looks like a 15-year-old, will provide
12 her identification to your employee and your
13 employee still sells her alcohol. Can you
14 explain that to me, sir?

15 I need -- Mr. Lumukanda, I know that
16 you are the representative, but the case is over.
17 So, I need him to address this, sir.

18 I don't -- I need him to address this,
19 because this is just, this is beyond excusable,
20 that we send a 15-year-old to your establishment,
21 who looks like a 15-year-old and who -- it would
22 be a better case if your server said, or whoever
23 did the sale, to say, we were busy, we didn't
24 check the ID.

25 But they checked the ID. The ID is

1 completely different, it's a different type of
2 ID. So, how can we explain this?

3 MR. KARIM: I apologize. I apologize.

4 CHAIRPERSON ANDERSON: If your lawyer
5 wants to, if your representative --

6 MR. LUMUKANDA: Sure.

7 CHAIRPERSON ANDERSON: -- wants to --
8 yes.

9 MR. LUMUKANDA: Sure. He definitely
10 understands the seriousness of this matter and
11 I've explained it to him, that this is absolutely
12 unacceptable.

13 When the individuals do these sorts of
14 stings, the ABC Board is in no position to try to
15 misrepresent them as an adult, you purposefully
16 bring in individuals who look clearly like
17 they're younger, so as not to confuse the
18 Licensee, to make sure that they're compliant in
19 this matter.

20 He's spoken to and has -- I'm not sure
21 if the individual is still working with him, but
22 he definitely understands the importance of this
23 matter.

24 And he in fact is obtaining a
25 manager's license today, or having his bartender

1 come and obtain a manager's license, and also get
2 some additional training.

3 But he definitely apologizes, he
4 understands the seriousness of this matter, this
5 is the first time this has occurred.

6 And I understand the Board does take
7 this absolutely seriously and he does as well.

8 And we're making every measure that
9 something like this does not happen in the
10 future.

11 But we certainly understand your point
12 and your position, and presenting the ID is about
13 as clear as you possibly can get with showing
14 that you're 15, and the individual did do that.

15 So, he understands the seriousness and
16 the importance of that. And in the future, we
17 will work to make sure that this does not happen
18 again.

19 CHAIRPERSON ANDERSON: I hope so, sir.

20 MR. LUMUKANDA: Yes.

21 CHAIRPERSON ANDERSON: Normally, for a
22 first time violation, we don't bring you in.

23 MR. LUMUKANDA: It's a fine.

24 CHAIRPERSON ANDERSON: It's
25 administratively, we issue a warning. But for

1 every case that we send a 15-year-old to an
2 establishment, who looks 15, she looks 15, so it
3 can't be that -- and if she was 18 or 19, you
4 wouldn't have been brought in today, but she
5 looks 15.

6 And she shows you an ID that says that
7 she was born prior to 1999. I mean, but it says
8 she was born like in 2004. I mean, anyone can
9 calculate that if someone is born in 2004, that
10 they're not 21.

11 Thank you, sir. The matter is
12 dismissed.

13 MR. LUMUKANDA: Thank you, sir.

14 CHAIRPERSON ANDERSON: We'll issue a
15 Board Order in this case.

16 MR. LUMUKANDA: Thank you, sir.

17 MR. KARIM: Thank you.

18 CHAIRPERSON ANDERSON: You're welcome.

19 (Whereupon, the above-entitled matter
20 went off the record at 9:57 a.m.)
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24
25

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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: Dolan Uyghur Restaurant

Before: DCABRA

Date: 01-15-20

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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