

DISTRICT OF COLUMBIA  
+ + + + +  
ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

-----  
IN THE MATTER OF:                               :  
  :  
Albo Corp.   :  
t/a Eleven Market   :  
1936 11th Street NW                               : Protest  
Retailer B - ANC 1B                               : Hearing  
License No. 60236   :  
Case #17-PRO-00064                               :  
  :  
(Application to Renew                               :  
the License)   :  
-----

Wednesday  
May 16, 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:**

**DESTA ENKENYELESH, Licensee**

**EARL JONES, ABRA Investigator**

**JERRY JOHNSON, ANC-1B02**

**ANITA NORMAN, ANC-1B01**

## T-A-B-L-E O-F C-O-N-T-E-N-T-S

WITNESS	DIRECT	CROSS	REDIRECT	RECROSS	BOARD
Earl Jones	12	19			14/24
Bereket Tumebo	34	38			38
Desta Enkenyelesh	40	42			45
Anita Norman	47	52	69		56
Jerry Johnson	72	74			74

## EXHIBITS

## IDENTIFIED RECEIVED

## AGENCY

1 - Protest Announcement	9
2 - ANC-1B Protest Letter	9
3 - Pic of Eleven Market Front	12
4 - Lease Sign Pic	12
5 - Email to Anita Norman	12
6 - Norman Email Response	12
7 - Email to Jerry Johnson	12
8 - DC Zoning Map	12
9 - DC Zoning Map Explanation	12
10 - GIS Info Regarding ABC Establishments Within 1200 Feet of Eleven Market	12
11 - GIS Info Regarding Rec. Centers, Schools and Libraries near Eleven Market	12
12 - U Street, N.W., Establishments Near Eleven Market	12
13 - T Street, N.W., Residential Property Near Eleven Market	12
14 - Property Across the Street From Eleven Market	12
15 - Property Across the Street Towards T Street, N.W.	12
16 - Eleven Market Interior Pic	12
17 - Eleven Market Interior Pic	12
18 - Eleven Market Interior Pic	12
19 - MPD Calls for Service	12

**EXHIBITS**

**IDENTIFIED RECEIVED**

**LICENSEE**

1 - Enkenyelesh Written Statement 94 94

Closing Statement by Licensee. . . . .92

Closing Statement by Protestant. . . . .95

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

2 1:44 p.m.

3 CHAIRPERSON ANDERSON: All right.

4 We're back on the record calling our Protest  
5 Hearing, Case No. 17-PRO-00064, Eleven Market,  
6 License No. 60236.

7 Would the parties, please, approach  
8 and identify themselves for the record? And  
9 could everyone, please, come up, please?

10 Can you raise your right hand, sir?  
11 Again, I know that -- do you faithfully translate  
12 these proceedings from Amharic?

13 INTERPRETER: Yes.

14 CHAIRPERSON ANDERSON: From Amharic to  
15 English and from English to Amharic?

16 INTERPRETER: Yes, sir, I do.

17 CHAIRPERSON ANDERSON: All right. Can  
18 you have a seat? And I would like everyone to  
19 again identify themselves for the record and  
20 sign-in on the sign-in sheet, please.

21 MS. ENKENYELESH: Desta, D-E-S-T-A,  
22 Enkenyelesh, E-N-K-E-N-Y-E-L-E-S-H.

1 MR. TUMBO: Tumbo, T-U-M-E-B-O,  
2 Bereket, B-E-R-E-K-E-T.

3 CHAIRPERSON ANDERSON: And there is a  
4 sign-in sheet there, so, please, make sure that  
5 you sign-in your name, please. Yes?

6 MR. JOHNSON: I'm Jerry Johnson. I am  
7 the Single Member District Commissioner for ANC-  
8 1B02.

9 MS. NORMAN: Anita Norman, I'm the ABR  
10 Chair for 1 -- ANC-1B. I am also the ANC  
11 Commissioner for 1B01.

12 CHAIRPERSON ANDERSON: So I'm sorry,  
13 your name again, sir? You are Mister? So who is  
14 designated by the chair to do this matter?

15 MS. NORMAN: He is.

16 CHAIRPERSON ANDERSON: All right. All  
17 right. All right. All right. Mr. Jones, when  
18 you come back identify yourself for the record,  
19 please.

20 MR. JOHNSON: Good afternoon to the  
21 Board again.

22 CHAIRPERSON ANDERSON: Good afternoon.

1                   INVESTIGATOR JONES: Investigator Earl  
2 Jones.

3                   CHAIRPERSON ANDERSON: All right.  
4 Good afternoon. You can have a seat, yes. Well,  
5 let me swear you in again. I'm going to swear  
6 everybody in.

7                   INVESTIGATOR JONES: Yes, sir.

8                   CHAIRPERSON ANDERSON: Do you swear or  
9 affirm to tell the truth and nothing but the  
10 truth?

11                  INVESTIGATOR JONES: Yes, sir.

12                  CHAIRPERSON ANDERSON: All right. All  
13 right. This is a continuation from -- we had  
14 started this Protest Hearing, I think, two weeks  
15 ago, I believe two weeks ago. And as part of  
16 this Protest Hearing, the Board had called its  
17 first witness, so the Board's witness had  
18 testified.

19                  In the presentation of the case, I  
20 think we were at, the portion of the case that we  
21 were at, was the Board's witness was -- we were  
22 trying to get all the documents moved into

1 evidence and there were some concerns regarding  
2 the documents.

3 Now, so we are going to continue from  
4 that portion to have the documents, that the  
5 Board's documents be moved into evidence.

6 They said you should never assume, but  
7 I was assured by our General Counsel's office,  
8 that both the licensee and the protestant were  
9 given a copy of the documents. I'm looking at  
10 the witnesses in front of me and I don't see any  
11 documents, but since our General Counsel assured  
12 me that the documents were given to both parties,  
13 I am going on with the understanding that both  
14 parties have all of the documents.

15 If I'm incorrect, please, correct the  
16 record as we speak.

17 No questions by anyone? All right.  
18 All right. So what I was doing, so Mr. Jones?

19 INVESTIGATOR JONES: Yes, sir.

20 CHAIRPERSON ANDERSON: I think where  
21 we are, I would like -- I know you testified  
22 before there were some documents. I know your



1 report, so what I'll ask you to do is to -- let's  
2 go through your report. I need to find out from  
3 your report are there exhibits to your report?

4 So I would like you to identify the  
5 exhibits that are part of your report.

6 INVESTIGATOR JONES: Sure. The first  
7 exhibit is the protest announcement from our  
8 Agency, ABRA.

9 (Whereupon, the above-  
10 referred to document was  
11 marked as Agency Exhibit No.  
12 1 for identification.)

13 CHAIRPERSON ANDERSON: Okay. That's  
14 Exhibit 1?

15 INVESTIGATOR JONES: Yes, sir.

16 CHAIRPERSON ANDERSON: All right.

17 INVESTIGATOR JONES: Exhibit 2 is the  
18 Protest Letter from ANC-1B, James Turner.

19 (Whereupon, the above-  
20 referred to document was  
21 marked as Agency Exhibit No.  
22 2 for identification.)

1 CHAIRPERSON ANDERSON: Just give me  
2 one minute, please, sir.

3 INVESTIGATOR JONES: Yes, sir.

4 CHAIRPERSON ANDERSON: Okay. What  
5 exhibit are you at now?

6 INVESTIGATOR JONES: I just spoke of  
7 Exhibit 2, so I'm going onto Exhibit 3.

8 CHAIRPERSON ANDERSON: Okay.

9 INVESTIGATOR JONES: Okay. Exhibit 3  
10 is a picture of the front of Eleven Market.

11 CHAIRPERSON ANDERSON: Okay.

12 INVESTIGATOR JONES: Exhibit 4 is a  
13 picture of the lease sign. It's outside of  
14 Eleven Market.

15 CHAIRPERSON ANDERSON: Okay.

16 INVESTIGATOR JONES: Exhibit 5 is an  
17 email to Commissioner Norman.

18 CHAIRPERSON ANDERSON: You can go  
19 ahead.

20 INVESTIGATOR JONES: Okay.

21 CHAIRPERSON ANDERSON: Yeah, please.

22 INVESTIGATOR JONES: Exhibit 6 is the

1 email response from Commissioner Norman.

2 Exhibit 7 is an email to Commissioner  
3 Johnson.

4 Exhibit 8 is a copy of the Zoning Map,  
5 the DC Zoning Map.

6 Exhibit 9 is a copy of the Zoning Map  
7 explanation.

8 Exhibit 10 is a copy of the GIS  
9 information regarding ABC establishments within  
10 1200 feet of Eleven Market.

11 Exhibit 11 is a copy of the GIS  
12 regarding rec centers, schools and libraries in  
13 the vicinity of Eleven Market.

14 Exhibit 12 is a photo of ABC  
15 establishments next to Eleven Market leading to U  
16 Street, N.W.

17 Exhibit 13 is a photo of residential  
18 property leading towards T Street, N.W., on the  
19 same side of Eleven Market.

20 Exhibit 14 is a photo of property  
21 across the street from Eleven Market.

22 Exhibit 15 is a photo of property

1 across the street from Eleven Market leading to T  
2 Street, N.W.

3 Exhibit 16 is a photo of the interior  
4 of Eleven Market.

5 Exhibit 17 is another photo of the  
6 interior of Eleven Market.

7 Exhibit 18 is a third picture of the  
8 interior of Eleven Market.

9 And Exhibit 19 is the calls for  
10 service from MPD.

11 (Whereupon, the above-  
12 referred to documents were  
13 marked as Agency Exhibit No.  
14 3 through 19 for  
15 identification.)

16 CHAIRPERSON ANDERSON: Okay. All  
17 right. Thank you.

18 INVESTIGATOR JONES: Yes, sir.

19 CHAIRPERSON ANDERSON: Oh, let me ask  
20 -- let me move on and ask you another question.

21 Investigator Jones, did you provide a  
22 supplemental report to your initial report

1 regarding this matter?

2 INVESTIGATOR JONES: Yes, I did, sir.

3 CHAIRPERSON ANDERSON: And what's the  
4 supplemental report that you provided?

5 INVESTIGATOR JONES: The supplemental  
6 report is basically a continuation of the  
7 monitoring of the establishment for the protest  
8 issues that the ANC had regarding the renewal of  
9 the license for Eleven Market.

10 I had monitored the establishment on  
11 six separate occasions and during those times, I  
12 did not find any ABRA violations regarding any of  
13 the protest issues. And again, we are not  
14 qualified to speak on real property values.

15 CHAIRPERSON ANDERSON: So what time  
16 periods did you monitor the establishment?

17 INVESTIGATOR JONES: Oh, during all  
18 different times, sir. I monitored, the first  
19 date was, 5/3/18 on a Thursday from 9:45 p.m. to  
20 10:00 p.m.; Friday, the next night at 5/4/18, I  
21 monitored at 11:25 to 11:40 p.m.; Saturday,  
22 5/5/18, 8:30 p.m. to 8:50 p.m.; Monday, I was on

1       dayshift, so I monitored the establishment from  
2       11:45 a.m. to 12:15 p.m.; Tuesday, 5/8/18, 2:20  
3       p.m. to 2:30 p.m.; Thursday, 5/10/18, 9:20 a.m.  
4       to 9:45 a.m.

5                   CHAIRPERSON ANDERSON: All right. All  
6       right. Thank you, sir.

7                   INVESTIGATOR JONES: Yes, sir.

8                   CHAIRPERSON ANDERSON: Are there -- do  
9       any Board Members have any questions regarding  
10      this protest of the Investigator? Yes, Mr.  
11      Alberti?

12                  MEMBER ALBERTI: Investigator, thank  
13      you for your report.

14                  INVESTIGATOR JONES: Yes, sir.

15                  MEMBER ALBERTI: So in your report I  
16      see that you talked to Ms. Desta --

17                  INVESTIGATOR JONES: Yes, sir.

18                  MEMBER ALBERTI: -- about the protest.  
19      And it says here that you emailed -- you were  
20      told that Commissioner Johnson was the person--

21                  CHAIRPERSON ANDERSON: Hold on a  
22      minute. Hold on one minute, Mr. Alberti. When

1 are you translating for her, sir? Does she -- is  
2 it that she is going to tell you that she needs  
3 your help or are you -- how does -- how are you  
4 translating for her?

5 INTERPRETER: So far I have been  
6 translating for her.

7 CHAIRPERSON ANDERSON: I'm sorry,  
8 what, sir?

9 INTERPRETER: So far I have been  
10 translating for her.

11 CHAIRPERSON ANDERSON: Yes, but I'm  
12 just saying to you that questions are being asked  
13 and I don't see any translation going on, so I  
14 want to make sure that -- at least I have an  
15 understanding is it that she is -- you are  
16 assisting her or are you translating everything  
17 word for word?

18 INTERPRETER: I'm translating.

19 CHAIRPERSON ANDERSON: How are you  
20 doing your translation, sir?

21 INTERPRETER: Oh --

22 CHAIRPERSON ANDERSON: Are you

1 assisting her? Are you translating everything  
2 that is stated here today?

3 INTERPRETER: I am translating  
4 everything which is being stated here.

5 CHAIRPERSON ANDERSON: Well, I don't  
6 see it, so I want to make sure that I'm seeing  
7 it, sir.

8 INTERPRETER: Yes, sir.

9 CHAIRPERSON ANDERSON: Thank you. Go  
10 ahead, Mr. Alberti.

11 MEMBER ALBERTI: Okay. I will start  
12 again. So I see in your report that you talked  
13 to -- spoke to Ms. Desta about the protest.

14 INVESTIGATOR JONES: Yes, sir.

15 MEMBER ALBERTI: In your report, you  
16 contacted Commissioner Norman and he referred you  
17 to Commissioner Johnson.

18 INVESTIGATOR JONES: She referred me  
19 to Commissioner Johnson.

20 MEMBER ALBERTI: Yes.

21 INVESTIGATOR JONES: Yes, sir.

22 MEMBER ALBERTI: And you said you sent



1 an email to Commissioner Johnson?

2 INVESTIGATOR JONES: Yes, sir.

3 MEMBER ALBERTI: Did he respond to  
4 your email?

5 INVESTIGATOR JONES: I don't recall  
6 his response, sir, no.

7 MEMBER ALBERTI: Okay. Because it --  
8 so you never spoke to the protestants about the  
9 details explaining the basis of their concerns?

10 INVESTIGATOR JONES: No, sir.

11 MEMBER ALBERTI: Okay. That was it.  
12 Thank you.

13 CHAIRPERSON ANDERSON: Any other  
14 questions for --

15 MEMBER ALBERTI: Well, I'm sorry.

16 CHAIRPERSON ANDERSON: Go ahead, Mr.  
17 Alberti.

18 MEMBER ALBERTI: So just to be clear,  
19 just to get this on the record and I know this is  
20 in your report, but so Ms. Desta believes that  
21 the -- that at least one of the primary concerns  
22 is the sale of singles for the protest?

1                   INVESTIGATOR JONES: From what I  
2 understand, sir, from what I gathered from her  
3 was yes, her issue -- well, she said that one of  
4 the issues and one of the main issues is that  
5 they no longer want her to sell single sale  
6 beers.

7                   MEMBER ALBERTI: Okay. Thank you.

8                   INVESTIGATOR JONES: Yes, sir.

9                   MEMBER ALBERTI: That's it. Thank  
10 you.

11                   CHAIRPERSON ANDERSON: Any other  
12 questions by any of the Board Members? All  
13 right. Ms. Desta, are there -- do you have any  
14 specific questions of the Board witness regarding  
15 this report?

16                   MS. ENKENYELESH: All what he said  
17 is --

18                   CHAIRPERSON ANDERSON: I can't hear  
19 you, sir.

20                   MS. ENKENYELESH: All what he stated  
21 is right. That would explain anything out of the  
22 law.

1                   CHAIRPERSON ANDERSON: The reason --  
2 all right. This is your opportunity. He  
3 testified about the protest. So if there is any  
4 questions you want to ask him about the testimony  
5 that he gave last week, two weeks ago or what was  
6 -- what he stated, this is your opportunity to  
7 ask. So you are saying you don't have any  
8 questions. Is that correct?

9                   MS. ENKENYELESH: No, sir.

10                  CHAIRPERSON ANDERSON: All right. Do  
11 you have any questions of the Board witness, sir?

12                  MR. JOHNSON: I'll start.

13                                CROSS-EXAMINATION

14                  BY MR. JOHNSON:

15                  Q        Inspector Jones, first of all, I  
16 apologize for my non-responsiveness. The Office  
17 of the ANC was very slow to get my email going.  
18 I took over for another ANC commissioner, so --

19                  A        Yes, sir.

20                  Q        -- I did not receive that email until  
21 a significant amount of time had passed after you  
22 had sent it.

1           A       Yes, sir.

2           Q       So on each of the visits to Eleven  
3 Market, approximately, how much time did you  
4 spend at the establishment each time?

5           A       I can't tell you each time, but the  
6 time frame was probably from 10 to 30 to 40  
7 minutes each time. It all depends on the  
8 traffic, how hot, you know, of pedestrians as  
9 well as vehicular traffic.

10          Q       Right. I noticed that none of your  
11 visits occurred say in the second half of the  
12 afternoons between the hours of 3:00 and 6:00  
13 when single sales can be very active in this  
14 neighborhood, especially with people returning  
15 home from work and double parking. Was there a  
16 reason why you didn't visit the establishment  
17 during those times?

18          A       Not that I can say. I didn't realize  
19 that single sales happen between 3:00 and 6:00.  
20 I thought that if you wanted beer, that you buy a  
21 beer at all times of the day when the store is  
22 open. So I monitored the times that I was able

1 to get over there and between doing other work,  
2 but the other thing is is that I also chose my  
3 times methodically, because I tried to get a  
4 large time frame as far as the span of when the  
5 store was open.

6 So I picked -- when I was working  
7 dayshift, I would pick times early in the  
8 mornings, because I know some stores in the area,  
9 they had people that loitered outside of the  
10 stores waiting for the stores to open to purchase  
11 beer. I never saw any of that.

12 I went during midday. I went during  
13 the evenings and I went at night. So, yeah, I  
14 mean, from my supplemental, no, I didn't go  
15 between 3:00 and 6:00.

16 Q Um-hum.

17 A So, no, it wasn't by design or  
18 anything like that, no, sir.

19 Q At your previous testimony, you  
20 testified that Desta actually informed you of her  
21 reliance on the sales of singles. Is that --

22 A Yes, sir. Yes, sir.

1           Q       Did you witness evidence that supports  
2           that basis that her business model does rely  
3           heavily on the sales of singles?

4           A       Well, what I will say is when I was  
5           interviewing her and it was at night, there was  
6           minimal traffic. There may have been three  
7           people that had come in and I was there for  
8           almost an hour with her. And there was only one  
9           individual that came in and purchased a single  
10          sale beer. So I can't really tell you what she  
11          thrives on. I know that's what she --

12          Q       That's what she told you?

13          A       Exactly.

14          Q       Right.

15          A       Yes, yes.

16          Q       So did you notice any loitering during  
17          any of those visits?

18          A       Not that I can say. During my initial  
19          interview with her, there were individuals, there  
20          was two individuals who rode up on bicycles.  
21          They came in, they purchased their items, grocery  
22          items, they got on their bicycle and they left.

1 I never -- during that time, I didn't see anybody  
2 loitering outside of the establishment, on the  
3 sidewalk.

4 And during the monitoring times, I  
5 didn't see anybody loitering. I just happened to  
6 see people who may have been in the area who were  
7 standing on the sidewalk area, but not directly  
8 in front of the establishment.

9 Q Did you notice any issues with trash  
10 or litter?

11 A I didn't see any trash directly in  
12 front of the establishment. There -- I noticed  
13 on a couple of occasions that there was trash  
14 towards the curb.

15 Q Um-hum.

16 A And going town towards T Street, but  
17 I didn't notice any clutter or any instances of  
18 accumulation of trash in front of the  
19 establishment.

20 Q Okay. Nothing even around the litter  
21 can that is in front of her property?

22 A I didn't see anything on the can, no,

1 sir.

2 MR. JOHNSON: I have no further  
3 questions.

4 MR. TUMBO: Can I speak?

5 CHAIRPERSON ANDERSON: No. Not --  
6 this is an opportunity to cross-examine the Board  
7 witness and so I would ask you first if you had  
8 questions of the witness. You said no. That was  
9 his opportunity to ask questions of the witness.  
10 So unless the Board has questions and you want to  
11 ask, then -- and I guess -- so no, you can't  
12 speak.

13 However, I see that Mr. Short is going  
14 to ask a question, so go ahead, Mr. Short, ask  
15 your question.

16 MEMBER SHORT: Good afternoon,  
17 Investigator.

18 INVESTIGATOR JONES: Good afternoon,  
19 sir.

20 MEMBER SHORT: So how many,  
21 approximately, visits did you make during your  
22 investigation?



1                   INVESTIGATOR JONES: During the  
2 initial investigation, I made -- and excuse me  
3 because this was a while ago, it was five  
4 separate occasions on -- and on the second time  
5 during the supplemental, it was six times.

6                   The reason that the visits were so  
7 infrequent or so minimal was because I had a  
8 short span to get the report done. I only had a  
9 week to get it done.

10                  MEMBER SHORT: Okay. Now, during  
11 those visits, how much traffic did you see in the  
12 store? Was it busy? Was it --

13                  INVESTIGATOR JONES: Like I said,  
14 during my initial interview, there may have been  
15 three people that had come in and I was there for  
16 an hour. I know that I had gone in three other  
17 times inside the store and there may have been  
18 one to two people that were there. The other  
19 times that I monitored the establishment was from  
20 the curbside.

21                  MEMBER SHORT: Okay. Now, your  
22 knowledge of single sales, I guess, is pretty

1 thorough because you're an Investigator for ABRA.

2 INVESTIGATOR JONES: Yes, sir.

3 MEMBER SHORT: Can you just for the  
4 record indicate to us what was the reason for the  
5 ban or the Council intervening in certain  
6 communities for single sales, to your knowledge?

7 INVESTIGATOR JONES: Well, from what  
8 I can -- from what I got from it and what I can  
9 surmise is that a lot of the stores are in  
10 extremely urban areas and the cliental normally  
11 go for single beers. And with that, a lot of  
12 times they will come in for the single beers.  
13 They will come back for more single beers, but  
14 that also just kind of lends to public  
15 intoxication. That leads to trash and litter  
16 issues.

17 And so they really want to kind of  
18 condense that down to not do the sales in certain  
19 areas, because of some of those issues.

20 MEMBER SHORT: Okay. I guess during  
21 your six visits, was the -- who did you talk to  
22 at the store?

1 INVESTIGATOR JONES: I only --

2 MEMBER SHORT: Who did you interview?

3 INVESTIGATOR JONES: -- just during my  
4 initial interview, I only spoke to Ms. Desta.

5 The -- if we are monitoring an establishment, we  
6 don't necessarily go in to speak to anyone,  
7 unless there is an issue that pops up.

8 MEMBER SHORT: Okay.

9 INVESTIGATOR JONES: So other than--  
10 and that's why I mentioned to you I had gone into  
11 the store a couple of other times or three other  
12 times and then every other time that I monitored  
13 was from the curbside.

14 MEMBER SHORT: Were there any language  
15 barriers when you spoke with --

16 INVESTIGATOR JONES: Not that I know  
17 of, sir.

18 MEMBER SHORT: Everything went pretty  
19 much English between you two?

20 INVESTIGATOR JONES: Yes, sir.

21 MEMBER SHORT: Okay. And so did you  
22 do regulatory inspections while you were there

1 also?

2 INVESTIGATOR JONES: Yes, sir.

3 MEMBER SHORT: And did you turn up  
4 anything? Was everything --

5 INVESTIGATOR JONES: Everything seemed  
6 to be fine. They didn't have any type of drug  
7 paraphernalia, meaning, you know, the rolling  
8 papers, the single cigarettes, those types of  
9 things. They didn't have any of those things.  
10 They mostly had -- they had grocery items, a lot  
11 of candy, because I am assuming that they have  
12 kids that come there after school, that type of  
13 thing.

14 MEMBER SHORT: Yeah.

15 INVESTIGATOR JONES: And towards the  
16 side and the right side of the store as well as  
17 the rear are all the coolers where they have the  
18 juices and sodas and alcohol.

19 MEMBER SHORT: Okay.

20 INVESTIGATOR JONES: But no, they  
21 didn't -- I didn't see anything that popped up to  
22 me that said that this was a violation.

1                   MEMBER SHORT: Okay. Good. Thank  
2 you. That's all I have, Mr. Chair. Thank you  
3 very much.

4                   INVESTIGATOR JONES: Yes, sir.

5                   CHAIRPERSON ANDERSON: Any other  
6 questions by any other Board Members? Do you  
7 have any specific questions of the witness based  
8 on the questions that Mr. Short asked?

9                   INTERPRETER: I'm sorry, sir.

10                  CHAIRPERSON ANDERSON: You need to  
11 speak up. I can't hear you.

12                  INTERPRETER: Yeah.

13                  MEMBER SILVERSTEIN: Put the  
14 microphone close to you.

15                  INTERPRETER: Okay.

16                  MEMBER SILVERSTEIN: Very good.

17                  INTERPRETER: You are asking her if  
18 she has a question, basically a question?

19                  CHAIRPERSON ANDERSON: Based on --

20                  INTERPRETER: Is there --

21                  CHAIRPERSON ANDERSON: Mr. Short asked  
22 the witness some questions.

1 INTERPRETER: Exactly. Is that --

2 CHAIRPERSON ANDERSON: So based on the  
3 questions that Mr. Short asked the witness and  
4 his answers, do you have any specific questions  
5 to the witness based on the questions that Mr.  
6 Short had asked?

7 MS. ENKENYELESH: No, sir, I don't  
8 have.

9 CHAIRPERSON ANDERSON: All right.  
10 Thank you. Do you have any specific questions of  
11 the witness based on the questions that Mr. Short  
12 had asked?

13 MR. JOHNSON: We do not, but --

14 CHAIRPERSON ANDERSON: All right.  
15 Thank you. Thank you, Mr. Jones.

16 INVESTIGATOR JONES: Thank you, sir.

17 CHAIRPERSON ANDERSON: I want to thank  
18 you for your testimony, sir.

19 INVESTIGATOR JONES: Um-hum. Good  
20 afternoon to the Board.

21 CHAIRPERSON ANDERSON: All right.

22 (Whereupon, the witness was excused.)

1                   CHAIRPERSON ANDERSON: All right. Do  
2 you wish to call a witness, ma'am? This is your  
3 opportunity now to tell us why is it that we  
4 should renew your license. So do you have any  
5 witnesses you want to call?

6                   MS. ENKENYELESH: Yes.

7                   CHAIRPERSON ANDERSON: And who is the  
8 witness you are calling, ma'am?

9                   MS. ENKENYELESH: Him.

10                  CHAIRPERSON ANDERSON: Can you call --  
11 you can sit over there, sir. Can you raise your  
12 right hand? I'm sorry, what's his name? Oh, you  
13 need to translate for him, too?

14                  INTERPRETER: Yes.

15                  CHAIRPERSON ANDERSON: Do you speak  
16 English, sir?

17                  MR. TUMEBO: A little bit. I need  
18 translator.

19                  CHAIRPERSON ANDERSON: You what?

20                  MR. TUMEBO: I need translator.

21                  MEMBER SHORT: He needs the translator  
22 he said.

1 CHAIRPERSON ANDERSON: All right. So

2 --

3 MEMBER ALBERTI: If I can, did he say  
4 that?

5 CHAIRPERSON ANDERSON: Yes, that's  
6 what he said. So why don't you just raise your  
7 right hand.

8 Whereupon,

9 BEREKET TUMEBO

10 was called as a witness by the Licensee, and  
11 having been first duly sworn, assumed the witness  
12 stand and was examined and testified as follows:

13 MR. TUMEBO: Yes, yes, sir.

14 CHAIRPERSON ANDERSON: All right.

15 MR. TUMEBO: Yes, sir.

16 CHAIRPERSON ANDERSON: All right. So  
17 you can come back and sit over here, sir, so --  
18 all right.

19 I am now depending on you, sir, to  
20 faithfully translate these proceedings, for you  
21 not to take an interpretation because this is  
22 what is going to happen. You are translating for



1 the applicant and you are also translating for  
2 the witness. So therefore, because I was not  
3 aware that the witness needed a translator, so  
4 therefore, I have to depend on you that you are  
5 stating exactly what the witness is stating and  
6 that you are not summarizing anything.

7 INTERPRETER: Yes, sir.

8 CHAIRPERSON ANDERSON: All right. So  
9 I need to make sure that that's what -- exactly  
10 what you are going to do.

11 INTERPRETER: Yes.

12 CHAIRPERSON ANDERSON: All right.  
13 Yes, ma'am, what are the questions that you --  
14 what is the test -- what are the questions you  
15 want to ask your first witness, ma'am?

16 And I think one of the things that you  
17 can do is she can ask him a question in Amharic,  
18 this is what -- okay. She can ask him the  
19 question in Amharic, you translate the question  
20 for us and then you can translate his answer. So  
21 we can start off by him telling us what his name  
22 is.

1 MR. TUMBO: Tumbo, Tumbo.

2 CHAIRPERSON ANDERSON: Thank you, sir.  
3 Okay. So now she can ask you questions. So she  
4 can ask him the questions in Amharic. I need you  
5 to translate what she is asking him for us.

6 INTERPRETER: Okay.

7 CHAIRPERSON ANDERSON: And then once  
8 he answers the questions, then you can translate  
9 his answers for us.

10 INTERPRETER: Yes, sir.

11 DIRECT EXAMINATION

12 BY MS. DESTA:

13 Q In all this, throughout the long time  
14 we have been operating that business, we haven't  
15 done anything out of the law.

16 CHAIRPERSON ANDERSON: No, hold on,  
17 hold on. Ma'am, he is your witness. What is it  
18 you want him to testify to? So you need to ask  
19 him a question. Therefore, the translator you  
20 are speaking to him in Amharic. Okay. I need  
21 the translator to translate to us what you are  
22 telling him. Once you ask him the question, the

1 translator will translate his answer.

2 So what is the question? So first,  
3 ask him a question, so it will be translated for  
4 us. So what's the question you want to ask him,  
5 ma'am?

6 BY MS. DESTA:

7 Q The neighborhood has told us to remove  
8 the beer advertisement from the outside and we  
9 have removed that.

10 CHAIRPERSON ANDERSON: All right. All  
11 right. All right. All right. Why is he -- ask  
12 her why is he here?

13 MS. ENKENYELESH: Because he --

14 CHAIRPERSON ANDERSON: No, no, no, no.  
15 Why is he here? You ask her why is he here.

16 MS. ENKENYELESH: He came to testify  
17 for me the facts that we don't do anything.

18 CHAIRPERSON ANDERSON: Well, why is he  
19 -- okay. What is he here to testify about,  
20 specifically? What is it that she wants him to  
21 say?

22 MS. ENKENYELESH: Because ABRA told us

1 not to sell anything under 16 ounce, we don't do  
2 that and he knows.

3 CHAIRPERSON ANDERSON: All right. All  
4 right. So ask him a question. Sir, do you sell  
5 alcohol, single alcohol under 16 ounces? You're  
6 asking him, not her.

7 THE WITNESS: No, we don't sell.

8 CHAIRPERSON ANDERSON: What is the  
9 question you want to ask him, ma'am?

10 MS. ENKENYELESH: That he testify for  
11 us that we don't do -- we don't engage in any  
12 business operation without -- out of the  
13 authorization of ABRA.

14 CHAIRPERSON ANDERSON: All right.  
15 Okay. This is what I'm going to do. All right.  
16 Tell -- ask him to state what is it that he wants  
17 to state. He is here, why is he here? Tell us  
18 why he is here.

19 INTERPRETER: Okay.

20 THE WITNESS: That we do our best to  
21 clean up, to protect the cleanliness of the area,  
22 the neighborhood. And nobody -- we make sure

1 nobody hangs out, loiters around in front of the  
2 store and nobody drinks around -- drinks beer  
3 around the store, outside of the store.

4 And inside the store, we don't sell  
5 without checking their age. And I came to  
6 testify about this.

7 CHAIRPERSON ANDERSON: That's it?

8 THE WITNESS: Yes, sir.

9 CHAIRPERSON ANDERSON: Not you, ma'am.  
10 I mean, he is the one who is testifying. We have  
11 to be -- you say you haven't asked him? You're  
12 not asking him the question, so I'm doing it a  
13 little bit differently to, basically, tell me why  
14 he is here to testify. So you will get your  
15 opportunity, but that's just him.

16 So he doesn't -- you don't have  
17 anything else to say, sir, is that correct?

18 THE WITNESS: Yes.

19 CHAIRPERSON ANDERSON: All right. Mr.  
20 Johnson, you can now ask him questions.

21 MR. JOHNSON: I have no questions.

22 CHAIRPERSON ANDERSON: Do we have any

1 questions? Does the Board have any questions of  
2 the witness? Mr. Alberti?

3 MEMBER ALBERTI: Okay. Ms. Desta  
4 believes that the ANC is very concerned about the  
5 sale of singles. Have they complained to you  
6 about that?

7 THE WITNESS: No.

8 MEMBER ALBERTI: No, they have not?  
9 All right. All right. I have no further  
10 questions. No other questions.

11 CHAIRPERSON ANDERSON: All right. All  
12 right. Thank you, sir, for your testimony. I'm  
13 sorry, Mr. Johnson, do you have any questions of  
14 the witness based on the question Mr. Alberti  
15 asked? It has to be based on the question that  
16 Mr. Alberti asked.

17 CROSS-EXAMINATION

18 BY MR. JOHNSON:

19 Q Would you ask him if he has seen me in  
20 the store conversing with Ms. Desta with respect  
21 to the issue of the single sales?

22 A Yes, sir.

1 MR. JOHNSON: No further questions.

2 CHAIRPERSON ANDERSON: All right.

3 Thank you.

4 MEMBER SILVERSTEIN: They get a chance  
5 to cross.

6 CHAIRPERSON ANDERSON: Who? Cross  
7 who?

8 MEMBER SILVERSTEIN: Him.

9 CHAIRPERSON ANDERSON: Cross who? She  
10 just did that, that was it. That was it. This  
11 is her -- they didn't have any questions, so they  
12 already said that they had no questions to cross  
13 him, so that's -- so --

14 MEMBER SILVERSTEIN: Okay.

15 CHAIRPERSON ANDERSON: -- Mr. Alberti  
16 asked a question, then I gave them an opportunity  
17 to ask --

18 MEMBER SILVERSTEIN: Thank you for  
19 clarifying.

20 CHAIRPERSON ANDERSON: -- based on --  
21 all right.

22 (Whereupon, the witness was excused.)

1                   CHAIRPERSON ANDERSON: So can you  
2 raise your -- have her raise her right hand,  
3 please.

4 Whereupon,

5                   DESTA ENKENYELESH  
6 was called as a witness by the Licensee, and  
7 having been first duly sworn, assumed the witness  
8 stand and was examined and testified as follows:

9                   MS. ENKENYELESH: Yes.

10                  CHAIRPERSON ANDERSON: You can have a  
11 seat.

12                  DIRECT EXAMINATION

13                  CHAIRPERSON ANDERSON: What is it that  
14 you want to say, ma'am?

15                  MS. ENKENYELESH: What I want to state  
16 is that so far I haven't done anything out of the  
17 law. And all the neighbors whoever comes to  
18 visit our store, they tell us they will help us  
19 if we have any problem, but none of them has  
20 complained.

21                  We --

22                  CHAIRPERSON ANDERSON: No, no, sir,



1       sir.  Sir, you can't say nothing.  This is her  
2       chance to talk, so you need to -- don't let me  
3       remove you from the table.

4                   MS. ENKENYELESH:  What I know is the  
5       residents of the area, they come to our store to  
6       -- for help and we do -- we support them as much  
7       as we do.  And I don't remember any complaint  
8       from any of the neighbors.

9                   But who -- what now is I think the  
10      complaint is from people who want to buy my  
11      house.

12                   CHAIRPERSON ANDERSON:  I don't  
13      understand.

14                   MS. ENKENYELESH:  There are people who  
15      are giving me -- who are -- yeah, who are giving  
16      me hard time to buy the house, the building.  
17      That's my understanding, except those people I  
18      have never received any complaint from the  
19      residents around the store.

20                   CHAIRPERSON ANDERSON:  Anything else  
21      you want to state?  Just remember, you are  
22      telling us why we should renew your liquor

1 license, so what is it -- so that's what this is  
2 about.

3 MS. ENKENYELESH: We haven't done  
4 anything out of the rules of ABRA, because of  
5 that, that's why I want my license to be renewed.

6 CHAIRPERSON ANDERSON: Is that it?

7 MS. ENKENYELESH: No, no. Even when  
8 some people stand around the store for -- around  
9 the -- in the public area, when we call the  
10 police and then the police told us not to call  
11 them, because they have the right to stand where  
12 they stand, because it's a public area. That's  
13 the only thing I know.

14 CHAIRPERSON ANDERSON: All right. Is  
15 that it?

16 MS. ENKENYELESH: Yes, sir.

17 CHAIRPERSON ANDERSON: Do you have any  
18 questions, Mr. Johnson, of the witness?

19 MR. JOHNSON: I do.

20 CROSS-EXAMINATION

21 BY MR. JOHNSON:

22 Q Would you ask Ms. Desta --

1 CHAIRPERSON ANDERSON: You don't have  
2 to say do you ask, just --

3 MR. JOHNSON: Okay. Yes.

4 CHAIRPERSON ANDERSON: -- ask a  
5 question, please.

6 BY MR. JOHNSON:

7 Q To what extent does Desta rely on the  
8 sale of singles for the viability of her  
9 business?

10 A In right now, most of my income comes  
11 from singles. My business is slow. So slow.

12 CHAIRPERSON ANDERSON: I didn't hear  
13 the last thing she said.

14 INTERPRETER: So slow, that's what she  
15 said.

16 CHAIRPERSON ANDERSON: Who?

17 INTERPRETER: It's slow, that's what  
18 she said.

19 CHAIRPERSON ANDERSON: All right.

20 INTERPRETER: She spoke in English.

21 BY MR. JOHNSON:

22 Q So most of her sales are from singles,

1 is what she said? Did I understand that?

2 A Yes, single. We sell the singles and  
3 other items in the store. Without that, we  
4 cannot exist.

5 MR. JOHNSON: No further questions.

6 CHAIRPERSON ANDERSON: What  
7 conversations, if any, have you had with the ANC  
8 regarding single sales?

9 MS. ENKENYELESH: I didn't have any  
10 conversation with them, but they saw the  
11 advertisement and they -- they saw the license  
12 renewal notice, the license renewal notice and  
13 then they came and they protested here.

14 CHAIRPERSON ANDERSON: But I'm saying  
15 but what did they say to you? What did they want  
16 you to do?

17 INTERPRETER: She is referring to Mr.  
18 Johnson.

19 MS. ENKENYELESH: He told us not to  
20 sell singles, because it's not good for the  
21 neighborhood. And I replied to him saying we are  
22 operating under our license and we are doing our

1 best to keep the business going normal.

2 CHAIRPERSON ANDERSON: All right. Any  
3 other questions by any other Board Members?

4 MS. ENKENYELESH: I have written this  
5 letter for the Board.

6 CHAIRPERSON ANDERSON: What letter is  
7 that? What? Hold on, what -- all right. No.  
8 She said she wrote a letter that she wants to  
9 read for the Board? Is that what she said?

10 MS. ENKENYELESH: Um-hum.

11 INTERPRETER: Yes.

12 MS. ENKENYELESH: Yes.

13 CHAIRPERSON ANDERSON: Oh.

14 MS. ENKENYELESH: I give to her, yeah.

15 INTERPRETER: I already gave it to  
16 who?

17 MS. ENKENYELESH: For the Board, I  
18 give, yeah. This letter already I give it.

19 CHAIRPERSON ANDERSON: What's this  
20 letter about? No, you don't have to do that.  
21 I'm just trying to find out.

22 MS. ENKENYELESH: About the complaint,

1 the area.

2 CHAIRPERSON ANDERSON: Okay. You  
3 can --

4 MS. ENKENYELESH: They crowded, they  
5 say so many things.

6 CHAIRPERSON ANDERSON: Okay. So when  
7 you do closing, then you can go through the  
8 letter. All right. Any -- are we -- does any  
9 other Board Members have any questions of her?

10 All right. Do you have anything else  
11 to -- well, at this -- do you have anything else  
12 you want to say? I mean, I'm going to give you  
13 an opportunity later on to talk about the letter.  
14 Is this -- that's all you have to say?

15 MS. ENKENYELESH: Yes.

16 CHAIRPERSON ANDERSON: All right. All  
17 right. The protestant, do you wish to make -- do  
18 you have any witnesses you plan to call?

19 MR. JOHNSON: I have one witness, my  
20 colleague.

21 CHAIRPERSON ANDERSON: Will you call  
22 her, please?

1 MR. JOHNSON: Yes. Commissioner  
2 Norman, will you, please --

3 CHAIRPERSON ANDERSON: Can you raise  
4 your right hand?  
5 Whereupon,

6 ANITA NORMAN  
7 was called as a witness by the Protestant, and  
8 having been first duly sworn, assumed the witness  
9 stand and was examined and testified as follows:

10 MS. NORMAN: I do.

11 CHAIRPERSON ANDERSON: All right. All  
12 right. So you can have a seat. Ask her a  
13 question, but remember to go slow, since we have  
14 a translator here.

15 DIRECT EXAMINATION

16 BY MR. JOHNSON:

17 Q Commissioner Norman, have you looked  
18 at the voluntary agreement from 2006?

19 A I have.

20 CHAIRPERSON ANDERSON: Hold on, hold  
21 on. All right. You ask a question. Give him an  
22 opportunity to translate --

1 MR. JOHNSON: All right.

2 CHAIRPERSON ANDERSON: -- before she  
3 answers the question. And then he needs to  
4 remember translate and maybe she understand  
5 English, I don't know. But since we have a  
6 translator here --

7 MR. JOHNSON: Yes.

8 CHAIRPERSON ANDERSON: -- that we are  
9 paying for, I'm making sure the translator does  
10 his job. All right.

11 BY MR. JOHNSON:

12 Q With respect to the recitation in the  
13 -- or the recital, I guess, in the agreement that  
14 states "No sale of single 12 ounce cans or  
15 bottles of beer," my question is are you aware  
16 that sales of 12 ounce cans or bottles of beer  
17 are uncommon, at this point, and if so, what  
18 sizes of singles would you say are most commonly  
19 sold in ANC-1B?

20 A If single sale beers are sold in ANC-  
21 1B --

22 Q Can you speak louder, please?



1           A       Single sale beers are sold in ANC-1B.

2           Q       In what sizes?  What sizes are common?

3           A       Probably larger sizes maybe, but not--

4           Q       Do you know what size?  Do you know

5           the volume of those container sizes?  Are they

6           16s, 20s, 24s?

7           A       I think so.

8           Q       Have you visited this establishment?

9           A       I have and I have spoken to Ms. Desta  
10          about information contained in the settlement  
11          agreement and we spoke a little while about it  
12          and I also talked to a neighbor to the north of  
13          her.

14          Q       And what did you learn from that  
15          neighbor?

16          A       Well, I learned from the neighbor, his  
17          name was Paul Carlson, he worked -- he owns Vena  
18          -- I think it's called VenaTech.

19                    INTERPRETER:  Can you give me a chance  
20          to translate?

21                    THE WITNESS:  Oh, sorry.

22                    INTERPRETER:  Yes.

1                   THE WITNESS: There are concerns. Ms.  
2           Desta said that the tree lines were high between  
3           her establishment and VenaTech and it was  
4           contributing, I think, to the decrease in her  
5           business. I guess people not being able to see  
6           her business and come and shop.

7                   And when I talked to the owner of  
8           VenaTech, he said he kept the trees high because  
9           he didn't want to see his customer -- he didn't  
10          want his customers to see the people hanging out  
11          and drinking in front of the establishment in  
12          addition to seeing the loitering.

13                   Well, in addition to see the  
14          loitering, he also mentioned about the trash,  
15          which I noted, not directly in front of her  
16          establishment in front of the door or anything,  
17          but right by the litter can right in front of her  
18          establishment, curbside.

19                   And when I talked to Ms. Desta, I just  
20          walked around the store just to see some of the  
21          things that were in our voluntary agreement that  
22          were also I could see in the store, which were

1 the posters that were covering more than the  
2 allotted amount of window space.

3 And she had a couple of signs about  
4 not selling to minors. They were small signs.  
5 One was hanging high and one was visible, but  
6 they were small.

7 BY MR. JOHNSON:

8 Q Anything else?

9 A That was it. I didn't observe anyone  
10 hanging out at the time that I visited the  
11 establishment, which was in the evening, one  
12 evening. That's it.

13 MR. JOHNSON: No further questions.

14 CHAIRPERSON ANDERSON: Do you have any  
15 questions you want to ask her, ma'am?

16 INTERPRETER: It's another question.

17 CHAIRPERSON ANDERSON: You're asking  
18 her -- no.

19 INTERPRETER: Yeah.

20 CHAIRPERSON ANDERSON: She has to ask  
21 her a question. If she doesn't have any  
22 questions to ask her, then we can move on. Based

1 on the testimony she just gave.

2 CROSS-EXAMINATION

3 BY MS. ENKENYELESH:

4 Q She is the person, Commissioner Norman  
5 referred to. Is the one who just told --

6 CHAIRPERSON ANDERSON: You are asking  
7 her a question. So what's the question that is  
8 being asked of that lady, based on the testimony  
9 that she just gave?

10 INTERPRETER: A question.

11 BY MS. ENKENYELESH:

12 Q We -- it's not --

13 CHAIRPERSON ANDERSON: It has to be a  
14 question.

15 INTERPRETER: Yeah.

16 BY MS. ENKENYELESH:

17 Q We have removed the beer sign and what  
18 did we do except try to keep the front area  
19 clean.

20 CHAIRPERSON ANDERSON: No, ma'am. You  
21 are asking the witness a question. If you don't  
22 have a question for the witness, then say you

1 don't have any. It's not -- this is not for you  
2 to give a -- no. All right.

3 Okay. Ma'am, all right.

4 MS. ENKENYELESH: I don't have any  
5 questions.

6 CHAIRPERSON ANDERSON: No, hold on.  
7 I don't want to get frustrated. This is the way  
8 this works. She just testified, right? This is  
9 your opportunity to question her on the testimony  
10 she just gave.

11 MS. ENKENYELESH: No.

12 CHAIRPERSON ANDERSON: If you do not  
13 have -- hold on, hold on, miss. If you do not  
14 have any questions of her on the testimony that  
15 she just gave, that's fine.

16 MS. ENKENYELESH: I want to tell her  
17 about Paul.

18 CHAIRPERSON ANDERSON: About what?

19 INTERPRETER: Paul.

20 CHAIRPERSON ANDERSON: You want to ask  
21 her about Paul. Who is Paul? I don't -- what  
22 about Paul? Ask her.

1 BY MS. ENKENYELESH:

2 Q The neighbor, our neighbor.

3 A Um-hum.

4 Q He is the one who is pressuring me to  
5 sell the house.

6 CHAIRPERSON ANDERSON: All right.  
7 Hold on. The question you were asked is that who  
8 is Paul?

9 THE WITNESS: Paul Carlson owns  
10 VenaTech next door to her. He is the one who has  
11 the high trees that separates VenaTech from  
12 Eleven Market.

13 CHAIRPERSON ANDERSON: All right. Do  
14 you know whether or not Paul has had any  
15 conversations with her regarding selling her  
16 property?

17 THE WITNESS: No, I don't.

18 CHAIRPERSON ANDERSON: All right. Any  
19 other questions you want to add, ma'am?

20 INTERPRETER: She said he asked me  
21 every day.

22 CHAIRPERSON ANDERSON: Ask her that --

1 ask her if she knows that. Ask the question  
2 then.

3 MS. ENKENYELESH: He is the one who is  
4 complaining. He is the one who --

5 CHAIRPERSON ANDERSON: You are asking  
6 -- remember, you are asking her a question. Ask  
7 her if she knows -- ask her is he the only person  
8 who is complaining. Ask -- that's the question.

9 No, no, no. That's the question that  
10 she -- is this the only neighbor who has been  
11 complaining about the store, ma'am?

12 THE WITNESS: He is the only one that  
13 I talked to, but I have heard from others in --  
14 on our committee that this establishment has  
15 people hanging out loitering, that's actually  
16 what prompted me to go by there to see what was  
17 going on at the time.

18 So other -- Paul is not the one --  
19 only one who complained. It was other people on  
20 our committee who noted what was happening in  
21 your area.

22 CHAIRPERSON ANDERSON: Any other

1 questions?

2 BY MS. ENKENYELESH:

3 Q Who is the other one?

4 A Just committee members.

5 CHAIRPERSON ANDERSON: All right. Any  
6 other questions? No? Yes, Mr. Short?

7 MEMBER SHORT: Yes. I would like to  
8 ask, I have a copy of the voluntary agreement  
9 that was signed. Were you a party to that?

10 THE WITNESS: No.

11 CHAIRPERSON ANDERSON: Remember, we  
12 need to give him --

13 MEMBER SHORT: Okay.

14 CHAIRPERSON ANDERSON: -- a chance to  
15 translate.

16 INTERPRETER: Thank you.

17 MEMBER SHORT: Okay. This agreement  
18 apparently was signed and agreed upon upon the  
19 opening of this location?

20 THE WITNESS: I cannot say that for  
21 sure.

22 MEMBER SHORT: Could we get her a copy



1 of it, Mr. Chair?

2 CHAIRPERSON ANDERSON: Ask her the  
3 date.

4 MEMBER SHORT: Yeah, 2006.

5 MEMBER ALBERTI: Ask her if she is  
6 familiar with it.

7 MEMBER SHORT: Yes, well, that's what  
8 I was trying to do.

9 CHAIRPERSON ANDERSON: Well, she said  
10 she didn't sign it, but ask her if she is  
11 familiar with it, yes.

12 MEMBER SHORT: Okay.

13 MEMBER ALBERTI: Ask her if she is  
14 familiar with it.

15 MEMBER SHORT: Are you familiar with  
16 this document?

17 THE WITNESS: Yes, I did read it, yes.

18 MEMBER SHORT: It looks like the  
19 voluntary agreement was made on the 30th day of  
20 March 2006?

21 THE WITNESS: Yes.

22 MEMBER SHORT: Is that the same time

1 this store opened up?

2 THE WITNESS: I don't know that. I  
3 don't know the answer to that.

4 MEMBER SHORT: Okay. Well, look at --  
5 on the same page, look at No. 2.

6 THE WITNESS: Um-hum.

7 MEMBER SHORT: Which reads "No sale of  
8 alcoholic beverages for consumption in public  
9 space."

10 THE WITNESS: Yes.

11 MEMBER SHORT: "Applicant shall not  
12 sell alcoholic beverages to any person the  
13 applicant knows or reasonably should know will  
14 consume the beverages in public space or will  
15 divide containers among several persons while in  
16 public space. Specifically, prohibit all sales  
17 of Mad Dog 20/20, blunts, single cigars and  
18 rolling papers of any kind. No sale of single  
19 ounce cans or bottles."

20 CHAIRPERSON ANDERSON: 12 ounces.

21 MEMBER SHORT: 12 ounces forgive me,  
22 12 ounce cans or bottles of beer.

1 THE WITNESS: Um-hum, yes.

2 MEMBER SHORT: So and I see that the  
3 licensee was Eleven Market, 1936 11th Street,  
4 N.W. And it was made in agreement with ANC-1B.

5 Why would that be necessary to put in  
6 the settlement agreement, in your opinion?

7 THE WITNESS: Just like the  
8 Investigator testified to, people drink, they  
9 share containers, they share cups. They hang out  
10 in public. They are intoxicated. They are  
11 disruptive. They are -- not necessarily  
12 disruptive, but they -- we have police calls to  
13 the establishment. They litter. So they just  
14 are a public nuisance.

15 MEMBER SHORT: Okay. So apparently  
16 the applicant or the renewal, in this case --

17 THE WITNESS: Um-hum.

18 MEMBER SHORT: -- agreed to this when  
19 they opened up?

20 THE WITNESS: Yes.

21 MEMBER SHORT: And this is now 2018  
22 and they want to change it. Is that what this is

1 about?

2 THE WITNESS: Yes.

3 MEMBER SHORT: Okay. That's all I  
4 have for right now, Mr. Chair.

5 CHAIRPERSON ANDERSON: Mr.  
6 Silverstein?

7 MEMBER SILVERSTEIN: Thank you for  
8 your service, Commissioner Norman.

9 Are there any other stores in the  
10 area, in the neighborhood off-premise stores,  
11 stores with off-premise licenses?

12 THE WITNESS: Off-premise licenses?

13 MEMBER SILVERSTEIN: Meaning that you  
14 can buy there and take out.

15 THE WITNESS: Yes.

16 MEMBER SILVERSTEIN: Not restaurants.

17 THE WITNESS: Yes.

18 MEMBER SILVERSTEIN: Do they have  
19 similar limitations on single sales or is this  
20 kind of an outlier because it's either stricter  
21 or more lenient than the competition?

22 THE WITNESS: I'm not sure in that I'm

1 actually the commissioner of 1B01. I think that  
2 might be a better answer for the commissioner for  
3 1B02 to say, to answer that.

4 MEMBER SILVERSTEIN: So you can't say  
5 whether there are other licensed establishments,  
6 B Licenses, off-premise licenses, that have  
7 exactly the same as what this has now?

8 THE WITNESS: I know in 1B01 we have  
9 that. We have single sales. I am not sure as to  
10 how many are in 1B02.

11 MEMBER SILVERSTEIN: Do you have any  
12 that are stricter than this? That apply to not  
13 just the 12 ounce, but to all other --

14 THE WITNESS: Again, I would have to  
15 defer to the commissioner of that area.

16 MEMBER SILVERSTEIN: So you don't know  
17 whether this gives Eleven a competitive advantage  
18 over other competition because this is a looser  
19 settlement agreement than other stores in your  
20 neighborhood have? This -- you can't tell us  
21 that this is a general neighborhood policy and a  
22 level playing field?

1                   THE WITNESS: I cannot, only because,  
2                   you know, depending on the type of establishment,  
3                   the number of complaints, we would incorporate an  
4                   agreement based on the concerns that residents  
5                   have, the commissioner has about an  
6                   establishment, so I cannot speak to it. I don't  
7                   know.

8                   MEMBER SILVERSTEIN: Okay. This has  
9                   been somewhat answered, but I'm going to ask  
10                  again.

11                  THE WITNESS: Okay.

12                  MEMBER SILVERSTEIN: And hopefully get  
13                  a more succinct answer.

14                  How does this current situation, this  
15                  settlement agreement that is there now, cause any  
16                  specific problems? And what are those specific  
17                  problems caused by the gaps that you perceive in  
18                  this settlement agreement?

19                  THE WITNESS: The specific problems  
20                  are the complaints from residents and business  
21                  owners about the people who come to the area and  
22                  what they are actually doing. They are drinking.

1 They are sharing drinks. They are littering.  
2 They are just hanging out and they are being  
3 disruptive to other businesses.

4 MEMBER SILVERSTEIN: Well, then how  
5 would you want this to be changed? What's the  
6 hole that you want to patch in the bucket?

7 THE WITNESS: To not allow for the  
8 sale of these single bottles of beer, to prevent  
9 people from congregating and sharing and  
10 loitering and being a nuisance in front of her  
11 establishment and within the general area.

12 MEMBER SILVERSTEIN: Do you have any  
13 specific ideas, language as to how we do that?

14 THE WITNESS: Preventing the sale of--

15 MEMBER SILVERSTEIN: This simply says  
16 12 ounce.

17 THE WITNESS: -- I would think 16  
18 ounces or less.

19 MEMBER SILVERSTEIN: Thank you. No  
20 further questions.

21 CHAIRPERSON ANDERSON: Ms. Norman, you  
22 are the commissioner for 1B02?

1 THE WITNESS: 1.

2 CHAIRPERSON ANDERSON: 1B01?

3 THE WITNESS: 1B01.

4 CHAIRPERSON ANDERSON: How many  
5 establishments in your Single Member District  
6 that sell -- how many establishments do you -- do  
7 you know how many establishments do you have in  
8 your Single Member District?

9 THE WITNESS: How many establishments?

10 CHAIRPERSON ANDERSON: Yeah, that  
11 sells alcohol. Similar establishments in your  
12 District that sells alcohol. I'm sorry, B. Bs  
13 and basically, do you have any other convenience  
14 stores in your --

15 THE WITNESS: I do. I have one  
16 similar to hers.

17 CHAIRPERSON ANDERSON: You have one?

18 THE WITNESS: Well, at least one  
19 recently that I have done a settlement agreement.

20 CHAIRPERSON ANDERSON: But I'm saying  
21 but how many similar establishments to hers do  
22 you have in your Single Member District?



1 THE WITNESS: A few.

2 CHAIRPERSON ANDERSON: What do you  
3 call a few? Give me some numbers. I'm trying to  
4 find out.

5 THE WITNESS: One, two --

6 CHAIRPERSON ANDERSON: One?

7 THE WITNESS: No. It's at least two.

8 CHAIRPERSON ANDERSON: Two?

9 THE WITNESS: At least two. There are  
10 two that --

11 CHAIRPERSON ANDERSON: So you have at  
12 least two --

13 THE WITNESS: Two.

14 CHAIRPERSON ANDERSON: -- similar  
15 convenience stores in your establishment -- in  
16 your SMD. Is that correct?

17 THE WITNESS: Yes, yes.

18 CHAIRPERSON ANDERSON: And out of the  
19 two, how many of them sell single sales? How  
20 many of them are allowed to sell single  
21 containers of alcohol?

22 THE WITNESS: Both of them.

1                   CHAIRPERSON ANDERSON: Both of them?

2                   THE WITNESS: Both of them.

3                   CHAIRPERSON ANDERSON: So why are  
4 these establishments -- you -- tell me why you  
5 allow these establishments in your Single Member  
6 District, but we should not allow her  
7 establishment to have the same rights as what  
8 your -- the establishments in your Single Member  
9 District have.

10                  THE WITNESS: Well, we tried to get  
11 that stopped before and it -- we weren't able to.  
12 We did a settlement agreement and we tried to  
13 prevent the establishment from selling single  
14 sale alcohol containers and we were unsuccessful.  
15 We put other things into place to try to curb  
16 that behavior, such as asking the patrons to move  
17 along, not allowing them to kind of loiter and  
18 litter and congregate.

19                  CHAIRPERSON ANDERSON: But our  
20 Investigator testified that there was no  
21 loitering. The area was clean. So tell me where  
22 -- when is the loitering? Where is the loitering

1 if our Investigator testified to say I have been  
2 there on -- at these occasions --

3 THE WITNESS: Um-hum.

4 CHAIRPERSON ANDERSON: -- and I have  
5 not seen any loitering. I have not seen any  
6 trash. So what is it that we are missing?

7 THE WITNESS: I can only report what  
8 has been reported to me by the owner next door,  
9 other committee members, the commissioner of that  
10 area would speak to that. I didn't see any  
11 loitering when I was there, but I did see trash  
12 in the area.

13 CHAIRPERSON ANDERSON: What do you  
14 mean in the area? In front of the establishment?

15 THE WITNESS: Yes.

16 CHAIRPERSON ANDERSON: Or in the area?

17 THE WITNESS: In front of the  
18 establishment, but on the sidewalk closer to the  
19 litter can.

20 CHAIRPERSON ANDERSON: So how do you  
21 know this is her trash?

22 THE WITNESS: I don't know

1 specifically that it is her trash, but it's in  
2 front of her establishment. And the trash wasn't  
3 overflowing or anything. It was, you know,  
4 congregated around the litter can on the outside  
5 of it and I'm not sure how that got there.

6 CHAIRPERSON ANDERSON: I'm not  
7 familiar with the neighborhood, so tell me about  
8 this neighborhood where this establishment is  
9 located.

10 THE WITNESS: It's a residential  
11 housing. It's a couple of -- her store. There  
12 is a restaurant next to it. It's close to U  
13 Street. It's about -- it sits about 100 feet in  
14 from U Street, 100 or 150 feet in.

15 CHAIRPERSON ANDERSON: This is a high  
16 traffic area?

17 THE WITNESS: Um, probably not as high  
18 traffic as U Street itself, because it's off of U  
19 Street.

20 CHAIRPERSON ANDERSON: All right. All  
21 right. Any other questions by any of the Board  
22 Members? All right. All right. Do you have any

1 questions to ask the commissioner based on the  
2 questions that were asked by the Board?

3 MS. ENKENYELESH: No, sir.

4 CHAIRPERSON ANDERSON: Do you have any  
5 clarifying questions, sir, that you want to ask  
6 the commissioner based on the questions that the  
7 Board just asked?

8 MR. JOHNSON: I do.

9 CHAIRPERSON ANDERSON: Go ahead.

10 REDIRECT EXAMINATION

11 BY MR. JOHNSON:

12 Q What's the name of the establishment?

13 A (No audible answer.)

14 Q What's the name of this establishment?

15 A Eleven Market.

16 Q And what does the name market convey  
17 to you?

18 A That they would sell more food and  
19 sundries, that kind of thing than beer or  
20 alcohol.

21 Q And the other A Licensees in my Single  
22 Member District are Serv U Liquors, Gallagher &

1       Graham Fine Spirits and FB Liquors.  Would you  
2       imagine that a store that advertises itself as a  
3       liquor store would have the same products  
4       available for customers that a market would have?

5               A       No.

6               Q       Do you believe that a market should be  
7       driving -- deriving most of its sales from single  
8       beer sales?

9                       CHAIRPERSON ANDERSON:  Well, all  
10       right.

11                      THE WITNESS:  No.

12                     CHAIRPERSON ANDERSON:  All right.  The  
13       questions you are supposed to ask are questions  
14       based on the questions that the Board asked.

15                     MR. JOHNSON:  Okay.  The last one was  
16       not.  The other ones were, because they were  
17       related to the other establishments.

18                     CHAIRPERSON ANDERSON:  I just want to  
19       point out to you.  Well, I did ask her about the  
20       establishments in her District.  I never asked  
21       her about establishments in this Single Member  
22       District, but I'll give you some leeway, but

1 what's the next question you are asking?

2 MR. JOHNSON: I believe that's the end  
3 of my questions.

4 CHAIRPERSON ANDERSON: All right.  
5 Thank you. You can step down, ma'am.

6 (Whereupon, the witness was excused.)

7 CHAIRPERSON ANDERSON: All right. Do  
8 you have any witnesses or any other testimony  
9 that you want to provide?

10 (No audible answer.)

11 CHAIRPERSON ANDERSON: Do you have any  
12 other witnesses or any other testimony that you  
13 want to give?

14 MR. JOHNSON: Um, I have no other  
15 witnesses. With respect to additional testimony,  
16 I do have a couple of things. Should I hold  
17 those until my final?

18 CHAIRPERSON ANDERSON: All right. So  
19 let me ask you, I guess what I'm trying to find  
20 out is that do you want to testify?

21 MR. JOHNSON: I think I have -- I'll  
22 testify very briefly, sure.

1                   CHAIRPERSON ANDERSON: Can you raise  
2 your right hand, sir?

3 Whereupon,

4                   JERRY JOHNSON

5 was called as a witness by the Protestant, and  
6 having been first duly sworn, assumed the witness  
7 stand and was examined and testified as follows:

8                   MR. JOHNSON: I do. I so swear.

9                   CHAIRPERSON ANDERSON: And remember  
10 that whatever you say, she has an opportunity to  
11 cross-examine you on it and we are going to do  
12 the same thing, too.

13                  MR. JOHNSON: Yes.

14                  CHAIRPERSON ANDERSON: Go ahead. And  
15 go slowly, because it is being translated,  
16 please.

17                                 DIRECT EXAMINATION

18                  THE WITNESS: I think the extent of my  
19 testimony is merely acknowledging the Exhibit No.  
20 19 with the 16 police calls. I think that's  
21 somewhat reflective of the situation that the  
22 Investigator, for reasons that I think are a



1 result of the -- his poor choices of times for  
2 visiting this business, but I think there is  
3 sufficient evidence that -- and especially if you  
4 look at the times in the event summaries, you  
5 will see that most of the calls are, in fact,  
6 late afternoon, 4:00, 4:00, 5:00.

7 CHAIRPERSON ANDERSON: Hold on, you  
8 are going by the Board document?

9 THE WITNESS: I'm going by the Event  
10 Search Summary, Exhibit No. 19.

11 CHAIRPERSON ANDERSON: Hold on just  
12 for one minute, please.

13 MEMBER ALBERTI: Exhibit No. 19 to the  
14 protest report?

15 THE WITNESS: Protest report.

16 MEMBER ALBERTI: Is that correct?

17 THE WITNESS: Yes.

18 CHAIRPERSON ANDERSON: Okay.

19 MEMBER ALBERTI: Thank you.

20 CHAIRPERSON ANDERSON: All right.

21 Yes, go ahead.

22 THE WITNESS: So my only point is to

1 bring to your attention that the vast majority of  
2 those calls did, in fact, take place in the  
3 latter half of the afternoon or early evening.

4 If you remember the times that the  
5 Inspector came, two were late in the evening, at  
6 least two were early in the morning, around 9:00  
7 in the morning. He did not make visits during  
8 the times that most of the activity has been  
9 brought to our attention is occurring.

10 CHAIRPERSON ANDERSON: That's all you  
11 have to say?

12 THE WITNESS: That's all I have to  
13 say.

14 CHAIRPERSON ANDERSON: Do you have any  
15 questions, ma'am, of him, based on what he just  
16 stated?

17 CROSS-EXAMINATION

18 BY MS. ENKENYELESH:

19 Q Are you saying that he didn't come in  
20 the morning?

21 A He only came in the morning or late in  
22 the evening. He did not come during the high

1 traffic times that correspond to when police  
2 calls have been made.

3 Q He has been there repeatedly, even  
4 when there is high traffic.

5 CHAIRPERSON ANDERSON: All right. Let  
6 me ask you a question.

7 Going back to Exhibit 19, what is  
8 Exhibit 19?

9 MEMBER ALBERTI: Wait, is he done?

10 CHAIRPERSON ANDERSON: Well, yes, she  
11 was cross-examining him.

12 MEMBER ALBERTI: Oh, okay. Okay.

13 CHAIRPERSON ANDERSON: That was her  
14 cross-examination.

15 MEMBER ALBERTI: I'm sorry, it's  
16 getting late. I'm sorry.

17 CHAIRPERSON ANDERSON: That was her  
18 cross-examination of him.

19 MEMBER ALBERTI: All right.

20 CHAIRPERSON ANDERSON: All right. So  
21 let's go back to Exhibit 19. What is Exhibit 19  
22 and what are these calls of service? What are

1 they, sir, from your -- since you are saying they  
2 were late afternoon.

3 THE WITNESS: Um-hum.

4 CHAIRPERSON ANDERSON: What are they?

5 THE WITNESS: I actually don't know  
6 what the police designations are for --

7 MS. NORMAN: Disorderly conduct it  
8 looks like.

9 THE WITNESS: Some are disorderly  
10 conduct, according to my colleague.

11 CHAIRPERSON ANDERSON: No, it can be--  
12 I'm asking -- remember, I'm cross-examining you,  
13 so --

14 THE WITNESS: Oh.

15 CHAIRPERSON ANDERSON: So this is not  
16 a colleague stuff, so I'm asking you. You  
17 brought -- you are the one who brought it to our  
18 attention to say late afternoon, so I'm asking  
19 you, from your viewpoint, what are all these  
20 calls for service?

21 THE WITNESS: I believe they represent  
22 complaints that have been made by neighbors or

1 some entity who has seen activity taking place  
2 that they clearly did not believe should be  
3 taking place and a call to MPD was made.

4 But with respect to the specific  
5 behaviors, I do not know exactly for each of  
6 these matters what the specific behavior was.

7 CHAIRPERSON ANDERSON: All right.

8 THE WITNESS: I do believe that the  
9 document speaks for itself, however.

10 CHAIRPERSON ANDERSON: I'm reading the  
11 document and there is one, two, three, four.  
12 There are only four, although it has the address,  
13 but there are only four mentioned of Eleven  
14 Market, that's what I'm seeing. I see it all has  
15 the same address, but on that document, only four  
16 specifically states Eleven Market.

17 No, you can't consult with her. So I  
18 guess what I'm trying to find out is that I don't  
19 know whether or not all of these -- I'm asking  
20 you do you know whether or not all of these  
21 incidents were incident-specific to Eleven  
22 Market?

1                   If you don't know, you can say you  
2 don't know.

3                   THE WITNESS: Yeah, well, I do not  
4 know the answer to that question. I will say  
5 that the upstairs of the Eleven Market is a small  
6 tax preparation business, so I'm assuming that  
7 the tax preparation business upstairs is not the  
8 source of the calls.

9                   CHAIRPERSON ANDERSON: Mr. Alberti?

10                  MEMBER ALBERTI: So, Mr. Johnson, I'll  
11 continue down this line of questioning.

12                  First of all, I know that DISO is  
13 disorderly.

14                  THE WITNESS: Yes.

15                  MEMBER ALBERTI: I know that. Do you  
16 have any idea what TFT1 and TFT2 are?

17                  THE WITNESS: I do not know.

18                  MEMBER ALBERTI: Okay. Great. Mr.  
19 Short, please. I am fairly confident that those  
20 signify traffic violations. But you can't -- you  
21 have no knowledge that my assumption isn't  
22 correct, right?

1 THE WITNESS: That could actually  
2 denote the problem with the double parking  
3 patrons who are going into the business, so if  
4 it's a parking issue that corresponds to this  
5 address, that would be my assumption.

6 MEMBER ALBERTI: That it's a traffic  
7 issue?

8 MS. NORMAN: Yes.

9 THE WITNESS: It seems plausible.

10 MEMBER ALBERTI: All right.

11 THE WITNESS: If it, in fact, is.

12 MEMBER ALBERTI: You don't know that  
13 it's specifically for double parking, right?

14 THE WITNESS: No.

15 MEMBER ALBERTI: All right. And you  
16 haven't testified earlier that double parking was  
17 an issue. Neither one, neither you nor your  
18 colleague, commissioner, have testified that  
19 double parking was an issue. Am I correct?

20 THE WITNESS: I guess I did not  
21 specifically testify in that short period of  
22 testifying --

1 MEMBER ALBERTI: All right.

2 THE WITNESS: -- that --

3 MEMBER ALBERTI: Do you know what ITT  
4 open, is probably open container. Would you  
5 assume that that's probably correct? Do you  
6 agree with me there?

7 THE WITNESS: That seems plausible.

8 MEMBER ALBERTI: So and then SEEC, do  
9 you know what that means?

10 THE WITNESS: I do not know.

11 MEMBER ALBERTI: All right. Neither  
12 do I. So the only ones I can be confident, I've  
13 got one, two, three, four, five, six, seven,  
14 eight, I've got -- counting the open container,  
15 I've got nine that seem specific to the things  
16 that you testified to earlier as being concerned.

17 THE WITNESS: Um-hum.

18 MEMBER ALBERTI: That's nine for the  
19 entire year. Am I correct?

20 THE WITNESS: Um-hum.

21 MEMBER ALBERTI: And you believe that  
22 that's a concern? Nine calls for the entire



1 year?

2 MS. NORMAN: That's when people  
3 called.

4 THE WITNESS: Those were just the  
5 times when people called. How one should  
6 characterize nine calls over the course of a  
7 year, I guess, is a matter of debate.

8 MEMBER ALBERTI: Yeah, well, it is.  
9 It is, that's why I'm asking you.

10 THE WITNESS: Right. I think for a  
11 market, I think it is.

12 MEMBER ALBERTI: Okay.

13 THE WITNESS: Absolutely, for a  
14 market.

15 MEMBER ALBERTI: So okay, let's go  
16 back to the off-premise As and Bs in your Single  
17 Member District. How many are there?

18 THE WITNESS: I believe there are  
19 three As.

20 MEMBER ALBERTI: Any Bs?

21 THE WITNESS: I'm not seeing any Bs on  
22 the list.

1                   MEMBER ALBERTI: We have a whole list  
2 here courtesy of our Investigator, so I'm trying  
3 to find it again. Can someone help me out? I  
4 know I saw it in the preliminary report. I can't  
5 find it again.

6                   CHAIRPERSON ANDERSON: If you go on  
7 page 4, it has all the list -- well --

8                   MEMBER ALBERTI: Yeah, I know, and so  
9 page 4.

10                  CHAIRPERSON ANDERSON: Okay.

11                  MEMBER ALBERTI: Okay. Here we go,  
12 page 4 and 5. All right. So yeah, right, I  
13 count one, two, three, four, five, I count five  
14 As and Bs and you say how many, three of those  
15 are in your Single Member District?

16                  THE WITNESS: Yes, I believe so.

17                  MEMBER ALBERTI: Okay. Do any of  
18 those have settlement agreements that restrict  
19 singles?

20                  MS. NORMAN: This is a new one.

21                  CHAIRPERSON ANDERSON: No, you can't  
22 consult. You can't consult, sir.

1                   MEMBER ALBERTI: Please, please, he is  
2                   testifying. He is testifying. And if need be,  
3                   we will put him up on the stand, so he can't  
4                   consult.

5                   THE WITNESS: Sure, sure.

6                   CHAIRPERSON ANDERSON: If you don't  
7                   know, say you don't know.

8                   THE WITNESS: I don't know the answer  
9                   to that.

10                  CHAIRPERSON ANDERSON: All right.

11                  MEMBER ALBERTI: You don't know?

12                  THE WITNESS: I have been an ANC  
13                  Commissioner for just a matter of months, so --  
14                  and I have one of the highest concentrations of  
15                  liquor licenses in the entire city.

16                  MEMBER ALBERTI: I know, but we are  
17                  talking about off-premise.

18                  THE WITNESS: Yes.

19                  MEMBER ALBERTI: Okay.

20                  THE WITNESS: Well, no, I'm talking  
21                  about all liquor licenses, so --

22                  MEMBER ALBERTI: I know.

1                   THE WITNESS:  -- I don't -- I will say  
2                   that I have not reviewed each and every of the  
3                   settlement agreements.  However, when I did  
4                   review this one and saw that it dated from 2006  
5                   and recognized that it was outdated and that the  
6                   operator was not adhering to the spirit of the  
7                   agreement to the detriment of my neighborhood,  
8                   but, yes.

9                   MEMBER ALBERTI:  And how -- okay.  So  
10                  I'm going to come back to that statement, but how  
11                  many of the establishments in your Single Member  
12                  District are Class B?

13                  THE WITNESS:  I don't believe any.  I  
14                  don't see any Bs in the list that --

15                  MEMBER ALBERTI:  This is the only one?

16                  THE WITNESS:  This is -- where is --  
17                  oh, yes, um, that's an A, that's an A and that's  
18                  an A.  I guess you are right, this is the only  
19                  one.

20                  MEMBER ALBERTI:  Okay.  All right.  
21                  Okay.  How are they not adhering to the spirit of  
22                  that, their current settlement agreement?  Eleven

1 Market, I mean.

2 THE WITNESS: The -- well, I think it  
3 has been very clear both in her statement and in  
4 the statement of the Investigator that,  
5 unfortunately, she is relying to a great extent  
6 on the sales of singles to maintain the viability  
7 of her business, which I do believe is not  
8 consistent with what one would expect for a  
9 market.

10 MEMBER ALBERTI: Okay. I have no  
11 further questions. Thank you.

12 CHAIRPERSON ANDERSON: Mr.  
13 Silverstein?

14 MEMBER SILVERSTEIN: Thank you for  
15 your service, Commissioner.

16 A question about the Event Search  
17 Summary. We had a hearing a couple of months ago  
18 in this room that involved a protest and the  
19 protestants brought up an Event Search Summary  
20 that had over 100 events on it and many of them  
21 were disorderly and things of that sort.

22 And what we learned was that this

1 particular establishment was on a corner and  
2 catty-cornered from it was a Metro stop. And  
3 when the police are called, they are called to an  
4 address, the closest address was this  
5 establishment.

6 No one was evading the fare at this  
7 Tortilla restaurant. How do we know that these  
8 calls for service were, in fact, to an address  
9 simply because there was something going on in  
10 the street or because of something that was a  
11 direct nexus to the operations of this  
12 establishment? We need to establish that.

13 THE WITNESS: My response is that this  
14 establishment does somewhat stand out in that it  
15 is the only business that does single sales of  
16 alcohol that are frequently consumed in close  
17 proximity to the business.

18 The adjacent business is a wine bar.  
19 I'm not aware of any problems associated with  
20 that wine bar.

21 Across the street is a bus stop where  
22 there is not a high concentration of people

1 congregating, unlike bus stops on U Street and  
2 14th Street. This bus stop on 11th does not have  
3 that same type of environment.

4 So to your point, I do not believe  
5 that this establishment is the recipient of bad  
6 behavior that is approximate to it. I believe  
7 that this establishment is, in fact, the source.

8 MEMBER SILVERSTEIN: Thank you.

9 THE WITNESS: Of that behavior.

10 MEMBER SILVERSTEIN: No further  
11 questions, Mr. Chairman.

12 MEMBER SHORT: I have a follow-up.

13 CHAIRPERSON ANDERSON: Yes, Mr. Short?

14 MEMBER SHORT: I am very familiar with  
15 this block. In fact, as a kid, I used to live in  
16 the neighborhood there. And so as a fireman, I  
17 heard about it on 9th and R Street, so I got to  
18 know the area quite, quite well.

19 Between 11th and U Street to 11th and  
20 T Street, approximately, how many buildings are  
21 there?

22 THE WITNESS: From 11th and U to 11th

1 and T?

2 MEMBER SHORT: Yes.

3 THE WITNESS: On that block?

4 MEMBER SHORT: Yes, that's the block  
5 that this business is in.

6 THE WITNESS: I'm not sure how many  
7 houses are on that block. However, I will say  
8 this, that it is -- that this is the -- one of  
9 only three commercial properties on the west side  
10 of 11th. The remaining houses, which is probably  
11 as many as 20, between Eleven Market and T Street  
12 are all residential properties in a Residential  
13 Zone.

14 MEMBER SHORT: Thank you. Now, that's  
15 what I was trying to get you to say.

16 THE WITNESS: Got it.

17 MEMBER SHORT: There are 90-some  
18 percent of the properties on 11th Street between  
19 U Street and T Street where this business is  
20 located, the 1900 Block, 90 percent of those are  
21 residential.

22 THE WITNESS: Yes. Thank you for --



1                   MEMBER SHORT: Thank you. I'm just  
2 trying to --

3                   THE WITNESS: -- clarifying that.

4                   MEMBER SHORT: -- say I know the  
5 neighborhood quite well. And one other thing I  
6 really want to get on the record is this, and I  
7 hope that this Board doesn't get into the  
8 practice of a community and a business have a  
9 contract, that's what I consider a SA to be, an  
10 agreement.

11                   And this Board shouldn't be in the  
12 business of saying because someone doesn't want  
13 to do it, what they signed on to do, to change  
14 it. And but I'm only one vote. And that's just  
15 my thought process right now.

16                   But this is a residential street. And  
17 you say that there is a -- now, I know that you  
18 said there is a wine bar.

19                   THE WITNESS: That's correct.

20                   MEMBER SHORT: On the same side of the  
21 street a couple doors up, right?

22                   THE WITNESS: Um-hum.

1                   MEMBER SHORT: And then there was a  
2 retail store on the corner by 11th and U Street.  
3 And then across used to be the floral shop.

4                   THE WITNESS: That's Lee's Floral  
5 Shop.

6                   MEMBER SHORT: And on --

7                   THE WITNESS: It has been there for  
8 40-some years.

9                   MEMBER SHORT: -- U Street.

10                  THE WITNESS: Yes, correct.

11                  MEMBER SHORT: Okay. Other than that,  
12 it's residential?

13                  THE WITNESS: Other than that, you are  
14 exactly right.

15                  MEMBER SHORT: Okay. That's all. I  
16 wanted to get that on the record, Mr. Chair.

17                  CHAIRPERSON ANDERSON: Okay. Thank  
18 you. Any other questions by any other Board  
19 Members?

20                  Ma'am, do you have any questions of  
21 him based on the questions that the Board just  
22 asked?

1 MS. ENKENYELESH: No, I do not.

2 CHAIRPERSON ANDERSON: Do you need to  
3 -- Mr. Johnson, based on the questions the Board  
4 asked you, do you need to provide any  
5 clarification on an issue that based on the Board  
6 just asked you?

7 MR. JOHNSON: I do not.

8 CHAIRPERSON ANDERSON: All right.

9 Thank you. Do you rest?

10 MR. JOHNSON: I don't know that --

11 CHAIRPERSON ANDERSON: Is that it?

12 MR. JOHNSON: Yeah, do we just get a  
13 final statement? Is that --

14 CHAIRPERSON ANDERSON: Yes.

15 MR. JOHNSON: Yes.

16 CHAIRPERSON ANDERSON: So that's it?

17 MR. JOHNSON: Yes. The --

18 CHAIRPERSON ANDERSON: All right. All  
19 right. Ma'am, you have -- you said you have some  
20 statement there you want to read, so this is the  
21 end of the case. So tell the Board what is it  
22 that you want the Board to do?

1 MS. ENKENYELESH: I want the Board to  
2 see my letter.

3 CHAIRPERSON ANDERSON: Well, can you  
4 read the letter? Someone can read the letter?  
5 Well, what --

6 MS. ENKENYELESH: Already I give to  
7 them.

8 CHAIRPERSON ANDERSON: Well, I don't  
9 know what the letter is, ma'am, so I don't know  
10 who you gave it to.

11 MS. ENKENYELESH: For the office last  
12 time you told us --

13 CHAIRPERSON ANDERSON: Well, so what  
14 is it? Tell me what it is. Can --

15 MS. ENKENYELESH: The crowd of the  
16 neighborhood and the problem just --

17 CHAIRPERSON ANDERSON: Well, so why  
18 don't you tell us what is in the letter?

19 MS. ENKENYELESH: Because U Street  
20 area is crowded, the -- my area can also be  
21 crowded.

22 CHAIRPERSON ANDERSON: All right. Let

1 me -- all right. Hold on, hold on, hold on. All  
2 right. Mr. Johnson, there is a -- you got the  
3 PIF from her, right? You got -- yes, you got her  
4 documents. Nobody, no one stated that they  
5 didn't get each other's documents.

6 MR. JOHNSON: Right.

7 CHAIRPERSON ANDERSON: Is that  
8 correct?

9 MR. JOHNSON: Right, that's correct.

10 CHAIRPERSON ANDERSON: And within her  
11 documents, there is a statement that she made.

12 MR. JOHNSON: I have --

13 CHAIRPERSON ANDERSON: Have you seen  
14 it.

15 MR. JOHNSON: -- seen it, yes.

16 CHAIRPERSON ANDERSON: You have seen  
17 it?

18 MR. JOHNSON: Yes.

19 CHAIRPERSON ANDERSON: All right. So  
20 I'm going to move this into evidence, because  
21 this is her statement.

22 MR. JOHNSON: All right.

1                   CHAIRPERSON ANDERSON: And so I will  
2 make sure that I read it.

3                   (Whereupon, the above-  
4 referred to document was  
5 marked as Licensee Exhibit  
6 No. 1 for identification and  
7 was received into evidence.)

8                   CHAIRPERSON ANDERSON: All right. And  
9 I will make sure that before the Board makes a  
10 decision --

11                  MR. JOHNSON: Thank you.

12                  CHAIRPERSON ANDERSON: -- it's on the  
13 petition -- behind petitioner, it's No. 4, under  
14 Tab 4. All right.

15                  Is there anything else you want to say  
16 to the Board, ma'am, before you rest? You can  
17 still -- I'm going to read the letter, but is  
18 there anything else you want to state and what  
19 you want us to do?

20                  MS. ENKENYELESH: I want the Board to  
21 renew my license, because I -- because nobody  
22 stands in the -- in front of my store, but in the

1 public store -- I mean, the public area people  
2 sometimes people hung out. And that's not my  
3 responsibility.

4 CHAIRPERSON ANDERSON: Anything else,  
5 ma'am? That's it?

6 MS. ENKENYELESH: No, sir, unless  
7 there is a question.

8 CHAIRPERSON ANDERSON: Mr. Johnson?

9 MR. JOHNSON: I guess I'll just  
10 reiterate what I said previously, which is that  
11 this is a pretty simple matter of an outdated  
12 settlement agreement. It does not reflect the  
13 types of products that are typically for sale for  
14 immediate consumption.

15 The settlement agreement is limited to  
16 12 ounces, which was the common size in 2006, but  
17 as we have seen larger sizes are now much more  
18 commonly sold in establishments like this. And  
19 the larger sizes actually pose a bigger problem  
20 for the community.

21 It's unfortunate that this market  
22 relies so heavily on single sales for their

1 viability, but it is the situation.

2 CHAIRPERSON ANDERSON: That's it? Is  
3 that it?

4 MR. JOHNSON: That's it.

5 CHAIRPERSON ANDERSON: So what is it  
6 you want us to do?

7 MR. JOHNSON: I would like you to  
8 alter the settlement agreement so as to reflect  
9 the types of single containers that are sold for  
10 immediate consumption, which are now 16 ounces,  
11 20 ounces, 24 ounces, 32 and, of course, 40s,  
12 because any of those sizes are, in fact, single  
13 containers for immediate consumption, which was  
14 the spirit of the original agreement, which was  
15 that she would not be selling single containers  
16 of alcohol for immediate consumption. So --

17 CHAIRPERSON ANDERSON: All right. So  
18 you are asking the Board to prohibit this  
19 establishment from selling any container, no  
20 matter what size it is, any single container  
21 irrespective of the size? That's what you are  
22 asking us to do?



1                   MR. JOHNSON: Yes. I'm not aware of  
2 containers larger than 40 ounces, but I believe  
3 all single containers up to 40 ounces, all of  
4 which are known to be common should be  
5 prohibited, which would be consistent with the  
6 spirit of the original agreement.

7                   CHAIRPERSON ANDERSON: All right. All  
8 right. I want to thank you very much. I think I  
9 always ask these questions and I have a difficult  
10 time explaining to the parties and so I'll say  
11 this.

12                   Do you wish to rest on the record or  
13 do you want to write a legal brief to bring the--  
14 to close this case?

15                   MR. JOHNSON: No.

16                   CHAIRPERSON ANDERSON: No. The  
17 applicant, the protestant said no and I -- the  
18 applicant probably says no, too, so you want us  
19 to make a decision on the hearing, the testimony  
20 that was given today. Is that correct?

21                   MS. ENKENYELESH: What else can I say?

22                   CHAIRPERSON ANDERSON: I'm sorry?

1 MS. ENKENYELESH: What else can I say?

2 CHAIRPERSON ANDERSON: Nothing else.

3 All right. Okay. This matter is then -- the  
4 matter is closed.

5 As Chairperson of the Alcoholic  
6 Beverage Control Board for the District of  
7 Columbia and in accordance with DC Official Code  
8 Section 2-574(b) of the Open Meetings Act, I move  
9 that the ABC Board hold a closed meeting for the  
10 purpose of seeking legal advice from our counsel  
11 on Case No. 17-PRO-00064, Eleven Market, pursuant  
12 to DC Official Code Section 2-574(b)(4) of the  
13 Open Meetings Act and deliberating upon Case No.  
14 17-PRO-00064, Eleven Market, for the reasons  
15 cited in DC Official Code Section 2-574(b)(13) of  
16 the Open Meetings Act. Is there a second?

17 MEMBER SHORT: Second.

18 CHAIRPERSON ANDERSON: Mr. Short has  
19 seconded the motion. I will now take a roll call  
20 vote on the motion before us now that it has been  
21 seconded.

22 Mr. Silverstein?

1 MEMBER SILVERSTEIN: I agree.

2 CHAIRPERSON ANDERSON: Mr. Short?

3 MEMBER SHORT: I agree.

4 CHAIRPERSON ANDERSON: Mr. Alberti?

5 MEMBER ALBERTI: I agree.

6 CHAIRPERSON ANDERSON: Mr. Cato?

7 MEMBER CATO: I agree.

8 CHAIRPERSON ANDERSON: Mr. Anderson?

9 I agree.

10 As it appears that the motion has  
11 passed, I hereby give notice that the ABC Board  
12 will recess these proceedings to hold a closed  
13 meeting in the ABC Board conference room pursuant  
14 to Section 2-574(b) of the Open Meetings Act and  
15 we will issue a decision within 90 days on the  
16 protest.

17 Thank you. Have a good day.

18 MR. JOHNSON: Thank you, Chair.

19 MS. NORMAN: Thank you.

20 (Whereupon, the Protest Hearing was  
21 concluded at 3:30 p.m.)

22

**A**

**a.m** 14:2,3,4  
**ABC** 3:12 11:9,14 98:9  
 99:11,13  
**able** 20:22 50:5 66:11  
**above-** 9:9,19 12:11  
 94:3  
**ABR** 6:9  
**ABRA** 2:12 9:8 13:12  
 26:1 35:22 36:13 42:4  
**Absolutely** 81:13  
**accumulation** 23:18  
**acknowledging** 72:19  
**Act** 98:8,13,16 99:14  
**active** 20:13  
**activity** 74:8 77:1  
**add** 54:19  
**addition** 50:12,13  
**additional** 71:15  
**address** 77:12,15 79:5  
 86:4,4,8  
**adhering** 84:6,21  
**adjacent** 86:18  
**advantage** 61:17  
**advertisement** 35:8  
 44:11  
**advertises** 70:2  
**advice** 98:10  
**affirm** 7:9  
**afternoon** 6:20,22 7:4  
 24:16,18 30:20 73:6  
 74:3 76:2,18  
**afternoons** 20:12  
**age** 37:5  
**Agency** 3:7 9:8,11,21  
 12:13  
**ago** 7:15,15 19:5 25:3  
 85:17  
**agree** 80:6 99:1,3,5,7,9  
**agreed** 56:18 59:18  
**agreement** 47:18 48:13  
 49:11 50:21 56:8,17  
 57:19 59:4,6 61:19  
 62:4,15,18 64:19  
 66:12 84:7,22 89:10  
 95:12,15 96:8,14 97:6  
**agreements** 82:18 84:3  
**ahead** 10:19 16:10  
 17:16 24:14 69:9  
 72:14 73:21  
**Alberti** 1:19 14:11,12  
 14:15,18,22 16:10,11  
 16:15,20,22 17:3,7,11  
 17:15,17,18 18:7,9  
 32:3 38:2,3,8,14,16  
 39:15 57:5,13 73:13  
 73:16,19 75:9,12,15  
 75:19 78:9,10,15,18

79:6,10,12,15 80:1,3  
 80:8,11,18,21 81:8,12  
 81:15,20 82:1,8,11,17  
 83:1,11,16,19,22 84:9  
 84:15,20 85:10 99:4,5  
**Albo** 1:6  
**alcohol** 28:18 36:5,5  
 64:11,12 65:21 66:14  
 69:20 86:16 96:16  
**alcoholic** 1:2,13,14  
 58:8,12 98:5  
**allotted** 51:2  
**allow** 63:7 66:5,6  
**allowed** 65:20  
**allowing** 66:17  
**alter** 96:8  
**Amharic** 5:12,14,15  
 33:17,19 34:4,20  
**amount** 19:21 51:2  
**ANC** 1:7 6:10 13:8  
 19:17,18 38:4 44:7  
 83:12  
**ANC-** 6:7 48:20  
**ANC-1B** 3:8 6:10 9:18  
 48:19 49:1 59:4  
**ANC-1B01** 2:14  
**ANC-1B02** 2:13  
**Anderson** 1:15,18 5:3  
 5:14,17 6:3,12,16,22  
 7:3,8,12 8:20 9:13,16  
 10:1,4,8,11,15,18,21  
 12:16,19 13:3,15 14:5  
 14:8,21 15:7,11,19,22  
 16:5,9 17:13,16 18:11  
 18:18 19:1,10 24:5  
 29:5,10,19,21 30:2,9  
 30:14,17,21 31:1,7,10  
 31:15,19 32:1,5,14,16  
 33:8,12 34:2,7,16  
 35:10,14,18 36:3,8,14  
 37:7,9,19,22 38:11  
 39:2,6,9,15,20 40:1  
 40:10,13,22 41:12,20  
 42:6,14,17 43:1,4,12  
 43:16,19 44:6,14 45:2  
 45:6,13,19 46:2,6,16  
 46:21 47:3,11,20 48:2  
 48:8 51:14,17,20 52:6  
 52:13,20 53:6,12,18  
 53:20 54:6,13,18,22  
 55:5,22 56:5,11,14  
 57:2,9 58:20 60:5  
 63:21 64:2,4,10,17,20  
 65:2,6,8,11,14,18  
 66:1,3,19 67:4,13,16  
 67:20 68:6,15,20 69:4  
 69:9 70:9,12,18 71:4  
 71:7,11,18 72:1,9,14

73:7,11,18,20 74:10  
 74:14 75:5,10,13,17  
 75:20 76:4,11,15 77:7  
 77:10 78:9 82:6,10,21  
 83:6,10 85:12 87:13  
 90:17 91:2,8,11,14,16  
 91:18 92:3,8,13,17,22  
 93:7,10,13,16,19 94:1  
 94:8,12 95:4,8 96:2,5  
 96:17 97:7,16,22 98:2  
 98:18 99:2,4,6,8,8  
**Anita** 2:14 3:4,10 6:9  
 47:6  
**announcement** 3:8 9:7  
**answer** 33:20 35:1 58:3  
 61:2,3 62:13 69:13  
 71:10 78:4 83:8  
**answered** 62:9  
**answers** 30:4 34:8,9  
 48:3  
**anybody** 23:1,5  
**apologize** 19:16  
**apparently** 56:18 59:15  
**appears** 99:10  
**applicant** 33:1 58:11,13  
 59:16 97:17,18  
**Application** 1:9  
**apply** 61:12  
**approach** 5:7  
**approximate** 87:6  
**approximately** 20:3  
 24:21 87:20  
**area** 21:8 23:6,7 36:21  
 41:5 42:9,12 46:1  
 52:18 55:21 60:10  
 61:15 62:21 63:11  
 66:21 67:10,12,14,16  
 68:16 87:18 92:20,20  
 95:1  
**areas** 26:10,19  
**asked** 15:12 29:8,21  
 30:3,6,12 37:11 38:15  
 38:16 39:16 52:8 54:7  
 54:20 69:2,7 70:14,20  
 90:22 91:4,6  
**asking** 29:17 34:5 36:6  
 37:12 51:17 52:6,21  
 55:5,6 66:16 71:1  
 76:12,16,18 77:19  
 81:9 96:18,22  
**assisting** 15:16 16:1  
**associated** 86:19  
**assume** 8:6 80:5  
**assumed** 32:11 40:7  
 47:8 72:6  
**assuming** 28:11 78:6  
**assumption** 78:21 79:5  
**assured** 8:7,11

**attention** 74:1,9 76:18  
**audible** 69:13 71:10  
**authorization** 36:13  
**available** 70:4  
**aware** 33:3 48:15 86:19  
 97:1

**B**

**B** 1:7 61:6 64:12 84:12  
**B-E-R-E-K-E-T** 6:2  
**back** 5:4 6:18 26:13  
 32:17 75:7,21 81:16  
 84:10  
**bad** 87:5  
**ban** 26:5  
**bar** 86:18,20 89:18  
**barriers** 27:15  
**based** 29:7,19 30:2,5  
 30:11 38:14,15 39:20  
 51:22 52:8 62:4 69:1  
 69:6 70:14 74:15  
 90:21 91:3,5  
**basically** 13:6 29:18  
 37:13 64:13  
**basis** 17:9 22:2  
**be--** 76:11  
**beer** 20:20,21 21:11  
 22:10 35:8 37:2 48:15  
 48:16 52:17 58:22  
 63:8 69:19 70:8  
**beers** 18:6 26:11,12,13  
 48:20 49:1  
**behavior** 66:16 77:6  
 87:6,9  
**behaviors** 77:5  
**believe** 7:15 70:6 71:2  
 76:21 77:2,8 80:21  
 81:18 82:16 84:13  
 85:7 87:4,6 97:2  
**believes** 17:20 38:4  
**Bereket** 3:3 6:2 32:9  
**best** 36:20 45:1  
**better** 61:2  
**Beverage** 1:2,13,14  
 98:6  
**beverages** 58:8,12,14  
**bicycle** 22:22  
**bicycles** 22:20  
**bigger** 95:19  
**bit** 31:17 37:13  
**block** 87:15 88:3,4,7,20  
**blunts** 58:17  
**Board** 1:2,13 3:2 6:21  
 7:16 14:9 18:12,14  
 19:11 24:6,10 29:6  
 30:20 38:1 45:3,5,9  
 45:17 46:9 68:21 69:2  
 69:7 70:14 73:8 89:7

89:11 90:18,21 91:3,5  
 91:21,22 92:1 94:9,16  
 94:20 96:18 98:6,9  
 99:11,13  
**Board's** 7:17,21 8:5  
**BOBBY** 1:20  
**bottles** 48:15,16 58:19  
 58:22 63:8  
**brief** 97:13  
**briefly** 71:22  
**bring** 74:1 97:13  
**brought** 74:9 76:17,17  
 85:19  
**Bs** 64:12 81:16,20,21  
 82:14 84:14  
**bucket** 63:6  
**building** 1:14 41:16  
**buildings** 87:20  
**bus** 86:21 87:1,2  
**business** 22:2 34:14  
 36:12 43:9,11 45:1  
 50:5,6 62:20 73:2  
 78:6,7 79:3 85:7  
 86:15,17,18 88:5,19  
 89:8,12  
**businesses** 63:3  
**busy** 25:12  
**buy** 20:20 41:10,16  
 60:14

### C

**C-O-N-T-E-N-T-S** 3:1  
**call** 31:2,5,10 42:9,10  
 46:18,21 65:3 77:3  
 98:19  
**called** 7:16 32:10 40:6  
 47:7 49:18 72:5 81:3  
 81:5 86:3,3  
**calling** 5:4 31:8  
**calls** 3:22 12:9 59:12  
 72:20 73:5 74:2 75:2  
 75:22 76:20 78:8  
 80:22 81:6 86:8  
**candy** 28:11  
**cans** 48:14,16 58:19,22  
**Carlson** 49:17 54:9  
**case** 1:8 5:5 7:19,20  
 59:16 91:21 97:14  
 98:11,13  
**Cato** 1:20 99:6,7  
**catty-cornered** 86:2  
**cause** 62:15  
**caused** 62:17  
**centers** 3:14 11:12  
**certain** 26:5,18  
**chair** 6:10,14 29:2 57:1  
 60:4 90:16 99:18  
**Chairman** 87:11

**Chairperson** 1:15,18  
 5:3,14,17 6:3,12,16  
 6:22 7:3,8,12 8:20  
 9:13,16 10:1,4,8,11  
 10:15,18,21 12:16,19  
 13:3,15 14:5,8,21  
 15:7,11,19,22 16:5,9  
 17:13,16 18:11,18  
 19:1,10 24:5 29:5,10  
 29:19,21 30:2,9,14,17  
 30:21 31:1,7,10,15,19  
 32:1,5,14,16 33:8,12  
 34:2,7,16 35:10,14,18  
 36:3,8,14 37:7,9,19  
 37:22 38:11 39:2,6,9  
 39:15,20 40:1,10,13  
 40:22 41:12,20 42:6  
 42:14,17 43:1,4,12,16  
 43:19 44:6,14 45:2,6  
 45:13,19 46:2,6,16,21  
 47:3,11,20 48:2,8  
 51:14,17,20 52:6,13  
 52:20 53:6,12,18,20  
 54:6,13,18,22 55:5,22  
 56:5,11,14 57:2,9  
 58:20 60:5 63:21 64:2  
 64:4,10,17,20 65:2,6  
 65:8,11,14,18 66:1,3  
 66:19 67:4,13,16,20  
 68:6,15,20 69:4,9  
 70:9,12,18 71:4,7,11  
 71:18 72:1,9,14 73:7  
 73:11,18,20 74:10,14  
 75:5,10,13,17,20 76:4  
 76:11,15 77:7,10 78:9  
 82:6,10,21 83:6,10  
 85:12 87:13 90:17  
 91:2,8,11,14,16,18  
 92:3,8,13,17,22 93:7  
 93:10,13,16,19 94:1,8  
 94:12 95:4,8 96:2,5  
 96:17 97:7,16,22 98:2  
 98:5,18 99:2,4,6,8  
**chance** 39:4 41:2 49:19  
 56:14  
**change** 59:22 89:13  
**changed** 63:5  
**characterize** 81:6  
**checking** 37:5  
**choices** 73:1  
**chose** 21:2  
**cigarettes** 28:8  
**cigars** 58:17  
**cited** 98:15  
**city** 83:15  
**clarification** 91:5  
**clarifying** 39:19 69:5  
 89:3

**Class** 84:12  
**clean** 36:21 52:19 66:21  
**cleanliness** 36:21  
**clear** 17:18 85:3  
**clearly** 77:2  
**cliental** 26:10  
**close** 29:14 68:12 86:16  
 97:14  
**closed** 98:4,9 99:12  
**closer** 67:18  
**closest** 86:4  
**closing** 4:16,17 46:7  
**clutter** 23:17  
**Code** 98:7,12,15  
**colleague** 46:20 76:10  
 76:16 79:18  
**Columbia** 1:1 98:7  
**come** 5:9 6:18 22:7  
 25:15 26:12,13 28:12  
 32:17 41:5 50:6 62:21  
 74:19,22 84:10  
**comes** 40:17 43:10  
**commercial** 88:9  
**commissioner** 6:7,11  
 10:17 11:1,2 14:20  
 16:16,17,19 17:1  
 19:18 47:1,17 52:4  
 60:8 61:1,2,15 62:5  
 63:22 67:9 69:1,6  
 79:18 83:13 85:15  
**committee** 55:14,20  
 56:4 67:9  
**common** 49:2 95:16  
 97:4  
**commonly** 48:18 95:18  
**communities** 26:6  
**community** 89:8 95:20  
**competition** 60:21  
 61:18  
**competitive** 61:17  
**complained** 38:5 40:20  
 55:19  
**complaining** 55:4,8,11  
**complaint** 41:7,10,18  
 45:22  
**complaints** 62:3,20  
 76:22  
**concentration** 86:22  
**concentrations** 83:14  
**concern** 80:22  
**concerned** 38:4 80:16  
**concerns** 8:1 17:9,21  
 50:1 62:4  
**concluded** 99:21  
**condense** 26:18  
**conduct** 76:7,10  
**conference** 99:13  
**confident** 78:19 80:12

**congregate** 66:18  
**congregated** 68:4  
**congregating** 63:9 87:1  
**consider** 89:9  
**consistent** 85:8 97:5  
**consult** 77:17 82:22,22  
 83:4  
**consume** 58:14  
**consumed** 86:16  
**consumption** 58:8  
 95:14 96:10,13,16  
**contacted** 16:16  
**contained** 49:10  
**container** 49:5 80:4,14  
 96:19,20  
**containers** 58:15 59:9  
 65:21 66:14 96:9,13  
 96:15 97:2,3  
**continuation** 7:13 13:6  
**continue** 8:3 78:11  
**contract** 89:9  
**contributing** 50:4  
**Control** 1:2,13,14 98:6  
**convenience** 64:13  
 65:15  
**conversation** 44:10  
**conversations** 44:7  
 54:15  
**conversing** 38:20  
**convey** 69:16  
**coolers** 28:17  
**copy** 8:9 11:4,6,8,11  
 56:8,22  
**corner** 86:1 90:2  
**Corp** 1:6  
**correct** 8:15 19:8 37:17  
 65:16 73:16 78:22  
 79:19 80:5,19 89:19  
 90:10 93:8,9 97:20  
**correspond** 75:1  
**corresponds** 79:4  
**Council** 26:5  
**counsel** 8:11 98:10  
**Counsel's** 8:7  
**count** 82:13,13  
**counting** 80:14  
**couple** 23:13 27:11  
 51:3 68:11 71:16  
 85:17 89:21  
**course** 81:6 96:11  
**courtesy** 82:2  
**covering** 51:1  
**cross** 3:2 39:5,6,9,12  
**cross-examination**  
 19:13 38:17 42:20  
 52:2 74:17 75:14,18  
**cross-examine** 24:6  
 72:11

**cross-examining** 75:11  
76:12  
**crowd** 92:15  
**crowded** 46:4 92:20,21  
**cups** 59:9  
**curb** 23:14 66:15  
**curbside** 25:20 27:13  
50:18  
**current** 62:14 84:22  
**customer** 50:9  
**customers** 50:10 70:4

**D**

**D-E-S-T-A** 5:21  
**D.C** 1:15  
**date** 13:19 57:3  
**dated** 84:4  
**day** 20:21 54:21 57:19  
99:17  
**days** 99:15  
**dayshift** 14:1 21:7  
**DC** 3:11,12 11:5 98:7,12  
98:15  
**debate** 81:7  
**decision** 94:10 97:19  
99:15  
**decrease** 50:4  
**defer** 61:15  
**deliberating** 98:13  
**denote** 79:2  
**depend** 33:4  
**depending** 32:19 62:2  
**depends** 20:7  
**deriving** 70:7  
**design** 21:17  
**designated** 6:14  
**designations** 76:6  
**Desta** 2:11 3:4 5:21  
14:16 16:13 17:20  
18:13 21:20 27:4  
34:12 35:6 38:3,20  
40:5 42:22 43:7 49:9  
50:2,19  
**details** 17:9  
**detriment** 84:7  
**different** 13:18  
**differently** 37:13  
**difficult** 97:9  
**direct** 3:2 34:11 40:12  
47:15 72:17 86:11  
**directly** 23:7,11 50:15  
**DISO** 78:12  
**disorderly** 76:7,9 78:13  
85:21  
**disruptive** 59:11,12  
63:3  
**District** 1:1 6:7 64:5,8  
64:12,22 66:6,9 69:22

70:20,22 81:17 82:15  
84:12 98:6  
**divide** 58:15  
**document** 9:10,20  
57:16 73:8 77:9,11,15  
94:4  
**documents** 7:22 8:2,4,5  
8:9,11,12,14,22 12:12  
93:4,5,11  
**Dog** 58:17  
**doing** 8:18 15:20 21:1  
37:12 44:22 62:22  
**Donovan** 1:15,18  
**door** 50:16 54:10 67:8  
**doors** 89:21  
**double** 20:15 79:2,13  
79:16,19  
**drink** 59:8  
**drinking** 50:11 62:22  
**drinks** 37:2,2 63:1  
**driving** 70:7  
**drug** 28:6  
**duly** 32:11 40:7 47:8  
72:6

**E**

**E-N-K-E-N-Y-E-L-E-S-H**  
5:22  
**Earl** 2:12 3:3 7:1  
**earlier** 79:16 80:16  
**early** 21:7 74:3,6  
**eight** 80:14  
**either** 60:20  
**Eleven** 1:6 3:9,13,15,16  
3:17,18,19,20,21 5:5  
10:10,14 11:10,13,15  
11:19,21 12:1,4,6,8  
13:9 20:2 54:12 59:3  
61:17 69:15 77:13,16  
77:21 78:5 84:22  
88:11 98:11,14  
**email** 3:10,10,11 10:17  
11:1,2 17:1,4 19:17  
19:20  
**emailed** 14:19  
**engage** 36:11  
**English** 5:15,15 27:19  
31:16 43:20 48:5  
**Enkenyelesh** 2:11 3:4  
4:12 5:21,22 18:16,20  
19:9 30:7 31:6,9  
35:13,16,22 36:10  
40:5,9,15 41:4,14  
42:3,7,16 44:9,19  
45:4,10,12,14,17,22  
46:4,15 52:3,11,16  
53:4,11,16 54:1 55:3  
56:2 69:3 74:18 91:1

92:1,6,11,15,19 94:20  
95:6 97:21 98:1  
**entire** 80:19,22 83:15  
**entity** 77:1  
**environment** 87:3  
**especially** 20:14 73:3  
**establish** 86:12  
**establishment** 13:7,10  
13:16 14:1 20:4,16  
23:2,8,12,19 25:19  
27:5 49:8 50:3,11,16  
50:18 51:11 55:14  
59:13 62:2,6 63:11  
65:15 66:7,13 67:14  
67:18 68:2,8 69:12,14  
86:1,5,12,14 87:5,7  
96:19  
**establishments** 3:13,15  
11:9,15 61:5 64:5,6,7  
64:9,11,21 66:4,5,8  
70:17,20,21 84:11  
95:18  
**evading** 86:6  
**evening** 51:11,12 74:3  
74:5,22  
**evenings** 21:13  
**event** 73:4,9 85:16,19  
**events** 85:20  
**everybody** 7:6  
**evidence** 8:1,5 22:1  
73:3 93:20 94:7  
**exactly** 22:13 30:1 33:5  
33:9 61:7 77:5 90:14  
**EXAMINATION** 34:11  
40:12 47:15 69:10  
72:17  
**examined** 32:12 40:8  
47:9 72:7  
**excuse** 25:2  
**excused** 30:22 39:22  
71:6  
**exhibit** 9:7,11,14,17,21  
10:5,7,7,9,12,16,22  
11:2,4,6,8,11,14,17  
11:20,22 12:3,5,7,9  
12:13 72:19 73:10,13  
75:7,8,21,21 94:5  
**exhibits** 3:6 4:9 9:3,5  
**exist** 44:4  
**expect** 85:8  
**explain** 18:21  
**explaining** 17:9 97:10  
**explanation** 3:12 11:7  
**extent** 43:7 72:18 85:5  
**extremely** 26:10

**F**

**fact** 73:5 74:2 79:11

86:8 87:7,15 96:12  
**facts** 35:17  
**fairly** 78:19  
**faithfully** 5:11 32:20  
**familiar** 57:6,11,14,15  
68:7 87:14  
**far** 15:5,9 21:4 40:16  
**fare** 86:6  
**FB** 70:1  
**feet** 3:13 11:10 68:13  
68:14  
**field** 61:22  
**final** 7:17 91:13  
**find** 9:2 13:12 45:21  
65:4 71:19 77:18 82:3  
82:5  
**fine** 28:6 53:15 70:1  
**fireman** 87:16  
**first** 7:17 9:6 13:18  
19:15 24:7 32:11  
33:15 35:2 40:7 47:8  
72:6 78:12  
**five** 25:3 80:13 82:13,13  
**floral** 90:3,4  
**follow-up** 87:12  
**follows** 32:12 40:8 47:9  
72:7  
**food** 69:18  
**forgive** 58:21  
**four** 77:11,12,13,15  
80:13 82:13  
**frame** 20:6 21:4  
**frequently** 86:16  
**Friday** 13:20  
**front** 3:9 8:10 10:10  
23:8,12,18,21 37:1  
50:11,15,16,17 52:18  
63:10 67:14,17 68:2  
94:22  
**frustrated** 53:7  
**further** 24:2 38:9 39:1  
44:5 51:13 63:20  
85:11 87:10

**G**

**Gallagher** 69:22  
**gaps** 62:17  
**gathered** 18:2  
**general** 8:7,11 61:21  
63:11  
**getting** 75:16  
**GIS** 3:12,14 11:8,11  
**give** 10:1 45:14,18,18  
46:12 47:21 49:19  
53:2 56:12 65:3 70:22  
71:13 92:6 99:11  
**given** 8:9,12 97:20  
**gives** 61:17

**giving** 41:15,15  
**go** 9:2 10:18 16:9 17:16  
 21:14 24:14 26:11  
 27:6 46:7 47:13 55:16  
 69:9 72:14,15 73:21  
 75:21 81:15 82:6,11  
**going** 7:5 8:3,13 10:7  
 15:2,13 19:17 23:16  
 24:13 32:22 33:10  
 36:15 45:1 46:12  
 55:17 62:9 72:11 73:8  
 73:9 75:7 79:3 84:10  
 86:9 93:20 94:17  
**good** 6:20,22 7:4 24:16  
 24:18 29:1,16 30:19  
 44:20 99:17  
**Graham** 70:1  
**great** 78:18 85:5  
**grocery** 22:21 28:10  
**guess** 24:11 25:22  
 26:20 48:13 50:5  
 71:19 77:18 79:20  
 81:7 84:18 95:9

**H**

**half** 20:11 74:3  
**hand** 5:10 31:12 32:7  
 40:2 47:4 72:2  
**hang** 59:9  
**hanging** 50:10 51:5,10  
 55:15 63:2  
**hangs** 37:1  
**happen** 20:19 32:22  
**happened** 23:5  
**happening** 55:20  
**hard** 41:16  
**hear** 18:18 29:11 43:12  
**heard** 55:13 87:17  
**hearing** 1:7,14 5:5 7:14  
 7:16 85:17 97:19  
 99:20  
**heavily** 22:3 95:22  
**help** 15:3 40:18 41:6  
 82:3  
**high** 50:2,8 51:5 54:11  
 68:15,17 74:22 75:4  
 86:22  
**highest** 83:14  
**hold** 14:21,22 34:16,17  
 45:7 47:20,20 53:6,13  
 53:13 54:7 71:16 73:7  
 73:11 93:1,1,1 98:9  
 99:12  
**hole** 63:6  
**home** 20:15  
**hope** 89:7  
**hopefully** 62:12  
**hot** 20:8

**hour** 22:8 25:16  
**hours** 20:12  
**house** 41:11,16 54:5  
**houses** 88:7,10  
**housing** 68:11  
**hung** 95:2

**I**

**idea** 78:16  
**ideas** 63:13  
**identification** 9:12,22  
 12:15 94:6  
**IDENTIFIED** 3:6 4:9  
**identify** 5:8,19 6:18 9:4  
**imagine** 70:2  
**immediate** 95:14 96:10  
 96:13,16  
**incident-specific** 77:21  
**incidents** 77:21  
**income** 43:10  
**incorporate** 62:3  
**incorrect** 8:15  
**indicate** 26:4  
**individual** 22:9  
**individuals** 22:19,20  
**Info** 3:12,14  
**information** 11:9 49:10  
**informed** 21:20  
**infrequent** 25:7  
**initial** 12:22 22:18 25:2  
 25:14 27:4  
**inside** 25:17 37:4  
**inspections** 27:22  
**Inspector** 19:15 74:5  
**instances** 23:17  
**interior** 3:19,20,21 12:3  
 12:6,8  
**interpretation** 32:21  
**INTERPRETER** 5:13,16  
 15:5,9,18,21 16:3,8  
 29:9,12,15,17,20 30:1  
 31:14 33:7,11 34:6,10  
 36:19 43:14,17,20  
 44:17 45:11,15 49:19  
 49:22 51:16,19 52:10  
 52:15 53:19 54:20  
 56:16  
**intervening** 26:5  
**interview** 22:19 25:14  
 27:2,4  
**interviewing** 22:5  
**intoxicated** 59:10  
**intoxication** 26:15  
**investigation** 24:22  
 25:2  
**Investigator** 2:12 7:1,1  
 7:7,11 8:19 9:6,15,17  
 10:3,6,9,12,16,20,22

12:18,21 13:2,5,17  
 14:7,10,12,14,17  
 16:14,18,21 17:2,5,10  
 18:1,8 24:17,18 25:1  
 25:13 26:1,2,7 27:1,3  
 27:9,16,20 28:2,5,15  
 28:20 29:4 30:16,19  
 59:8 66:20 67:1 72:22  
 82:2 85:4  
**involved** 85:18  
**irrespective** 96:21  
**issue** 18:3 27:7 38:21  
 79:4,7,17,19 91:5  
 99:15  
**issues** 13:8,13 18:4,4  
 23:9 26:16,19  
**items** 22:21,22 28:10  
 44:3  
**ITT** 80:3

**J**

**James** 1:22 9:18  
**Jerry** 2:13 3:5,11 6:6  
 72:4  
**job** 48:10  
**Johnson** 2:13 3:5,11  
 6:6,6,20 11:3 14:20  
 16:17,19 17:1 19:12  
 19:14 24:2 30:13  
 37:20,21 38:13,18  
 39:1 42:18,19,21 43:3  
 43:6,21 44:5,18 46:19  
 47:1,16 48:1,7,11  
 51:7,13 69:8,11 70:15  
 71:2,14,21 72:4,8,13  
 78:10 91:3,7,10,12,15  
 91:17 93:2,6,9,12,15  
 93:18,22 94:11 95:8,9  
 96:4,7 97:1,15 99:18  
**Jones** 2:12 3:3 6:17 7:1  
 7:2,7,11 8:18,19 9:6  
 9:15,17 10:3,6,9,12  
 10:16,20,22 12:18,21  
 13:2,5,17 14:7,14,17  
 16:14,18,21 17:2,5,10  
 18:1,8 19:15 24:18  
 25:1,13 26:2,7 27:1,3  
 27:9,16,20 28:2,5,15  
 28:20 29:4 30:15,16  
 30:19  
**JR** 1:20  
**juices** 28:18

**K**

**keep** 45:1 52:18  
**kept** 50:8  
**kid** 87:15  
**kids** 28:12

**kind** 26:14,17 58:18  
 60:20 66:17 69:19  
**know** 5:11 8:21,22  
 17:19 20:8 21:8 22:11  
 25:16 27:16 28:7 41:4  
 42:13 48:5 49:4,4  
 54:14 58:2,3,13 61:8  
 61:16 62:2,7 64:7  
 67:21,22 68:3 76:5  
 77:5,19,20 78:1,2,4  
 78:12,15,17 79:12  
 80:3,9,10 82:4,8 83:7  
 83:7,8,11,16,22 86:7  
 87:18 89:4,17 91:10  
 92:9,9  
**knowledge** 25:22 26:6  
 78:21  
**known** 97:4  
**knows** 36:2 55:1,7  
 58:13

**L**

**lady** 52:8  
**language** 27:14 63:13  
**large** 21:4  
**larger** 49:3 95:17,19  
 97:2  
**late** 73:6 74:5,21 75:16  
 76:2,18  
**law** 18:22 34:15 40:17  
**leading** 11:15,18 12:1  
**leads** 26:15  
**learn** 49:14  
**learned** 49:16 85:22  
**lease** 3:9 10:13  
**Lee's** 90:4  
**leeway** 70:22  
**left** 22:22  
**legal** 97:13 98:10  
**lends** 26:14  
**lenient** 60:21  
**let's** 9:1 75:21 81:15  
**letter** 3:8 9:18 45:5,6,8  
 45:18,20 46:8,13 92:2  
 92:4,4,9,18 94:17  
**level** 61:22  
**libraries** 3:15 11:12  
**license** 1:8,10 5:6 13:9  
 31:4 42:1,5 44:11,12  
 44:22 94:21  
**licensed** 61:5  
**licensee** 2:11 4:11,16  
 8:8 32:10 40:6 59:3  
 94:5  
**Licensees** 69:21  
**licenses** 60:11,12 61:6  
 61:6 83:15,21  
**limitations** 60:19

**limited** 95:15  
**line** 78:11  
**lines** 50:2  
**liquor** 41:22 70:3 83:15  
 83:21  
**Liquors** 69:22 70:1  
**list** 81:22 82:1,7 84:14  
**litter** 23:10,20 26:15  
 50:17 59:13 66:18  
 67:19 68:4  
**littering** 63:1  
**little** 31:17 37:13 49:11  
**live** 87:15  
**located** 68:9 88:20  
**location** 56:19  
**loiter** 66:17  
**loitered** 21:9  
**loitering** 22:16 23:2,5  
 50:12,14 55:15 63:10  
 66:21,22,22 67:5,11  
**loiters** 37:1  
**long** 34:13  
**longer** 18:5  
**look** 58:4,5 73:4  
**looked** 47:17  
**looking** 8:9  
**looks** 57:18 76:8  
**looser** 61:18  
**lot** 26:9,11 28:10  
**louder** 48:22

---

**M**


---

**ma'am** 31:2,8 33:13,15  
 34:17 35:5 36:9 37:9  
 40:14 51:15 52:20  
 53:3 54:19 55:11 71:5  
 74:15 90:20 91:19  
 92:9 94:16 95:5  
**Mad** 58:17  
**main** 18:4  
**maintain** 85:6  
**majority** 74:1  
**making** 48:9  
**Map** 3:11,12 11:4,5,6  
**March** 57:20  
**marked** 9:11,21 12:13  
 94:5  
**market** 1:6 3:9,13,15,16  
 3:17,18,19,20,21 5:5  
 10:10,14 11:10,13,15  
 11:19,21 12:1,4,6,8  
 13:9 20:3 54:12 59:3  
 69:15,16 70:4,6 77:14  
 77:16,22 78:5 81:11  
 81:14 85:1,9 88:11  
 95:21 98:11,14  
**matter** 1:5 6:14 13:1  
 81:7 83:13 95:11

96:20 98:3,4  
**matters** 77:6  
**mean** 21:14 37:10  
 46:12 67:14 85:1 95:1  
**meaning** 28:7 60:13  
**means** 80:9  
**meeting** 1:3 98:9 99:13  
**Meetings** 98:8,13,16  
 99:14  
**Member** 1:19,20,21,22  
 6:7 14:12,15,18 16:11  
 16:15,20,22 17:3,7,11  
 17:15,18 18:7,9 24:16  
 24:20 25:10,21 26:3  
 26:20 27:2,8,14,18,21  
 28:3,14,19 29:1,13,16  
 31:21 32:3 38:3,8  
 39:4,8,14,18 56:7,13  
 56:17,22 57:4,5,7,12  
 57:13,15,18,22 58:4,7  
 58:11,21 59:2,15,18  
 59:21 60:3,7,13,16,18  
 61:4,11,16 62:8,12  
 63:4,12,15,19 64:5,8  
 64:22 66:5,8 69:22  
 70:21 73:13,16,19  
 75:9,12,15,19 78:10  
 78:15,18 79:6,10,12  
 79:15 80:1,3,8,11,18  
 80:21 81:8,12,15,17  
 81:20 82:1,8,11,15,17  
 83:1,11,16,19,22 84:9  
 84:11,15,20 85:10,14  
 87:8,10,12,14 88:2,4  
 88:14,17 89:1,4,20  
 90:1,6,9,11,15 98:17  
 99:1,3,5,7  
**members** 14:9 18:12  
 29:6 45:3 46:9 56:4  
 67:9 68:22 90:19  
**mentioned** 27:10 50:14  
 77:13  
**merely** 72:19  
**met** 1:14  
**methodically** 21:3  
**Metro** 86:2  
**microphone** 29:14  
**midday** 21:12  
**MIKE** 1:21  
**minimal** 22:6 25:7  
**minors** 51:4  
**minute** 10:2 14:22,22  
 73:12  
**minutes** 20:7  
**missing** 67:6  
**Mister** 6:13  
**model** 22:2  
**Monday** 13:22

**monitor** 13:16  
**monitored** 13:10,18,21  
 14:1 20:22 25:19  
 27:12  
**monitoring** 13:7 23:4  
 27:5  
**months** 83:13 85:17  
**morning** 74:6,7,20,21  
**mornings** 21:8  
**motion** 98:19,20 99:10  
**move** 12:20 51:22  
 66:16 93:20 98:8  
**moved** 7:22 8:5  
**MPD** 3:22 12:10 77:3

---

**N**


---

**N.W** 1:14 3:15,16,19  
 11:16,18 12:2 59:4  
**name** 6:5,13 31:12  
 33:21 49:17 69:12,14  
 69:16  
**near** 3:15,16,17  
**necessarily** 27:6 59:11  
**necessary** 59:5  
**need** 9:2 29:10 31:13  
 31:17,20 33:9 34:4,18  
 34:20 41:2 56:12 83:2  
 86:12 91:2,4  
**needed** 33:3  
**needs** 15:2 31:21 48:3  
**neighbor** 49:12,15,16  
 54:2,2 55:10  
**neighborhood** 20:14  
 35:7 36:22 44:21  
 60:10 61:20,21 68:7,8  
 84:7 87:16 89:5 92:16  
**neighbors** 40:17 41:8  
 76:22  
**neither** 79:17,17 80:11  
**never** 8:6 17:8 21:11  
 23:1 41:18 70:20  
**new** 82:20  
**nexus** 86:11  
**NICK** 1:19  
**night** 13:20 21:13 22:5  
**nine** 80:15,18,22 81:6  
**non-responsiveness**  
 19:16  
**normal** 45:1  
**normally** 26:10  
**Norman** 2:14 3:4,10,10  
 6:9,9,15 10:17 11:1  
 16:16 47:2,6,10,17  
 52:4 60:8 63:21 76:7  
 79:8 81:2 82:20 99:19  
**north** 49:12  
**not--** 49:3  
**noted** 50:15 55:20

**notice** 22:16 23:9,17  
 44:12,12 99:11  
**noticed** 20:10 23:12  
**nuisance** 59:14 63:10  
**number** 62:3  
**numbers** 65:3  
**NW** 1:7

---

**O**


---

**O-F** 3:1  
**observe** 51:9  
**occasions** 13:11 23:13  
 25:4 67:2  
**occurred** 20:11  
**occurring** 74:9  
**of--** 63:14  
**off-premise** 60:10,11  
 60:12 61:6 81:16  
 83:17  
**office** 8:7 19:16 92:11  
**Official** 98:7,12,15  
**oh** 12:19 13:17 15:21  
 31:12 45:13 49:21  
 75:12 76:14 84:17  
**okay** 9:13 10:4,8,9,11  
 10:15,20 12:16 16:11  
 17:7,11 18:7 23:20  
 25:10,21 26:20 27:8  
 27:21 28:19 29:1,15  
 33:18 34:3,6,20 35:19  
 36:15,19 38:3 39:14  
 43:3 46:2,6 53:3  
 56:13,17 57:12 58:4  
 59:15 60:3 62:8,11  
 70:15 73:18 75:12,12  
 78:18 81:12,15 82:10  
 82:11,17 83:19 84:9  
 84:20,21 85:10 90:11  
 90:15,17 98:3  
**once** 34:7,22  
**ones** 70:16 80:12  
**open** 20:22 21:5,10  
 80:4,4,14 98:8,13,16  
 99:14  
**opened** 58:1 59:19  
**opening** 56:19  
**operating** 34:14 44:22  
**operation** 36:12  
**operations** 86:11  
**operator** 84:6  
**opinion** 59:6  
**opportunity** 19:2,6 24:6  
 24:9 31:3 37:15 39:16  
 46:13 47:22 53:9  
 72:10  
**original** 96:14 97:6  
**other's** 93:5  
**ounce** 36:1 48:14,16



58:19,22 61:13 63:16  
**ounces** 36:5 58:20,21  
 63:18 95:16 96:10,11  
 96:11 97:2,3  
**outdated** 84:5 95:11  
**outlier** 60:20  
**outside** 10:13 21:9 23:2  
 35:8 37:3 68:4  
**overflowing** 68:3  
**owner** 50:7 67:8  
**owners** 62:21  
**owns** 49:17 54:9

---

**P**


---

**P-R-O-C-E-E-D-I-N-G-S**  
 5:1  
**p.m** 5:2 13:19,20,21,22  
 13:22 14:2,3,3 99:21  
**page** 58:5 82:7,9,12  
**papers** 28:8 58:18  
**paraphernalia** 28:7  
**parking** 20:15 79:2,4,13  
 79:16,19  
**part** 7:15 9:5  
**particular** 86:1  
**parties** 5:7 8:12,14  
 97:10  
**party** 56:9  
**passed** 19:21 99:11  
**patch** 63:6  
**patrons** 66:16 79:3  
**Paul** 49:17 53:17,19,21  
 53:21,22 54:8,9,14  
 55:18  
**paying** 48:9  
**pedestrians** 20:8  
**people** 20:14 21:9 22:7  
 23:6 25:15,18 41:10  
 41:14,17 42:8 50:5,10  
 55:15,19 59:8 62:21  
 63:9 81:2,5 86:22  
 95:1,2  
**perceive** 62:17  
**percent** 88:18,20  
**period** 79:21  
**periods** 13:16  
**person** 52:4 55:7 58:12  
**person--** 14:20  
**persons** 58:15  
**petition** 94:13  
**petitioner** 94:13  
**photo** 11:14,17,20,22  
 12:3,5  
**Pic** 3:9,9,19,20,21  
**pick** 21:7  
**picked** 21:6  
**picture** 10:10,13 12:7  
**PIF** 93:3

**place** 66:15 74:2 77:1,3  
**plan** 46:18  
**plausible** 79:9 80:7  
**playing** 61:22  
**please** 5:7,9,9,20 6:4,5  
 6:19 8:15 10:2,21  
 40:3 43:5 46:22 47:2  
 48:22 72:16 73:12  
 78:19 83:1,1  
**point** 48:17 70:19 73:22  
 87:4  
**police** 42:10,10 59:12  
 72:20 75:1 76:6 86:3  
**policy** 61:21  
**poor** 73:1  
**popped** 28:21  
**pops** 27:7  
**portion** 7:20 8:4  
**pose** 95:19  
**posters** 51:1  
**practice** 89:8  
**preliminary** 82:4  
**preparation** 78:6,7  
**PRESENT** 1:17 2:9  
**presentation** 7:19  
**presiding** 1:15  
**pressuring** 54:4  
**pretty** 25:22 27:18  
 95:11  
**prevent** 63:8 66:13  
**Preventing** 63:14  
**previous** 21:19  
**previously** 95:10  
**primary** 17:21  
**probably** 20:6 49:3  
 68:17 80:4,5 88:10  
 97:18  
**problem** 40:19 79:2  
 92:16 95:19  
**problems** 62:16,17,19  
 86:19  
**proceedings** 5:12  
 32:20 99:12  
**process** 89:15  
**products** 70:3 95:13  
**prohibit** 58:16 96:18  
**prohibited** 97:5  
**prompted** 55:16  
**properties** 88:9,12,18  
**property** 3:17,17,18  
 11:18,20,22 13:14  
 23:21 54:16  
**protect** 36:21  
**protest** 1:7 3:8,8 5:4  
 7:14,16 9:7,18 13:7  
 13:13 14:10,18 16:13  
 17:22 19:3 73:14,15  
 85:18 99:16,20

**protestant** 4:17 8:8  
 46:17 47:7 72:5 97:17  
**protestants** 17:8 85:19  
**protested** 44:13  
**provide** 12:21 71:9 91:4  
**provided** 13:4  
**proximity** 86:17  
**public** 26:14 42:9,12  
 58:8,14,16 59:10,14  
 95:1,1  
**purchase** 21:10  
**purchased** 22:9,21  
**purpose** 98:10  
**pursuant** 98:11 99:13  
**put** 29:13 59:5 66:15  
 83:3

---

**Q**


---

**qualified** 13:14  
**question** 12:20 24:14  
 24:15 29:18,18 33:17  
 33:19,19 34:19,22  
 35:2,3,4 36:4,9 37:12  
 38:14,15 39:16 43:5  
 47:13,21 48:3,15  
 51:16,21 52:7,7,10,14  
 52:21,22 53:9 54:7  
 55:1,6,8,9 71:1 75:6  
 78:4 85:16 95:7  
**questioning** 78:11  
**questions** 8:17 14:9  
 15:12 17:14 18:12,14  
 19:4,8,11 24:3,8,9,10  
 29:6,7,8,22 30:3,4,5  
 30:10,11 33:13,14  
 34:3,4,8 37:20,21  
 38:1,1,10,10,13 39:1  
 39:11,12 42:18 44:5  
 45:3 46:9 51:13,15,22  
 53:5,14 54:19 56:1,6  
 63:20 68:21 69:1,2,5  
 69:6 70:13,13,14 71:3  
 74:15 85:11 87:11  
 90:18,20,21 91:3 97:9  
**quite** 87:18,18 89:5

---

**R**


---

**R** 87:17  
**raise** 5:10 31:11 32:6  
 40:2,2 47:3 72:1  
**read** 45:9 57:17 91:20  
 92:4,4 94:2,17  
**reading** 77:10  
**reads** 58:7  
**real** 13:14  
**realize** 20:18  
**really** 22:10 26:17 89:6  
**rear** 28:17

**reason** 19:1 20:16 25:6  
 26:4  
**reasonably** 58:13  
**reasons** 72:22 98:14  
**rec** 3:14 11:12  
**recall** 17:5  
**receive** 19:20  
**received** 3:6 4:9 41:18  
 94:7  
**recess** 99:12  
**recipient** 87:5  
**recital** 48:13  
**recitation** 48:12  
**recognized** 84:5  
**record** 5:4,8,19 6:18  
 8:16 17:19 26:4 89:6  
 90:16 97:12  
**RECROSS** 3:2  
**REDIRECT** 3:2 69:10  
**Reeves** 1:14  
**referred** 9:10,20 12:12  
 16:16,18 52:5 94:4  
**referring** 44:17  
**reflect** 95:12 96:8  
**reflective** 72:21  
**regarding** 3:12,14 8:1  
 11:9,12 13:1,8,12  
 14:9 18:14 44:8 54:15  
**regulatory** 27:22  
**reiterate** 95:10  
**related** 70:17  
**reliance** 21:21  
**relies** 95:22  
**rely** 22:2 43:7  
**relying** 85:5  
**remaining** 88:10  
**remember** 41:7,21  
 47:13 48:4 55:6 56:11  
 72:9 74:4 76:12  
**remove** 35:7 41:3  
**removed** 35:9 52:17  
**renew** 1:9 31:4 41:22  
 94:21  
**renewal** 13:8 44:12,12  
**renewed** 42:5  
**renewent** 59:16  
**repeatedly** 75:3  
**replied** 44:21  
**report** 9:1,2,3,3,5 12:22  
 12:22 13:4,6 14:13,15  
 16:12,15 17:20 18:15  
 25:8 67:7 73:14,15  
 82:4  
**reported** 67:8  
**represent** 76:21  
**residential** 3:16 11:17  
 68:10 88:12,12,21  
 89:16 90:12

**residents** 41:5,19 62:4  
62:20  
**respect** 38:20 48:12  
71:15 77:4  
**respond** 17:3  
**response** 3:10 11:1  
17:6 86:13  
**responsibility** 95:3  
**rest** 91:9 94:16 97:12  
**restaurant** 68:12 86:7  
**restaurants** 60:16  
**restrict** 82:18  
**result** 73:1  
**retail** 90:2  
**Retailer** 1:7  
**returning** 20:14  
**review** 84:4  
**reviewed** 84:2  
**right** 5:3,10,17 6:16,17  
6:17,17 7:3,12,13  
8:17,18 9:16 12:17  
14:5,6 18:13,21 19:2  
19:10 20:10 22:14  
28:16 30:9,14,21 31:1  
31:12 32:1,7,14,16,18  
33:8,12 35:10,11,11  
35:11 36:3,4,14,15  
37:19 38:9,9,11,12  
39:2,21 40:2 42:11,14  
43:10,19 45:2,7 46:8  
46:10,16,17 47:4,11  
47:12,21 48:1,10  
50:17,17 53:2,3,8  
54:6,13,18 56:5 60:4  
68:20,21,22,22 70:10  
70:12 71:4,7,18 72:2  
73:20 75:5,19,20 77:7  
78:22 79:10,13,15  
80:1,11 81:10 82:12  
82:12 83:10 84:18,20  
89:15,21 90:14 91:8  
91:18,19 92:22 93:1,2  
93:3,6,9,19,22 94:8  
94:14 96:17 97:7,8  
98:3  
**rights** 66:7  
**rode** 22:20  
**roll** 98:19  
**rolling** 28:7 58:18  
**room** 1:14 85:18 99:13  
**rules** 42:4

---

**S**

---

**SA** 89:9  
**sale** 17:22 18:5 22:10  
38:5 43:8 48:14,20  
49:1 58:7,18 63:8,14  
66:14 95:13

**sales** 20:13,19 21:21  
22:3 25:22 26:6,18  
38:21 43:22 44:8  
48:16 58:16 60:19  
61:9 65:19 70:7,8  
85:6 86:15 95:22  
**Saturday** 13:21  
**saw** 21:11 44:10,11  
82:4 84:4  
**saying** 15:12 19:7  
44:14,21 64:20 74:19  
76:1 89:12  
**says** 14:19 63:15 97:18  
**school** 28:12  
**schools** 3:14 11:12  
**Search** 73:10 85:16,19  
**seat** 5:18 7:4 40:11  
47:12  
**second** 20:11 25:4  
98:16,17  
**seconded** 98:19,21  
**Section** 98:8,12,15  
99:14  
**see** 8:10 14:16 15:13  
16:6,12 23:1,5,6,11  
23:22 24:13 25:11  
28:21 50:5,9,10,13,20  
50:22 55:16 59:2  
67:10,11 73:5 77:14  
84:14 92:2  
**SEEC** 80:8  
**seeing** 16:6 50:12  
77:14 81:21  
**seeking** 98:10  
**seen** 38:19 67:5,5 77:1  
93:13,15,16 95:17  
**sell** 18:5 36:1,4,7 37:4  
44:2,20 54:5 58:12  
64:6 65:19,20 69:18  
**selling** 51:4 54:15  
66:13 96:15,19  
**sells** 64:11,12  
**sent** 16:22 19:22  
**separate** 13:11 25:4  
**separates** 54:11  
**Serv** 69:22  
**service** 3:22 12:10 60:8  
75:22 76:20 85:15  
86:8  
**settlement** 49:10 59:6  
61:19 62:15,18 64:19  
66:12 82:18 84:3,22  
95:12,15 96:8  
**seven** 80:13  
**share** 59:9,9  
**sharing** 63:1,9  
**sheet** 5:20 6:4  
**shop** 50:6 90:3,5

**short** 1:22 24:13,14,16  
24:20 25:8,10,21 26:3  
26:20 27:2,8,14,18,21  
28:3,14,19 29:1,8,21  
30:3,6,11 31:21 56:6  
56:7,13,17,22 57:4,7  
57:12,15,18,22 58:4,7  
58:11,21 59:2,15,18  
59:21 60:3 78:19  
79:21 87:12,13,14  
88:2,4,14,17 89:1,4  
89:20 90:1,6,9,11,15  
98:17,18 99:2,3  
**side** 11:19 28:16,16  
88:9 89:20  
**sidewalk** 23:3,7 67:18  
**sign** 3:9 10:13 52:17  
57:10  
**sign-in** 5:20,20 6:4,5  
**signed** 56:9,18 89:13  
**significant** 19:21  
**signify** 78:20  
**signs** 51:3,4  
**Silverstein** 1:21 29:13  
29:16 39:4,8,14,18  
60:6,7,13,16,18 61:4  
61:11,16 62:8,12 63:4  
63:12,15,19 85:13,14  
87:8,10 98:22 99:1  
**similar** 60:19 64:11,16  
64:21 65:14  
**simple** 95:11  
**simply** 63:15 86:9  
**single** 6:7 18:5 20:13  
20:19 22:9 25:22 26:6  
26:11,12,13 28:8 36:5  
38:21 44:2,8 48:14,20  
49:1 58:17,18 60:19  
61:9 63:8 64:5,8,22  
65:19,20 66:5,8,13  
69:21 70:7,21 81:16  
82:15 84:11 86:15  
95:22 96:9,12,15,20  
97:3  
**singles** 17:22 21:21  
22:3 38:5 43:8,11,22  
44:2,20 48:18 82:19  
85:6  
**sir** 5:10,16 6:13 7:7,11  
8:19 9:15 10:2,3  
12:18 13:2,18 14:6,7  
14:14,17 15:1,8,20  
16:7,8,14,21 17:2,6  
17:10 18:2,8,19 19:9  
19:11,19 20:1 21:18  
21:22,22 24:1,19 26:2  
27:17,20 28:2 29:4,9  
30:7,16,18 31:11,16

32:13,15,17,19 33:7  
34:2,10 36:4 37:8,17  
38:12,22 40:22 41:1,1  
42:16 69:3,5 72:2  
76:1 82:22 95:6  
**sit** 31:11 32:17  
**sits** 68:13  
**situation** 62:14 72:21  
96:1  
**six** 13:11 25:5 26:21  
80:13  
**size** 49:4 95:16 96:20  
96:21  
**sizes** 48:18 49:2,2,3,5  
95:17,19 96:12  
**slow** 19:17 43:11,11,14  
43:17 47:13  
**slowly** 72:15  
**small** 51:4,6 78:5  
**SMD** 65:16  
**sodas** 28:18  
**sold** 48:19,20 49:1  
95:18 96:9  
**somewhat** 62:9 72:21  
86:14  
**sorry** 6:12 15:7 17:15  
29:9 31:12 38:13  
49:21 64:12 75:15,16  
97:22  
**sort** 85:21  
**source** 78:8 87:7  
**space** 51:2 58:9,14,16  
**span** 21:4 25:8  
**speak** 8:16 13:14 24:4  
24:12 27:6 29:11  
31:15 48:22 62:6  
67:10  
**speaking** 34:20  
**speaks** 77:9  
**specific** 18:14 29:7  
30:4,10 62:16,16,19  
63:13 77:4,6 80:15  
**specifically** 35:20  
58:16 68:1 77:16  
79:13,21  
**spend** 20:4  
**spirit** 84:6,21 96:14  
97:6  
**Spirits** 70:1  
**spoke** 10:6 16:13 17:8  
27:4,15 43:20 49:11  
**spoken** 49:9  
**stand** 32:12 40:8 42:8  
42:11,12 47:9 72:7  
83:3 86:14  
**standing** 23:7  
**stands** 94:22  
**start** 16:11 19:12 33:21

**started** 7:14  
**state** 36:16,17 40:15  
 41:21 94:18  
**stated** 16:2,4 18:20  
 19:6 74:16 93:4  
**statement** 4:12,16,17  
 84:10 85:3,4 91:13,20  
 93:11,21  
**states** 48:14 77:16  
**stating** 33:5,5  
**step** 71:5  
**stop** 86:2,21 87:2  
**stopped** 66:11  
**stops** 87:1  
**store** 20:21 21:5 25:12  
 25:17 26:22 27:11  
 28:16 37:2,3,3,4  
 38:20 40:18 41:5,19  
 42:8 44:3 50:20,22  
 55:11 58:1 68:11 70:2  
 70:3 90:2 94:22 95:1  
**stores** 21:8,10,10 26:9  
 60:9,10,11 61:19  
 64:14 65:15  
**street** 1:7,14 3:15,16,17  
 3:18,19 11:16,18,21  
 12:1,2 23:16 59:3  
 68:13,14,18,19 86:10  
 86:21 87:1,2,17,19,20  
 88:11,18,19,19 89:16  
 89:21 90:2,9 92:19  
**stricter** 60:20 61:12  
**stuff** 76:16  
**succinct** 62:13  
**sufficient** 73:3  
**Suite** 1:15  
**summaries** 73:4  
**summarizing** 33:6  
**Summary** 73:10 85:17  
 85:19  
**sundries** 69:19  
**supplemental** 12:22  
 13:4,5 21:14 25:5  
**support** 41:6  
**supports** 22:1  
**supposed** 70:13  
**sure** 6:4 9:6 15:14 16:6  
 33:9 36:22 48:9 56:21  
 60:22 61:9 68:5 71:22  
 83:5,5 88:6 94:2,9  
**surmise** 26:9  
**swear** 7:5,5,8 72:8  
**sworn** 32:11 40:7 47:8  
 72:6

**T**

**T** 3:16,19 11:18 12:1  
 23:16 87:20 88:1,11

88:19  
**T-A-B-L-E** 3:1  
**T-U-M-E-B-O** 6:1  
**t/a** 1:6  
**Tab** 94:14  
**table** 41:3  
**take** 32:21 60:14 74:2  
 98:19  
**talk** 26:21 41:2 46:13  
**talked** 14:16 16:12  
 49:12 50:7,19 55:13  
**talking** 83:17,20  
**tax** 78:6,7  
**tell** 7:9 15:2 20:5 22:10  
 31:3 36:16,17 37:13  
 40:18 53:16 61:20  
 66:4,21 68:7 91:21  
 92:14,18  
**telling** 33:21 34:22  
 41:22  
**test** 33:14  
**testified** 7:18 8:21 19:3  
 21:20 32:12 40:8 47:9  
 53:8 59:8 66:20 67:1  
 72:7 79:16,18 80:16  
**testify** 34:18 35:16,19  
 36:10 37:6,14 71:20  
 71:22 79:21  
**testifying** 37:10 79:22  
 83:2,2  
**testimony** 19:4 21:19  
 30:18 38:12 52:1,8  
 53:9,14 71:8,12,15  
 72:19 97:19  
**TFT1** 78:16  
**TFT2** 78:16  
**than--** 27:9  
**thank** 12:17 14:6,12  
 16:9 17:12 18:7,9  
 29:1,2 30:10,15,15,16  
 30:17 34:2 38:12 39:3  
 39:18 56:16 60:7  
 63:19 71:5 73:19  
 85:11,14 87:8 88:14  
 88:22 89:1 90:17 91:9  
 94:11 97:8 99:17,18  
 99:19  
**the--** 97:13  
**thing** 21:2 28:13 42:13  
 43:13 69:19 72:12  
 89:5  
**things** 28:9,9 33:16  
 46:5 50:21 66:15  
 71:16 80:15 85:21  
**think** 7:14,20 8:20  
 33:16 41:9 49:7,18  
 50:4 61:1 63:17 71:21  
 72:18,20,22 73:2

81:10,11 85:2 97:8  
**third** 12:7  
**thorough** 26:1  
**thought** 20:20 89:15  
**three** 22:6 25:15,16  
 27:11 77:11 80:13  
 81:19 82:13,14 88:9  
**thrives** 22:11  
**Thursday** 13:19 14:3  
**time** 13:15 19:21 20:3,4  
 20:5,6,7 21:4 23:1  
 25:4 27:12 34:13  
 41:16 51:10 55:17  
 57:22 92:12 97:10  
**times** 13:11,18 20:17  
 20:21,22 21:3,7 23:4  
 25:5,17,19 26:12  
 27:11,12 73:1,4 74:4  
 74:8 75:1 81:5  
**today** 16:2 97:20  
**told** 14:20 22:12 35:7  
 35:22 42:10 44:19  
 52:5 92:12  
**Tortilla** 86:7  
**town** 23:16  
**traffic** 20:8,9 22:6 25:11  
 68:16,18 75:1,4 78:20  
 79:6  
**translate** 5:11 31:13  
 32:20 33:19,20 34:5,8  
 34:21 35:1 47:22 48:4  
 49:20 56:15  
**translated** 35:3 72:15  
**translating** 15:1,4,6,10  
 15:16,18 16:1,3 32:22  
 33:1  
**translation** 15:13,20  
**translator** 31:18,20,21  
 33:3 34:19,21 35:1  
 47:14 48:6,9  
**trash** 23:9,11,13,18  
 26:15 50:14 67:6,11  
 67:21 68:1,2  
**tree** 50:2  
**trees** 50:8 54:11  
**tried** 21:3 66:10,12  
**truth** 7:9,10  
**try** 52:18 66:15  
**trying** 7:22 45:21 57:8  
 65:3 71:19 77:18 82:2  
 88:15 89:2  
**Tuesday** 14:2  
**Tumebo** 3:3 6:1,1 24:4  
 31:17,20 32:9,13,15  
 34:1,1,1  
**turn** 28:3  
**Turner** 9:18  
**two** 7:14,15 19:5 22:20

25:18 27:19 65:5,7,8  
 65:9,10,12,13,19 74:5  
 74:6 77:11 80:13  
 82:13  
**type** 28:6,12 62:2 87:3  
**types** 28:8 95:13 96:9  
**typically** 95:13

**U**

**U** 3:15 11:15 68:12,14  
 68:18,18 69:22 87:1  
 87:19,22 88:19 90:2,9  
 92:19  
**um** 68:17 71:14 84:17  
**Um-hum** 21:16 23:15  
 30:19 45:10 54:3 58:6  
 59:1,17 67:3 76:3  
 80:17,20 89:22  
**uncommon** 48:17  
**understand** 18:2 41:13  
 44:1 48:4  
**understanding** 8:13  
 15:15 41:17  
**unfortunate** 95:21  
**unfortunately** 85:5  
**unsuccessful** 66:14  
**upstairs** 78:5,7  
**urban** 26:10

**V**

**values** 13:14  
**vast** 74:1  
**vehicular** 20:9  
**Vena** 49:17  
**VenaTech** 49:18 50:3,8  
 54:10,11  
**viability** 43:8 85:6 96:1  
**vicinity** 11:13  
**viewpoint** 76:19  
**violation** 28:22  
**violations** 13:12 78:20  
**visible** 51:5  
**visit** 20:16 40:18  
**visited** 49:8 51:10  
**visiting** 73:2  
**visits** 20:2,11 22:17  
 24:21 25:6,11 26:21  
 74:7  
**volume** 49:5  
**voluntary** 47:18 50:21  
 56:8 57:19  
**vote** 89:14 98:20

**W**

**W** 1:15,18  
**Wait** 75:9  
**waiting** 21:10  
**walked** 50:20

**want** 15:14 16:6 18:5  
 19:4 24:10 26:17  
 30:17 31:5 33:15  
 34:18 35:4 36:9 40:14  
 40:15 41:10,21 42:5  
 44:15 46:12 50:9,10  
 51:15 53:7,16,20  
 54:19 59:22 63:5,6  
 69:5 70:18 71:9,13,20  
 89:6,12 91:20,22 92:1  
 94:15,18,19,20 96:6  
 97:8,13,18  
**wanted** 20:20 90:16  
**wants** 35:20 36:16 45:8  
**Washington** 1:15  
**wasn't** 21:17 68:2  
**way** 53:7  
**We're** 5:4  
**Wednesday** 1:11  
**week** 19:5 25:9  
**weeks** 7:14,15 19:5  
**went** 21:12,12,13 27:18  
**weren't** 66:11  
**west** 88:9  
**window** 51:2  
**wine** 86:18,20 89:18  
**wish** 31:2 46:17 97:12  
**witness** 3:2 7:17,17,21  
 18:14 19:11 22:1 24:7  
 24:8,9 29:7,22 30:3,5  
 30:11,22 31:2,8 32:10  
 32:11 33:2,3,5,15  
 34:17 36:7,20 37:8,18  
 38:2,7,14 39:22 40:6  
 40:7 42:18 46:19 47:7  
 47:8 49:21 50:1 52:21  
 52:22 54:9,17 55:12  
 56:10,20 57:17,21  
 58:2,6,10 59:1,7,17  
 59:20 60:2,12,15,17  
 60:22 61:8,14 62:1,11  
 62:19 63:7,14,17 64:1  
 64:3,9,15,18 65:1,5,7  
 65:9,13,17,22 66:2,10  
 67:3,7,15,17,22 68:10  
 68:17 70:11 71:6 72:5  
 72:6,18 73:9,15,17,22  
 74:12 76:3,5,9,14,21  
 77:8 78:3,14,17 79:1  
 79:9,11,14,20 80:2,7  
 80:10,17,20 81:4,10  
 81:13,18,21 82:16  
 83:5,8,12,18,20 84:1  
 84:13,16 85:2 86:13  
 87:9,22 88:3,6,16,22  
 89:3,19,22 90:4,7,10  
 90:13  
**witnesses** 8:10 31:5

46:18 71:8,12,15  
**word** 15:17,17  
**work** 20:15 21:1  
**worked** 49:17  
**working** 21:6  
**works** 53:8  
**write** 97:13  
**written** 4:12 45:4  
**wrote** 45:8  


---

**X**  


---

**Y**  
**yeah** 10:21 21:13 28:14  
 29:12 41:15 45:14,18  
 51:19 52:15 57:4  
 64:10 78:3 81:8 82:8  
 82:12 91:12  
**year** 80:19 81:1,7  
**years** 90:8  


---

**Z**  
**Zone** 88:13  
**Zoning** 3:11,12 11:4,5,6  


---

**0**  


---

**1**  
**1** 3:8 4:12 6:10 9:12,14  
 64:1 94:6  
**1:44** 5:2  
**10** 3:12 11:8 20:6  
**10:00** 13:20  
**100** 68:13,14 85:20  
**11** 3:14 11:11  
**11:25** 13:21  
**11:40** 13:21  
**11:45** 14:2  
**11th** 1:7 59:3 87:2,19  
 87:19,22,22 88:10,18  
 90:2  
**12** 3:3,9,9,10,10,11,11  
 3:12,13,15,15,16,17  
 3:18,19,19,20,21,22  
 11:14 48:14,16 58:20  
 58:21,22 61:13 63:16  
 95:16  
**12:15** 14:2  
**1200** 3:13 11:10  
**13** 3:16 11:17  
**14** 3:17 11:20  
**14/24** 3:3  
**14th** 1:14 87:2  
**15** 3:18 11:22  
**150** 68:14  
**16** 1:12 3:19 12:3 36:1,5  
 63:17 72:20 96:10  
**16s** 49:6

**17** 3:20 12:5  
**17-PRO-00064** 1:8 5:5  
 98:11,14  
**18** 3:21 12:7  
**19** 3:3,22 12:9,14 72:20  
 73:10,13 75:7,8,21,21  
**1900** 88:20  
**1936** 1:7 59:3  
**1B** 1:7 48:21  
**1B01** 6:11 61:1,8 64:2,3  
**1B02** 6:8 61:3,10 63:22  


---

**2**  
**2** 3:8 9:17,22 10:7 58:5  
**2-574(b)** 98:8 99:14  
**2-574(b)(13)** 98:15  
**2-574(b)(4)** 98:12  
**2:20** 14:2  
**2:30** 14:3  
**20** 88:11 96:11  
**20/20** 58:17  
**2000** 1:14  
**20009** 1:15  
**2006** 47:18 57:4,20 84:4  
 95:16  
**2018** 1:12 59:21  
**20s** 49:6  
**24** 96:11  
**24s** 49:6  


---

**3**  
**3** 3:9 10:7,9 12:14  
**3:00** 20:12,19 21:15  
**3:30** 99:21  
**30** 20:6  
**30th** 57:19  
**32** 96:11  
**34** 3:3  
**38** 3:3,3  


---

**4**  
**4** 3:9 10:12 82:7,9,12  
 94:13,14  
**4:00** 73:6,6  
**40** 3:4 20:6 97:2,3  
**40-some** 90:8  
**400S** 1:15  
**40s** 96:11  
**42** 3:4  
**45** 3:4  
**47** 3:4  


---

**5**  
**5** 3:10 10:16 82:12  
**5/10/18** 14:3  
**5/3/18** 13:19  
**5/4/18** 13:20  
**5/5/18** 13:22

**5/8/18** 14:2  
**5:00** 73:6  
**52** 3:4  
**56** 3:4  


---

**6**  
**6** 3:10 10:22  
**6:00** 20:12,19 21:15  
**60236** 1:8 5:6  
**69** 3:4  


---

**7**  
**7** 3:11 11:2  
**72** 3:5  
**74** 3:5,5  


---

**8**  
**8** 3:11 11:4  
**8:30** 13:22  
**8:50** 13:22  


---

**9**  
**9** 3:8,8,12 11:6  
**9:00** 74:6  
**9:20** 14:3  
**9:45** 13:19 14:4  
**90** 88:20 99:15  
**90-some** 88:17  
**92** 4:16  
**94** 4:12,12  
**95** 4:17  
**9th** 87:17

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Albo Corp.

Before: DC ABRA

Date: 05-16-2018

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**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701