### DISTRICT OF COLUMBIA

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# ALCOHOLIC BEVERAGE CONTROL BOARD

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IN THE MATTER OF:

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Date of Event: November: 8-10, 2019: Event: Emporiyum Food: Marketplace and Festival:

Applicant: Charles M. : Temporary License

Brian, Stuart S. Hudson, : Application

and Nathan W. Shaw :
Neighborhood: 1309 5th :
Street NE :
Size of the Event:7,000 :
Attendees, 5000 :
Attendees, 100 Attendees :

Wednesday

October 30, 2019

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 RAFI ALIYA CROCKETT, Member BOBBY CATO, JR., Member JAMES SHORT, Member

2:03 p.m.

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

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please?

CHAIRPERSON ANDERSON: Our next matter
then is a temporary license application, date of
the event, November 8th through 10th, 2019. It's
The Emporiyum Food Marketplace and Festival.
Will all parties here for this matter please step
forward and identify yourself for the record,

And for the record, I apologize. This was scheduled for 1:30. So I apologize that I'm calling this at 2:00 o'clock.

There is supposed to be one, two,
three -- we have four applications. There are
five applications. So there should be at least
five people here. So we can start off with -have everyone identify themselves and let me know
what group you're with, please.

MR. HUDSON: I'd be glad to start.

Thanks very much. My name is Stuart Hudson. I'm the co-owner of Emporiyum Companies, LLC, the applicant for the primary license.

CHAIRPERSON ANDERSON: Mr. Hudson --

MR. HUDSON: Yes.

CHAIRPERSON ANDERSON: -- good

1	afternoon.			
2	MR. HUDSON: Good afternoon.			
3	CHAIRPERSON ANDERSON: Who else do we			
4	have?			
5	MR. BALL: I'm Stephen Ball. I'm an			
6	independent contractor handling all the			
7	permitting for The Emporiyum.			
8	CHAIRPERSON ANDERSON: Good afternoon,			
9	Mr. Ball.			
10	MR. BALL: Thank you, sir.			
11	CHAIRPERSON ANDERSON: Who else do we			
12	have?			
13	MR. AMODEO: Francesco Amodeo from			
14	Think Italian, LLC.			
15	CHAIRPERSON ANDERSON: Francesco			
16	what's your last name, sir?			
17	MR. AMODEO: Amodeo, A-M-O-D-E-O.			
18	CHAIRPERSON ANDERSON: A-M-O-D-E-O?			
19	And who do you represent?			
20	MR. AMODEO: Think Italian, LLC. It's			
21	under Don Ciccio.			
22	CHAIRPERSON ANDERSON: Thank you.			
23	Good afternoon. Who else do we have?			
24	MS. MOSBACHER: I'm Sarah Mosbacher.			
25	I'm here with Republic Restoratives Distillery.			

1	CHAIRPERSON ANDERSON: How do you			
2	spell your last name, please, ma'am?			
3	MS. MOSBACHER: M-O-S-B-A-C-H-E-R.			
4	CHAIRPERSON ANDERSON: And there's			
5	also a sign-in sheet down here to sign in too.			
6	And who else do we have?			
7	MR. SHAW: Nathan Shaw from Stateside			
8	Vodka.			
9	CHAIRPERSON ANDERSON: Good afternoon,			
10	Mr. Shaw.			
11	MR. SHAW: Good afternoon.			
12	MR. BRAIN: Charles Brain applying as			
13	an individual on behalf of Lubanzi Wines.			
14	CHAIRPERSON ANDERSON: Good afternoon,			
15	Mr. Brain.			
16	MR. BRASHEARS: Investigator Brashears			
17	with ABRA.			
18	CHAIRPERSON ANDERSON: Good afternoon,			
19	Mr. Brashears. All right. Maybe I'll start off			
20	with Mr. Hudson since this is titled Emporiyum			
21	Food Marketplace Festival. So can you explain to			
22	me what this is, the concept? And yeah, please			
23	give a brief explanation of what it is that			
24	you're planning to do			
25	MR. HUDSON: Yup, absolutely.			

CHAIRPERSON ANDERSON: -- and who you 1 2 are and whether or not you have done this before, 3 please. 4 MR. HUDSON: Yes, so Emporiyum 5 Companies, LLC has been running The Emporiyum now 6 for two years. The event has a five-year history 7 here in D.C. The event, in its essence, is a 8 food marketplace and festival that exists for 9 Friday, Saturday, and Sunday annually about this 10 time each year. 11 We bring in food and drink vendors 12 from around the DMV and the country, both 13 alcoholic, nonalcoholic drinks, as well as food 14 ranging across the spectrum. Food vendors make 15 up approximately 70 to 75 percent of the vendors 16 that'll be there, approximately 90 vendors in 17 And then a smaller subset are drinks and then a smaller subset from that are alcoholic 18 19 vendors. 20 CHAIRPERSON ANDERSON: Now you're 21 saying that this is the not the first time this 22 has occurred? MR. HUDSON: Right. I was here just 23 24 about this time last year.

CHAIRPERSON ANDERSON:

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Oh, so you did

1	this last year?	
2	MR. HUDSON: Correct, yes.	
3	CHAIRPERSON ANDERSON: And you applied	
4	for	
5	MR. BALL: We had this exact hearing	
6	last year, sir.	
7	CHAIRPERSON ANDERSON: In front of me?	
8	MR. BALL: Yes, sir.	
9	MR. HUDSON: Yes.	
10	CHAIRPERSON ANDERSON: I think I'm	
11	MR. BALL: We spent a lot of time	
12	talking about fire if I remember correctly.	
13	(Laughter.)	
14	CHAIRPERSON ANDERSON: Okay. Well,	
15	that's Mr. Short. If we talk about fire, that's	
16	Mr. Short.	
17	MEMBER SHORT: I'll take that.	
18	CHAIRPERSON ANDERSON: No, the reason	
19	and I apologize if that's the case. I do so	
20	many hearings.	
21	MR. BALL: Absolutely. We're happy to	
22	do it.	
23	CHAIRPERSON ANDERSON: Because I think	
24	so I guess one of the clarifications is that	
25	why that we have five why do we have five	
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applicants? Why is it that just one person doesn't apply? Because I think part of the problem that we're having, like, who's in charge. If something happens, who is in charge of that?

MR. BALL: And this was the exact

question you asked last year as well. So we --

CHAIRPERSON ANDERSON: So if I asked the question last year, why is it that you -- that I'm asking the same exact question again this year?

MR. BALL: I would argue that it's a hole in the paperwork versus for the style of the event. And then there's not a single license that covers both the service and then retail sales as well.

So while Stuart's applying for the license for the event, the individual brands and distributors are applying to be able to do retail sales on site. And that's just not a box that we've been able to check on the application process.

CHAIRPERSON ANDERSON: But we have had other festivals. Mr. Brashears, maybe you can jump in because you've been here longer than I am. Is there -- we've had other -- have we had

similar festivals to this concept that you're 1 2 aware of? 3 MR. BRASHEARS: Yes, I'm assuming this 4 is obviously Union Market in the loading dock 5 area --MR. HUDSON: Yeah. 6 7 MR. BRASHEARS: -- around the back. 8 We routinely -- or festivals are routinely put on 9 in that area. The loading dock space and the actual -- there's an enclosed fence area. 10 As a 11 matter of fact, I think we just had the All 12 Things Go Fall Classic there. So it's a pretty 13 commonly used venue. 14 CHAIRPERSON ANDERSON: But I'm just 15 saying with -- because we're being asked to sign 16 off on five one-days, I mean, is this -- in your 17 experience, is this -- and if you don't know. 18 it something that we normally do, or is it just 19 one vendor who is responsible for everything 20 that's back there? 21 MR. BRASHEARS: In this instance, I 22 believe last year it was the one vendor 23 responsible for the alcohol. 24 CHAIRPERSON ANDERSON: Right.

MR. BRASHEARS: And then the other

vendors, as the gentlemen stated, brought their wares basically.

CHAIRPERSON ANDERSON: So -- all right. So the application for Nathan Shaw, so who is Nathan Shaw? So what is that you're applying for, Mr. Shaw?

MR. SHAW: So it is to sell bottles of our Stateside Vodka.

CHAIRPERSON ANDERSON: Okay. So you're applying for one day to sell. And also there's the numbers in a sense. And maybe you guys can do -- when I say, guys, I mean -- let me use a different word.

Maybe as a group we need to coordinate how many people you believe is going to be at the event. Because the numbers, we have 7,000. We have 100. We have 2,400, 2,000. So I mean, the numbers for the same festival are, like --

MR. BALL: I think it's the same number. It's just kind of applied differently. I think over the course of the weekend the anticipation is 7,000. But there'll never be more than probably 2,000 people on site at any time.

CHAIRPERSON ANDERSON: But I think --

and I think that's probably it because you're 1 seeing that all these -- it's the same event. 2 3 But different vendors are -- there's -- just the 4 numbers are different. 5 So you're saying then, Mr. Shaw, so folks can purchase for -- is it for onsite or 6 7 offsite consumption that you're -- what you're 8 trying to do? 9 MR. SHAW: Onsite. 10 CHAIRPERSON ANDERSON: So for onsite 11 consumption? 12 MR. HUDSON: You're ready for offsite. 13 So you're, for bottles, offsite. 14 CHAIRPERSON ANDERSON: So you're 15 selling bottles. That's so we can buy a bottle 16 to leave? 17 MR. SHAW: Yes. 18 CHAIRPERSON ANDERSON: But they cannot 19 -- so how are you going to present someone from -20 - what is it that you're selling? 21 MR. SHAW: Vodka. 22 CHAIRPERSON ANDERSON: Vodka. 23 can I not buy a bottle of vodka with you and I go 24 turn around the corner and start drinking? Ι 25 mean, how do you prevent something like that from

happening if all that you're doing is selling? 1 2 MR. HUDSON: There's something 3 actually that I have if I could interject. MR. SHAW: Yeah, this isn't the first 4 5 doing this. MR. HUDSON: So this would be 6 7 something that our -- as the event, we would be -8 9 CHAIRPERSON ANDERSON: So which one of 10 the applications -- you're Mr. Hudson and you are 11 applying for -- okay. So I have yours. 12 Go ahead. 13 MR. HUDSON: Yeah, absolutely. 14 the event itself, I'll be responsible for what 15 happens essentially outside of the purchase of 16 the alcohol. So for example, if someone can 17 purchase a bottle of alcohol there, in theory, 18 they could leave, consume it offsite. And is the 19 question what prevents someone from opening up a bottle onsite? 20 21 CHAIRPERSON ANDERSON: Right, yes. 22 MR. HUDSON: My understanding, if I'm 23 correct, would be that any onsite consumption 24 would be effectively covered under our license.

But --

1	CHAIRPERSON ANDERSON: But	
2	MR. HUDSON: for the bottles, we	
3	will have security staff there throughout the	
4	event. We'll have separate staff there that will	
5	be watching onsite and be aware of the rules	
6	related to the opening and consumption of those	
7	bottles that are sold by the individual vendors.	
8	CHAIRPERSON ANDERSON: So Mr. Shaw	
9	sells a bottle of alcohol.	
10	MR. HUDSON: Correct.	
11	CHAIRPERSON ANDERSON: And someone is	
12	basically but then you're taking	
13	responsibility for him selling a bottle of	
14	alcohol to someone?	
15	MR. HUDSON: Not for him selling a	
16	bottle of alcohol, responsible for the attendees	
17	that are onsite and their behavior towards each	
18	other or in consumption	
19	CHAIRPERSON ANDERSON: Yeah, but	
20	MR. HUDSON: of alcohol.	
21	CHAIRPERSON ANDERSON: the issue,	
22	he's buying the alcohol from Mr. Shaw.	
23	MR. HUDSON: Correct.	
24	CHAIRPERSON ANDERSON: He's at your	
25	event.	

MR. HUDSON: Correct.

CHAIRPERSON ANDERSON: And he'll be drinking his alcohol. I mean -- yeah. So because you're saying that you're responsible for them?

MR. HUDSON: No, I'm responsible for the event, not for his sale of that bottle. I'm responsible for the people that'll be there, the attendees who are there after the purchase the bottle, ensuring that through our staff security, et cetera, that there's not someone who's there consuming a bottle of alcohol that they --

CHAIRPERSON ANDERSON: Yeah, but how -- that's what I'm saying. How are you going to prevent the person who buys a bottle of vodka from him to not have this ice and his cups and drink there?

MR. HUDSON: Well, so people who come in are checked through security to make sure they're not carrying -- they're not bringing cups, ice, et cetera. But having some staff and security there, visually ID'ing attendees to see are they, in fact, carrying an open bottle of alcohol that they've clearly bought at the event.

They're not allowed to bring in

1	bottles of alcohol. Attendees are not. They're			
2	not allowed to bring in open bottles, closed			
3	bottles, either way. So having staff security			
4	there to be able to visually check and ensure			
5	that someone is not doing that is key.			
6	CHAIRPERSON ANDERSON: All right. So			
7	I have another application from			
8	MEMBER SHORT: Mr. Chair, can I just			
9	jump in real quick?			
10	CHAIRPERSON ANDERSON: Go ahead, Mr.			
11	Short.			
12	MEMBER SHORT: Okay. Talking to Mr.			
13	Shaw about the vodka, what size bottles or what			
14	quantity?			
15	MR. SHAW: Seven hundred fifty			
16	milliliters, so that's your standard from the			
17	store.			
18	MEMBER SHORT: When you sell this			
19	alcohol in a bottle, are you going to have it in			
20	a bag, sealed so they can't open it?			
21	MR. SHAW: From my understanding, it's			
22	going to be a regular bottle. We didn't have any			
23	bags.			
24	MEMBER SHORT: Okay. So now Mr.			
25	Hudson says he's in charge of the event. But if			

someone opens that bottle up, who does the investigator give a ticket to? Who gets the fine? Anybody? Who gets the fine if there is a violation? And some of the vendors will have cups nicely already, right?

MR. HUDSON: So vendors -- alcohol vendors will have clear cups to be able to determine --

MEMBER SHORT: I understand. So now I'm the guy with a bottle of vodka in my coat.

MR. HUDSON: Yeah.

MEMBER SHORT: And I've got a cup that I bought from somebody else but I don't want to buy anymore. And I just open the vodka and start pouring. How do you enforce regulations on that? How do we at ABRA who have a responsibility to this city to make sure everybody is safe and that the events stay staff and there's no alcohol consuming and all those other things? How do you regulate?

MR. HUDSON: Effectively, in the same way you would with if you had a package that was closed visually. So just as if you had a package that were closed or sealed by one of the vendors, visually making sure that people aren't opening

that up on site and consuming that onsite. 1 2 the same thing you do if they --3 MEMBER SHORT: Just playing the 4 devil's advocate. Suppose somebody does. Who 5 gets cited? Do you take the ticket? Do you take responsibility? Do you get fined? 6 7 MR. HUDSON: For the actions of the 8 people that are there taken after they purchased 9 the alcohol and their behavior otherwise, that 10 falls on our responsibility. 11 MEMBER SHORT: So the investigator can 12 come to Mr. Hudson and write Mr. Hudson a ticket and a fine? 13 14 MR. HUDSON: Yes. 15 MEMBER SHORT: Okay. Thank you. That's all I have, Mr. Chair. 16 17 CHAIRPERSON ANDERSON: Well, then 18 maybe you can -- so what's the difference between 19 -- I also have an application for Mr. Brian --Charles Brain. Who's that? So what's the 20 21 difference between -- Mr. Hudson, what's the 22 difference between his application and your 23 application? 24 So my application is MR. HUDSON: covering onsite consumption at the event. All of 25

the folks that are here joining us are for solely 1 2 -- their applications are solely for the sale of 3 bottles. CHAIRPERSON ANDERSON: 4 Right. 5 MR. BALL: And I think there was some 6 7 CHAIRPERSON ANDERSON: No, the reason 8 I'm saying because the application says 9 Emporiyum. The application that came in from Mr. 10 -- hold on. Maybe I'm reading it wrong. 11 Brain, maybe I'm reading it wrong. Right, yeah. 12 Because the application from Mr. Shaw 13 said that the organization sponsoring the event 14 is Dock 5. The application from you, Mr. Hudson, 15 said it's Emporiyum Companies, LLC. 16 application from Mr. Brain says that it's -- so I'm trying to figure out the difference between 17 18 Mr. Brain's application and your application. 19 MR. HUDSON: I would suggest that it's 20 a function of different people filling a 21 different -- or the application with different 22 histories with the application. And so 23 effectively, they're all filling out the 24 application for the purpose of selling these 25 bottles at the event, The Emporiyum, which is run

by Emporiyum Companies, LLC. And maybe some confusion related to what a sponsor necessarily means as opposed to the venue, Dock 5 being the venue and Emporiyum being the sponsor.

MR. BALL: I think there was also some confusion in that when individual distributors would call to kind of get some guidance on the type of application that were filled out. Some were told to fill out a Class F or Class G. Some were told to do a one-day substantial change.

So I think there was an inconsistency on the type of application that people were asked to fill out. So I think there's some confusion on that end as well.

CHAIRPERSON ANDERSON: Well, what I would suggest -- and this is what I would suggest, Mr. Hudson, since you're saying that you represent Emporiyum Companies, LLC and this is The Emporiyum Food Festival Marketplace. I would suggest moving forward -- and Mr. -- I'm sorry, Mr. Ball -- that you folks sit down with Mr. Gordy moving forward to explain to him what is it that you're trying to do.

MR. BALL: Sure.

CHAIRPERSON ANDERSON: And have him

1	explain what is it that you need to do because			
2	I'm still confused what Mr. Brain is. So Mr.			
3	Brain, when you submitted the application, what			
4	is it that you're doing at this festival?			
5	MR. BRAIN: Yes, sir. At the			
6	festival, we'd be selling bottles of wine for off			
7	premise consumption.			
8	CHAIRPERSON ANDERSON: So you're doing			
9	the same thing that Mr. Shaw is doing?			
10	MR. BRAIN: Correct.			
11	CHAIRPERSON ANDERSON: All right. So			
12	you're selling wine?			
13	MR. BRAIN: Correct. So wine, vodka,			
14	also liquor, also			
15	CHAIRPERSON ANDERSON: And I'm sorry.			
16	The lady back there, although I wrote the name, I			
17	apologize. Sarah Mosbacher, so what is it that			
18	you're going to be doing at the festival?			
19	MS. MOSBACHER: We're all doing the			
20	same thing which is selling bottles, so			
21	(Simultaneous speaking.)			
22	CHAIRPERSON ANDERSON: No, but he's			
23	selling. He's selling vodka. You're selling			
24	spirits. And Mr			
25	MR. AMODEO: We're doing liquors.			

CHAIRPERSON ANDERSON: I'm sorry? 1 2 MR. AMODEO: We're doing liquors. So 3 something on the lower proof --4 CHAIRPERSON ANDERSON: Okav. 5 MR. AMODEO: -- compared to vodka. CHAIRPERSON ANDERSON: So how did this 6 7 -- tell me how did the event -- what happened 8 last year? Tell me what issues, if any, you had 9 last year, what changes, if any. What worked or 10 what didn't work last year. 11 MR. HUDSON: Well, given we had so 12 many repeat vendors, I think there's a lot that worked well. No security issues that we're aware 13 14 of. No staffing issues. No sales issues. 15 complaints after the fact related to sale or 16 consumption of alcohol. A steady crowd. 17 One of the things that we -- one of 18 the ways that we set up the event is having 19 alcohol vendors interspersed among the food vendors as well so that there is a variation so 20 21 someone is not going down a line usually one 22 vendor after another alcohol vender after another 23 alcohol vendor. 24 And overall, as far as we're aware, no

issues with the event itself. It went well

enough that vendors are interested in coming back.

CHAIRPERSON ANDERSON: I mean, in the future, just meet with Mr. Gordy. And so if this is an event that you're going to have every year and if there are no changes, then there's really no need to have -- and maybe one of the reasons why I had you last year was because it was the first time that you were doing it.

MR. HUDSON: That's likely correct.

CHAIRPERSON ANDERSON: And I guess we get so many applications. And as a director reminded me earlier this afternoon, he was not here last week. So when we made the decision to have a fact finding, he probably would have corrected us to say whether it was needed or not.

But I believe, though, that if you meet with Mr. Gordy and explain the process of what it is that you're doing, then maybe he will let you know what application needs to be filed or what applications does not need to be filed. And so therefore, there will be consistency in the application that comes to us.

And at least when it comes to us, then it's clear what you're doing and there's no need

for us to have a fact finding hearing because 1 2 it's, well, we know that you've had it before. 3 There's been no issues, and so it's routine. And so the Board will only bring you in if you're 4 5 making changes to what you're doing. Mr. Brashears, do you have any 6 7 specific questions you need to ask any of the 8 applicants? 9 MR. BRASHEARS: Just the standard fact 10 finding questions. So my understanding is the 11 event will be held in the loading dock area, so -12 MR. HUDSON: Yeah, that's correct. 13 It's in Dock 5. 14 15 Dock 5? MR. BRASHEARS: I think we finally call 16 MR. HUDSON: 17 it Dock 5. And then there's a tent that's placed immediately outside Dock 5 connected to it. 18 19 There's 90 vendors that are underneath the tent. 20 MR. BRASHEARS: And how's that area 21 going to be controlled? 22 MR. HUDSON: Controlled physically by 23 Not only the tent itself which is barriers. 24 walled, but security who is contracted and our 25 staff as well who are patrolling not only inside

the event but outside the event to ensure that 1 only folks who are ticketed and wristbanded 2 3 according to their age will attend. 4 MR. BRASHEARS: So that was going to 5 be my next question. So wristbands are going to 6 be used? 7 MR. HUDSON: Correct. Wristbands 8 indicating whether someone is staff, under 21 or 9 over 21 will be used. 10 MR. BRASHEARS: And as far as numbers, 11 you stated that the numbers that were on the 12 application were what you believe to be maximum -13 14 MR. HUDSON: Yes. 15 MR. BRASHEARS: -- for the total 16 What are you anticipating, say, daily? 17 So it depends a little MR. HUDSON: 18 bit on the date because the hours aren't 19 consistent over the day. So Friday evening is 20 only from 6:00 to 8:00 p.m. That's roughly 21 around 400. It could be as high as 800 depending 22 on ticket sales. 23 And then Saturday and Sunday, a little 24 bit higher, 3,000 each day. But the tickets are 25 timed. So you have folks coming in at 10:00,

folks coming in at 11:00, 12:30, and 1:30. 1 2 you have a staggered entry point. At no time do 3 we expect there to be over 2,000 people in those 4 two days. 5 Okay. MR. BRASHEARS: And your overall hours of operation, you said 6:00 to 8:00 6 7 on Friday. What are they going to be on Saturday 8 and Sunday? 9 MR. HUDSON: Both 10:00 to 4:00. 10 MR. BRASHEARS: 10:00 to 4:00? 11 MR. HUDSON: 10:00 a.m. to 4:00 p.m. 12 MR. BRASHEARS: And obviously, you're 13 going to be doing alcohol sales. Are you going 14 to be offering any type of entertainment? 15 MR. HUDSON: The extent of the 16 entertainment is music played from overhead 17 So no bands, no magicians, no -speakers. 18 MR. BRASHEARS: And --19 MR. HUDSON: -- artists. 20 MR. BRASHEARS: -- you stated that there'll be food trucks. So food will be 21 22 offered? 23 MR. HUDSON: Yeah, each vendor has a 24 space within the event. So they're not trucks, 25 per se. But they will be serving food at the

The vast majority of the food is either cooked on site or if it's cooked -- I'm sorry, it's cooked offsite. Or if it's cooked onsite, it's cooked away from tent. Speaking of that, have MR. BRASHEARS: you coordinated with the 5th District MPD and the fire department about this? 

MR. BALL: We've received special event application signatures from MPD. Not specifically 5th District but from the special events director for MPD and all the other District agencies, fire department, fire marshal, FEMS, everyone else.

MR. BRASHEARS: Okay. And you mentioned security earlier. How many security are you going to employ for this event?

MR. HUDSON: Total security for the entire event is 30. That might be a little bit higher depending upon what the final ticket sales end up being. And that's based on a ratio between one security staff for between 50 and 100 attendees.

MR. BRASHEARS: Okay. And these security people, what company are they going to be with?

The security company 1 MR. HUDSON: 2 we're using is K17 Security. 3 MR. BRASHEARS: Okay. And how are these folks going to be -- how would I be able to 4 5 identify the security personnel if I entered your 6 event? 7 MR. HUDSON: So they will be marked in 8 a specific shirt specific to their company that 9 allows them to stand out. There will be multiple 10 that will be effectively in plainclothes, so to 11 So they will not be immediately visible. 12 MR. BRASHEARS: In addition to 13 security, are you going to have volunteers or 14 event staff working? 15 MR. HUDSON: So event staff, yeah, 16 that's a part of -- a significant part. We have 17 I think this year either 15 or 16 event staff and then a handful of volunteers. 18 19 MR. BRASHEARS: Okay. And as far as 20 the event staff, what are they going to be doing? 21 MR. HUDSON: So event staff will be 22 doing everything from roaming the event to make sure that folks are behaving as they should, 23 24 vendors are taken care of.

There'll be folks -- event staff that

are assigned to specific vendors to make sure that they have everything they need and checking in with attendees to ensure that that they are comfortable. There'll be event staff that are assigned to overall management of the event, making sure that all of the other staff are doing their job, general handshaking and smiling.

MR. BRASHEARS: Okay. And as far as serving the alcohol, who's serving the alcohol?

MR. HUDSON: So the folks that are serving the alcohol are either vendors who are onsite serving alcohol under our license. Or they're -- for a limited time between 10:00 a.m. till 11:00 a.m., there'll be a service of alcohol by one of our staff members who's a trained bartender.

MR. BRASHEARS: Trained? Okay. And you said the ID procedures would be at the front gate.

MR. HUDSON: Yes, that's correct.

MR. BRASHEARS: People under 21, how are they identified? Or are they allowed in?

MR. HUDSON: So under 21 are allowed in. The wristband distinguishes or allows for a visual distinction between over -- 21 and over or

under. And then not only are they ID'd when they enter. They have a visual wristband. But then all vendors are responsible for their ID checks at the site of distribution.

MR. BRASHEARS: Okay. And you stated you had coordinated this. I actually saw the packet come through the mayor's task force. Did you or anyone on the staff think about or employ an MPD reimbursable detail or actual police onsite?

MR. BALL: It hasn't been required historically.

MR. BRASHEARS: Okay.

CHAIRPERSON ANDERSON: I think the only reason he's asking because I think we pay 65 percent of the cost and you only pay 35 percent.

MR. BALL: Oh, that's interesting.

CHAIRPERSON ANDERSON: So we have a fund. So that's something that for festivals and stuff that's available to you so you can apply. And based on availability, they would provide the reimbursable detail and the agency pays -- I think -- if I remember correctly, the percentage right now that we pay is that we'll pay 65

1 percent of the costs --2 MR. BALL: That's good to know. 3 CHAIRPERSON ANDERSON: -- and you pay 35 percent. 4 5 MR. BALL: Now just for my own kind of clarification, is that in lieu of private 6 7 security or is that in addition to private 8 security? 9 CHAIRPERSON ANDERSON: Well, they 10 can't come in -- well, you can explain it. 11 MR. BRASHEARS: It's typically in 12 addition to. They're not going to be walking 13 through the event. They'll usually be out front, 14 visual presence. If there are any questions 15 relevant to MPD or any issues, usually the 16 security personnel will push it out to the 17 reimbursable detail. And if that's something 18 you're interested in, obviously we encourage it 19 and we can put you in touch with a coordinator 20 for that. 21 Cool. It's good to know. MR. BALL: 22 MR. BRASHEARS: And then I just had a 23 couple of other questions. With regard to the 24 bottles that are going to be sold for off premise 25 consumption, is there going to be any sampling

done at these booths for those products? 1 2 MR. HUDSON: Yes, we anticipate 3 sampling at most of the booths. 4 MR. BRASHEARS: Okay. And then one 5 thing I would recommend if the event does go. Mr. Short alluded to, even though you're going to 6 7 have processes in place to monitor the bottles 8 and whatnot, if there was a way to add an 9 additional layer, a package, a bow, a band, 10 something to make the bottle further difficult to 11 open --12 MR. HUDSON: Okay. 13 MR. BRASHEARS: -- would be 14 encouraged. Not necessarily you have to do it, 15 but it would be very easy if it were wrapped in a 16 cellophane package, like a doggie bag. 17 would be very easy to spot and to make sure that 18 it wasn't open. 19 MR. HUDSON: Okay. Thank you. 20 MR. BRASHEARS: That's all I had, sir. 21 CHAIRPERSON ANDERSON: Thank you. 22 questions for any Board members? 23 MEMBER SHORT: Just want to ask. 24 CHAIRPERSON ANDERSON: Yes, Mr. Short. 25 MEMBER SHORT: The reimbursable detail that they're talking about, normally, it's two officers, MPD. They won't come into your event, but they'll be there as a presence and discourage people coming in or going out that you -- we know you're going to have security. So how many security again are you going to have?

MR. HUDSON: Total security personnel is 30.

MEMBER SHORT: Thirty? And if you had the reimbursable detail MPD right there on the spot, right there in case anything happens, it's better for you. And like the Chairman said, I would encourage strongly and feel very -- I feel a lot better signing off on these knowing that you had a reimbursable detail. We can't make it you do, but I would feel a lot better and I think you'd be a lot safer having it. It's not that expensive.

MR. HUDSON: Thank you.

CHAIRPERSON ANDERSON: And it's we change the law making available to festival.

That this is something that's available to you since the agency is paying the bulk of the cost.

Any other -- any final questions or comments that you want to make?

No, thank you. 1 MR. HUDSON: 2 CHAIRPERSON ANDERSON: As I said, I 3 would strongly suggest that after -- in planning 4 for -- if you're going to do this event next year 5 that you meet with Mr. Gordy. Let him know what it is that you're trying to do. 6 7 And Mr. Gordy would then direct you to the appropriate member of his staff that will 8 9 help you so you at least get consistent information about what it is that's required. 10 11 And then you won't have the pleasure of seeing us 12 again next year. 13 And then I'm, like, saying -- I do 14 remember. Let me see. Mr. -- you're Mr. Brain. 15 I do remember you from last -- Mr. Brain. 16 MR. BRAIN: Oh, I didn't go last year. 17 CHAIRPERSON ANDERSON: Have you been 18 here before? Have you been --19 MR. BRAIN: I've got a memorable look. 20 I think it's just the whole --21 CHAIRPERSON ANDERSON: It's a whole lot 22 of hair. But just I'll leave it along then. 23 not going to say what I remember from last year 24 because I could've sworn I'd seen you. But I'll--

I kind of feel a little

MR. HUDSON:

left out. I'll be honest with you. And Stephen 1 2 is pretty memorable too. 3 CHAIRPERSON ANDERSON: Well, look at 4 his red hair. But anyway, let me stop while I'm 5 With that, I make a motion that we ahead. approve all -- I think this is five events -- all 6 7 five events. Is there a second? 8 MEMBER SHORT: Second. 9 CHAIRPERSON ANDERSON: Mr. Short has 10 seconded the motion. All those in favor, say aye. 11 (Chorus of aye.) 12 CHAIRPERSON ANDERSON: Those opposed. 13 (No audible response.) 14 CHAIRPERSON ANDERSON: The matter 15 passed 4-0-0. And I think we already have to 16 signatures. If we have three signatures. 17 have three signatures, so you can go and get your 18 license. 19 MR. HUDSON: Thank you very much. 20 CHAIRPERSON ANDERSON: Yeah, so you 21 can take this to the front desk and go get your 22 license. Thank you for being here today. 23 that is Mr. Gordy back -- at the back. 24 (Whereupon, the above-entitled matter 25 went off the record at 2:34 p.m.)

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# <u>C E R T I F I C A T E</u>

This is to certify that the foregoing transcript

In the matter of: Emporiyum Food

Before: DCABRA

Date: 10-30-19

Place: Washington, DC

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.

Court Reporter

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