



**ALSO PRESENT:**

**CATHY MARTENS, Purchaser**

**RICHARD BIANCO, Purchaser's Counsel**

**CHRISSEY GEPHARDT, DC OAG**

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

2 10:01 a.m.

3 CHAIRPERSON ANDERSON: So the next  
4 case then let's call the next case is Case No.  
5 18-CMP-00153, also FoBoGro. And would the  
6 parties in this proceeding identify themselves  
7 for the record, please?

8 MS. GEPHARDT: Go ahead.

9 MR. BIANCO: Mr. Anderson, Members of  
10 the Board, Richard Bianco again on behalf of  
11 Cathy Martens, the --

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

14 MR. BIANCO: -- purchaser of this  
15 license.

16 MS. MARTENS: Cathy Martens.

17 CHAIRPERSON ANDERSON: Good morning,  
18 Ms. Martens.

19 MS. GEPHARDT: Chrissy Gephardt here  
20 on behalf of the Office of the Attorney General.

21 CHAIRPERSON ANDERSON: Good morning,  
22 Ms. Gephardt.

1                   Are there any preliminary matters in  
2 this case?

3                   MS. GEPHARDT: Yes, there is a  
4 preliminary matter in this case. For Charge 1,  
5 this would be a warning, a written warning.

6                   CHAIRPERSON ANDERSON: Mr. Bianco,  
7 it's my understanding that there is an Offer in  
8 Compromise and the Offer in Compromise is that  
9 there is a written warning for Charge 1. Is this  
10 your understanding of the Offer in Compromise?

11                   MR. BIANCO: Yes, it is, sir.

12                   CHAIRPERSON ANDERSON: Is your client  
13 aware that by accepting an Offer in Compromise,  
14 that they are giving up their right to a hearing?

15                   MR. BIANCO: She does understand that.

16                   CHAIRPERSON ANDERSON: And does your  
17 client also understand that by accepting an Offer  
18 in Compromise, that they are giving up their  
19 right to appeal this matter?

20                   MR. BIANCO: Yes, sir.

21                   CHAIRPERSON ANDERSON: With that said,  
22 I make a motion that the Offer in Compromise for

1 Charge 1 of a written warning be accepted. Is  
2 there a second?

3 MEMBER SHORT: Second.

4 CHAIRPERSON ANDERSON: Mr. Short has  
5 seconded the motion.

6 All those in favor say aye.

7 ALL: Aye.

8 CHAIRPERSON ANDERSON: Those opposed?

9 The matter passes 6-0-0.

10 Thank you. We will be issuing a Board  
11 Order for this one. Okay. All right. Thank  
12 you.

13 (Whereupon, the Show Cause (Status)  
14 Hearing was concluded at 10:03 a.m.)  
15  
16  
17  
18  
19  
20  
21  
22

<b>A</b>	<b>F</b> 1:7 <b>favor</b> 5:6 <b>FoBoGro</b> 1:6 3:5 <b>Foggy</b> 1:6	<b>P</b>	<b>Y</b>
a.m 3:2 5:14 <b>accepted</b> 5:1 <b>accepting</b> 4:13,17 <b>ahead</b> 3:8 <b>ALBERTI</b> 1:18 <b>Alcoholic</b> 1:2,13,14 <b>ANC</b> 1:7 <b>Anderson</b> 1:15,18 3:3,9 3:12,17,21 4:6,12,16 4:21 5:4,8 <b>appeal</b> 4:19 <b>Approval</b> 1:10 <b>Attorney</b> 3:20 <b>aware</b> 4:13 <b>aye</b> 5:6,7	<b>G</b>	<b>P-R-O-C-E-E-D-I-N-G-S</b> 3:1 <b>parties</b> 3:6 <b>passes</b> 5:9 <b>please</b> 3:7 <b>preliminary</b> 4:1,4 <b>PRESENT</b> 1:17 2:9 <b>presiding</b> 1:15 <b>proceeding</b> 3:6 <b>purchaser</b> 2:11 3:14 <b>Purchaser's</b> 2:12	<b>Z</b>
<b>B</b>	<b>hearing</b> 1:7,14 4:14 5:14	<b>Q</b>	<b>0</b>
<b>B</b> 1:7 <b>behalf</b> 3:10,20 <b>Beverage</b> 1:2,13,14 <b>Bianco</b> 2:12 3:9,10,13 3:14 4:6,11,15,20 <b>Board</b> 1:2,13 3:10 5:10 <b>Board's</b> 1:10 <b>BOBBY</b> 1:19 <b>Bottom</b> 1:6 <b>Building</b> 1:14	<b>H</b>	<b>R</b>	<b>1</b>
<b>C</b>	<b>I</b>	<b>record</b> 3:7 <b>Reeves</b> 1:14 <b>REMA</b> 1:20 <b>Retailer</b> 1:7 <b>Richard</b> 2:12 3:10 <b>right</b> 4:14,19 5:11 <b>Room</b> 1:14	1 4:4,9 5:1 <b>10:01</b> 3:2 <b>10:03</b> 5:14 <b>14th</b> 1:14 <b>17</b> 1:12 <b>18-CMP-00153</b> 1:8 3:5
call 3:4 <b>case</b> 1:8 3:4,4,4 4:2,4 <b>Cathy</b> 2:11 3:11,16 <b>CATO</b> 1:19 <b>Cause</b> 1:6 5:13 <b>Chairperson</b> 1:15,18 3:3,12,17,21 4:6,12 4:16,21 5:4,8 <b>Charge</b> 4:4,9 5:1 <b>Chrissy</b> 2:13 3:19 <b>client</b> 4:12,17 <b>COLUMBIA</b> 1:1 <b>Compromise</b> 4:8,8,10 4:13,18,22 <b>concluded</b> 5:14 <b>Control</b> 1:2,13,14 <b>Counsel</b> 2:12	<b>identify</b> 3:6 <b>issuing</b> 5:10	<b>S</b>	<b>2</b>
<b>D</b>	<b>J</b>	<b>second</b> 5:2,3 <b>seconded</b> 5:5 <b>Short</b> 1:20 5:3,4 <b>Show</b> 1:6 5:13 <b>SILVERSTEIN</b> 1:19 <b>sir</b> 4:11,20 <b>Status</b> 1:7 5:13 <b>Street</b> 1:7,14 <b>Suite</b> 1:15	<b>3</b>
<b>D.C</b> 1:15 <b>DC</b> 2:13 <b>DISTRICT</b> 1:1 <b>Donovan</b> 1:15,18	<b>JAMES</b> 1:20	<b>T</b>	<b>4</b>
<b>E</b>	<b>K</b>	<b>t/a</b> 1:6 <b>Thank</b> 5:10,11 <b>Transfer</b> 1:9	<b>400S</b> 1:15
<b>F</b>	<b>L</b>	<b>U</b>	<b>5</b>
	<b>let's</b> 3:4 <b>license</b> 1:8 3:15 <b>LLC</b> 1:6	<b>understand</b> 4:15,17 <b>understanding</b> 4:7,10	<b>6</b>
	<b>M</b>	<b>V</b>	<b>6-0-0</b> 5:9
	<b>Martens</b> 2:11 3:11,16 3:16,18 <b>matter</b> 1:5 4:4,19 5:9 <b>matters</b> 4:1 <b>MEETING</b> 1:3 <b>Member</b> 1:18,19,19,20 1:20 5:3 <b>Members</b> 3:9 <b>met</b> 1:14 <b>MIKE</b> 1:19 <b>morning</b> 3:12,17,21 <b>motion</b> 4:22 5:5	<b>W</b>	<b>7</b>
	<b>N</b>	<b>W</b> 1:15,18 <b>WAHABZADAH</b> 1:20 <b>warning</b> 4:5,5,9 5:1 <b>Washington</b> 1:15 <b>Wednesday</b> 1:11 <b>written</b> 4:5,9 5:1	<b>8</b>
	<b>N.W</b> 1:14 <b>NICK</b> 1:18 <b>NW</b> 1:7	<b>X</b>	<b>82431</b> 1:8
	<b>O</b>		
	<b>OAG</b> 2:13 <b>October</b> 1:12 <b>Offer</b> 4:7,8,10,13,17,22 <b>Office</b> 3:20 <b>Okay</b> 5:11 <b>opposed</b> 5:8		

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Foggy Bottom Grocery, LLC

Before: Alcoholic Beverage Control Board

Date: 10-17-18

Place: Washington, D.C.

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

*Neal R Gross*

-----  
Court Reporter

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701