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IN THE MATTER OF:           :
                             :
DC Market, Inc.,           :
t/a DC Food Market         :
2200 16th Street SE        : Show Cause
Retailer B - ANC 8A         : Hearing (Status)
License No. 106962          :
Case #19-CC-00036          :
                             :
(Sale to Minor Violation, :
No ABC Manager on Duty)    :
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Wednesday
December 4, 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.

DONOVAN W. ANDERSON, Chairperson
BOBBY CATO, JR., Member
RAFI ALIYA CROCKETT, Member
JAMES SHORT, JR., Member

STEPHEN ORTIZ, DC OAG
BERNARD DIETZ, Counsel for Applicant
EPHRAIME KASSATE, Applicant
ABYE BGASHAW, Observer

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

2 9:36 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case in our calendar is Case Number 19-CC-
5 00036, DC Food Market, License Number 106962.
6 Will the parties please approach and identify
7 themselves for the record, please.

8 MR. ORTIZ: Steve Ortiz, on behalf of
9 the District of Columbia.

10 CHAIRPERSON ANDERSON: Good morning
11 again, Mr. Ortiz.

12 MR. ORTIZ: Good morning.

13 MR. DIETZ: Good morning. I'm Bernard
14 Dietz on behalf of the Applicant.

15 CHAIRPERSON ANDERSON: Good morning,
16 Mr. Dietz.

17 MR. BGASHAW: My name is Abye.

18 CHAIRPERSON ANDERSON: I'm sorry, your
19 name, sir.

20 MR. BGASHAW: Abye.

21 CHAIRPERSON ANDERSON: I can't hear
22 your name, sir.

23 MR. BGASHAW: Abye, Abye.

24 CHAIRPERSON ANDERSON: Abye?

25 MR. BGASHAW: Yes.

1 CHAIRPERSON ANDERSON: That's your
2 first or your last name?

3 MR. BGASHAW: Abye Bgashaw.

4 CHAIRPERSON ANDERSON: Mr. --

5 MR. BGASHAW: Bgashaw.

6 CHAIRPERSON ANDERSON: One more time.

7 MR. BGASHAW: Bgashaw.

8 CHAIRPERSON ANDERSON: Bgashaw?

9 MR. BGASHAW: Yes.

10 CHAIRPERSON ANDERSON: Good morning,
11 sir. There's a sign-in sheet. Please sign your
12 name in for the record. You can have a seat,
13 sir. All right, are there any preliminary
14 matters in this case?

15 MR. ORTIZ: No, there are no
16 preliminary matters at this time.

17 CHAIRPERSON ANDERSON: Then this
18 matter is scheduled for a show-cause hearing on
19 January 29, 2020 at 10:00 a.m. Thank you, Mr.
20 Dietz and Mr. Bgashaw.

21 And also, because this is going to go
22 to a show-cause hearing, all parties should
23 disclose documents and witnesses seven days
24 before the hearing. There are two attorneys
25 here, I expect attorneys to know what that means.

1 I don't want any surprises. There
2 should be no surprises in this instance. That's
3 why I'm requiring that, seven days before the
4 hearing, you exchange documents and witnesses
5 with each party, and also with the Board.

6 Have a good holiday and I'll see you
7 next year.

8 MR. DIETZ: Thank you.

9 MR. ORTIZ: Thank you.

10 CHAIRPERSON ANDERSON: All right.
11 Thank you. Don't take the sign-in sheet with
12 you, sir, just sign your name in and leave the
13 sign-in sheet. Thanks.

14 (Whereupon, the foregoing matter went
15 off the record at 9:41 a.m. and went back on the
16 record at 9:45 a.m.)

17 MR. DIETZ: I apologize.

18 CHAIRPERSON ANDERSON: Mr. Dietz, you
19 are an attorney and I'm going to put this on the
20 record, but if I'm calling a case, sir, you need
21 to know who your client is, because I shouldn't
22 call a case, gone through a case, and your
23 client, who is in the audience, we had another
24 client who represented themselves, and they're
25 not the owner of this establishment.

1 I don't know who the owners of the
2 establishments are. I can only -- I can look at
3 a paper and as a matter of course, when I'm
4 dealing with an attorney, I don't ask questions.
5 If the person's not an attorney, then, you know
6 what? I ask specific questions, what's your
7 relationship to an establishment.

8 But when there's an attorney there,
9 it's -- I am assuming, because we're all
10 professionals, that, you know what, the
11 attorney's representing the establishment and so
12 here it is.

13 So let's go back, so, Mr. Ortiz, is
14 there -- for DC Food Market, are there any
15 preliminary -- all right. So let everyone
16 introduce themselves for DC Food Market.

17 MR. ORTIZ: Steven Ortiz on behalf of
18 the District of Columbia.

19 CHAIRPERSON ANDERSON: Mr. Ortiz.
20 Yes.

21 MR. DIETZ: Okay. I'm Bernard C.
22 Dietz.

23 CHAIRPERSON ANDERSON: Yes, Mr. Dietz,
24 and who is beside you, Mr. Dietz?

25 MR. KASSATE: Ephrame Kassate. I'm

1 the owner of DC Food Market.

2 CHAIRPERSON ANDERSON: You're sure
3 that you're the owner of DC Food Market, Mr.
4 Kassate?

5 MR. KASSATE: Yes, I am. I was just
6 sitting back there, but I --

7 CHAIRPERSON ANDERSON: All right. And
8 I don't know who the owner is, so if you say that
9 you're the owner --

10 MR. KASSATE: Yes, I am.

11 CHAIRPERSON ANDERSON: -- I will --
12 all right. Okay. Are there any preliminary
13 matters in this case?

14 MR. ORTIZ: There are no preliminary
15 matters at this time.

16 CHAIRPERSON ANDERSON: All right.
17 There's a sign-in sheet, sir. Please sign-in.

18 MR. KASSATE: Sure. Right on.

19 CHAIRPERSON ANDERSON: All right. So
20 this matter is scheduled for a show-cause hearing
21 on January 29, 2020. Have a good day. See you
22 in January.

23 And as I stated, since the owner is
24 here and I stated earlier before, we're dealing
25 with two attorneys. I expect that both parties

1 will exchange documents and witnesses seven days
2 before the hearing, if we go to a hearing. All
3 right?

4 So have a good day. That's DC Food
5 Market.

6 MR. KASSATE: Thank you.

7 (Whereupon, the hearing in the above-
8 entitled matter was concluded at 9:48 a.m.)
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<p>A</p> <p>a.m 2:2 3:19 4:15,16 7:8 ABC 1:10 above- 7:7 Abye 1:23 2:17,20,23 2:23,24 3:3 Alcoholic 1:2,13,14 ALIYA 1:19 ANC 1:7 Anderson 1:15,18 2:3 2:10,15,18,21,24 3:1 3:4,6,8,10,17 4:10,18 5:19,23 6:2,7,11,16 6:19 apologize 4:17 Applicant 1:22,22 2:14 approach 2:6 assuming 5:9 attorney 4:19 5:4,5,8 attorney's 5:11 attorneys 3:24,25 6:25 audience 4:23</p>	<p>D</p> <p>D.C 1:15 day 6:21 7:4 days 3:23 4:3 7:1 DC 1:6,6,21 2:5 5:14,16 6:1,3 7:4 dealing 5:4 6:24 December 1:12 Dietz 1:22 2:13,14,16 3:20 4:8,17,18 5:21 5:22,23,24 disclose 3:23 District 1:1 2:9 5:18 documents 3:23 4:4 7:1 Donovan 1:15,18 Duty 1:10</p> <p>E</p> <p>earlier 6:24 entitled 7:8 Ephrame 1:22 5:25 establishment 4:25 5:7 5:11 establishments 5:2 exchange 4:4 7:1 expect 3:25 6:25</p>	<p>let's 5:13 License 1:8 2:5 look 5:2</p> <p>M</p> <p>Manager 1:10 Market 1:6,6 2:5 5:14 5:16 6:1,3 7:5 matter 1:5 3:18 4:14 5:3 6:20 7:8 matters 3:14,16 6:13,15 means 3:25 MEETING 1:3 Member 1:18,19,19 met 1:14 Minor 1:9 morning 2:10,12,13,15 3:10</p> <p>N</p> <p>N.W 1:14 name 2:17,19,22 3:2,12 4:12 need 4:20 Number 2:4,5</p>	<p>relationship 5:7 represented 4:24 representing 5:11 requiring 4:3 Retailer 1:7 Room 1:14</p> <p>S</p> <p>Sale 1:9 scheduled 3:18 6:20 SE 1:7 seat 3:12 seven 3:23 4:3 7:1 sheet 3:11 4:11,13 6:17 SHORT 1:19 Show 1:7 show-cause 3:18,22 6:20 sign 3:11 4:12 sign-in 3:11 4:11,13 6:17,17 sir 2:19,22 3:11,13 4:12 4:20 6:17 sitting 6:6 sorry 2:18 specific 5:6 stated 6:23,24 Status 1:7 STEPHEN 1:21 Steve 2:8 Steven 5:17 Street 1:7,14 Suite 1:15 surprises 4:1,2</p>
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Z**0****00036** 2:5**1****10:00** 3:19**106962** 1:8 2:5**14th** 1:14**16th** 1:7**19-CC-** 2:4**19-CC-00036** 1:8**2****2000** 1:14**20009** 1:15**2019** 1:12**2020** 3:19 6:21**2200** 1:7**29** 3:19 6:21**3****4****4** 1:12**400S** 1:15**5****6****7****8****8A** 1:7**9****9:36** 2:2**9:41** 4:15**9:45** 4:16**9:48** 7:8

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: DC Food Market

Before: DCABRA

Date: 12-04-19

Place: Washington, DC

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



Court Reporter

NEAL R. GROSS

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1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

(202) 234-4433

www.nealrgross.com