

IN THE MATTER OF: :  
:  
1606 K Street, LLC, :  
t/a Fuel Pizza & Wings :  
1606 K Street NW : Show Cause  
Retailer CR - ANC 2B : Hearing (Status)  
License No. 88452 :  
Case #19-AUD-00080 :  
:  
(Failed to File Quarterly:  
Statement) :

Wednesday  
January 29, 2020

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  
REMA WAHABZADAH, Member

STEPHEN ORTIZ, DC OAG  
PAUL STRAUSS, COUNSEL FOR APPLICANT  
AARON SMITH, APPLICANT

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

2 10:03 a.m.

3 CHAIRPERSON ANDERSON: The next case  
4 on our calendar is Case Number 19-AUD-00080, Fuel  
5 Pizza and Wings, License Number 88452. Would the  
6 parties please approach and identify themselves  
7 for the record, please?

8 MR. STRAUSS: Good morning, Mr.  
9 Chairman. Paul Strauss on behalf of the  
10 Licensee, 1606 K Street, trading as Fuel Pizza.

11 CHAIRPERSON ANDERSON: Good morning,  
12 Mr. Strauss.

13 MR. STRAUSS: With me is a  
14 representative of the establishment.

15 CHAIRPERSON ANDERSON: Who is that?

16 MR. SMITH: Aaron Smith.

17 CHAIRPERSON ANDERSON: Good morning,  
18 Mr. Smith. You both can sit down. And make sure  
19 that you, can someone just leave two chairs up at  
20 the table, please.

21 And you can have a seat and please  
22 sign in, please.

23 MR. ORTIZ: Stephen Ortiz on behalf of  
24 the District of Columbia.

25 CHAIRPERSON ANDERSON: Good morning,

1 Mr. Ortiz.

2 MR. ORTIZ: Good morning.

3 CHAIRPERSON ANDERSON: Are there any  
4 preliminary matters in this case?

5 MR. ORTIZ: Yes.

6 CHAIRPERSON ANDERSON: What's the  
7 preliminary matter, please?

8 MR. ORTIZ: As to Charge 1 the  
9 establishment shall pay \$2,000 within 30 days or  
10 its license shall be suspended indefinitely until  
11 this fine is paid.

12 And they will submit pending quarterly  
13 statements if they have not submitted any yet.  
14 And it's my understanding that they have already  
15 submitted the quarterly statements.

16 MR. STRAUSS: That is correct.

17 CHAIRPERSON ANDERSON: All right. Mr.  
18 Strauss, it's my understanding that there is an  
19 offer in compromise.

20 The offer in compromise is that there  
21 is a fine of \$2,000 payable within 30 days. And  
22 as a part of that offer in compromise that the  
23 licensee will submit any outstanding quarterly  
24 statements that are due.

25 Is this your understanding, is this

1 you and your client's understanding, sir, of the  
2 offer in compromise?

3 MR. STRAUSS: It is, Mr. Chairman.  
4 And my understanding is that all the outstanding  
5 reports have been submitted.

6 CHAIRPERSON ANDERSON: Thank you. Is  
7 your client aware that by accepting an offer in  
8 compromise that they're giving up their right to  
9 a hearing?

10 MR. STRAUSS: They are.

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

15 MR. STRAUSS: They are.

16 CHAIRPERSON ANDERSON: All right.  
17 With that said, I make a motion that the offer in  
18 compromise of a fine of \$2,000 payable within 30  
19 days be accepted.

20 If the fine is not paid within 30 days  
21 the license will be suspended until the fine has  
22 been paid. Is there a second?

23 MEMBER CROCKETT: Second.

24 CHAIRPERSON ANDERSON: Ms. Crockett  
25 has seconded the motion. All those in favor say,

1       aye.

2                   (Chorus of aye)

3                   Those opposed. The matter passes 4,  
4       5-0-0, thank you. Mr. Strauss, can you please  
5       file a notice of appearance with the Agency,  
6       please? All right, thank you.

7                   MR. STRAUSS: Thank you very much.

8                   CHAIRPERSON ANDERSON: All right,  
9       thank you. You can sign off on this paperwork.

10                  (Whereupon, the above-entitled matter  
11       went off the record at 10:06 a.m.)

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<b>A</b>	<b>E</b>	<b>opposed</b> 5:3 <b>Ortiz</b> 1:22 2:23,23 3:1,2 3:5,8 <b>outstanding</b> 3:23 4:4	<b>Suite</b> 1:15 <b>suspended</b> 3:10 4:21
a.m 2:2 5:11 <b>Aaron</b> 1:23 2:16 <b>above-entitled</b> 5:10 <b>accepted</b> 4:19 <b>accepting</b> 4:7,12 <b>Agency</b> 5:5 <b>Alcoholic</b> 1:2,13,14 <b>ALIYA</b> 1:19 <b>ANC</b> 1:7 <b>Anderson</b> 1:15,18 2:3 2:11,15,17,25 3:3,6 3:17 4:6,11,16,24 5:8 <b>appeal</b> 4:14 <b>appearance</b> 5:5 <b>APPLICANT</b> 1:22,23 <b>approach</b> 2:6 <b>aware</b> 4:7,12 <b>aye</b> 5:1,2	<b>F</b> <b>Failed</b> 1:9 <b>favor</b> 4:25 <b>file</b> 1:9 5:5 <b>fine</b> 3:11,21 4:18,20,21 <b>Fuel</b> 1:6 2:4,10	<b>P</b> <b>P-R-O-C-E-E-D-I-N-G-S</b> 2:1 <b>paid</b> 3:11 4:20,22 <b>paperwork</b> 5:9 <b>part</b> 3:22 <b>parties</b> 2:6 <b>passes</b> 5:3 <b>Paul</b> 1:22 2:9 <b>pay</b> 3:9 <b>payable</b> 3:21 4:18 <b>pending</b> 3:12 <b>Pizza</b> 1:6 2:5,10 <b>please</b> 2:6,7,20,21,22 3:7 5:4,6 <b>preliminary</b> 3:4,7 <b>PRESENT</b> 1:17,21 <b>presiding</b> 1:15	<b>T</b> <b>t/a</b> 1:6 <b>table</b> 2:20 <b>thank</b> 4:6 5:4,6,7,9 <b>trading</b> 2:10 <b>two</b> 2:19
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**88452** 1:8 2:5

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Fuel Pizza

Before: DCABRA

Date: 01-29-20

Place: Washington, DC

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

  
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Court Reporter

**NEAL R. GROSS**

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