

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

IN THE MATTER OF: :
:
Jun King Provisions, Inc.:
Full Kee Restaurant :
509 H Street NW : Show Cause
Retailer CR - ANC 2C : Hearing (Status)
License No. 73951 :
Case #17-CMP-00659 :
:
(Failed to File Quarterly:
Statement) :

Wednesday
February 28, 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:

CHRISTOPHER SOUSA, OAG
XI QIU TAN, Applicant
MIE XIAN WU, Applicant
HELEN FANG, Interpreter

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

2 9:55 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Case No. 17-CMP-
5 00659, Full Kee Restaurant, License No. 73951.

6 Is there an interpreter in this case?

7 INTERPRETER FANG: I'm the
8 interpreter.

9 CHAIRPERSON ANDERSON: Can you raise
10 your hand, please, ma'am?

11 INTERPRETER FANG: Yes.

12 CHAIRPERSON ANDERSON: Do you swear or
13 affirm to faithfully translate these proceedings
14 from -- it's from Mandarin? What is it?

15 INTERPRETER FANG: Yes, Mandarin
16 Chinese.

17 CHAIRPERSON ANDERSON: From Mandarin
18 Chinese to English and from English to Mandarin
19 Chinese?

20 INTERPRETER FANG: Yes, I do.

21 CHAIRPERSON ANDERSON: Good. Have a
22 seat, please.

1 INTERPRETER FANG: Okay.

2 CHAIRPERSON ANDERSON: Would the
3 parties, please, state their name for the record,
4 please? Mr. Sousa?

5 MR. SOUSA: Christopher Sousa for the
6 District of Columbia.

7 CHAIRPERSON ANDERSON: Good morning,
8 Mr. Sousa. Can you state your name for the
9 record, please?

10 INTERPRETER FANG: What?

11 CHAIRPERSON ANDERSON: Them. They
12 need -- I need them to tell me their names.

13 INTERPRETER FANG: Oh.

14 MR. TAN: Xi Qiu Tan.

15 CHAIRPERSON ANDERSON: Can you --

16 MR. TAN: Xi Qiu Tan.

17 CHAIRPERSON ANDERSON: -- spell it
18 also, too, please?

19 MR. TAN: S-I Q-I-U and Tan, T-A-N,
20 the last name.

21 CHAIRPERSON ANDERSON: All right.
22 Thank you. And have him write it on that piece

1 of paper right there, too, please.

2 Can I also have her introduce her
3 name, please, herself?

4 MS. WU: My name is Mie Xian Wu.

5 CHAIRPERSON ANDERSON: And could we
6 also spell that, too, please?

7 MS. WU: M-I-E S-I-A-N W-U.

8 CHAIRPERSON ANDERSON: Thank you. And
9 if she can write it on the sheet. And, ma'am,
10 you can -- as the Interpreter, you can also write
11 your name on the sheet, too, please.

12 INTERPRETER FANG: Okay.

13 CHAIRPERSON ANDERSON: Are there any
14 preliminary matters in this case?

15 MR. SOUSA: There are. There is an
16 Offer in Compromise to present to the Board.

17 CHAIRPERSON ANDERSON: And what is the
18 Offer in Compromise?

19 MR. SOUSA: That Offer in Compromise
20 for Charge 1, failure to file required quarterly
21 statement, there is a \$350 fine and submission of
22 the second quarter 2017 statement. Payment of

1 the fine if not received, will result in the
2 license being suspended or revoked.

3 CHAIRPERSON ANDERSON: In?

4 MR. SOUSA: Within 30 days.

5 CHAIRPERSON ANDERSON: Do you know,
6 Mr. Sousa, if this covers all the outstanding
7 quarterly -- I'm sorry, filings?

8 MR. SOUSA: This charge is only for
9 the failure to file the second quarter of 2017
10 filing. So this charge doesn't cover any other
11 filings that they may have missed.

12 CHAIRPERSON ANDERSON: All right. I'm
13 sorry, when is it -- is there a time line to file
14 the second -- the outstanding filings?

15 MR. SOUSA: There is not. I can
16 consult with the other side. Do you want me to
17 run through the OIC again?

18 CHAIRPERSON ANDERSON: Yes, please.

19 MR. SOUSA: Okay. The OIC to be
20 presented to the Board is payment of a \$350 fine
21 within 30 days. If the payment is not received,
22 the license will be suspended. And also the

1 filing of the second quarter 2017 Quarterly
2 Statement within 30 days.

3 CHAIRPERSON ANDERSON: All right.

4 INTERPRETER FANG: Excuse me, you said
5 2017?

6 MR. ANDERSON: Yeah, the second
7 quarter of 2017.

8 INTERPRETER FANG: Oh. She is unsure.

9 CHAIRPERSON ANDERSON: That's it?

10 MR. SOUSA: Yes.

11 CHAIRPERSON ANDERSON: All right.

12 It's my understanding that there is an Offer in
13 Compromise. And the Offer in Compromise is that
14 there is a fine of \$350 payable in 30 days. If
15 the fine is not payable within 30 days, the
16 license will be suspended. And that also the
17 second quarter statements for 2017 will also be
18 filed within 30 days.

19 MS. WU: Okay.

20 CHAIRPERSON ANDERSON: Is this your
21 understanding of the Offer in Compromise?

22 MS. WU: Yes.

1 CHAIRPERSON ANDERSON: I need you to
2 vocalize it, ma'am. I can't hear you, so you
3 have to say yes.

4 INTERPRETER FANG: Oh, I asked her
5 if --

6 CHAIRPERSON ANDERSON: No. You need
7 to tell me that she said yes.

8 MS. WU: Yes.

9 CHAIRPERSON ANDERSON: Right.

10 INTERPRETER FANG: She said she would
11 do it.

12 CHAIRPERSON ANDERSON: Right. Is she
13 aware that by accepting an Offer in Compromise,
14 that she is giving up her right to a hearing?

15 INTERPRETER FANG: Giving up what?

16 CHAIRPERSON ANDERSON: Is she aware
17 that by accepting an Offer in Compromise, that
18 she is giving up her right to have a hearing?

19 MS. WU: Yes.

20 CHAIRPERSON ANDERSON: And is she also
21 aware that by accepting an Offer in Compromise,
22 that she is giving up her right to appeal this

1 matter?

2 MS. WU: Yes.

3 CHAIRPERSON ANDERSON: All right.

4 With that said, I then make a motion that the
5 Offer in Compromise be accepted and the Offer in
6 Compromise is a fine of \$350 payable in 30 days.
7 And the second quarter payment paid within 30
8 days. The second quarter filings, I'm sorry.

9 MS. WU: Yeah.

10 CHAIRPERSON ANDERSON: And if it's not
11 done, the license will be suspended until
12 compliance has been made. Is there a second?

13 MEMBER SHORT: Second.

14 CHAIRPERSON ANDERSON: Mr. Short has
15 seconded the motion.

16 All those in favor say aye.

17 ALL: Aye.

18 CHAIRPERSON ANDERSON: All those
19 opposed? The matter passes 5-0-0. We have
20 accepted the Offer in Compromise.

21 So we are going to have you sign some
22 paperwork now to formalize it. Okay? All right.

1 MR. TAN: Thank you.

2 CHAIRPERSON ANDERSON: It's over. All
3 right. Now that this case is over, it is my
4 understanding that there might be some other
5 outstanding payments -- quarterly filings.

6 Since the translator is here, we are
7 going to have you meet with Monica Clark and she
8 can explain to you the process of what is
9 missing. Okay? So --

10 MS. WU: Okay.

11 CHAIRPERSON ANDERSON: All right. So
12 I'm going to have -- you can have them sign this
13 paperwork and then they can stay in the back and
14 you stay with them to have Ms. Clark explain to
15 them what is needed.

16 INTERPRETER FANG: Oh, okay.

17 CHAIRPERSON ANDERSON: So you guys can
18 wait in the back and she will talk to you. Okay?

19 INTERPRETER FANG: Okay, yes.

20 CHAIRPERSON ANDERSON: Thank you.

21 (Whereupon, the Show Cause (Status)
22 Hearing was concluded at 10:05 a.m.)

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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Full Kee

Before: DCABRA

Date: 02-28-18

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.

Neal R Gross

Court Reporter

NEAL R. GROSS

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