

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

IN THE MATTER OF: :
 :
 Green Island Heaven and :
 Hell, Inc. :
 t/a Green Island :
 Cafe/Heaven & Hell :
 2327 18th Street NW : Show Cause
 Retailer CT - ANC 1C : Hearing (Status)
 License No. 74503 :
 Case #17-CC-00118 :
 :
 (Sale to Minor Violation, :
 Failed to Take Steps :
 Necessary to Ascertain :
 Legal Drinking Age, :
 Failed to Follow Security: :
 Plan) :

Wednesday
 May 2, 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
 DONALD ISAAC, SR., Member
 MIKE SILVERSTEIN, Member
 JAMES SHORT, Member
 REMA WAHABZADAH, Member

ALSO PRESENT:

MEHARI WOLDEMARIAM, Licensee

JONATHAN FARMER, Licensee's Attorney

LOUISE PHILLIPS, OAG

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

9:52 a.m.

CHAIRPERSON ANDERSON: All right. The next case on our calendar is Case No. 17-CC-00118, Green Island Cafe/Heaven & Hell, License No. 74503.

Will the parties, please, approach and identify themselves for the record, please?

MR. FARMER: Jonathan Farmer on behalf of Green Island Cafe.

CHAIRPERSON ANDERSON: Good morning, Mr. Farmer.

MR. WOLDEMARIAM: Mehari Woldemariam, Green Island Cafe.

CHAIRPERSON ANDERSON: Good morning, Mr. Woldemariam. Good morning, sir.

MS. PHILLIPS: Louise Phillips, Assistant Attorney General for the District of Columbia and with me is Kimberly Berry also an assistant.

CHAIRPERSON ANDERSON: Ms. Phillips, Ms. Berry.

1 All right. Are there any preliminary
2 matters in this case?

3 MS. PHILLIPS: Yes, there are, Mr.
4 Chair. The parties have agreed to an Offer in
5 Compromise which is a \$6,500 fine.

6 MR. WOLDEMARIAM: What?

7 MS. PHILLIPS: Isn't that what it is?

8 MR. FARMER: Yeah, we're good. Sorry.

9 MS. PHILLIPS: Okay. I don't settle
10 the cases. I'm just reading what I was told was
11 settled. With 10 days suspended, five stayed and
12 five served. The dates to be served will be
13 Monday, August --

14 CHAIRPERSON ANDERSON: Hold on, hold
15 on, hold on.

16 MEMBER ALBERTI: We can't write that
17 fast.

18 CHAIRPERSON ANDERSON: Right.

19 MS. PHILLIPS: All right.

20 CHAIRPERSON ANDERSON: Tell me the
21 days. I don't have it written down, so that's
22 why I'm taking notes. So what is --

1 MS. PHILLIPS: Monday, August 6th
2 through Friday, August 10th. And the owner
3 understands that that means they can't open until
4 Saturday night, not 12 midnight on Friday. It
5 has got to be the whole Friday service period.

6 All right. I can break it down by
7 charge if you wish, Mr. Chair.

8 CHAIRPERSON ANDERSON: Yes, please,
9 yeah, please.

10 MS. PHILLIPS: But you don't have to
11 have it.

12 CHAIRPERSON ANDERSON: You can break
13 it down by charge, please, since there were
14 different charges in this case.

15 MS. PHILLIPS: All right.

16 CHAIRPERSON ANDERSON: And I think Mr.
17 Woldemariam has a frown on his face, so I think
18 it's better to break it down by charge, because
19 I'm going to explain to his attorney and him in
20 that way, please.

21 MR. FARMER: Mr. Anderson, we have
22 gone through this.

1 CHAIRPERSON ANDERSON: No, I know,
2 sir, but I just want to make sure that I'm --
3 because I'm sitting here and I see certain
4 expressions and I have to state on the record
5 what the fine amount is. I have to make sure
6 that all Members here hear what it is, so when we
7 vote, if we vote, then all Members are aware of
8 what we are voting for.

9 I have to also make sure that your
10 client has to -- on behalf of your client, that
11 he is giving up his right to a hearing, that he
12 is giving up his right to appeal this matter.

13 MR. FARMER: Yes.

14 CHAIRPERSON ANDERSON: So to protect
15 the Agency, I have to do it that way. And I know
16 that there might be some issues and I want to
17 make sure that there are no issues. Okay. So go
18 ahead, Ms. Phillips, I want you to go through the
19 specific -- I'm sorry, the term for each charge.

20 MS. PHILLIPS: Yes, sir. Are you
21 ready?

22 CHAIRPERSON ANDERSON: Yes.

1 MS. PHILLIPS: Charge 1 is apparently
2 a sale to minor, which involved 15 patrons under
3 age.

4 CHAIRPERSON ANDERSON: No, I'm sorry,
5 not -- no just -- not the -- just the fine
6 amount. You don't have to go through what the --

7 MS. PHILLIPS: Well, I believe that
8 the record needs to reflect that this is an
9 egregious --

10 CHAIRPERSON ANDERSON: Okay. Fine.

11 MS. PHILLIPS: -- so there is 15 --

12 CHAIRPERSON ANDERSON: If you believe
13 that's necessary, that's fine, yes.

14 MS. PHILLIPS: That's why -- the only
15 reason I was mentioning it.

16 CHAIRPERSON ANDERSON: Okay.

17 MS. PHILLIPS: 15 patrons under 21
18 years of age were consuming alcohol, which
19 constitutes egregious behavior. So the fine is
20 \$3,000 to be paid, I believe they have requested,
21 90 days to pay or their license will be
22 indefinitely suspended. And the license shall be

1 suspended five days with all five days to be
2 served. So that's the days that we talked about
3 under the total discussion.

4 Charge 2 is a fine of \$1,000. The
5 license shall be suspended for five days with all
6 five days stayed for one year and all employees
7 will have to have TIPS training within three
8 months of the date of the Offer in Compromise.

9 And Charge 3 is \$2,500.

10 CHAIRPERSON ANDERSON: That's it?

11 MS. PHILLIPS: That's it.

12 CHAIRPERSON ANDERSON: Okay.

13 MS. PHILLIPS: I add it up to be
14 \$6,500.

15 CHAIRPERSON ANDERSON: All right. Mr.
16 Farmer, do you want me to take a short recess, so
17 you can talk to your client or do you want me to
18 move forward?

19 MR. FARMER: We should move on, sir.

20 CHAIRPERSON ANDERSON: All right. All
21 right. Mr. Farmer, it's my understanding there
22 is an Offer in Compromise. The Offer in

1 Compromise is that for Charge 1 there is a \$3,000
2 fine with a five day suspension and all five days
3 will be served. The days to be served are August
4 6th through August 10th.

5 So August 6 through August 10, so
6 that's a Monday through Friday, 2018 and the
7 Government stated that they want the licensee to
8 be assured to be aware that he -- the business
9 cannot open until August the 11th, which is a
10 Saturday night. Not necessarily 12:01 on Friday.
11 Is that correct? So it has to be Saturday, so
12 the business then will be closed August 6th
13 through August 10th. So the Monday through
14 Friday and the business cannot open until the
15 Saturday night.

16 MS. PHILLIPS: Or whatever time they
17 are --

18 CHAIRPERSON ANDERSON: Cannot open
19 until --

20 MS. PHILLIPS: -- whatever time their
21 license says they can open.

22 CHAIRPERSON ANDERSON: Right. But

1 on --

2 MS. PHILLIPS: They cannot open at
3 midnight, 12:01.

4 CHAIRPERSON ANDERSON: But on
5 Saturday, on the Saturday whatever the --
6 whatever time they are -- their operating hours
7 on Saturday the 11th.

8 MS. PHILLIPS: Thank you.

9 MR. WOLDEMARIAM: The same date,
10 Monday until then or we can do that Saturday?

11 MR. FARMER: No.

12 MR. WOLDEMARIAM: Why not? Let me
13 ask.

14 MR. FARMER: Mr. Anderson, I'm going
15 to need a minute with my client.

16 CHAIRPERSON ANDERSON: I'm sorry, what
17 did you say, sir?

18 MR. FARMER: Mr. Anderson, I'm going
19 to need a minute with my client.

20 CHAIRPERSON ANDERSON: All right. So
21 we will take a brief recess. So we will take a
22 brief recess before I continue with this OIC.

1 Okay.

2 MR. FARMER: Okay.

3 MS. PHILLIPS: You can call the other
4 cases.

5 CHAIRPERSON ANDERSON: Well, how much
6 time -- all right. So what I will do is that I
7 will recall this case. You can take as much time
8 as you need to talk to your client. All right.
9 So I'm recall Green Island.

10 MR. FARMER: Okay. Thank you.

11 CHAIRPERSON ANDERSON: All right.

12 (Whereupon, the above-entitled matter
13 went off the record at 9:59 a.m. and resumed at
14 10:15 a.m.)

15 CHAIRPERSON ANDERSON: All right. We
16 are back on the record. I'm going to recall Case
17 No. 17-CC-00118.

18 Will the parties again introduce
19 themselves for the record?

20 MS. PHILLIPS: Louise Phillips,
21 Assistant Attorney General for the District of
22 Columbia and I have with me Kimberly Berry also

1 an assistant.

2 CHAIRPERSON ANDERSON: Good morning
3 again.

4 MR. FARMER: Jonathan Farmer on behalf
5 of Green Island Cafe.

6 CHAIRPERSON ANDERSON: Good morning
7 again, Mr. Farmer.

8 MR. WOLDEMARIAM: Mehari Woldemariam,
9 Green Island Cafe.

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

12 All right. Are there any preliminary
13 matters in this case?

14 MS. PHILLIPS: There are. And the --

15 CHAIRPERSON ANDERSON: Hold on, hold
16 on one minute, please. All right. Are there any
17 preliminary matters?

18 MS. PHILLIPS: There are.

19 CHAIRPERSON ANDERSON: Yes.

20 MS. PHILLIPS: The preliminary matters
21 that we discussed before we adjourned are exactly
22 the same except for the dates of the suspension.

1 CHAIRPERSON ANDERSON: Okay.

2 MS. PHILLIPS: The dates of the
3 suspension are now Monday, August 20th through
4 Friday, August 24th and everything else is the
5 same.

6 CHAIRPERSON ANDERSON: All right. All
7 right. Mr. Farmer, it's my understanding that
8 there is an Offer in Compromise and the Offer in
9 Compromise is that for Charge 1, there is a
10 \$3,000 fine. Along with the \$3,000 fine, there
11 is a five day suspension and all five days will
12 be served. The days that will be served are
13 Monday, August 20th, through Friday, August 24,
14 2018.

15 That for Charge 2, there is a \$1,000
16 suspension with a five day suspension and all
17 five days will be stayed for one year. Along
18 with Charge 2 is that all employees will -- all
19 employees who sell and serve alcohol will undergo
20 TIPS training and this training must be done
21 within the next 90 days.

22 That for Charge 3, there is a \$2,500

1 fine.

2 The total fine of \$6,500 must be
3 payable within 90 days. If it's not payable in
4 90 days, the license will be suspended until
5 compliance has been made.

6 Yes, Ms. Phillips?

7 MS. PHILLIPS: I think you misstated.
8 First of all, it's \$1,000 fine and the suspension
9 is five days, five days stayed, that's correct,
10 but all employees, not just ones who serve
11 alcohol.

12 CHAIRPERSON ANDERSON: Okay.

13 MS. PHILLIPS: All employees will get
14 the TIPS training within three months after the
15 OIC's date.

16 CHAIRPERSON ANDERSON: All right. So
17 I stand corrected. Then on -- for Charge 2,
18 that's what I said. I said a \$1,000 fine, all
19 five days will be -- with a five day suspension,
20 all days stayed for one year and all employees
21 will undergo TIPS training within 90 days after
22 the signing of the OIC.

1 Is that it? Is there any other
2 clarification? So, Mr. Farmer, is this your
3 understanding of the Offer in Compromise?

4 MR. FARMER: Yes, it is.

5 CHAIRPERSON ANDERSON: And is your
6 client aware that by accepting an Offer in
7 Compromise, that he is giving up his right to a
8 hearing?

9 MR. FARMER: Yes, he is.

10 CHAIRPERSON ANDERSON: And is your
11 client also aware that by accepting an Offer in
12 Compromise, that he is giving up his right to
13 appeal this matter?

14 MR. FARMER: Yes, he is.

15 CHAIRPERSON ANDERSON: And I will, in
16 this particular case -- I know that Mr. Farmer is
17 speaking on behalf of his client, but his client
18 is sitting here and his client, I believe,
19 agrees, because earlier the client had verbally
20 expressed his disagreement with what was stated.
21 So I just want the record to reflect to cover all
22 parties.

1 With this said, are there any
2 questions by any Board Members regarding the
3 Offer in Compromise? Yes, Mr. Silverstein?

4 MEMBER SILVERSTEIN: I would like to
5 see a clarification on the dates of the
6 suspension and when -- at which hour those will
7 take effect.

8 CHAIRPERSON ANDERSON: All right. The
9 suspension is August 20th through August 24,
10 2018. So it's a Monday through Friday. The
11 business will be allowed to open on Saturday,
12 which -- whatever the regular hours on Saturday
13 is they will be open on Saturday.

14 MEMBER SILVERSTEIN: My question
15 concerns the front end of this. They will be
16 permitted to be open if the license allows on
17 Sunday night into Monday morning, correct?

18 MS. PHILLIPS: I have to look at the
19 calendar.

20 MEMBER SILVERSTEIN: If the suspension
21 begins Monday, does it begin Monday at midnight--

22 MR. FARMER: We will be --

1 MEMBER SILVERSTEIN: -- or does it
2 begin --

3 CHAIRPERSON ANDERSON: Hold on, hold
4 on one minute, please, sir. All right.

5 MR. FARMER: My understanding is we
6 will be open on Sunday. We will be closed on
7 Monday and we will be closed on -- Monday through
8 Friday. So we will be closed Friday. We will be
9 doing no business on Friday. We will be doing no
10 business on Monday and the remaining days.

11 MEMBER SILVERSTEIN: All right.

12 MR. FARMER: So a full five days.

13 MEMBER SILVERSTEIN: All right. Do
14 you regularly open on Sunday?

15 CHAIRPERSON ANDERSON: But that
16 shouldn't --

17 MEMBER SILVERSTEIN: No, no, please.
18 If at 12:00, does this take effect at 12:01 on
19 Monday? In which case, if you were open Sunday
20 night, you would have to close at 12:00?

21 CHAIRPERSON ANDERSON: No, that would
22 not make sense, Mr. Silverstein, because --

1 MEMBER SILVERSTEIN: I want to make
2 sure that that's on the record.

3 CHAIRPERSON ANDERSON: But what I'm
4 saying is that that's their Sunday operation.
5 Sunday -- what are your hours on Sunday? What's
6 the business' hours of operation on Sunday?

7 MR. FARMER: It's until midnight on
8 Sunday.

9 CHAIRPERSON ANDERSON: All right. So
10 but as --

11 MR. FARMER: So we are not --

12 CHAIRPERSON ANDERSON: -- so --

13 MR. FARMER: We're not even saying
14 that --

15 CHAIRPERSON ANDERSON: No, I'm just --
16 I just want to clarify for the record. What is
17 the business' hours of operation on a Sunday?

18 MR. FARMER: Until midnight.

19 MEMBER SILVERSTEIN: Very good.

20 CHAIRPERSON ANDERSON: From what time
21 to what time?

22 MR. WOLDEMARIAM: 5:00 to midnight.

1 CHAIRPERSON ANDERSON: From -- so you
2 are open -- so therefore, you will close your
3 regular time, because Monday doesn't start at --
4 well, and what are your hours for operation on
5 Monday?

6 MR. FARMER: 5:00 to --

7 CHAIRPERSON ANDERSON: Right.

8 MR. WOLDEMARIAM: Midnight.

9 CHAIRPERSON ANDERSON: So -- right.
10 So Monday starts at 5:00 p.m. on the 20th.

11 MR. WOLDEMARIAM: Understood.

12 CHAIRPERSON ANDERSON: For the record,
13 what is the hours of operation on a Friday?

14 MR. WOLDEMARIAM: 5:00 to 2:45.

15 CHAIRPERSON ANDERSON: All right.

16 5:00 to -- so you can open -- so therefore, you
17 cannot open until August 25th at your -- whatever
18 time it is. I'm coming back to you, Ms.
19 Phillips. I just want to make sure.

20 So you wouldn't be open until whatever
21 your regular hours to open on Saturday.

22 MR. FARMER: Saturday, correct.

1 CHAIRPERSON ANDERSON: Yes, Ms.
2 Phillips?

3 MS. PHILLIPS: I'm just looking at the
4 Exhibit 8 on -- of the investigative report and
5 it says that the hours of operation are 11:00 to
6 2:00 a.m. Sunday through Friday and then from
7 11:00 a.m. to 3:00 a.m., Friday and Saturday.
8 And hours of sales are the same. The hours of
9 entertainment are 5:00 p.m. to 2:00 a.m., it
10 looks like Sunday through Friday. And then 5:00
11 p.m. to 3:00 a.m. on Friday and Saturday.

12 MR. WOLDEMARIAM: It's not
13 necessarily.

14 MS. PHILLIPS: And then the sidewalk
15 hours are 11:00 to 1:00 a.m. and then 11:00 to
16 2:00 a.m. on the weekend.

17 CHAIRPERSON ANDERSON: All right.

18 MS. PHILLIPS: So maybe he doesn't
19 offer -- maybe that's new hours that he is
20 keeping? All I'm saying is that all I can go by
21 is what is in the report.

22 MR. WOLDEMARIAM: No.

1 CHAIRPERSON ANDERSON: And well, all
2 right. We don't need to go through that.

3 MS. PHILLIPS: Okay.

4 CHAIRPERSON ANDERSON: Where we are,
5 basically, your license specifically state what
6 your hours of operation are. And so for this
7 OIC, the days to be served are August 20th
8 through Friday, August 24th.

9 Meaning that the business can be open
10 its regular hours on August 19th and its regular
11 hours on August 25th, whatever the license states
12 the hours are.

13 MEMBER SILVERSTEIN: Thank you, Mr.
14 Chairman.

15 CHAIRPERSON ANDERSON: All right.

16 MEMBER SILVERSTEIN: Thank you for
17 that clarification.

18 CHAIRPERSON ANDERSON: You're welcome.

19 MR. WOLDEMARIAM: What about at
20 midnight --

21 MR. FARMER: Shhhhh, shhhhh.

22 CHAIRPERSON ANDERSON: All right. So

1 any other questions by any other Board Members
2 regarding this OIC?

3 Hearing none, I make a motion that the
4 Offer in Compromise --

5 MR. WOLDEMARIAM: I have a question.

6 CHAIRPERSON ANDERSON: -- for this
7 establishment be -- the Offer in Compromise is
8 that for Charge 1, there is a \$3,000 fine. There
9 is a five day suspension and all five days will
10 be served. The days to be served are August 20th
11 through August 24, 2018.

12 For Charge 2, there is a \$1,000 fine
13 with a five day suspension and all five days will
14 be stayed for one year. And that all employees
15 undergo TIPS training within 90 days of the OIC.

16 For Charge 3, there is a \$2,500 fine.

17 The total fine of \$6,500 will be
18 payable in 90 days. If it is not payable in 90
19 days, the license will be suspended.

20 I make a motion that we accept this
21 OIC. Is there a second?

22 MEMBER SHORT: Second.

1 CHAIRPERSON ANDERSON: Mr. Short has
2 seconded the motion.

3 All those in favor say aye.

4 ALL: Aye.

5 CHAIRPERSON ANDERSON: All those
6 opposed? The matter passes 7-0-0.

7 We will issue a Board Order. So
8 therefore, the OIC and in the sense that the TIPS
9 training, it will not start until you receive the
10 Board Order. So it's 90 days from the date that
11 we issue the Board Order. If the Board Order is
12 delayed and if we don't issue it, which it's
13 unlikely that we don't issue the Board Order by
14 August 25 -- by August 20th, the licensee is on
15 notice that they will be suspended from August
16 20th through August 24th.

17 Yes, Mr. Farmer, a question?

18 MR. FARMER: Just as a matter --

19 CHAIRPERSON ANDERSON: So the matter
20 is over, so --

21 MR. WOLDEMARIAM: The matter is not
22 over.

1 CHAIRPERSON ANDERSON: Yes, Mr.
2 Farmer?

3 MR. FARMER: Just to clarify the
4 record and in response to Mr. Silverstein's
5 question. Basically, as the facts stand, we
6 recognize what the operating hours are. And we--
7 that's on the license.

8 CHAIRPERSON ANDERSON: Yes.

9 MR. FARMER: As a matter of practice,
10 if he doesn't have the business on Sunday, he is
11 going to be closed at midnight anyway, so that
12 is --

13 CHAIRPERSON ANDERSON: That's fine.

14 MR. WOLDEMARIAM: Allow the owner,
15 please.

16 CHAIRPERSON ANDERSON: Talk -- Mr.
17 Woldemariam, for your own protection, speak to
18 your lawyer and make sure your lawyer knows what
19 you are going to say before you say it. Okay?

20 MR. WOLDEMARIAM: But they taking --

21 CHAIRPERSON ANDERSON: If your lawyer
22 said you should be able to speak, then go ahead

1 and speak.

2 All right. This matter is -- thank
3 you. I thank the parties. We will issue a Board
4 Order and you can talk to your client as much as
5 you need to, Mr. Farmer.

6 MR. FARMER: Thank you.

7 CHAIRPERSON ANDERSON: But I just want
8 the record to be clear, so therefore, that will
9 protect you in representing your client. Thank
10 you.

11 MR. FARMER: Thank you. Thank you,
12 Mr. Chair.

13 CHAIRPERSON ANDERSON: All right. So
14 you can -- Mr. Woldemariam, you are welcome to
15 speak to your lawyer outside, sir.

16 MR. WOLDEMARIAM: I am complaining
17 because if the Board is looking for these times,
18 I didn't have a chance for my time. I'm allowed
19 a closing Friday until midnight.

20 MR. FARMER: No.

21 CHAIRPERSON ANDERSON: Yes. As was
22 stated, Mr. Woldemariam --

1 MR. WOLDEMARIAM: Yes.

2 CHAIRPERSON ANDERSON: -- your license
3 states what your hours of operation are. And you
4 will operate until -- based on your license.

5 MR. WOLDEMARIAM: But there is a time
6 between Friday from midnight to 3:00 in the
7 morning.

8 CHAIRPERSON ANDERSON: Whatever your
9 license says, sir, if your -- whatever your
10 license says, sir, you are -- you can open, but
11 the bottom line is that you are suspended Monday
12 through Friday, okay?

13 MR. WOLDEMARIAM: Yes.

14 CHAIRPERSON ANDERSON: You can open on
15 Saturday. However, Saturday doesn't necessarily
16 start at 12:01. Saturday starts -- what -- on
17 your license, sir, what are your hours of
18 operation for Saturday on your license?

19 MR. WOLDEMARIAM: My license open 5:00
20 to -- 11:00 in the morning to --

21 CHAIRPERSON ANDERSON: Right.

22 MR. WOLDEMARIAM: -- 2:45 in the

1 morning.

2 CHAIRPERSON ANDERSON: So you can open
3 up on August 25th at 11:00 a.m.

4 MR. WOLDEMARIAM: Okay.

5 CHAIRPERSON ANDERSON: Not -- okay.
6 11:00 a.m. So you can open -- you can put up
7 your sign, your shingle is up on August 25th at
8 11:00 a.m., that's when you can start back
9 operating, not 12:01 Friday night, because Friday
10 night is not Saturday. 12:01 Friday night is not
11 Saturday.

12 MR. WOLDEMARIAM: You --

13 CHAIRPERSON ANDERSON: Saturday
14 doesn't start until 11:00 a.m. You just told me,
15 sir, that your hours of operation on a Saturday
16 is 11:00 a.m. Is that correct?

17 MR. WOLDEMARIAM: Correct.

18 CHAIRPERSON ANDERSON: Right. So
19 therefore, you serve your suspension and you
20 cannot open back until 11:00 a.m. on Saturday,
21 August 25th.

22 MR. WOLDEMARIAM: Is that our clock

1 that starts at midnight?

2 CHAIRPERSON ANDERSON: No, sir. Your
3 Saturday -- you just -- Mr. Woldemariam, I know
4 you get it, but I'm going to do it one more time.
5 I specifically asked you what are your hours of
6 operation on a Saturday. You told me that your
7 hours of operation on a Saturday, based on your
8 license, is at 11:00 a.m. Is that correct, sir?

9 MR. WOLDEMARIAM: Correct.

10 CHAIRPERSON ANDERSON: Meaning that
11 your license is suspended from August the 20th
12 until Friday the 24th, meaning that you cannot
13 open until Saturday and your Saturday operation
14 starts at 11:00 a.m., not 12:01, because if you
15 open up at 12:01 on Friday, you are -- that's
16 Friday, that's not Saturday. Isn't that correct?

17 MR. WOLDEMARIAM: After midnight is --

18 CHAIRPERSON ANDERSON: No, sir. No,
19 sir.

20 MR. WOLDEMARIAM: After midnight --

21 CHAIRPERSON ANDERSON: That is not
22 Saturday, sir.

1 MR. WOLDEMARIAM: -- according to
2 anyone --

3 CHAIRPERSON ANDERSON: Mr.
4 Woldemariam, going by your analysis, if 12:01 is
5 Saturday, then you could open up at 12:01 on
6 Saturday, then your hours of operation for
7 Saturday wouldn't start at 11:00. That's still
8 the same day, that's still Friday, sir.

9 MR. WOLDEMARIAM: Thank you, Your
10 Honor.

11 CHAIRPERSON ANDERSON: And I'll give
12 you an example, sir. If that's the case, at
13 12:01 -- do you close your business at 12:00 on
14 Friday and tell everybody to go? And so you
15 charge them a different price at 12:01 on
16 Saturday, because it's a different day? You
17 don't do that. That's still the same day. They
18 stay.

19 You -- when -- if you have a cover
20 charge, you start that separately. You don't --
21 the cover -- you don't tell -- you don't close
22 your business at 12:00, chase everybody out and

1 say it's a new day, you need to come back in and
2 pay more money. You don't do that. Is that
3 correct?

4 MR. WOLDEMARIAM: Correct.

5 CHAIRPERSON ANDERSON: Thank you, sir.
6 Have a great day.

7 MR. FARMER: Thank you.

8 CHAIRPERSON ANDERSON: All right.

9 (Whereupon, the Show Cause (Status)
10 Hearing was concluded at 10:32 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: Green Island Heaven and Hell, Inc.

Before: Alcoholic Beverage Control Board

Date: 05-02-18

Place: Washington, D.C.

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