

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

2 10:12 a.m.

3 CHAIRPERSON ANDERSON: Do we have
4 anyone here for Hawthorne?

5 MR. SOUSA: Yes, sir.

6 CHAIRPERSON ANDERSON: Okay. So I'm
7 going to go a little bit out of order, so I will
8 call Case No. 18-251-00030, Hawthorne, License
9 No. 99603.

10 Would the parties, please, approach
11 and identify themselves for the record, please?

12 MR. SOUSA: Christopher Sousa for the
13 District of Columbia.

14 MR. BROGAN: Francis Brogan, licensee.

15 CHAIRPERSON ANDERSON: Mister? I'm
16 sorry, your last name again, sir?

17 MR. BROGAN: Brogan, B-R-O-G-A-N.

18 CHAIRPERSON ANDERSON: Good morning,
19 Mr. Brogan.

20 Mr. Sousa, are there any preliminary
21 matters in this case?

22 MR. SOUSA: There are. There is an

1 OIC to present to the Board.

2 CHAIRPERSON ANDERSON: And what is
3 that, sir?

4 MR. SOUSA: For the only charge,
5 establishment used for an unlawful purpose, the
6 licensed establishment will pay \$1,250 within 30
7 days or the license will be suspended.

8 CHAIRPERSON ANDERSON: All right.

9 MR. BROGAN: We are offering to pay it
10 today and that will be --

11 CHAIRPERSON ANDERSON: Okay.

12 MR. SOUSA: -- yeah.

13 CHAIRPERSON ANDERSON: All right. Mr.
14 Brogan, it's my understanding that there is an
15 Offer in Compromise and as you corrected the
16 record, the Offer in Compromise is a fine of
17 \$1,250 payable today. If the fine is not payable
18 today, the license will be suspended.

19 Is this your understanding, sir, of
20 the Offer in Compromise?

21 MR. BROGAN: Yes.

22 CHAIRPERSON ANDERSON: Are you aware

1 that by accepting an Offer in Compromise, you are
2 giving up your right to a hearing?

3 MR. BROGAN: Yes, sir.

4 CHAIRPERSON ANDERSON: And are you
5 also aware that by accepting an Offer in
6 Compromise, that you are giving up your right to
7 appeal this matter?

8 MR. BROGAN: Yes, sir.

9 CHAIRPERSON ANDERSON: With that said,
10 I then make a motion that the Offer in Compromise
11 of a fine of \$1,250 payable today be accepted.
12 If the fine is not payable today, the licensee
13 will be -- the license will be suspended until
14 the payment has been made. Is there a second?

15 MEMBER SHORT: Second.

16 CHAIRPERSON ANDERSON: Mr. Short has
17 seconded the motion.

18 All those in favor say aye.

19 ALL: Aye.

20 CHAIRPERSON ANDERSON: Those opposed?

21 The matter passes 5-0-0.

22 MR. BROGAN: Thank you.

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CHAIRPERSON ANDERSON: Thank you.

(Whereupon, the Show Cause Hearing was
concluded at 10:14 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: 1336 U Street, LLC

Before: Alcoholic Beverage Control Board

Date: 09-12-18

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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