



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

2 10:11 a.m.

3 AGENT FLETCHER: Would the parties in  
4 the matter of Infusion Club and Restaurant please  
5 come forward? The parties in the matter of  
6 Infusion Club and Restaurant -- excuse me.

7 Excuse me in the back. Excuse me. We can't hear  
8 up here. Thank you.

9 Would the parties in the matter of --  
10 would the parties in the matter of Infusion Club  
11 and Restaurant please come forward? This is Case  
12 Number 18-PRO-00002. Lovable Business LLC, 1725  
13 Columbia Road NW, License Number ABRA-108251.

14 This is a retailer Class CT -- excuse  
15 me -- new application. The protest issues are  
16 adverse impact on peace, order and quiet,  
17 residential parking and vehicular and pedestrian  
18 safety, real property values.

19 My name is LaVerne Fletcher. I'm  
20 conducting the Roll Care Hearing as the Board's  
21 agent. Introductions, beginning with the  
22 applicant, please?

1 MS. YOHANNES: Sidon Yohannes on  
2 behalf of the applicant.

3 AGENT FLETCHER: Sidon, would you  
4 spell your name for the record please?

5 MS. YOHANNES: S-I-D-O-N,  
6 Y-O-H-A-N-N-E-S.

7 AGENT FLETCHER: Thank you very much.  
8 And your name, sir?

9 MR. HAILE: Ermias Haile.

10 AGENT FLETCHER: Could you spell that  
11 please?

12 MR. HAILE: E-R-M-I-A-S, H-A-I-L-E.

13 AGENT FLETCHER: Thank you very much.  
14 And present on behalf of the Kalorama Citizens  
15 Association?

16 MR. JAMES: Good morning. Denis  
17 James, President of KCA.

18 AGENT FLETCHER: Good morning, Mr.  
19 James. That's Denis with one N?

20 MR. JAMES: Oh, yes.

21 AGENT FLETCHER: Thank you. And is  
22 Matthew Wexler present?

1 MR. WEXLER: Yes, present.

2 AGENT FLETCHER: Mr. Wexler, don't  
3 drag that microphone --

4 MR. WEXLER: Sorry about that.

5 AGENT FLETCHER: -- because it gets --  
6 it's scratchy for the reporter. Thank you. Mr.  
7 Wexler, would you please spell your name for the  
8 record?

9 MR. WEXLER: Sure. Last name is  
10 W-E-X-L-E-R, first name Matthew, M-A-T-T-H-E-W.

11 AGENT FLETCHER: And, Mr. Wexler,  
12 you're representing a group of five?

13 MR. WEXLER: That's correct.

14 AGENT FLETCHER: Are any members from  
15 your group present today?

16 MR. WEXLER: No. I'm the authorized  
17 representative of that group.

18 AGENT FLETCHER: Okay, thank you.  
19 Your group of five is granted conditional  
20 standing at the status of hearing. The other  
21 four who are not present today will need to  
22 appear. So your group is granted conditional

1 standing. The Board needs to see five faces in  
2 order to be granted full standings. And, Mr.  
3 Wexler, there's a sign-in sheet.

4 MR. JAMES: They're signing in.

5 AGENT FLETCHER: Okay, well --

6 MR. JAMES: Pass it around.

7 AGENT FLETCHER: Mr. Wexler, do you  
8 have a question about that?

9 MR. WEXLER: No.

10 AGENT FLETCHER: Oh. So I can  
11 actually see your email address in the notice --  
12 in the protest letter. I'm just letting you know  
13 we have it already.

14 MR. WEXLER: Thank you.

15 AGENT FLETCHER: And then is Ms. Jaffe  
16 here?

17 MS. JAFFE: I'm here.

18 AGENT FLETCHER: Oh hi, Ms. Jaffe.

19 MS. JAFFE: Hi.

20 AGENT FLETCHER: Are you representing  
21 a group of -- are you representing the group of  
22 15?

1 MS. JAFFE: I am and we have -- I  
2 believe we have six people here today.

3 AGENT FLETCHER: Okay. Ms. Jaffe,  
4 would you spell your name for the record please?

5 MS. JAFFE: Yes. Ellen, E-L-L-E-N,  
6 Jaffe, J-A-F-F-E.

7 AGENT FLETCHER: And the individuals  
8 from your group that are present, if they could  
9 stand behind. The microphone is right -- just  
10 don't move it. Just -- but there's a microphone  
11 right there, if you could just state your name  
12 and stand at the table and state your name and  
13 spell it for the record.

14 MS. SHIA: Nancy Shia, N-A-N-C-Y,  
15 S-H-I-A.

16 AGENT FLETCHER: Thank you, Ms. Shia.

17 MR. TAHT: John Taht, J-O-H-N,  
18 T-A-H-T.

19 AGENT FLETCHER: Thank you.

20 MR. CARTER: John Carter, C-A-R-T-E-R.

21 MR. MCKEVITT: Stephen McKevitt,  
22 S-T-E-P-H-E-N, M-C-K-E-V-I-T-T.

1                   AGENT FLETCHER: Thank you.

2                   MS. DEVOE: And Margaret Devoe,  
3 M-A-R-G-A-R-E-T, D-E-V-O-E.

4                   AGENT FLETCHER: And you all signed  
5 the protest letter?

6                   GROUP: Yes.

7                   AGENT FLETCHER: Thank you. So I  
8 counted six present today --

9                   MS. JAFFE: Yes.

10                  AGENT FLETCHER: -- from the group,  
11 which means that the group is granted full  
12 standing.

13                  MS. JAFFE: Right.

14                  AGENT FLETCHER: And at the upcoming  
15 status hearing, only you, Ms. Jaffe, will need to  
16 appear or anyone else that you designate to  
17 represent the group.

18                  MS. JAFFE: Okay, thank you. I will  
19 be one talking.

20                  AGENT FLETCHER: Okay, thank you.

21 And, Ms. Jaffe, did you get a chance to fill out  
22 this sign-in sheet yet?

1 MS. JAFFE: No. I -- it's coming  
2 around.

3 AGENT FLETCHER: Okay. Yours is the  
4 one that we really need.

5 MS. JAFFE: Okay. I will do that in  
6 a minute.

7 AGENT FLETCHER: Okay. Thank you very  
8 much. The Kalorama Citizens Association has  
9 standing. The group of five has conditional  
10 standing. The group represented by Mr. Wexler --  
11 Mr. Wexler, those four other individuals will  
12 need to appear at the status hearing in order to  
13 be granted full standing or the board may dismiss  
14 the protest. And the group of 15 represented by  
15 Ms. Jaffe has standing as protestants.

16 I'm going to give you a date for a  
17 mediation.

18 MR. IRANI: Ms. Fletcher, how about  
19 the ANC?

20 AGENT FLETCHER: The ANC? Oh -- did  
21 you get a hearing notice to appear today?

22 MR. IRANI: Yes, I did.

1                   AGENT FLETCHER: You can introduce  
2 yourself for the record.

3                   MS. JAFFE: Would you like this?

4                   AGENT FLETCHER: You can leave it  
5 right there, Ms. Jaffe. It's for -- and, sir,  
6 can I get your name?

7                   MR. IRANI: Sure. Amir Irani,  
8 I-R-A-N-I. Here for ANC 1C.

9                   AGENT FLETCHER: And what's the last  
10 name?

11                  MR. IRANI: Irani, I-R-A-N-I.

12                  AGENT FLETCHER: Mr. Irani, did you  
13 sign the sign-in sheet yet?

14                  MR. IRANI: I did.

15                  AGENT FLETCHER: Your protest letter  
16 for some reason did not make it to the protest  
17 file, which I have in my possession, but you  
18 received the hearing notice to appear today?

19                  MR. IRANI: That's correct.

20                  AGENT FLETCHER: What I'm going to do,  
21 I'm going to first of all take one moment. You  
22 don't, by any chance, have that hearing notice

1 with you, do you?

2 MR. IRANI: No. I don't.

3 AGENT FLETCHER: What I'm going to do  
4 because -- what I'm going to do because I  
5 actually don't see the protest letter, I'm going  
6 to grant conditional standing. When I get back  
7 to my desk, I'm going to locate your protest  
8 letter. I don't have it but I'll grant  
9 conditional standing to the ANC, assuming that  
10 you did file a timely protest and that you did  
11 receive the hearing notice to appear today.

12 MS. YOHANNES: Ms. Fletcher, for the  
13 record, can we have the ANC indicate if a protest  
14 letter was filed on the date of the protest  
15 letter?

16 AGENT FLETCHER: Do you have that  
17 information, Mr. Irani? If not, I'll provide it.

18 MR. IRANI: Yes. I don't have it here  
19 but I can assist after the hearing to try to find  
20 it.

21 AGENT FLETCHER: Okay. That would be  
22 helpful and you can also send a copy to Ms.

1 Yohannes.

2 MR. IRANI: Certainly.

3 MS. YOHANNES: Thank you.

4 AGENT FLETCHER: But, Ms. Yohannes,  
5 when I get back to my desk, I'm going to check  
6 with the person that puts the files together to  
7 see where the protest letter is. And Mr. Irani,  
8 which ANC is that?

9 MR. IRANI: 1C

10 AGENT FLETCHER: 1C?

11 MR. IRANI: That's correct.

12 AGENT FLETCHER: So ANC 1C has been  
13 granted conditional standing for the moment.

14 MR. IRANI: Thank you, Ms. Fletcher.

15 AGENT FLETCHER: I'm going to give you  
16 the date for the protest hearing. The date of  
17 the status hearing is not available to me at this  
18 time. So I'm going to give you the date for the  
19 protest hearing. When you get the official  
20 hearing notice, the status hearing date will be  
21 on it. But the protest hearing is scheduled for  
22 March 28 at 4:30. March 28 at 4:30 for the

1 protest hearing.

2 I'll give you the next available date  
3 for mediation. The next available date is  
4 Tuesday, February 13 at 9:00, 10:00, 11:00 or  
5 11:30.

6 MS. YOHANNES: I'm not available that  
7 day.

8 AGENT FLETCHER: Okay. Just for that  
9 day, Ms. Yohannes?

10 MS. YOHANNES: Yes, that day.

11 AGENT FLETCHER: What about Wednesday,  
12 February 14 at 9:00, 10:00, 11:00 or 11:30?

13 MR. JAMES: I wouldn't mind going  
14 further out --

15 AGENT FLETCHER: Further out. Okay.

16 MR. JAMES: -- if everybody else  
17 doesn't mind.

18 AGENT FLETCHER: Okay.

19 MS. YOHANNES: We're okay with that.

20 AGENT FLETCHER: You're okay with  
21 that? Then how about Tuesday, February -- well,  
22 I think that's a holiday. Let's see, we could --

1                   MR. JAMES: We could look at the date  
2 of the status and see if potentially could  
3 conflict with something we've decided upon, but  
4 it's going to be a Wednesday no matter what.

5                   AGENT FLETCHER: It's going to be a  
6 Wednesday for the --

7                   MR. JAMES: Usually a month after the  
8 roll call.

9                   AGENT FLETCHER: It depends on the  
10 board's calendar but that's what they try --  
11 that's what they strive for. So the mediation --  
12 well, we don't know the date of the status  
13 hearing so the mediation will either take place  
14 before it or after it. It doesn't matter for the  
15 Board.

16                   MR. JAMES: So is the 27th of February  
17 a holiday? Is that what you were --

18                   AGENT FLETCHER: No. I was looking at  
19 the 20th initially, which the holiday is on the  
20 19th and so the 20th, I don't know if there are  
21 going to be hearings on that day.

22                   MS. JAFFE: It's difficult for me to

1           come on a Tuesday.  If we could do Wednesday,  
2           that would be better for me.

3                         AGENT FLETCHER:  What was that, Ms. --  
4           what would be better?

5                         MS. JAFFE:  Monday, Wednesday or  
6           Thursday.

7                         AGENT FLETCHER:  Monday, Wednesday or  
8           Thursday?

9                         MS. JAFFE:  Yes.  I have a class I  
10          take on the other days.

11                        AGENT FLETCHER:  Okay.

12                        MR. JAMES:  How about March 5th --  
13          Monday, March 5th?

14                        AGENT FLETCHER:  We can do Monday,  
15          March 5th at 1 o'clock in the afternoon.

16                        MS. JAFFE:  Thank you.

17                        MS. YOHANNES:  No.  We have a conflict.  
18          We'd prefer late February.

19                        AGENT FLETCHER:  Okay.  Well, then let  
20          me --

21                        MR. JAMES:  Did we check if Monday was  
22          a holiday -- Monday the 26th?

1                   AGENT FLETCHER: No. Monday -- we  
2 could do Monday the 26th at 1:00.

3                   MR. IRANI: Does 10:00 a.m. work?

4                   AGENT FLETCHER: What time?

5                   MR. IRANI: 10:00 a.m.

6                   AGENT FLETCHER: Roll calls are on  
7 Monday so I don't know yet if there will be roll  
8 calls on Monday.

9                   MS. YOHANNES: I'm sorry, what was the  
10 proposed date?

11                   AGENT FLETCHER: Which date?

12                   MS. YOHANNES: Yes. Did you -- there  
13 was a date. I'm sorry. What was it? The 26th?  
14 Okay, the 26th. Okay.

15                   AGENT FLETCHER: So we were looking at  
16 the 26th at 1:00, right, Monday?

17                   MR. JAMES: Monday the 26th at 1:00?

18                   AGENT FLETCHER: Yes. Is that good  
19 for you, Ms. Yohannes?

20                   MS. YOHANNES: Yes, that works.

21                   AGENT. FLETCHER: Mr. Wexler?

22                   MR. WEXLER: Yes.

1 AGENT FLETCHER: Mr. Irani?

2 MR. IRANI: Yes.

3 AGENT FLETCHER: Ms. Jaffe?

4 MS. JAFFE: Yes, that's good.

5 AGENT FLETCHER: Mediation is set for  
6 Monday, February 26th at 1:00.

7 MS. JAFFE: Okay.

8 AGENT FLETCHER: Any questions at all?

9 Thank you for coming. Roll call hearing is  
10 completed.

11 (Whereupon, the Roll Call Hearing was  
12 concluded at 10:26 a.m.)

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14

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**A**

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In the matter of: Infusion Club and Restaurant

Before: DC ABRA

Date: 02-05-18

Place: Washington, DC

was duly recorded and accurately transcribed under  
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*Neal R Gross*

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Court Reporter

**NEAL R. GROSS**

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