DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF:

:
Lovable Business, LLC:
t/a Infusion Club and:
Restaurant:
1725 Columbia Road NW:
License #ABRA-108251:
Retailer Class CT:

New Application Case #18-PRO-00002

Monday, February 5, 2018

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The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street N.W., Washington, D.C., Ms. LaVerne Fletcher, Agent, presiding.

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

10:11 a.m.

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

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

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

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

My name is LaVerne Fletcher. I'm conducting the Roll Care Hearing as the Board's agent. Introductions, beginning with the 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	Т-А-Н-Т.
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.

AGENT FLETCHER: Thank you.
MS. DEVOE: And Margaret Devoe,
M-A-R-G-A-R-E-T, D-E-V-O-E.
AGENT FLETCHER: And you all signed
the protest letter?
GROUP: Yes.
AGENT FLETCHER: Thank you. So I
counted six present today
MS. JAFFE: Yes.
AGENT FLETCHER: from the group,
which means that the group is granted full
standing.
MS. JAFFE: Right.
AGENT FLETCHER: And at the upcoming
status hearing, only you, Ms. Jaffe, will need to
appear or anyone else that you designate to
represent the group.
MS. JAFFE: Okay, thank you. I will
be one talking.
AGENT FLETCHER: Okay, thank you.
AGENT FLETCHER: Okay, thank you. And, Ms. Jaffe, did you get a chance to fill out

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

with you, do you? 1 2 MR. IRANI: No. I don't. What I'm going to do 3 AGENT FLETCHER: because -- what I'm going to do because I 4 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 I don't have it but I'll grant letter. 9 conditional standing to the ANC, assuming that you did file a timely protest and that you did 10 receive the hearing notice to appear today. 11 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 it. 20 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 with the person that puts the files together to 6 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 Thank you, Ms. Fletcher. MR. IRANI: 15 I'm going to give you AGENT FLETCHER: 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 But the protest hearing is scheduled for

March 28 at 4:30. March 28 at 4:30 for the

22

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

MR. JAMES: We could look at the date 1 2 of the status and see if potentially could conflict with something we've decided upon, but 3 4 it's going to be a Wednesday no matter what. It's going to be a 5 AGENT FLETCHER: Wednesday for the --6 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 hearing so the mediation will either take place 13 before it or after it. It doesn't matter for the 14 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 19th and so the 20th, I don't know if there are 20 21 going to be hearings on that day. MS. JAFFE: It's difficult for me to 22

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
12 13	MS. YOHANNES: Yes. Did you there was a date. I'm sorry. What was it? The 26th?
13	was a date. I'm sorry. What was it? The 26th?
13 14	was a date. I'm sorry. What was it? The 26th? Okay, the 26th. Okay.
13 14 15	was a date. I'm sorry. What was it? The 26th? Okay, the 26th. Okay. AGENT FLETCHER: So we were looking at
13 14 15 16	was a date. I'm sorry. What was it? The 26th? Okay, the 26th. Okay. AGENT FLETCHER: So we were looking at the 26th at 1:00, right, Monday?
13 14 15 16 17	was a date. I'm sorry. What was it? The 26th? Okay, the 26th. Okay. AGENT FLETCHER: So we were looking at the 26th at 1:00, right, Monday? MR. JAMES: Monday the 26th at 1:00?
13 14 15 16 17	was a date. I'm sorry. What was it? The 26th? Okay, the 26th. Okay. AGENT FLETCHER: So we were looking at the 26th at 1:00, right, Monday? MR. JAMES: Monday the 26th at 1:00? AGENT FLETCHER: Yes. Is that good
13 14 15 16 17 18	was a date. I'm sorry. What was it? The 26th? Okay, the 26th. Okay. AGENT FLETCHER: So we were looking at the 26th at 1:00, right, Monday? MR. JAMES: Monday the 26th at 1:00? AGENT FLETCHER: Yes. Is that good for you, Ms. Yohannes?

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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<u>C E R T I F I C A T E</u>

This is to certify that the foregoing transcript

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 my direction; further, that said transcript is a true and accurate record of the proceedings.

Court Reporter

near Nous &