



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

2 10:33 a.m.

3 CHAIRPERSON ANDERSON: All right, the  
4 next case in our calendar is Case No.

5 19-CIT-00202, Le Pain Quotidien, License No.  
6 92075. Will the parties please approach and  
7 identify themselves for the record, please?

8 MR. MINORA: Matthew Minora with  
9 Mallios & O'Brien, ABC counsel for the licensee.

10 CHAIRPERSON ANDERSON: Good morning,  
11 Mr. Minora. It's been a minute. I apologize.

12 MR. MINORA: No worries.

13 MS. KRUPKE: Good morning, again,  
14 Jessica Krupke on behalf of the government.

15 CHAIRPERSON ANDERSON: Good morning,  
16 Ms. Krupke. Are there any preliminary matters in  
17 this case?

18 MS. KRUPKE: Yes, the parties have  
19 reached an offer in compromise. That is for the  
20 sole charge of no ABC manager on duty, which is a  
21 violation of D.C. Code 25-701, a secondary tier  
22 violation. This is the establishment's fourth

1 secondary tier violation within four years. The  
2 offer reached is \$1,250, payable within 30 days,  
3 or the license would be suspended indefinitely  
4 until the fine is paid.

5 CHAIRPERSON ANDERSON: Mr. Minora,  
6 it's my understanding there's an offer in  
7 compromise. The offer in compromise is that  
8 there is a fine of \$1,250, payable in 30 days.  
9 If the fine is not payable, the license will be  
10 suspended until the fine has been paid. Is this  
11 your client's understanding of the offer in  
12 compromise?

13 MR. MINORA: Yes, correct.

14 CHAIRPERSON ANDERSON: Is your client  
15 aware that by accepting an offer in compromise,  
16 they're giving up their right to a hearing?

17 MR. MINORA: Yes.

18 CHAIRPERSON ANDERSON: Is your client  
19 also aware that by accepting an offer in  
20 compromise, they're giving up their right to  
21 appeal this matter?

22 MR. MINORA: Yes.

1                   CHAIRPERSON ANDERSON: With that said,  
2 I then make a motion that the offer in compromise  
3 of a fine of \$1,250, payable in 30 days, be  
4 accepted. If the fine is not payable in 30 days,  
5 the license will be suspended until the fine has  
6 been paid. Is there a second?

7                   MS. CROCKETT: Second.

8                   CHAIRPERSON ANDERSON: Ms. Crockett  
9 has seconded the motion. All those in favor say  
10 aye.

11                   (Chorus of aye.)

12                   CHAIRPERSON ANDERSON: Those opposed?  
13 The matter passes 4-0-0. Thank you.

14                   MR. MINORA: Thank you.

15                   (Whereupon, the above-entitled matter  
16 went off the record at 10:35 a.m.)

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<p style="text-align: center;"><b>A</b></p> <p>a.m 2:2 4:16  <b>ABC</b> 1:9 2:9,20  <b>above-entitled</b> 4:15  <b>accepted</b> 4:4  <b>accepting</b> 3:15,19  <b>Alcoholic</b> 1:2,13,13  <b>ALIYA</b> 1:18  <b>ANC</b> 1:7  <b>Anderson</b> 1:15,17 2:3  2:10,15 3:5,14,18 4:1  4:8,12  <b>apologize</b> 2:11  <b>appeal</b> 3:21  <b>APPLICANT</b> 1:22  <b>approach</b> 2:6  <b>Ave</b> 1:7  <b>aware</b> 3:15,19  <b>aye</b> 4:10,11</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>behalf</b> 2:14  <b>Beverage</b> 1:2,13,13  <b>Board</b> 1:2,13  <b>BOBBY</b> 1:18  <b>Building</b> 1:14</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 2:4  <b>case</b> 1:8 2:4,4,17  <b>CATO</b> 1:18  <b>Cause</b> 1:7  <b>Chairperson</b> 1:14,17  2:3,10,15 3:5,14,18  4:1,8,12  <b>charge</b> 2:20  <b>Chorus</b> 4:11  <b>client</b> 3:14,18  <b>client's</b> 3:11  <b>Code</b> 2:21  <b>COLUMBIA</b> 1:1  <b>compromise</b> 2:19 3:7,7  3:12,15,20 4:2  <b>Control</b> 1:2,13,13  <b>correct</b> 3:13  <b>counsel</b> 1:22 2:9  <b>Crockett</b> 1:18 4:7,8</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p><b>D.C</b> 1:14 2:21  <b>days</b> 3:2,8 4:3,4  <b>DC</b> 1:21  <b>DISTRICT</b> 1:1  <b>Donovan</b> 1:15,17  <b>DR</b> 1:7  <b>duty</b> 1:9 2:20</p>	<p style="text-align: center;"><b>E</b></p> <p><b>establishment's</b> 2:22</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p><b>favor</b> 4:9  <b>fine</b> 3:4,8,9,10 4:3,4,5  <b>four</b> 3:1  <b>fourth</b> 2:22</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p><b>giving</b> 3:16,20  <b>government</b> 2:14</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p><b>hearing</b> 1:7,13 3:16</p> <hr/> <p style="text-align: center;"><b>I</b></p> <p><b>identify</b> 2:7  <b>indefinitely</b> 3:3</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p><b>JAMES</b> 1:19  <b>Jessica</b> 1:21 2:14  <b>JR</b> 1:18</p> <hr/> <p style="text-align: center;"><b>K</b></p> <p><b>Krupke</b> 1:21 2:13,14,16  2:18</p> <hr/> <p style="text-align: center;"><b>L</b></p> <p><b>Le</b> 1:6 2:5  <b>license</b> 1:8 2:5 3:3,9 4:5  <b>licensee</b> 2:9</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p><b>Mallios</b> 2:9  <b>manager</b> 1:9 2:20  <b>Massachusetts</b> 1:7  <b>matter</b> 1:5 3:21 4:13,15  <b>matters</b> 2:16  <b>Matthew</b> 1:22 2:8  <b>MEETING</b> 1:3  <b>Member</b> 1:18,18,19  <b>met</b> 1:13  <b>Minora</b> 1:22 2:8,8,11,12  3:5,13,17,22 4:14  <b>minute</b> 2:11  <b>morning</b> 2:10,13,15  <b>motion</b> 4:2,9</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p><b>N.W</b> 1:14  <b>NE</b> 1:7</p> <hr/> <p style="text-align: center;"><b>O</b></p> <p><b>O'Brien</b> 2:9  <b>OAG</b> 1:21</p>	<p><b>offer</b> 2:19 3:2,6,7,11,15  3:19 4:2  <b>opposed</b> 4:12</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>P-R-O-C-E-E-D-I-N-G-S</b>  2:1  <b>paid</b> 3:4,10 4:6  <b>Pain</b> 1:6 2:5  <b>parties</b> 2:6,18  <b>passes</b> 4:13  <b>payable</b> 3:2,8,9 4:3,4  <b>please</b> 2:6,7  <b>PQ</b> 1:6  <b>preliminary</b> 2:16  <b>PRESENT</b> 1:16,20  <b>presiding</b> 1:15</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <p><b>Quotidien</b> 1:6 2:5</p> <hr/> <p style="text-align: center;"><b>R</b></p> <p><b>RAFI</b> 1:18  <b>reached</b> 2:19 3:2  <b>record</b> 2:7 4:16  <b>Reeves</b> 1:14  <b>Retailer</b> 1:7  <b>Room</b> 1:14</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p><b>second</b> 4:6,7  <b>secondary</b> 2:21 3:1  <b>seconded</b> 4:9  <b>September</b> 1:11  <b>SHORT</b> 1:19  <b>Show</b> 1:7  <b>sole</b> 2:20  <b>Station</b> 1:6  <b>Status</b> 1:7  <b>Street</b> 1:14  <b>Suite</b> 1:14  <b>suspended</b> 3:3,10 4:5</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p><b>t/a</b> 1:6  <b>Thank</b> 4:13,14  <b>tier</b> 2:21 3:1</p> <hr/> <p style="text-align: center;"><b>U</b></p> <p><b>understanding</b> 3:6,11  <b>Union</b> 1:6</p> <hr/> <p style="text-align: center;"><b>V</b></p> <p><b>violation</b> 2:21,22 3:1</p> <hr/> <p style="text-align: center;"><b>W</b></p> <p><b>W</b> 1:15,17  <b>Washington</b> 1:14</p>	<p><b>Wednesday</b> 1:11  <b>went</b> 4:16  <b>worries</b> 2:12</p> <hr/> <p style="text-align: center;"><b>X</b></p> <hr/> <p style="text-align: center;"><b>Y</b></p> <hr/> <p><b>years</b> 3:1</p> <hr/> <p style="text-align: center;"><b>Z</b></p> <hr/> <p style="text-align: center;"><b>0</b></p> <hr/> <p style="text-align: center;"><b>1</b></p> <hr/> <p><b>1,250</b> 3:2,8 4:3  <b>10:33</b> 2:2  <b>10:35</b> 4:16  <b>14th</b> 1:14  <b>19-CIT-00202</b> 1:8 2:5</p> <hr/> <p style="text-align: center;"><b>2</b></p> <hr/> <p><b>2000</b> 1:14  <b>20009</b> 1:14  <b>2019</b> 1:11  <b>25</b> 1:11  <b>25-701</b> 2:21</p> <hr/> <p style="text-align: center;"><b>3</b></p> <hr/> <p><b>30</b> 3:2,8 4:3,4</p> <hr/> <p style="text-align: center;"><b>4</b></p> <hr/> <p><b>4-0-0</b> 4:13  <b>400S</b> 1:14</p> <hr/> <p style="text-align: center;"><b>5</b></p> <hr/> <p><b>50</b> 1:7</p> <hr/> <p style="text-align: center;"><b>6</b></p> <hr/> <p><b>6C</b> 1:7</p> <hr/> <p style="text-align: center;"><b>7</b></p> <hr/> <p style="text-align: center;"><b>8</b></p> <hr/> <p style="text-align: center;"><b>9</b></p> <hr/> <p><b>92075</b> 1:8 2:6</p>
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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: Le Pain Quotidien

Before: DCABRA

Date: 09-25-19

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*

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Court Reporter

**NEAL R. GROSS**

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