

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

2 10:03 a.m.

3 AGENT FLETCHER: Would the parties in
4 the matter of Lee's Liquor come forward, please?
5 The parties present in the matter of Lee's
6 Liquor. This is Case No. -- are you the ANC or
7 the applicant?

8 MR. HUMPHREY: ANC.

9 AGENT FLETCHER: Okay. Thank you very
10 much. This is Case No. 18-PRO-00029.

11 Excuse me, are you by chance here for
12 Lee's Liquors?

13 MR. TESFYE: Yes.

14 AGENT FLETCHER: Okay. You are the
15 applicant? You are the owner?

16 MR. TESFYE: I'm the owner.

17 AGENT FLETCHER: All right. You can
18 have a seat at this table right here. Thank you.

19 MR. TESFYE: Okay. Thank you.

20 AGENT FLETCHER: This is Case No. 18-
21 PRO-00029, Bilen, LLC t/a Lee's Liquor, 2339
22 Pennsylvania Avenue, S.E., License No. ABRA-

1 095751. This is a Retailer Class A renewal.

2 The protest issues are adverse impact
3 on peace, order and quiet.

4 My name is LaVerne Fletcher. I'm
5 conducting the Roll Call Hearing as the Board's
6 Agent.

7 Introductions beginning with the
8 applicant, please? If you would state your name
9 and spell it for the record?

10 MR. TESFYE: Okay. My first name
11 Daniel, D-A-N-I-E-L, last name is Tesfye, T-E-S-
12 F-A-Y-E.

13 AGENT FLETCHER: T-E-S-S-A?

14 MR. TESFYE: No. It's not double S.
15 T-E-S-F-Y-E.

16 AGENT FLETCHER: And, Mr. Tesfye,
17 would you, please, put your contact information
18 on that sheet?

19 MR. TESFYE: Okay.

20 AGENT FLETCHER: Thank you very much.

21 MR. TESFYE: You're welcome.

22 AGENT FLETCHER: Present on behalf of

1 ANC-7B?

2 MR. HUMPHREY: (No audible answer.)

3 AGENT FLETCHER: On behalf of ANC-7B?

4 MR. HUMPHREY: Yes.

5 AGENT FLETCHER: Hi, if you could just
6 state your name and spell it for the record?

7 MR. HUMPHREY: Yes, my full name is
8 Dexter Lynnell Humphrey, that's D-E-X, as in
9 Xavier, T-E-R, L-Y-N-N-E-L-L last name Humphrey,
10 H-U-M-P-H-R-E-Y.

11 AGENT FLETCHER: And, Mr. Humphrey, if
12 you didn't already, would you put your contact
13 information? You did already? Oh, on that sign-
14 in sheet for us. Thank you.

15 Communication beyond today will be by
16 email.

17 MR. HUMPHREY: Excellent.

18 AGENT FLETCHER: Thank you. ANC-7B
19 has standing as a protestant.

20 MR. HUMPHREY: Okay. And good
21 morning, Board. Once again, my name is Dexter
22 Lynnell Humphrey. I'm here to read a letter from

1 our commissioner whose SMD it's actually in,
2 Miranda Ward. She is a 7B03.

3 "At a regularly scheduled monthly
4 meeting on Thursday, April 19, 2018, with a
5 quorum of four, et al, present at all times,
6 Advisory Neighborhood Commission of 7B voted 6 --
7 "

8 AGENT FLETCHER: Mr. Humphrey, I
9 actually have that.

10 MR. HUMPHREY: Okay.

11 AGENT FLETCHER: Thank you.

12 MR. HUMPHREY: All right.

13 AGENT FLETCHER: And if you -- if I
14 didn't have it, that would -- but I actually have
15 it in the record.

16 MR. HUMPHREY: Okay.

17 AGENT FLETCHER: I've read it already.

18 MR. HUMPHREY: All right. Excellent.

19 AGENT FLETCHER: Thank you.

20 MR. HUMPHREY: Excellent.

21 AGENT FLETCHER: But thank you very
22 much.

1 MR. HUMPHREY: Thank you.

2 AGENT FLETCHER: And your letter does
3 say that you held a meeting and that a quorum was
4 present.

5 MR. HUMPHREY: That's right.

6 AGENT FLETCHER: So I just wanted to
7 make sure I have it right.

8 MR. HUMPHREY: Okay. Yes, ma'am.

9 AGENT FLETCHER: We need to set a date
10 for a mediation, a Status Hearing and a Protest
11 Hearing. I'll give you the dates for the Status
12 and Protest Hearing first.

13 The date for the Status Hearing is
14 June 27th at 9:30 a.m. That's June 27th at 9:30
15 a.m. for the Status Hearing.

16 The Protest Hearing is scheduled for
17 July 25, that's July 25 at 1:30 p.m., the Protest
18 Hearing.

19 And you're going to receive these
20 dates by email as well.

21 MR. HUMPHREY: Oh, thank you.

22 MR. TESFYE: Thank you.

1 MR. HUMPHREY: That will be great.

2 AGENT FLETCHER: I'm just letting you
3 know today what they are.

4 We need to set a date for mediation.
5 I'll give you the next available day. The next
6 available day for mediation is Thursday, June the
7 7th, that will be at 9:00, 10:00, 11:00 or 11:30,
8 whichever time works best for both of you.
9 That's Thursday, June 7th, the next available day
10 for mediation.

11 Do you have a preference, Mr.
12 Humphrey? Is that day good for you, Thursday?

13 MR. HUMPHREY: Yes, that day is good.

14 AGENT FLETCHER: Is that day good for
15 you, Mr. Tesfye?

16 MR. TESFYE: Yes, no problem.

17 AGENT FLETCHER: So we need to pick a
18 time. It can be at 9:00, 10:00, 10:30, 11:00 or
19 11:30 on that day for mediation.

20 Mr. Humphrey, do you have a
21 preference, a time?

22 MR. HUMPHREY: Let's do 10:00?

1 AGENT FLETCHER: Is that good for you,
2 Mr. Tesfye?

3 MR. TESFYE: Okay, it's good for me,
4 10:00. Okay. I hope it's good. Sorry, the
5 parking he was late, my -- his name is Maudles.

6 AGENT FLETCHER: I'm sorry, what did
7 you say, Mr. Tesfye?

8 MR. TESFYE: Sorry about he is late.
9 He is in the parking. He is already here. He is
10 my lawyer. And I think the time is good, no
11 problem.

12 AGENT FLETCHER: Okay. So 10:00 on
13 June 7th.

14 MR. TESFYE: As far as date, June 7th,
15 10:00 a.m.?

16 MR. HUMPHREY: Sure.

17 MR. TESFYE: Oh, thank you.

18 AGENT FLETCHER: Yes. Any questions
19 at all about what will happen during mediation?
20 About what that -- the purpose of that is? Any
21 questions, Mr. Tesfye? No questions, Mr. Tesfye?

22 MR. TESFYE: (No audible answer.)

1 AGENT FLETCHER: Any questions, Mr.
2 Tesfye, about what will happen during mediation
3 or anything about it? I'm asking because I have
4 never met you before.

5 MR. TESFYE: Yes.

6 AGENT FLETCHER: And so I know you
7 haven't been here for mediation, so I'm just
8 checking to see if you have any questions at all
9 about what happens during mediation?

10 MR. HUMPHREY: He is probably not
11 understanding.

12 AGENT FLETCHER: Yes.

13 MR. HUMPHREY: So what would happen
14 that day during mediation? What would that look
15 like?

16 AGENT FLETCHER: The purpose of the
17 mediation is to try to negotiate a settlement to
18 resolve the concerns of the community.

19 MR. HUMPHREY: Exactly.

20 AGENT FLETCHER: It's mandatory. The
21 Board requires it, so you have to come to see if
22 you can work something out. If you can't, then

1 we will just have the Protest Hearing. But this
2 gives you an opportunity to come together here
3 with the Board's Mediator to try and resolve the
4 concerns in the community.

5 MR. HUMPHREY: Excellent.

6 AGENT FLETCHER: And do we need an
7 interpreter on this side?

8 MR. TESFYE: No. I understand. No,
9 there is no question. Like that's no problem.

10 AGENT FLETCHER: Okay. I just have to
11 make sure.

12 MR. TESFYE: Oh.

13 AGENT FLETCHER: Because I wasn't sure.

14 MR. TESFYE: Both have rights we are
15 meeting, is that Thursday?

16 AGENT FLETCHER: You are meeting with
17 the Board's Mediator.

18 MR. TESFYE: Okay.

19 AGENT FLETCHER: And so I am only
20 asking you that, because I wasn't sure and if you
21 needed us to provide an interpreter, we can. But
22 if you are okay, we are okay.

1 MR. HUMPHREY: Ma'am, I do have a
2 question. So I'm the Chair for 7B, but the
3 actual commissioner that the SMD is in is Ms.
4 Miranda Ward.

5 AGENT FLETCHER: Ms. Ward?

6 MR. HUMPHREY: Yes. Is she able to
7 come instead of myself?

8 AGENT FLETCHER: Yes.

9 MR. HUMPHREY: I just want -- okay.

10 AGENT FLETCHER: Yes, whoever you
11 designate is fine.

12 MR. HUMPHREY: Okay.

13 AGENT FLETCHER: And in your Protest
14 Letter, you did designate her, so we have her
15 down as --

16 MR. HUMPHREY: Yes.

17 AGENT FLETCHER: -- your
18 representative.

19 MR. HUMPHREY: Excellent. Thank you.

20 AGENT FLETCHER: That will be fine.

21 MR. HUMPHREY: Thank you, Ms.
22 Fletcher.

1 AGENT FLETCHER: Were you going to say
2 something, Mr. Tesfye?

3 MR. TESFYE: No, thank you.

4 AGENT FLETCHER: Okay. Then the
5 mediation will be most likely here in this room.

6 MR. TESFYE: Okay.

7 AGENT FLETCHER: And when you come,
8 you can just check out front with the person out
9 there, but most likely it will be right here.

10 MR. TESFYE: Okay.

11 MR. HUMPHREY: Okay.

12 AGENT FLETCHER: Okay. Well, thank
13 you very much for coming.

14 MR. HUMPHREY: Thank you so very much.

15 AGENT FLETCHER: See you on June 7th.

16 MR. HUMPHREY: All right.

17 MR. TESFYE: Oh, thank you. Thank you.

18 AGENT FLETCHER: One second. And one
19 other thing I should tell you, too, if by some
20 chance you are able to resolve this matter
21 without coming to mediation, that's fine. You
22 can just let the Board know.

1 You are going to get a letter by email
2 with all the dates that I just gave you. And
3 there is going to be a telephone number in there
4 and if you happen to resolve this matter before
5 the Status Hearing, Mr. Humphrey, you can just
6 let us know.

7 MR. HUMPHREY: Okay. Absolutely.
8 Could I put Ms. Ward's email address down here?

9 AGENT FLETCHER: I actually have it,
10 because you put it in your Protest Letter.

11 MR. HUMPHREY: You have it. I just
12 wanted to make sure.

13 AGENT FLETCHER: I've got
14 7b03anc@dc.gov.

15 MR. HUMPHREY: That's it.

16 AGENT FLETCHER: Got it.

17 MR. HUMPHREY: All right. Thank you,
18 Ms. Fletcher.

19 AGENT FLETCHER: Thank you. The Roll
20 Call Hearing is concluded.

21 (Whereupon, the Roll Call Hearing was
22 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: Lee's Liquor
Roll Call Hearing

Before: Alcoholic Beverage Control Board

Date: 05-21-18

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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