

IN THE MATTER OF: :  
 :  
Temporary License :  
Application :  
Date of Event: 4/6/2019 : Fact Finding  
For: Levy Premium : Hearing  
Foodservice, LP :  
Event: Catering Event for:  
Audi (Sponsor) :  
Applicant: Carter Witt :  
Neighborhood: 100 Potomac:  
Street, S.W., Parcel B :  
(600 Attendees, 6 :  
Security Guards) :

Wednesday,  
March 27, 2019

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Donovan W. Anderson, presiding.

**PRESENT :**

DONOVAN W. ANDERSON, Chairperson  
BOBBY CATO, JR., Member  
MIKE SILVERSTEIN, Member  
JAMES SHORT, Member

REMA WAHABZADAH, Member

ALSO PRESENT:

CARTER WITT, Applicant

INVESTIGATOR KEVIN PUENTE, ABRA

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

1:45 p.m.

MR. WITT: So I did want to move forward with the one that was slated for Parcel B at 100 Potomac Avenue.

CHAIRPERSON ANDERSON: Okay.

MR. WITT: That was a second one that I had applied for on April the 6th.

CHAIRPERSON ANDERSON: So that was --

MR. WITT: That was a one-day event for one-time only. I would like to move forward with that one, since it is a different address and location.

CHAIRPERSON ANDERSON: So this is the one for -- which one is this? I'm sorry.

MR. WITT: It should be for Parcel B at 100 Potomac Avenue.

CHAIRPERSON ANDERSON: Okay.

MR. WITT: I believe it was the second one that was on the agenda today.

CHAIRPERSON ANDERSON: All right.

MEMBER SHORT: Yes.

1 CHAIRPERSON ANDERSON: So all right.  
2 This is just a one-time event?

3 MR. WITT: Yes, sir. It's a one-time  
4 event. This is a catering event for our main  
5 partner, Audi. It is their employee picnic. We  
6 actually hosted this event in this space last  
7 year. Originally, we had a summer garden permit  
8 that covered this area. That was revoked after  
9 our extension of our Certificate of Occupancy due  
10 to not having permanent bathroom structures,  
11 according to DCRA.

12 So this year, I would like to submit  
13 a one-day permit for the catering event.

14 CHAIRPERSON ANDERSON: No, I am  
15 laughing for a different reason that Mr. Short,  
16 you heard DCRA revoked a permit for someone that  
17 had one. I just -- you don't have to respond.

18 MR. WITT: I'm sorry, they would not  
19 grant us a Certificate of Occupancy.

20 CHAIRPERSON ANDERSON: It's an inside  
21 joke.

22 MR. WITT: Okay.

1 CHAIRPERSON ANDERSON: It has nothing  
2 to do with you, that's why I'm picking on my  
3 Board Member, Mr. Short.

4 MEMBER SHORT: I'm always coming up  
5 short with them.

6 CHAIRPERSON ANDERSON: Well, this is  
7 regarding DCRA. All right. So, Mr. Puente, do  
8 you have any questions about this event that you  
9 want to raise here?

10 INVESTIGATOR PUENTE: Just a few. I  
11 went out to the site last week. I took  
12 photographs. You guys kind of have those steel  
13 barricades placed around the whole outline, I  
14 guess, of the grass?

15 MR. WITT: Correct. That's something  
16 that we keep in place every game day. We will  
17 add an additional barrier around this specific  
18 event that is happening inside of the gated area.  
19 And I kind of brought a small map here.

20 The blue space would be where we are  
21 potentially having this event. The black around  
22 that would be the fence barrier that we would

1 add. The current red outline to the corner of S  
2 is what we currently have blocked off. So we  
3 would block off this event inside of that space  
4 there.

5 MEMBER SHORT: Can I see that, Mr.  
6 Chair?

7 MR. WITT: Yes, we will have CSC and  
8 potentially APEX Security as well. There will be  
9 one entry/exit point to the event. They will be  
10 positioned there and then we will have a couple  
11 people roaming throughout the gated area inside  
12 as well.

13 CHAIRPERSON ANDERSON: Hold on. Do we  
14 have a copy of that, the map that you are talking  
15 about?

16 MR. WITT: I brought a couple copies.  
17 It was requested that I bring a few.

18 CHAIRPERSON ANDERSON: Okay.

19 MEMBER SHORT: Yes.

20 CHAIRPERSON ANDERSON: Can you give it  
21 to her, please? All right. Go ahead.

22 INVESTIGATOR PUENTE: Will security

1 will be checking IDs?

2 MR. WITT: Security will not. There  
3 will be ensuring the people enter the area are  
4 part of the specific Audi employee as well as  
5 their family. We will check IDs at the point of  
6 sale inside the location.

7 INVESTIGATOR PUENTE: Will patrons be  
8 given wristbands or some kind of identification  
9 showing that they are 21?

10 MR. WITT: There is not currently a  
11 plan in place for that, but we can certainly  
12 institute it if you would like. We generally  
13 check the ID of every -- for every transaction at  
14 the point of sale. Generally, this will be an  
15 adult-only event with the exception of some  
16 children that might be coming in with family  
17 members.

18 MEMBER SHORT: Well --

19 INVESTIGATOR PUENTE: Go ahead.

20 MEMBER SHORT: Mr. Chair, I have a  
21 question.

22 CHAIRPERSON ANDERSON: Go ahead, Mr.

1 Short.

2 MR. WITT: Yes, sir.

3 MEMBER SHORT: In the blue area --

4 MR. WITT: Yes, sir.

5 MEMBER SHORT: -- now with the black  
6 lines, the fencing is that -- what is that? What  
7 kind of barrier is that?

8 MR. WITT: So that is, it's like bike  
9 rack barrier.

10 MEMBER SHORT: Bike. Okay.

11 MR. WITT: Yes, sir. So we have that  
12 around kind of the red outline that you see in  
13 the -- outlining the --

14 MEMBER SHORT: Okay.

15 MR. WITT: -- total piece of the green  
16 grass. We are also planning to put that  
17 specifically around this tent, so that only  
18 people that are allowed in that catered event are  
19 allowed in the entry/exit point, which will be  
20 the red diamond there.

21 MEMBER SHORT: Okay. So how many  
22 exits and egress do you have within the red



1 lines? If something were to go sour, I mean.

2 MR. WITT: So at this point, we would  
3 have one entry/exit. It is a tent and we would  
4 remove the barrier, so that you could exit at all  
5 sides of the tented area. The blue tent.

6 MEMBER SHORT: But the red area is  
7 where the bike --

8 MR. WITT: So the red area would be  
9 the entry/exit point that we have identified.

10 MEMBER SHORT: No. The red, the long  
11 lines.

12 MR. WITT: Oh, the long red lines.

13 MEMBER SHORT: Yeah.

14 MR. WITT: Yes, sir, that's also  
15 barrier that could be removed. The event will be  
16 happening inside the black barrier that is listed  
17 on there. So we could move those barriers and  
18 then anything along the red barriers as well.

19 MEMBER SHORT: Okay. So the bike  
20 racks would just fold over if somebody needed to  
21 get out in a hurry?

22 MR. WITT: Can you repeat that?

1                   MEMBER SHORT: The bike racks would  
2 fold over easily so somebody could get out of  
3 there if they had to get out in a hurry?

4                   MR. WITT: Yes, sir.

5                   MEMBER SHORT: Okay. Have you seen  
6 that, Mr. --

7                   INVESTIGATOR PUENTE: Yes, I believe  
8 I took some photographs of them actually. You  
9 actually might have a copy of them.

10                  MEMBER SHORT: Okay. Are you  
11 satisfied, Mr. Puente?

12                  INVESTIGATOR PUENTE: Yes, they are  
13 easy. You can easily --

14                  MEMBER SHORT: Okay. Good. Okay.  
15 I'm fine.

16                  INVESTIGATOR PUENTE: -- take them  
17 down.

18                  MEMBER SHORT: Thank you, Mr. Chair.

19                  CHAIRPERSON ANDERSON: You're welcome.

20                  MEMBER SHORT: Thank you.

21                  CHAIRPERSON ANDERSON: Do you have any  
22 other questions, Mr. Puente? Any other questions

1 by any Board Members?

2 I believe that the Board has signed-  
3 off on this event, but it's -- the Board hasn't  
4 signed-off. I don't have the original in front  
5 of me, but I believe that we have signed-off on  
6 this event before.

7 But if we have not, I then make a  
8 motion that we approve this request.

9 MEMBER SHORT: Second.

10 CHAIRPERSON ANDERSON: Mr. Short has  
11 seconded the motion.

12 All those in favor say aye.

13 ALL: Aye.

14 CHAIRPERSON ANDERSON: Those opposed?  
15 The matter passes 5-0-0.

16 But I believe that the Board has  
17 approved this event. So if you haven't picked up  
18 the license, you can actually go pick it up today  
19 for that event.

20 MR. WITT: Great. Thank you so much.

21 CHAIRPERSON ANDERSON: All right.

22 MR. WITT: Appreciate your time.

1 INVESTIGATOR PUENTE: Thank you.

2 CHAIRPERSON ANDERSON: All right. We  
3 are off the record.

4 (Whereupon, the above-entitled matter  
5 went off the record at 1:52 p.m. and resumed at  
6 1:54 p.m.)

7 CHAIRPERSON ANDERSON: As Chairperson  
8 of the Alcoholic Beverage Control Board for the  
9 District of Columbia and in accordance with DC  
10 Official Code Section 2-574(b) of the Open  
11 Meetings Act, I move that the ABC Board hold a  
12 closed meeting on April 3, 2019 for the purpose  
13 of seeking legal advice from our counsel on the  
14 matters identified on the Board's Investigative,  
15 Legal and Licensing Agenda for April 3, 2019 as  
16 published in the DC Register on March 29, 2019.

17 Is there a second?

18 MEMBER SHORT: Second.

19 CHAIRPERSON ANDERSON: Mr. Short has  
20 seconded the motion.

21 I will now take a roll call vote on  
22 the motion before us now that it has been

1 seconded.

2 Ms. Wahabzadah?

3 MEMBER WAHABZADAH: I agree.

4 CHAIRPERSON ANDERSON: Mr. Silverstein?

5 MEMBER SILVERSTEIN: I agree.

6 CHAIRPERSON ANDERSON: Mr. Short?

7 MEMBER SHORT: I agree.

8 CHAIRPERSON ANDERSON: Mr. Cato?

9 MEMBER CATO: I agree.

10 CHAIRPERSON ANDERSON: Mr. Anderson?

11 I agree.

12 As it appears that the motion has  
13 passed, I hereby give notice that the ABC Board  
14 will hold this closed meeting pursuant to the  
15 Open Meetings Act. Notice will also be posted on  
16 the ABC Board hearing room bulletin board, placed  
17 on the electronic calendar on ABRA's website and  
18 published in the DC Register in as timely a  
19 manner as practicable. It is 1:56 p.m. and we are  
20 adjourned for the day. Thank you.

21 (Whereupon, the Fact-Finding Hearing  
22 was concluded at 1:56 p.m.)

<p><b>A</b></p> <p><b>ABC</b> 12:11 13:13,16  <b>above-entitled</b> 12:4  <b>ABRA</b> 2:12  <b>ABRA's</b> 13:17  <b>Act</b> 12:11 13:15  <b>add</b> 5:17 6:1  <b>additional</b> 5:17  <b>address</b> 3:12  <b>adjourned</b> 13:20  <b>adult-only</b> 7:15  <b>advice</b> 12:13  <b>agenda</b> 3:20 12:15  <b>agree</b> 13:3,5,7,9,11  <b>ahead</b> 6:21 7:19,22  <b>Alcoholic</b> 1:2,15,15 12:8  <b>allowed</b> 8:18,19  <b>Anderson</b> 1:17,19 3:6,9 3:14,18,21 4:1,14,20 5:1,6 6:13,18,20 7:22 10:19,21 11:10,14,21 12:2,7,19 13:4,6,8,10 13:10  <b>APEX</b> 6:8  <b>appears</b> 13:12  <b>Applicant</b> 1:9 2:11  <b>Application</b> 1:6  <b>applied</b> 3:8  <b>Appreciate</b> 11:22  <b>approve</b> 11:8  <b>approved</b> 11:17  <b>April</b> 3:8 12:12,15  <b>area</b> 4:8 5:18 6:11 7:3 8:3 9:5,6,8  <b>Attendees</b> 1:11  <b>Audi</b> 1:9 4:5 7:4  <b>Avenue</b> 3:5,17  <b>aye</b> 11:12,13</p>	<p>13:16,16  <b>Board's</b> 12:14  <b>BOBBY</b> 1:20  <b>bring</b> 6:17  <b>brought</b> 5:19 6:16  <b>Building</b> 1:16  <b>bulletin</b> 13:16</p> <p><b>C</b></p> <p><b>calendar</b> 13:17  <b>call</b> 12:21  <b>Carter</b> 1:9 2:11  <b>catered</b> 8:18  <b>catering</b> 1:8 4:4,13  <b>Cato</b> 1:20 13:8,9  <b>certainly</b> 7:11  <b>Certificate</b> 4:9,19  <b>Chair</b> 6:6 7:20 10:18  <b>Chairperson</b> 1:16,19 3:6,9,14,18,21 4:1,14 4:20 5:1,6 6:13,18,20 7:22 10:19,21 11:10 11:14,21 12:2,7,7,19 13:4,6,8,10  <b>check</b> 7:5,13  <b>checking</b> 7:1  <b>children</b> 7:16  <b>closed</b> 12:12 13:14  <b>Code</b> 12:10  <b>Columbia</b> 1:1 12:9  <b>coming</b> 5:4 7:16  <b>concluded</b> 13:22  <b>Control</b> 1:2,15,15 12:8  <b>copies</b> 6:16  <b>copy</b> 6:14 10:9  <b>corner</b> 6:1  <b>Correct</b> 5:15  <b>counsel</b> 12:13  <b>couple</b> 6:10,16  <b>covered</b> 4:8  <b>CSC</b> 6:7  <b>current</b> 6:1  <b>currently</b> 6:2 7:10</p>	<p><b>easy</b> 10:13  <b>egress</b> 8:22  <b>electronic</b> 13:17  <b>employee</b> 4:5 7:4  <b>ensuring</b> 7:3  <b>enter</b> 7:3  <b>entry/exit</b> 6:9 8:19 9:3,9  <b>event</b> 1:7,8,8 3:10 4:2,4 4:4,6,13 5:8,18,21 6:3 6:9 7:15 8:18 9:15 11:3,6,17,19  <b>exception</b> 7:15  <b>exit</b> 9:4  <b>exits</b> 8:22  <b>extension</b> 4:9</p> <p><b>F</b></p> <p><b>Fact</b> 1:7  <b>Fact-Finding</b> 13:21  <b>family</b> 7:5,16  <b>favor</b> 11:12  <b>fence</b> 5:22  <b>fencing</b> 8:6  <b>Finding</b> 1:7  <b>fine</b> 10:15  <b>fold</b> 9:20 10:2  <b>Foodservice</b> 1:8  <b>forward</b> 3:4,11  <b>front</b> 11:4</p> <p><b>G</b></p> <p><b>game</b> 5:16  <b>garden</b> 4:7  <b>gated</b> 5:18 6:11  <b>generally</b> 7:12,14  <b>give</b> 6:20 13:13  <b>given</b> 7:8  <b>grant</b> 4:19  <b>grass</b> 5:14 8:16  <b>green</b> 8:15  <b>Guards</b> 1:11  <b>guess</b> 5:14</p>	<p><b>institute</b> 7:12  <b>Investigative</b> 12:14  <b>INVESTIGATOR</b> 2:12 5:10 6:22 7:7,19 10:7 10:12,16 12:1</p> <p><b>J</b></p> <p><b>JAMES</b> 1:21  <b>joke</b> 4:21  <b>JR</b> 1:20</p> <p><b>K</b></p> <p><b>keep</b> 5:16  <b>KEVIN</b> 2:12</p> <p><b>L</b></p> <p><b>laughing</b> 4:15  <b>legal</b> 12:13,15  <b>Levy</b> 1:7  <b>license</b> 1:6 11:18  <b>Licensing</b> 12:15  <b>lines</b> 8:6 9:1,11,12  <b>listed</b> 9:16  <b>location</b> 3:13 7:6  <b>long</b> 9:10,12  <b>LP</b> 1:8</p> <p><b>M</b></p> <p><b>main</b> 4:4  <b>manner</b> 13:19  <b>map</b> 5:19 6:14  <b>March</b> 1:13 12:16  <b>matter</b> 1:5 11:15 12:4  <b>matters</b> 12:14  <b>mean</b> 9:1  <b>meeting</b> 1:3 12:12 13:14  <b>Meetings</b> 12:11 13:15  <b>Member</b> 1:20,20,21,22 3:22 5:3,4 6:5,19 7:18 7:20 8:3,5,10,14,21 9:6,10,13,19 10:1,5 10:10,14,18,20 11:9 12:18 13:3,5,7,9  <b>members</b> 7:17 11:1  <b>met</b> 1:15  <b>MIKE</b> 1:20  <b>motion</b> 11:8,11 12:20 12:22 13:12  <b>move</b> 3:3,11 9:17 12:11</p>
<p><b>B</b></p> <p><b>B</b> 1:10 3:4,16  <b>barricades</b> 5:13  <b>barrier</b> 5:17,22 8:7,9 9:4,15,16  <b>barriers</b> 9:17,18  <b>bathroom</b> 4:10  <b>believe</b> 3:19 10:7 11:2,5 11:16  <b>Beverage</b> 1:2,15,15 12:8  <b>bike</b> 8:8,10 9:7,19 10:1  <b>black</b> 5:21 8:5 9:16  <b>block</b> 6:3  <b>blocked</b> 6:2  <b>blue</b> 5:20 8:3 9:5  <b>board</b> 1:2,15 5:3 11:1,2 11:3,16 12:8,11 13:13</p>	<p><b>D</b></p> <p><b>D.C</b> 1:16  <b>Date</b> 1:7  <b>day</b> 5:16 13:20  <b>DC</b> 12:9,16 13:18  <b>DCRA</b> 4:11,16 5:7  <b>diamond</b> 8:20  <b>different</b> 3:12 4:15  <b>District</b> 1:1 12:9  <b>Donovan</b> 1:17,19  <b>due</b> 4:9</p> <p><b>E</b></p> <p><b>easily</b> 10:2,13</p>	<p><b>H</b></p> <p><b>happening</b> 5:18 9:16  <b>heard</b> 4:16  <b>hearing</b> 1:7,15 13:16,21  <b>hold</b> 6:13 12:11 13:14  <b>hosted</b> 4:6  <b>hurry</b> 9:21 10:3</p> <p><b>I</b></p> <p><b>ID</b> 7:13  <b>identification</b> 7:8  <b>identified</b> 9:9 12:14  <b>IDs</b> 7:1,5  <b>inside</b> 4:20 5:18 6:3,11 7:6 9:16</p>	<p><b>N</b></p> <p><b>N.W</b> 1:16  <b>needed</b> 9:20  <b>Neighborhood</b> 1:10  <b>notice</b> 13:13,15</p> <p><b>O</b></p>



C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Levy Premium Audi

Before: DC ABRA

Date: 03-27-19

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.

  
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Court Reporter

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