

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

2 10:40 a.m.

3 AGENT FLETCHER: Would the parties in
4 the matter of 1618 Liquor and Grocery Cold Beer
5 and Wine please come forward. This is Case
6 number 18-PRO-00044, Medhanie Weldegergish. I
7 may have messed that up.

8 MR. WELDEGERGISH: That's okay.

9 AGENT FLETCHER: Okay.

10 MR. WELDEGERGISH: It's correct.

11 AGENT FLETCHER: 1618 8th Street NW,
12 License number ABRA-00044. This is a Retailer
13 Class A license renewal. The protest issues are
14 adverse impact on peace, order, and quiet.

15 Introductions, beginning with the
16 applicant please. If you could state the name,
17 and spell it for the record?

18 MR. WELDEGERGISH: Medhanie
19 Weldegergish, M-E-D-H-A-N-I-E, last name, W-E-L-
20 D-E-G-E-R-G-I-S-H.

21 AGENT FLETCHER: Can you pronounce
22 that for me?

1 MR. WELDEGERGISH: Medhanie
2 Weldegergish.

3 AGENT FLETCHER: The last name.

4 MR. WELDEGERGISH: Weldegergish.

5 AGENT FLETCHER: Okay. Thank you.

6 And your name, ma'am?

7 MS. WHITE: Hi. I'm Jannie White, J-
8 A-N-N-I-E. Last name is White, W-H-I-T-E.

9 AGENT FLETCHER: And who's the owner?

10 MS. WHITE: I own the property.

11 AGENT FLETCHER: Who owns the
12 business.

13 MS. WHITE: Oh, he owns --

14 MR. WELDEGERGISH: I'm the owner.

15 AGENT FLETCHER: You're the owner?

16 You're the owner of 1618 Liquor --

17 MR. WELDEGERGISH: All right.

18 AGENT FLETCHER: -- and Grocery Cold
19 Beer and Wine? Okay. Thank you. I can
20 understand what you said. So, you own the
21 building?

22 MS. WHITE: Yes.

1 AGENT FLETCHER: Okay. Thank you.
2 And present on behalf of the Central Shaw
3 Neighborhood Association?

4 MR. PADRO: There is no representative
5 for Central Shaw. They emailed general counsel
6 this morning that they would not be able to
7 appear.

8 AGENT FLETCHER: Okay. And can you
9 state your name for the record, please?

10 MR. PADRO: Yes. Alexander M. Padro,
11 P-A-D-R-O, for ANC 6E.

12 AGENT FLETCHER: Thank you, Mr. Padro.
13 And we did get that letter that you're referring
14 to, from the Central Shaw Neighborhood
15 Association, saying that they would not be able
16 to attend today.

17 Mr. Padro, ANC 6E filed a protest in
18 this matter as well?

19 MR. PADRO: Yes. And the
20 correspondence named me as the representative.

21 AGENT FLETCHER: Okay. Thank you. I
22 don't see a protest letter in the file from ANC

1 6E, Mr. Padro. But what I'm going to do is ask
2 you what you're doing right now, to see if you
3 have anything in your record.

4 MR. PADRO: I will pull that up. It's
5 been about a month ago I would imagine. Yes.
6 Okay. It's dated May 29th. Should I forward it
7 to you? It was sent to ABRA Legal, to Sarah
8 Fashbaugh.

9 AGENT FLETCHER: Okay. Well, if you
10 could just, yes, you can just send a copy to me
11 when you get a moment, Mr. Padro.

12 MR. PADRO: I'll do it right now.

13 AGENT FLETCHER: Thank you. Okay,
14 thank you. It was sent to Sarah, S-A-R-A-H,
15 Fashbaugh is spelled, F-A-S-H-B-A-U-G-H.

16 MR. PADRO: And --

17 AGENT FLETCHER: To Sarah Fashbaugh on
18 May 29th.

19 MR. PADRO: And to ABRA Legal.

20 AGENT FLETCHER: And to ABRA Legal.
21 Thank you. ANC 6E has standing as a protestant.
22 We need to set a date for a mediation, a status

1 hearing, and a protest hearing.

2 I'll give you the date for the status
3 and protest hearing first. The day of the status
4 hearing is July 25 at 9:30 a.m. That's July 25
5 at 9:30 for the status hearing.

6 MR. PADRO: Actually, I'm going to be
7 out of the District of Columbia on the 25th.

8 AGENT FLETCHER: Mr. Padro, can you,
9 is there anyone else you could send just for the
10 status? You know how we do the status? It's
11 just --

12 MR. PADRO: Sure. Yes, no.
13 Unfortunately I can't guarantee someone else's --

14 AGENT FLETCHER: Right.

15 MR. PADRO: -- availability at this
16 point.

17 AGENT FLETCHER: Well then, what I'll
18 do, what we'll do then, I'm going to leave you
19 with that date, because that was the date next
20 available on the Board's calendar. But you got
21 the email address for Ms. Fashbaugh --

22 MR. PADRO: Sure.

1 AGENT FLETCHER: -- and ABRA Legal, to
2 request them to change the date.

3 MR. PADRO: Sure. No problem.

4 AGENT FLETCHER: So, just for now,
5 excuse me, for now we're going to go with July
6 25. And the ANC may need to change that date.
7 But, can you let the applicant know as well --

8 MR. PADRO: Sure.

9 AGENT FLETCHER: -- after you request
10 the change of date? Thank you. The status
11 hearing is July 25 at 9:30 a.m. The protest
12 hearing is set for September 19 at, September 19,
13 2018 at 4:30 p.m.

14 MR. WELDEGERGISH: September what?

15 AGENT FLETCHER: Pardon?

16 MR. WELDEGERGISH: September 9?

17 AGENT FLETCHER: 19. September 19 at
18 4:30 p.m. September 19 at 4:30 p.m. for the
19 protest hearing.

20 MR. PADRO: And we're going to have to
21 reschedule that with you. Will it follow the
22 same procedure?

1 AGENT FLETCHER: Yes.

2 MR. PADRO: Okay, fine. At 4:30 p.m.
3 did you say?

4 AGENT FLETCHER: Yes, 4:30 p.m.

5 MR. PADRO: And, I'm sorry, what was
6 the time that you had for the status hearing?

7 AGENT FLETCHER: 9:30 a.m. July 25 at
8 9:30 a.m.

9 MR. PADRO: Got it.

10 AGENT FLETCHER: The next available
11 date for mediation is Thursday, July 12.
12 Thursday, July 12.

13 MR. PADRO: I'm sorry. My schedule is
14 like Swiss cheese right now.

15 AGENT FLETCHER: I can move to the
16 next week and see if you have any availability.

17 MR. PADRO: Would it be the 19th?

18 AGENT FLETCHER: We have the 19th
19 available.

20 MR. PADRO: Okay. The 19th would
21 work.

22 AGENT FLETCHER: July 19 at 9:00 a.m.,

1 10:00 a.m., 11:00 a.m., 11:30 a.m.

2 MR. PADRO: I can be flexible with, 11
3 o'clock is all right?

4 MR. WELDEGERGISH: Whatever.

5 MR. PADRO: 11 o'clock.

6 AGENT FLETCHER: 11:00 a.m.?

7 Mediation is set for Thursday, July 19 at 11:00
8 a.m.

9 MR. PADRO: Okay.

10 AGENT FLETCHER: I have a question for
11 Medhanie.

12 MR. WELDEGERGISH: Yes.

13 AGENT FLETCHER: Did you by any chance
14 receive a copy of the email that we received
15 today from Leslie Webther (phonetic), saying that
16 she would not be here today? You know, the
17 Central Shaw Neighborhood Association also filed
18 a protest against the application.

19 We received an email from them this
20 morning to say they would not be able to attend,
21 because there's no representative present to
22 attend this morning. And that the designated

1 representative had to leave out of town, Ms.
2 McNitt.

3 She's the President. She's the person
4 that sent us the letter. McNitt is spelled M-C-
5 N-I-T-T. Did you receive any communication from
6 her by any chance?

7 MR. WELDEGERGISH: No. I did not get
8 nothing from her.

9 MR. PADRO: I have a copy of the email
10 from Ms. McNitt to ABRA Legal and --

11 AGENT FLETCHER: And I've got that.

12 (Simultaneous speaking)

13 AGENT FLETCHER: I do have that one.
14 And what day did you --

15 MS. O'BRIEN: -- and Mr., and the
16 applicant was not copied on it.

17 AGENT FLETCHER: Okay. Thank you.
18 What I'm going to do about the protest filed by
19 the Central Shaw Neighborhood Association,
20 they're not here. But I'm not going to dismiss
21 them because they're not here. Because they
22 explained why they weren't going to be here.

1 So, this is not going to be a
2 dismissal based on failure to appear, because
3 they didn't fail to appear. The protest letter
4 was deficient. They'll have an opportunity to
5 correct it. But, did you get a, did you receive
6 a copy of the protest letter?

7 MR. WELDEGERGISH: No.

8 AGENT FLETCHER: Did you receive a
9 copy of the protest letter filed by ANC 6E?

10 MR. WELDEGERGISH: By email.

11 AGENT FLETCHER: Okay. I'm going to
12 dismiss the protest filed by the Central Shaw
13 Neighborhood Association because the protest
14 letter itself was deficient.

15 It doesn't say that they held a
16 meeting, or that you were given at least a seven
17 day notice of that meeting, concerning the
18 application.

19 Whenever a citizens association files
20 a protest they have to hold a meeting, and let
21 you know at least seven days in advance of the
22 meeting, to give you an opportunity to come.

1 So, they didn't indicate that happened
2 in the protest letter. So, if it did, they can
3 show us later. Maybe they just didn't include it
4 in the letter. I would be doing the same thing
5 if they were here.

6 MR. WELDEGERGISH: Okay.

7 AGENT FLETCHER: And so, they'll
8 receive a Board Order dismissing the protest for
9 the reasons that I just stated. They'll have ten
10 days to seek reinstatement of their protest. If
11 they can show the Board that they did hold a
12 meeting, they gave you notice, the Board will
13 make a decision about that.

14 MR. WELDEGERGISH: All right.

15 AGENT FLETCHER: So, just for the
16 purpose of the Roll Call Hearing they're
17 dismissed as a protestant. But just let me
18 restate, not because they failed to appear.
19 Because they explained why they weren't here.
20 Any questions about that at all? The Roll Call
21 Hearing is concluded. Thank you for coming.

22 MR. PADRO: Thank you, Ms. Fletcher.

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AGENT FLETCHER: Thank you.

MR. WELDEGERGISH: Thank you so much.

(Whereupon, the Roll Call Hearing was
concluded at 10:54 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: 1618 Liquors

Before: DCABRA

Date: 06-11-18

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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