

IN THE MATTER OF: :
 :
9th Street Lounge, LLC, :
t/a Mirror Lounge :
1920 9th Street, NW : Roll Call
Retailer CT : Hearing
License No. ABRA-111950 :
Case #19-PRO-00113 :
 :
(License Renewal) :

Monday
November 18, 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, LaVerne Fletcher, Board's Agent, presiding.

PRESENT:

LAVERNE FLETCHER, ABRA Board's Agent

ALSO PRESENT:

LUIS ESPINOSA, PROTESTANT
BRAD GUDZINAS, PROTESTANT
JANSEN SAUVAGEAU, PROTESTANT
SUNITI SARAH BAL, PROTESTANT
DERRICK BROWNING, PROTESTANT
ANITA NORMAN, PROTESTANT
EVAN SCHLOM, PROTESTANT
PAUL MARIN, PROTESTANT

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

2 10:08 a.m.

3 MS. FLETCHER: Would the parties in
4 the matter of Mirror Lounge please come forward,
5 the parties in the matter of Mirror Lounge. This
6 is Case Number 19-PRO-00113, 9th Street Lounge,
7 LLC, 1920 9th Street NW, License Number
8 ABRA-111950.

9 This is a Retailer Class CT license
10 renewal. The protest issues are adverse impact
11 on peace, order, and quiet, residential parking,
12 and vehicular and pedestrian safety.

13 My name is LaVerne Fletcher,
14 conducting the roll call hearing as the Boards'
15 agent. Is anyone present on behalf of Mirror
16 Lounge?

17 (No audible response.)

18 MS. FLETCHER: Present on behalf of,
19 there are two groups of individuals. There's a
20 group of five. I'm going to call this the Luis
21 Espinoza group, because that's the first name on
22 the protest letter.

23 MR. ESPINOSA: Sure.

24 MS. FLETCHER: Are you Mr. --

25 MR. ESPINOSA: Yes.

1 MS. FLETCHER: -- Espinoza?

2 MR. ESPINOSA: That's me.

3 MS. FLETCHER: Okay. If you would
4 please state your name and spell it for the
5 record, please.

6 MR. ESPINOSA: Yes, Luis Espinosa,
7 first name L-U-I-S, last name Espinosa, E-S-P-I-
8 N-O-S-A.

9 MS. FLETCHER: And is there any one
10 else present from the group that you're in?

11 MR. ESPINOSA: Yes. We're all here.

12 MS. FLETCHER: You're all there.

13 MR. ESPINOSA: Yes.

14 MS. FLETCHER: Okay, if you could
15 stand right between Ms. Norman and Mr. Espinosa,
16 and state your name into the microphone, and
17 spell it for the record, anybody else in the same
18 group.

19 MR. GUDZINAS: Good morning, Brad
20 Gudzinis, last name G-U-D-Z-I-N-A-S.

21 MS. FLETCHER: Thank you.

22 MR. SAUVAGEAU: Jansen Sauvageau, J-A-
23 N-S-E-N S-A-U-V-A-G-E-A-U.

24 MS. FLETCHER: Oh, what's the last
25 name again, I'm sorry, I missed the spelling.

1 MR. SAUVAGEAU: Oh, spelling or
2 pronunciation?

3 MS. FLETCHER: The spelling of the
4 last name.

5 MR. SAUVAGEAU: S-A-U-V-A-G-E-A-U.

6 MS. FLETCHER: Thank you.

7 MS. BAL: Suniti Sarah Bal, S-U-N-I-T-
8 I S-A-R-A-H B-A-L.

9 MS. FLETCHER: That's the last name?

10 MS. BAL: Bal, yes.

11 MS. FLETCHER: Okay, spell the last
12 name one more time.

13 MS. BAL: B-A-L.

14 MS. FLETCHER: That's the last name?

15 MS. BAL: Yes.

16 MS. FLETCHER: Oh, okay, thank you.
17 I got it then, thank you.

18 MR. BROWNING: Good morning, Derrick
19 Browning, D-E-R-R-I-C-K, and Browning, B-R-O-W-N-
20 I-N-G.

21 MS. FLETCHER: Thank you. Okay, thank
22 you. So have you designated a representative for
23 the group?

24 PARTICIPANT: Not me, I'm ***10:11:22.

25 (Laughter.)

1 MR. ESPINOSA: Yes, I'll be the
2 representative.

3 MS. FLETCHER: Mr. Espinosa?

4 MR. ESPINOSA: Yes.

5 MS. FLETCHER: Okay, thank you.
6 Everybody else can, you can be seated. I've got
7 your names on the record now. Mr. Espinosa,
8 would you put your contact information on that
9 sheet?

10 MR. ESPINOSA: Sure.

11 MS. FLETCHER: Thank you very much.
12 Is there anyone present on behalf of the group of
13 eight which includes Mr. Orlaskey and Ms. Norman?

14 MR. SCHLOM: Yes.

15 MS. FLETCHER: Oh, if you could state
16 your name and spell it for the record. Are you
17 with the group represented by Ms. Norman?

18 MR. SCHLOM: Yes.

19 MS. FLETCHER: Okay, if you could
20 state your name and spell it for the record.

21 MS. NORMAN: Anita Norman, A-N-I-T-A
22 N-O-R-M-A-N.

23 MS. FLETCHER: Thank you, Ms. Norman.

24 MR. SCHLOM: Evan Schlom, last name is
25 spelled S, as in Sam, C as in Charlie, H-L-O-M,

1 as in Mary.

2 MS. FLETCHER: That's the last name,
3 Mr. Schlom?

4 MR. SCHLOM: Yes. And the first name
5 is spelled E-V-A-N.

6 MS. FLETCHER: Oh. Okay, thank you.

7 MR. MARIN: Good morning.

8 MS. FLETCHER: Good morning.

9 MR. MARIN: Paul Marin, first name is
10 Paul, P-A-U-L, last name is Marin. It's spelled
11 M, like Mary, A-R-I-N, like Nancy.

12 MS. FLETCHER: Thank you very much,
13 Mr. Marin. And who's the designated
14 representative for this group?

15 MR. SCHLOM: So we have two designated
16 representatives, myself, Mr. Schlom, and Mr.
17 Orlaskey, who is not here today. So we have
18 three of our eight members here today.

19 MS. FLETCHER: Okay, let me make a
20 note of that. One of them is you, Mr. Scholom?

21 MR. SCHLOM: Correct.

22 MS. FLETCHER: And who's the other
23 person?

24 MR. SCHLOM: Mr. Orlaskey, Dan
25 Orlaskey.

1 MS. FLETCHER: Mr. Orlaskey. Okay,
2 Mr. Orlaskey, he's not here today. But he's one
3 of the representatives?

4 MR. SCHLOM: Correct.

5 MS. FLETCHER: Okay. And who's the
6 third person?

7 MR. SCHLOM: So the three members here
8 present today are myself, Mr. Marin, and Ms.
9 Norman.

10 MS. FLETCHER: Oh, and who's the
11 third? So you, Mr. Schlom, Mr. Orlaskey, are
12 designated representatives, and there's one more
13 person that's a designated representative?

14 MR. SCHLOM: There's only two
15 designated representatives --

16 MS. FLETCHER: Okay, that's all I --

17 MR. SCHLOM: -- and eight members of
18 the group.

19 MS. FLETCHER: Okay, thank you very
20 much. I've got it, thank you.

21 Okay, for the group represented by Mr.
22 Espinosa, at least five of you are present today.
23 So that group is granted full standing as a
24 protestant. That means that at the upcoming
25 status hearing, Mr. Espinosa, only you need to

1 appear. The group has already been granted
2 standing.

3 MR. SCHLOM: Thank you.

4 MS. FLETCHER: For the group of eight
5 represented by Mr. Schlom and Mr. Orlaskey, two
6 more people will need to appear for the upcoming
7 status hearing. Because three are present today.
8 That group is granted conditional standing.

9 When those other two individuals
10 appear at the status hearing that are not present
11 today, the Board will grant full standing at that
12 time.

13 Is anyone present from Mirror Lounge?

14 (No audible response.)

15 MS. FLETCHER: The time is
16 approximately 10:15. Mirror Lounge is not
17 present. The application for license renewal is
18 dismissed. What that means is that the ABC Board
19 will issue an order dismissing the application.
20 You will be informed. You will receive a copy of
21 the Board order. The designated representatives
22 will.

23 The Applicant will have ten days to
24 seek reinstatement of the application, but you
25 will be kept informed along the way. If the

1 Applicant seeks reinstatement, you'll have an
2 opportunity to be opposed to it also. And so
3 that's what happens from this point forward. But
4 as of now, the application is dismissed, because
5 the Applicant has failed to appear. Yes?

6 MR. SCHLOM: I have one question?

7 MS. FLETCHER: Yes, sir.

8 MR. SCHLOM: If the Applicant is
9 indeed granted reinstatement, I'll just say if
10 the Applicant is not granted reinstatement, and
11 the Applicant chooses to pay the fine and
12 resubmit their application for renewal, do these
13 two groups have to resubmit a protest letter and
14 then reappear at the roll call hearing? Or are
15 would we already be granted either standing or
16 conditional standing for that new filing of the
17 renewal application?

18 MS. FLETCHER: Yes. We will pick up
19 where we left off today. But you would need to
20 just ask the, for example, if the Board doesn't
21 grant the reinstatement of this application, then
22 they have to start over. We're re-placarding.

23 You can let the Board know that you
24 already appeared for the roll call hearing,
25 already been granted standing and conditional

1 standing, and we'll go from there. So you won't
2 have to start over, to answer your question, Mr.
3 Schlom.

4 MR. SCHLOM: Thank you.

5 MS. FLETCHER: You're very welcome.
6 Anything else? Well, thank you for coming. The
7 roll call hearing is concluded.

8 (Whereupon, the above-entitled matter
9 went off the record at 10:17 a.m.)
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A	D	happens 9:3 hearing 1:3,7,13 2:14 7:25 8:7,10 9:14,24 10:7	3:16,20,25 4:4,9,12 4:14 5:16,20,24 6:2,4 6:9,10 names 5:7 Nancy 6:11 need 7:25 8:6 9:19 new 9:16 Norman 1:22 3:15 5:13 5:17,21,21,23 7:9 note 6:20 November 1:11 Number 2:6,7 NW 1:7 2:7
A-N-I-T-A 5:21 A-R-I-N 6:11 a.m 2:2 10:9 ABC 8:18 above-entitled 10:8 ABRA 1:17 ABRA-111950 1:8 2:8 adverse 2:10 agent 1:15,17 2:15 Alcoholic 1:2,13,13 Anita 1:22 5:21 answer 10:2 anybody 3:17 appear 8:1,6,10 9:5 appeared 9:24 Applicant 8:23 9:1,5,8 9:10,11 application 8:17,19,24 9:4,12,17,21 approximately 8:16 audible 2:17 8:14	D-E-R-R-I-C-K 4:19 D.C 1:14 Dan 6:24 days 8:23 Derrick 1:21 4:18 designated 4:22 6:13 6:15 7:12,13,15 8:21 dismissed 8:18 9:4 dismissing 8:19 DISTRICT 1:1	I	O
B	E	I-N-G 4:20 impact 2:10 includes 5:13 individuals 2:19 8:9 information 5:8 informed 8:20,25 issue 8:19 issues 2:10	Oh 3:24 4:1,16 5:15 6:6 7:10 okay 3:3,14 4:11,16,21 5:5,19 6:6,19 7:1,5,16 7:19,21 opportunity 9:2 opposed 9:2 order 2:11 8:19,21 Orlaskey 5:13 6:17,24 6:25 7:1,2,11 8:5
B-A-L 4:8,13 B-R-O-W-N- 4:19 Bal 1:21 4:7,7,10,10,13 4:15 behalf 2:15,18 5:12 Beverage 1:2,13,13 Board 1:2,13 8:11,18 8:21 9:20,23 Board's 1:15,17 Boards' 2:14 Brad 1:20 3:19 Browning 1:21 4:18,19 4:19 Building 1:14	E-S-P-I- 3:7 E-V-A-N 6:5 eight 5:13 6:18 7:17 8:4 either 9:15 Espinosa 1:19 2:23,25 3:2,6,6,7,11,13,15 5:1 5:3,4,7,10 7:22,25 Espinoza 2:21 3:1 Evan 1:22 5:24 Everybody 5:6 example 9:20	J	P
C	F	J-A- 3:22 Jansen 1:20 3:22	P-A-U-L 6:10 P-R-O-C-E-E-D-I-N-G-S 2:1 parking 2:11 PARTICIPANT 4:24 parties 2:3,5 Paul 1:23 6:9,10 pay 9:11 peace 2:11 pedestrian 2:12 people 8:6 person 6:23 7:6,13 pick 9:18 please 2:4 3:4,5 point 9:3 present 1:16,18 2:15,18 3:10 5:12 7:8,22 8:7 8:10,13,17 presiding 1:15 pronunciation 4:2 protest 2:10,22 9:13 protestant 1:19,20,20 1:21,21,22,22,23 7:24 put 5:8
C	G	kept 8:25 know 9:23	Q
C 5:25 call 1:3,7 2:14,20 9:14 9:24 10:7 Case 1:8 2:6 Charlie 5:25 chooses 9:11 Class 2:9 COLUMBIA 1:1 come 2:4 coming 10:6 concluded 10:7 conditional 8:8 9:16,25 conducting 2:14 contact 5:8 Control 1:2,13,13 copy 8:20 Correct 6:21 7:4 CT 1:7 2:9	failed 9:5 filing 9:16 fine 9:11 first 2:21 3:7 6:4,9 five 2:20 7:22 Fletcher 1:15,17 2:3,13 2:18,24 3:1,3,9,12,14 3:21,24 4:3,6,9,11,14 4:16,21 5:3,5,11,15 5:19,23 6:2,6,8,12,19 6:22 7:1,5,10,16,19 8:4,15 9:7,18 10:5 forward 2:4 9:3 full 7:23 8:11	L	R
	H	L-U-I-S 3:7 Laughter 4:25 LaVerne 1:14,17 2:13 left 9:19 letter 2:22 9:13 license 1:8,9 2:7,9 8:17 LLC 1:6 2:7 Lounge 1:6,6 2:4,5,6,16 8:13,16 Luis 1:19 2:20 3:6	re-placarding 9:22
		M	
		M 6:11 Marin 1:23 6:7,9,9,10 6:13 7:8 Mary 6:1,11 matter 1:5 2:4,5 10:8 means 7:24 8:18 members 6:18 7:7,17 met 1:13 microphone 3:16 Mirror 1:6 2:4,5,15 8:13 8:16 missed 3:25 Monday 1:11 morning 3:19 4:18 6:7 6:8	
		N	
		N-O-R-M-A-N 5:22 N-O-S-A 3:8 N-S-E-N 3:23 N.W 1:14 name 2:13,21 3:4,7,7	

reappear 9:14	Suniti 1:21 4:7	5
receive 8:20	Sure 2:23 5:10	6
record 3:5,17 5:7,16,20 10:9	T	7
Reeves 1:14	t/a 1:6	8
reinstatement 8:24 9:1 9:9,10,21	ten 8:23	9
renewal 1:9 2:10 8:17 9:12,17	thank 3:21 4:6,16,17,21 4:21 5:5,11,23 6:6,12 7:19,20 8:3 10:4,6	9th 1:6,7 2:6,7
representative 4:22 5:2 6:14 7:13	third 7:6,11	
representatives 6:16 7:3,12,15 8:21	three 6:18 7:7 8:7	
represented 5:17 7:21 8:5	time 4:12 8:12,15	
residential 2:11	today 6:17,18 7:2,8,22 8:7,11 9:19	
response 2:17 8:14	two 2:19 6:15 7:14 8:5,9 9:13	
resubmit 9:12,13	U	
Retailer 1:7 2:9	upcoming 7:24 8:6	
right 3:15	V	
roll 1:3,7 2:14 9:14,24 10:7	vehicular 2:12	
Room 1:14	W	
S	Washington 1:14	
S 5:25	way 8:25	
S-A-R-A-H 4:8	we'll 10:1	
S-A-U-V-A-G-E-A-U 3:23 4:5	We're 3:11 9:22	
S-U-N-I-T- 4:7	welcome 10:5	
safety 2:12	went 10:9	
Sam 5:25	X	
Sarah 1:21 4:7	Y	
Sauvageau 1:20 3:22 3:22 4:1,5	Z	
Schlom 1:22 5:14,18,24 5:24 6:3,4,15,16,21 6:24 7:4,7,11,14,17 8:3,5 9:6,8 10:3,4	0	
Scholom 6:20	1	
seated 5:6	10:08 2:2	
seek 8:24	10:11:22 4:24	
seeks 9:1	10:15 8:16	
sheet 5:9	10:17 10:9	
sir 9:7	14th 1:14	
sorry 3:25	18 1:11	
spell 3:4,17 4:11 5:16 5:20	19-PRO-00113 1:8 2:6	
spelled 5:25 6:5,10	1920 1:7 2:7	
spelling 3:25 4:1,3	2	
stand 3:15	2000 1:14	
standing 7:23 8:2,8,11 9:15,16,25 10:1	20009 1:14	
start 9:22 10:2	2019 1:11	
state 3:4,16 5:15,20	3	
status 7:25 8:7,10	4	
Street 1:6,7,14 2:6,7	400S 1:14	
Suite 1:14		

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Roll Call Hearing

Before: Alcoholic Beverage Control Board

Date: 11-18-19

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.



Court Reporter

NEAL R. GROSS

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701

(202) 234-4433

www.nealrgross.com