DISTRICT OF COLUMBIA + + + + +ALCOHOLIC BEVERAGE CONTROL BOARD + + + + + MEETING IN THE MATTER OF: : : District Kitchen, LLC, : t/a New District Kitchen : 2606 Connecticut Avenue : : Show Cause NW Retailer CR - ANC 3C : Hearing (Status) License No. 87574 : Case #19-CIT-00303 : : (Failed to File Quarterly: Statements) : Wednesday January 15, 2020 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 RAFI ALIYA CROCKETT, Member JAMES SHORT, JR., Member ALSO PRESENT: MIGUEL PIZARROSO, Licensee JOHN LUI, DC OAG

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1	P-R-O-C-E-E-D-I-N-G-S
2	9:44 a.m.
3	CHAIRPERSON ANDERSON: The next case
4	on our calendar, the show case hearing status
5	calendar, is Case Number 19-CIT-00303, New
6	District Kitchen, License Number 87574.
7	Would the parties please approach
8	and identify themselves for the record, please?
9	MR. LUI: Good morning, Mr.
10	Chairperson and Board Members. My name is John
11	Lui on behalf of the Government.
12	CHAIRPERSON ANDERSON: Good morning,
13	Mr. Lui. And who are you, sir?
14	MR. PIZARROSO: Miguel Pizarroso.
15	CHAIRPERSON ANDERSON: I cannot hear
16	you, sir.
17	MR. PIZARROSO: Miguel Pizarroso.
18	CHAIRPERSON ANDERSON: And what's
19	your relationship to New District Kitchen, sir?
20	MR. PIZARROSO: Partner.
21	CHAIRPERSON ANDERSON: Are you on the
22	license?
23	MR. PIZARROSO: No.
24	CHAIRPERSON ANDERSON: Is there
25	are there preliminary matters in this case?

Neal R. Gross and Co., Inc. Washington DC

1	MR. LUI: Yes, there are.
2	CHAIRPERSON ANDERSON: Have you
3	provided this agency with authorization to say
4	that you can represent the establishment?
5	MR. PIZARROSO: I am, I mean, I'm one
6	of the business partners.
7	CHAIRPERSON ANDERSON: Are you on the
8	license, sir?
9	MR. PIZARROSO: No, I'm not.
10	CHAIRPERSON ANDERSON: Well, if
11	you're are you able to provide the agency by
12	close of business today with a letter
13	authorizing you to enter into any type of
14	agreements with the Government?
15	MR. PIZARROSO: Yes.
16	CHAIRPERSON ANDERSON: Mr. Lui, are
17	there preliminary matters in this case?
18	MR. LUI: Yes.
19	CHAIRPERSON ANDERSON: What is the
20	preliminary matter, sir?
21	MR. LUI: There is an offer in
22	compromise to present to the Board.
23	CHAIRPERSON ANDERSON: And what is
24	that, sir?
25	MR. LUI: For Charge 1, the failure
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to file a quarterly statement, this is a -- the 1 2 offer in compromise is a \$350 fine. 3 CHAIRPERSON ANDERSON: Hold up. MR. LUI: Okay. 4 CHAIRPERSON ANDERSON: I can't hear 5 you, sir. 6 7 MR. LUI: The offer in compromise is 8 a \$350 fine, made payable within 30 days or its 9 license shall be suspended indefinitely until this fine is paid. 10 11 And also, to submit pending 12 quarterly statements, if they have not been 13 submitted yet. CHAIRPERSON ANDERSON: I'm sorry, 14 15 what's your name again, sir? 16 MR. PIZARROSO: Miguel Pizarroso. 17 CHAIRPERSON ANDERSON: Mr. --18 MR. PIZARROSO: Pizarroso. 19 CHAIRPERSON ANDERSON: -- Pizarroso, 20 it's my understanding that there is an offer in 21 compromise and the offer in compromise is that 22 there is a fine of \$350, payable within 30 days, 23 and that if there are any outstanding guarterly 24 statements, it must be filed. 25 Is this your understanding, sir, of

the offer in compromise? 1 2 MR. PIZARROSO: Yes. 3 CHAIRPERSON ANDERSON: Are you aware 4 that by accepting the offer in compromise that 5 you're giving up your right to a hearing? MR. PIZARROSO: Yes. 6 7 CHAIRPERSON ANDERSON: Are you also 8 aware that by accepting an offer in compromise 9 that you are giving up your right to appeal this 10 matter? 11 MR. PIZARROSO: Yes. 12 CHAIRPERSON ANDERSON: With this, I then make a motion that the offer in compromise 13 14 of a fine of \$350 be accepted, payable in 30 15 days, that all outstanding quarterly statements will be filed. 16 Is there a second? 17 MEMBER SHORT: Second. 18 MEMBER CROCKETT: Second. 19 CHAIRPERSON ANDERSON: Both Mr. Short and Ms. Crockett second the motion. All those 20 21 in favor, say aye. 22 (Chorus of ayes.) 23 MR. PIZARROSO: Those opposed? The 24 matter passes, 4-0-0. 25 What I'm asking you to do, sir, I

need you to send in by email, you can -- Mr. 1 2 Lui, you can also give him a copy of your 3 information. But by close of business today, you 4 5 are supposed to provide the agency, on the letterhead, saying that you were empowered to 6 7 come to the ABC Board today to represent the licensee in this matter. 8 9 If this matter -- if that's not done 10 today, then this agency will convert this to a 11 show cause. 12 Because one of the reasons why we 13 need that, sir, the owner, since you're not, you 14 said you're not on the license, the owner of the 15 restaurant can say that, I don't know who he is, 16 he's some person who walked off the street and 17 came in here and he was not authorized to do 18 that. 19 So, that's one of the reasons why 20 this offer in compromise is accepted, pending 21 you providing us with that information by close 22 of business. 23 And we'll make sure that we give you 24 our information, where you can -- where one of 25 the licensee, someone who is on the license,

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In the matter of: New District Kitchen

Before: DCABRA

Date: 01-15-20

Place: Washington, DC

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