

DISTRICT OF COLUMBIA
+ + + + +
ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
MEETING

IN THE MATTER OF:
Jam Ventures, LLC,
t/a Opera Ultra Lounge
1400 I Street NW
Retailer CONSTRUCTION
ANC 2C
License No. 84711
Case #19-251-00136
(Patron was Carrying a
Concealed Weapon Inside
of the Establishment)

Wednesday
February 5, 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:

ANDREW KLINE, COUNSEL FOR APPLICANT
ALEXANDER HAJE, APPLICANT
INVESTIGATOR JOVAN MILLER, DC ABRA
OFFICER DEVIN SMITH, DC MPD
OFFICER DONALD WALKER, DC MPD

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

2 2:54 p.m.

3 CHAIRPERSON ANDERSON: We're back on  
4 the record. Our next case is Case Number 19-251-  
5 00136, Opera Ultra Lounge, License Number 84711.  
6 Will the parties please approach and identify  
7 themselves for the record, please.

8 MR. KLINE: Good afternoon. Andrew  
9 Kline here for the licensee.

10 CHAIRPERSON ANDERSON: Good afternoon,  
11 Mr. Kline.

12 MR. HAJE: Alexander Haje, license  
13 holder for Opera Ultra Lounge.

14 CHAIRPERSON ANDERSON: Mr. Haje, good  
15 afternoon.

16 MR. HAJE: Thank you, sir.

17 MR. MILLER: ABRA Investigator Jovan  
18 Miller.

19 CHAIRPERSON ANDERSON: Good afternoon,  
20 Mr. Miller.

21 MR. MILLER: Good afternoon.

22 CHAIRPERSON ANDERSON: I believe --  
23 hold on. We have a fact-finding hearing because  
24 there was a -- this investigation stems from an  
25 incident that transpired between two patrons at

1 Opera Ultra Lounge on August 25th.

2           Apparently, during a verbal  
3 altercation between patrons, one patron revealed  
4 a gun in his waistband. When security was  
5 informed of the situation, they asked the two men  
6 to calm down because the establishment would be  
7 closing soon.

8           And so that is basically why the Board  
9 -- yes, and also, on August 27th, Chief Newsham  
10 sent us -- are you here for the Opera Lounge,  
11 sir? Can you come forward, please? Have a seat  
12 and -- please. No, you're not late.

13           MR. WALKER: I was told, like, three  
14 different times.

15           CHAIRPERSON ANDERSON: It was at 3  
16 o'clock. You're not late. You're not late, so I  
17 didn't -- I wasn't alerted that you're going to  
18 be here so I thought everyone was here for 3  
19 o'clock, so it's not 3 o'clock yet, so you are  
20 early.

21           This is not the New York Giants where  
22 the coach would fine you because you were not  
23 early enough for the meeting, so you're fine. So  
24 please introduce yourself for the record, please.

25           MR. WALKER: Officer Donald Walker.

1                   CHAIRPERSON ANDERSON: Officer Walker.  
2 All right. Officer Walker, next to you is Mr.  
3 Miller, who is the ABRA Investigator, and the  
4 owner and his attorney from Opera Lounge. Okay?

5                   MR. WALKER: Got it.

6                   CHAIRPERSON ANDERSON: All right. And  
7 so as I was saying, then, on August 27th, Chief  
8 Newsham sent a letter to the Board requesting  
9 that the Board have a fact-finding hearing based  
10 on the incident that occurred at the Opera Lounge  
11 on August 25, 2019.

12                   The Board has not made any  
13 determination whether or not this is going to be  
14 an NFA or whether or not we're going to send this  
15 matter over to show cause. The purpose of this  
16 hearing is for us to gather information to see --  
17 to just gather some information to see whether or  
18 not the Board is happy with whether or not the  
19 Board will make a recommendation for changes  
20 based on what has occurred.

21                   So I have Mr. Miller, I'll have him go  
22 through the report and bring us up to date, and  
23 then I'll have Officer Walker -- Officer Walker,  
24 are you familiar with this event that occurred on  
25 August 25th at Opera Lounge? Right. So then

1 I'll have you just add after Mr. Miller on what  
2 he can recall what happened at that time, and  
3 then the owner and his representative can respond  
4 if they so choose.

5 All right. So go ahead, Mr. Miller.

6 MR. MILLER: All right.

7 CHAIRPERSON ANDERSON: Yes, go ahead.

8 MR. MILLER: Good afternoon, Board.

9 CHAIRPERSON ANDERSON: And please  
10 speak up.

11 MR. MILLER: Good afternoon, Board.

12 The following investigation was initiated based  
13 on on a 251 report, dated August 25, 2019, and a  
14 fact-finding request letter from MPD Police Chief  
15 Peter Newsham. The 251 was picked up by myself  
16 on September 5, 2019.

17 The 251 report stating the following,  
18 while work in an ABC reimbursement overtime  
19 detail at the listed location, officers were  
20 flagged down in regards to a man with a gun. And  
21 unknown person leaving the listed establishment  
22 stated to officers on scene there was a Hispanic  
23 male inside with a gun in his waistband.

24 Officers walked inside of the listed  
25 location and located Suspect 1 on the dance

1 floor, I'm guessing that was dance floor.

2 Officers made contact with the suspect and asked  
3 to speak with the suspect.

4 Officers then asked Suspect 1, did you  
5 have a weapon on you? Suspect replied, yes, I  
6 have a gun on me because I am working security  
7 for someone tonight.

8 Officers then asked whereabouts the  
9 body was the gun located. The suspect stated the  
10 gun was located on his right hip. Officers then  
11 removed the weapon from the suspect. Officers  
12 than asked the suspect, did Suspect 1 have a  
13 valid permit. The suspect stated, no.

14 Officers then placed Suspect 1 under  
15 arrest for concealed -- carry and conceal without  
16 a license. Excuse me.

17 On Tuesday, August 27, 2019, I emailed  
18 Officer Donald Walker, the responding officer,  
19 for any additional information regarding the  
20 incident that occurred Opera.

21 Officer Walker replied that he didn't  
22 have any further information to report. On  
23 Friday, September 6th, I visited Opera Lounge to  
24 investigate the incident. Before entering the  
25 establishment, I photographed the front entrance

1 of Opera Lounge, which is Exhibit 3.

2 I also entered the establishment and  
3 identified myself as an ABRA investigator. I  
4 interviewed in person, ABC manager -- excuse me  
5 if I say your name wrong --

6 MR. HAJE: That's actually the GM,  
7 Ardevan Mesgara, I believe.

8 MR. MILLER: Thank you.

9 MR. HAJE: You're welcome.

10 MR. MILLER: Concerning the incident.  
11 You said, Mesgara?

12 MR. HAJE: Ardevan Mesgara, I believe.

13 MR. MILLER: Mr. Mesgara stated that  
14 he was roaming the floor when the incident with  
15 the patron occurred in the back section of the  
16 establishment. Tables 201 through 205, and  
17 didn't physically observe anything.

18 On Friday, September 6th, I  
19 interviewed in person, security member Mark  
20 Simmons, concerning the incident. Mr. Simmons  
21 stated that he only observed the MPD officer  
22 coming downstairs and escorted the male patron  
23 upstairs.

24 Mr. Simmons could not provide any  
25 further information. I interviewed the owner of

1 the establishment, Alexander Haje?

2 MR. HAJE: Haje.

3 MR. MILLER: Haje. Excuse me.

4 MR. HAJE: No problem.

5 MR. MILLER: Who was present the night  
6 of the incident. Mr. Haje stated that on the  
7 night of Saturday, August 24, 2019, leading into  
8 the morning of Sunday, August 25, 2019, between  
9 2:30 and 2:45 a.m., the operating partner of the  
10 establishment was informed that MPD detail  
11 officers had apprehended a patron and that he was  
12 carrying a firearm.

13 Upon further investigation, Mr. Haje  
14 -- investigation by Mr. Haje, it was discovered  
15 that the patron in question had engaged in some  
16 sort of verbal altercation with another guest and  
17 lifted his shirt to show a weapon.

18 During the course of the verbal  
19 altercation, Opera Lounge security member Alex  
20 Jones was made aware and observed this  
21 disagreement. Mr. Jones approached one of the  
22 two guests and asked him to calmly -- asked him  
23 calmly to not let things get out of hand and that  
24 the night was almost over.

25 Almost immediately, the guest he spoke



1 with relinquished the argument and stated that he  
2 was leaving. He did not inform Mr. Jones of any  
3 weapons, but did go outside immediately and  
4 inform MPD officers.

5 Within moments, MPD officers entered  
6 the club, apprehended the patron physically, and  
7 brought him back towards the elevator hallway.  
8 Mr. Haje also stated that based on the statements  
9 of others that witnessed the event, the patrons  
10 attempted to discard the weapon in boxes in the  
11 elevator hallway, but MPD officer immediately  
12 retrieved the weapon.

13 MPD officers then took the patron and  
14 the weapon up the elevator to the officer  
15 building lobby where they kept him while  
16 following protocol for arrest.

17 Mr. Haje stated that he immediately  
18 engaged with officers and offered any support the  
19 establishment could, but MPD officer declined, as  
20 he had the situation under control. Mr. Haje  
21 pointed out where the suspect was standing during  
22 the night of the incident, which is Exhibit 4.

23 On Friday, September 6th, at  
24 approximately 9:58, I completed a regulatory  
25 inspection, which is Exhibit 5, before leaving

1 Opera Lounge, with no ABRA violations found.

2 Mr. Haje and security members  
3 completed an incident report, which is Exhibit 6,  
4 and video footage, Exhibit 7, was prepared for me  
5 to pickup. Upon retrieving the incident report,  
6 it was determined that nine other officers,  
7 security officers, were inside the establishment  
8 at the time of the incident, and they all stated  
9 they did not witness the incident when it  
10 occurred.

11 On Saturday, September 7, 2019,  
12 Investigator Miller reviewed the video camera  
13 surveillance footage of Opera Lounge and noted  
14 the following. There were 11 cameras facing the  
15 bar sectional seating areas and dance floor.  
16 There was no clear visual of the incident.

17 No Saturday, September 7th, I reviewed  
18 Opera Lounge's security plan, which is Exhibit 8.  
19 Upon reviewing Opera Lounge's security plan,  
20 Investigator Miller, myself, read the  
21 establishment patron search procedures.

22 Opera Lounge patron search procedures  
23 states, Opera performs wandering and pat-downs as  
24 needed, the extent of which depends on a number  
25 of factors, including the type of crowd and

1 party. For example, there will be less emphasis  
2 on body searches if the party event is for World  
3 Bank executives or diplomats and more emphasis if  
4 the feature DJ is known for attracting a rougher  
5 crowd, whether the entering patron is a regular  
6 patron or not, their entry to any people that  
7 seem intoxicated or under the influence,  
8 enforcing a strict dress code whenever possible,  
9 and limiting the entry of groups of guys not  
10 escorted by female companions, when practical.

11 Due tot eh verbiage of the security  
12 plan specifically, the patron search procedures,  
13 no ABRA violations were found. And that is all I  
14 found, Mr. Chair.

15 CHAIRPERSON ANDERSON: All right.  
16 Thank you. Officer, are you here for the Opera  
17 Lounge matter?

18 MR. SMITH: Yes.

19 CHAIRPERSON ANDERSON: Can you please  
20 come up and identify yourself for the record,  
21 please. You can pull up a chair and sit, and  
22 identify yourself for the record, please.

23 MR. SMITH: I'm Officer Devin Smith,  
24 7th District School Resource Division. Working  
25 the Opera Lounge the night of the incident.

1 CHAIRPERSON ANDERSON: You're part of  
2 the RDO?

3 MR. SMITH: Yes.

4 CHAIRPERSON ANDERSON: Okay. All  
5 right. No, I'm saying 7th --

6 MR. SMITH: No, I just, you know,  
7 sometimes we get a detail.

8 CHAIRPERSON ANDERSON: All right.  
9 Officer Walker, what is it, if anything, can you  
10 -- you're looking at me like --

11 MR. WALKER: No, I'm just listening.

12 CHAIRPERSON ANDERSON: All right.  
13 What, if anything, can you add to what was  
14 provided by Mr. Miller?

15 MR. WALKER: Pertaining to the facts  
16 that happened?

17 CHAIRPERSON ANDERSON: Yes.

18 MR. WALKER: Yes, essentially, that's  
19 the way I --

20 CHAIRPERSON ANDERSON: So what role  
21 did you play in this incident?

22 MR. WALKER: Well, me and my partner,  
23 we both stopped the individual inside the club  
24 and then had a course of conversation with him.  
25 That's when he alluded to the fact that he did

1 have a weapon on him. So we retrieved the weapon  
2 and placed him in custody.

3 CHAIRPERSON ANDERSON: Anything you  
4 want to add? Since you're here, Officer Smith.  
5 I don't want you to be a plotted plant, so you're  
6 here, do you want to add anything?

7 MR. SMITH: It's pretty much the same  
8 thing. When we were outside, somebody notified  
9 us, so like my partner said, we entered and the  
10 description that he gave, we identified and  
11 stopped him, and asked him the same questions.

12 CHAIRPERSON ANDERSON: Now, Mr. Kline,  
13 I know in reviewing your security plan and this  
14 verbiage about the type of event, so what type of  
15 event did we have -- did the Opera Lounge have  
16 that night?

17 MR. KLINE: You want to tell him what  
18 the event was?

19 MR. HAJE: Sure. It was a mixed  
20 crowd, mostly hip-hop music, a little Latin music  
21 as well, but mixed international type of event.

22 CHAIRPERSON ANDERSON: Oh, was this  
23 one of the events where it wasn't --

24 MR. HAJE: We were actually not  
25 searching for this event. Since this incident,

1 we have instilled both body searches and wandng,  
2 so there's a two-step search that's happening  
3 both Friday and Saturday nights now, because in  
4 the almost ten years we've operated, we've never  
5 had a weapon inside the club.

6 For me, it was unacceptable for my  
7 staff or my patrons to be in that position, as  
8 well as the detail officers, to have anything  
9 like that happen, so we made immediate changes to  
10 our process.

11 MR. KLINE: That's been since August.

12 MR. HAJE: Yes, it has.

13 MR. KLINE: Since the incident  
14 occurred, they immediately made that change in  
15 response to the incident and had been wandng and  
16 patting down everybody.

17 CHAIRPERSON ANDERSON: So have you  
18 amended the security plan to take that out or I'm  
19 just asking?

20 MR. KLINE: We have not at this point.  
21 We can certainly do that, but that's -- I mean,  
22 they're doing it. If the Board would prefer that  
23 we add that to the plan, I mean, we think that  
24 that's consistent with the current plan, and that  
25 they've now made the judgement that they're going

1 to do it every Friday and Saturday night, and  
2 that's what they've been doing.

3 MR. HAJE: If I could add.

4 CHAIRPERSON ANDERSON: Sure.

5 MR. HAJE: The whole incident was just  
6 -- it was sort of a -- it wasn't a foreseeable  
7 occurrence. It happened and it was so quick to  
8 be resolved by the detail officers, who were  
9 quick to deal with it, and again, unfortunately -  
10 - fortunately, there was nothing that was a  
11 serious altercation. Thank God.

12 And the gentleman that, you know, had  
13 made them aware of it, were smart enough to step  
14 away and let them know right away. I mean, it  
15 was handled quickly, so we were very fortunate in  
16 that regard. It wasn't a larger situation, thank  
17 God.

18 MR. KLINE: And I think there are a  
19 number of things that I do want to point out. I  
20 mean, one is, they do have RDO and that's -- you  
21 know, they're not required to do it. The Board's  
22 never made them do it. It's something that they  
23 do in their judgement.

24 I didn't even get a chance to ask  
25 Investigator Miller and Officer Walker, but based

1 on their description, it seems pretty clear that  
2 the establishment was fully cooperative,  
3 videotape was turned over, was made available,  
4 videotape, video camera system is there, worked,  
5 and they know how to work it, and I don't know  
6 how many times I've been before you where that's  
7 been an issue with other operators.

8 But if you look at this from top to  
9 bottom in terms of their response, I think you  
10 can see there's a complete incident report, 11  
11 people are listed in that incident report who  
12 were talked to by management as to what may or  
13 may not have gone on that night.

14 I mean, the whole incident, when you  
15 look at it, is you have two people who got into  
16 some sort of disagreement, was quickly broken up  
17 by their security personnel, unbeknownst to that  
18 security personnel, the one person had a weapon  
19 and apparently at some point, pulled up his shirt  
20 and said, you know, leave me alone or whatever.

21 But that's the sum total of the  
22 incident. What we think is important and I know  
23 that the Board in other cases has looked at both  
24 positively and negatively, to the Board's credit,  
25 is to what's the establishment's response.



1                   And I think you see here, a very  
2 professional response to what went on, a detailed  
3 response in terms of a report, cameras being made  
4 available, and the fact that they have RDO on the  
5 front end at their own volition, I think all of  
6 those are factors that should be taken into  
7 account.

8                   And we're not telling you that they  
9 made this change with respect to wanding and  
10 patting last week when they came to see me, we're  
11 telling you that this has gone on since August.

12                   So this was something they realized,  
13 we don't want this in our place, so we're going  
14 to now require, on Friday and Saturday nights,  
15 that the guests be wanded and patted down to make  
16 sure they don't have any weapons.

17                   CHAIRPERSON ANDERSON: Well, I assume  
18 that the only concerns are this is -- if it's not  
19 just Friday and Saturday night, this incident can  
20 -- this can occur again, because if you're not  
21 wanded and it is -- you are a nightclub, is that  
22 correct?

23                   MR. HAJE: That's correct.

24                   CHAIRPERSON ANDERSON: A nightclub,  
25 and so there are a significant amount of people

1 who are coming into the club, and if you don't  
2 have any type of -- of course, you know, I can't  
3 order you to do anything, but I'm just saying,  
4 generally, if you are -- if folks are coming in  
5 and it's discretionary whether or not you're  
6 going to wand them or they're going to go --  
7 anyone can come in at any point with a weapon.

8 MR. KLINE: Well, that's true anywhere  
9 in the District, unfortunately --

10 CHAIRPERSON ANDERSON: But I think a  
11 lot of -- I believe a lot of -- and I'll say,  
12 maybe I don't go out, but a lot of  
13 establishments, they do some type of pat down and  
14 wandering when folks go inside an establishment.

15 MR. KLINE: If you've had dinner at  
16 the Prime Rib, they don't do that there.

17 CHAIRPERSON ANDERSON: A nightclub.

18 MR. KLINE: I'm not being --

19 CHAIRPERSON ANDERSON: I know.

20 MR. KLINE: I mean, I think the point  
21 is that, we have to trust our responsible  
22 operators to make judgements about that. They're  
23 not saying they're only going to do it on Friday  
24 and Saturday night. If there are other nights  
25 where they deem it appropriate, they will

1 absolutely do it.

2 But what they don't want to do is lock  
3 themselves in a situation where Chairman Anderson  
4 decides to have 50 people for his birthday party  
5 on Wednesday night and they're obligated to wand  
6 and pat down everybody that comes in. That just  
7 doesn't seem to make good sense.

8 CHAIRPERSON ANDERSON: But I know, Mr.  
9 Kline, Chairman Anderson's friends would say,  
10 well, you know, the Chairman of the ABC Board,  
11 you did that, so I guess we have to -- and of  
12 course, Chairman Anderson would have to be pat  
13 down and wanded, and he would have to agree to it  
14 with a smile on his face, but --

15 MR. KLINE: I get that. But you see  
16 my point.

17 CHAIRPERSON ANDERSON: Yes, I know,  
18 but I think what's been going on currently, as  
19 you heard about the Greyhound bus a couple days  
20 ago in Los Angeles, where someone gets up and  
21 decided to shoot folks, and now is Greyhound  
22 going to start having people go through metal  
23 detectors now to enter the bus?

24 But I'm just saying, a nightclub where  
25 alcohol is involved, that it would appear to me

1 that best practice is, is that, you -- everyone  
2 who comes in should be wanded because anything  
3 could have happened.

4 The man could have -- all he did, I  
5 guess, to our credit, he just showed that he was  
6 packing and he didn't do nothing about it, but he  
7 could have just pulled it out and started  
8 shooting.

9 MR. KLINE: Right. But let me be  
10 clear, they're not exercising discretion on  
11 Friday or Saturday night as to who's wanded and  
12 patted, I mean, their program is to pat everyone  
13 down on Friday and Saturday nights, and on those  
14 other nights where the size of the anticipated  
15 crowd is such, and the character of the crowd is  
16 such that it is appropriate to do so.

17 So, you know, I mean, just like the  
18 Greyhound bus example, there has to be some  
19 judgement, otherwise we saddle businesses with  
20 requirements for the worst-case scenario, which  
21 is, you know, expensive and imposes burdens that  
22 may not be necessary.

23 I mean, I joke about the Chairman's  
24 birthday party, but I think you get my point --

25 MR. HAJE: I have an example.

1 MR. KLINE: Go ahead.

2 MR. HAJE: If I can interject, an  
3 example of that is, we host, every year, a high  
4 school graduation party. There's no alcohol  
5 involved, but again, would I then be required to  
6 search all of these high school kids coming in  
7 for their graduation party?

8 CHAIRPERSON ANDERSON: Unfortunately,  
9 that's a bad example, things happen at high  
10 school graduation parties. No, but I'm just  
11 saying, high school graduation parties and --

12 MR. HAJE: And again, World Bank  
13 events, whatever it might, they can happen  
14 anywhere, but, you know, we've talked about this  
15 before. We've operated for nine years, almost  
16 ten years, in this space. Again, our detail  
17 officers can support the fact that we're very  
18 responsible when it comes to our establishment,  
19 and our operation, and specifically our door  
20 operations, because that's where a lot of this  
21 starts.

22 You know, we've got to be accountable  
23 at that point to make sure that we're protecting  
24 our patrons, our staff, even our officers that  
25 are working with us, to make sure that we've got

1 the right process.

2 We know who we're dealing with, you  
3 know, with these events, and we have an idea of  
4 what's coming through the door, and we've made  
5 that adjustment, because again, this is not  
6 something we ever want to see again.

7 It's the first time it's happened in  
8 nine years. I hope it never happens again, you  
9 know? But I think we are smart enough and  
10 cognizant of making sure that it doesn't happen  
11 again. And I really would like the ability to be  
12 able to make that decision intelligently versus  
13 private events, versus regular events, versus  
14 nighttime events, of where it makes sense to  
15 apply it.

16 CHAIRPERSON ANDERSON: Officer Walker  
17 and Smith, is this a regular detail for you in  
18 this RDO to work at this establishment?

19 MR. WALKER: For myself, yes.

20 CHAIRPERSON ANDERSON: How long have  
21 you been working there? For a significant period  
22 of time.

23 MR. WALKER: Yes, about two years or  
24 so, two or three years. Yes.

25 CHAIRPERSON ANDERSON: So what's your

1 view of the operation?

2 MR. WALKER: I'm going to be perfectly  
3 honest with you, I'm very familiar with Opera as  
4 well as their staff. I think they do an awesome  
5 job there pertaining to the patrons that come in  
6 and out of the club. I've never had a situation  
7 there. I mean, he's been in business for nine  
8 years. This is the first time, you know, it's  
9 ever happened, but I've never seen -- there's  
10 never been a moment where I was just like, you  
11 know, I kind of felt like the patrons, you know,  
12 should, like, feel, like, unsafe.

13 Like, ever since the incident, I have  
14 seen them, you know, wand every patron come in  
15 and out, whether they go out for a smoke, they  
16 still, you know, do, like, the wanding and  
17 everything like that, so they're definitely  
18 taking the proper precautions to ensure that it  
19 doesn't happen again.

20 CHAIRPERSON ANDERSON: Thank you for  
21 that. Any questions by any other Board Members?  
22 Yes, Mr. Short.

23 MEMBER SHORT: Good afternoon. Is  
24 this the very first time ever since you've been  
25 in business at Opera Lounge that a weapon was

1 inside the club?

2 MR. HAJE: That we're aware of? Yes,  
3 sir.

4 MEMBER SHORT: First time?

5 MR. HAJE: We've had an incident where  
6 there was somebody --

7 MEMBER SHORT: A knife?

8 MR. HAJE: Yes, somebody had gotten  
9 cut in 2016 and there was no weapon recovered and  
10 we believe it was a bottle that was used, but  
11 we're not aware of any weapon actually entering  
12 our establishment prior to this.

13 MEMBER SHORT: Okay. And at that  
14 hearing, we talked about World Bank and your  
15 class --

16 MR. HAJE: Yes, we remodeled.

17 MEMBER SHORT: We didn't want to wand  
18 folks because we would scare away your top-notch  
19 customers. This incident happened on a Saturday  
20 night?

21 MR. HAJE: No, sir, this incident, I  
22 believe, happened --

23 MEMBER SHORT: Friday night?

24 MR. HAJE: This happened on a Friday  
25 night and the previous incident happened on a



1 Wednesday night, or it's back in 2016 --

2 MEMBER SHORT: I was here.

3 MR. HAJE: -- that you're referring  
4 to. I remember that incident well. I'm still  
5 dealing with it, to be quite frank.

6 MEMBER SHORT: And we trusted you at  
7 that time to say, wandng, we feel like wandng  
8 and do pat down, do you feel like pat down --

9 MR. HAJE: We did wand and search that  
10 night. If you remember correctly, and I'm happy  
11 to go back in the report, but we did search  
12 people back in 2016.

13 MEMBER SHORT: Okay. All right.

14 MR. HAJE: That's why we were positive  
15 no weapons had entered that night.

16 MEMBER SHORT: Okay.

17 MR. HAJE: Until today, we still have  
18 made the right decisions.

19 MEMBER SHORT: So you had an RDO the  
20 night of this incident.

21 MR. HAJE: Yes, sir, and we had RDO  
22 back in 2016.

23 MEMBER SHORT: Somebody with a -- what  
24 kind of pistol was it, officers, that was  
25 recovered?

1 MR. WALKER: It was a Glock.

2 MEMBER SHORT: A Glock 9mm. Was it  
3 bullets in the chamber? Did it have a clip in  
4 it?

5 MR. WALKER: Yes.

6 MEMBER SHORT: Okay. So that person  
7 then walked you on the RDO to come in and go down  
8 in the basement into the Opera Lounge. Was that  
9 person patted down and wanded?

10 MR. WALKER: Yes.

11 MR. HAJE: He was. We don't know how  
12 he got it in.

13 MR. SMITH: Well, I can attest to when  
14 me and Officer Walker did the search, he was a  
15 very heavy guy, so when we recovered the weapon,  
16 he was so heavy that it was tucked all the way  
17 under his skin.

18 MEMBER SHORT: So when he pulled back  
19 and showed the gun to him, he must have pulled  
20 his belly up at that time.

21 MR. SMITH: Yes, he did.

22 MEMBER SHORT: Oh, to show the gun.

23 MR. SMITH: Yes, he did, and I had to  
24 reach down within his waistline to pull the  
25 weapon out.

1                   MEMBER SHORT: I'm not a security  
2 specialist, but I was in public safety for a  
3 while. So if somebody runs a wand, whether they  
4 got it stuck up under their belly or not, when  
5 you run a wand, it's going to pickup that --

6                   MR. HAJE: We were doing physical.  
7 That's why we've added the wand since then. We  
8 were doing physical searches. And my  
9 understanding was, and I don't mean to interject  
10 or interrupt you, sir, I apologize, but we were  
11 always under the impression or understood, from  
12 both security consultants and officers, that a  
13 physical search was more effective than using a  
14 wand, so we were doing just the physical searches  
15 at that time.

16                  MEMBER SHORT: So why don't they do it  
17 at the airports?

18                  MR. HAJE: Now we're doing both, sir.

19                  MEMBER SHORT: Oh, okay.

20                  MR. HAJE: Now we're doing both, we're  
21 doing both physical and the wand. I literally  
22 have a two-step process of searching people to  
23 make sure nothing gets by us.

24                  MEMBER SHORT: I have no further  
25 questions.

1                   CHAIRPERSON ANDERSON: Any other  
2 questions by any of the Board Members? Any final  
3 comments anyone want to make?

4                   MR. MILLER: I believe Officer Walker  
5 spoke on the exiting of patrons and when they're  
6 trying to reenter, can you speak to that, to the  
7 process for that?

8                   MR. HAJE: In regards to what?

9                   MR. MILLER: For them --

10                  CHAIRPERSON ANDERSON: When someone  
11 goes out for a smoke break. Can they just walk  
12 in or do they go back through --

13                  MR. HAJE: They have to have a stamp,  
14 you know, to reenter. They are allowed to exit,  
15 smoke their cigarette, and reenter the  
16 establishment.

17                  CHAIRPERSON ANDERSON: I think Officer  
18 Walker said that he believed -- I'm sorry --

19                  MR. WALKER: That was me.

20                  CHAIRPERSON ANDERSON: Officer Walker  
21 said that I guess he believes that they go back  
22 through security and I guess that's what Mr.  
23 Miller was trying to clarify.

24                  MR. HAJE: Yes, that's what we're  
25 trying to make sure happens, of course, because

1 again, if somebody has a visual and he knows he's  
2 standing right there, our guy is smart enough to  
3 know the guy never left his sight and let him  
4 back in, but if anybody steps out and it's not  
5 that case, they're going to be researched before  
6 they reenter again.

7 CHAIRPERSON ANDERSON: All right. Is  
8 that it?

9 MR. MILLER: Yes, sir.

10 CHAIRPERSON ANDERSON: All right.  
11 Officer Smith, Officer Walker, thank you for  
12 being here. Mr. Miller, Mr. Kline, and Mr. --

13 MR. HAJE: Haje.

14 CHAIRPERSON ANDERSON: -- Haje, thank  
15 you very much for being here today. I will make  
16 a motion that we take no further action. Is  
17 there a second?

18 MEMBER CATO: Second.

19 CHAIRPERSON ANDERSON: Mr. Cato  
20 seconded the motion. All those in favor say,  
21 aye. Motion passes --

22 MEMBER SHORT: Opposed.

23 CHAIRPERSON ANDERSON: Motion passes  
24 3-1 with Mr. Short in opposition. Thank you for  
25 being here today. Have a great day. All right.

1 We'll start our hearing at 3:45. We'll start our  
2 hearing at 3:45. We'll give a 15-minute -- it's  
3 3:20 --

4 MEMBER CROCKETT: She didn't come in  
5 --

6 CHAIRPERSON ANDERSON: We'll start at  
7 3:40.

8 (Whereupon, the hearing in the above-  
9 entitled matter was concluded at 3:25 p.m.)

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**A**

a.m 8:9  
**ABC** 5:18 7:4 19:10  
**ability** 22:11  
**able** 22:12  
**above-** 30:8  
**ABRA** 1:23 2:17 4:3 7:3  
 10:1 11:13  
**absolutely** 19:1  
**account** 17:7  
**accountable** 21:22  
**action** 29:16  
**add** 5:1 12:13 13:4,6  
 14:23 15:3  
**added** 27:7  
**additional** 6:19  
**adjustment** 22:5  
**afternoon** 2:8,10,15,19  
 2:21 5:8,11 23:23  
**ago** 19:20  
**agree** 19:13  
**ahead** 5:5,7 21:1  
**airports** 27:17  
**alcohol** 19:25 21:4  
**Alcoholic** 1:2,14,14  
**alerted** 3:17  
**Alex** 8:19  
**Alexander** 1:22 2:12  
 8:1  
**ALIYA** 1:19  
**allowed** 28:14  
**alluded** 12:25  
**altercation** 3:3 8:16,19  
 15:11  
**amended** 14:18  
**amount** 17:25  
**ANC** 1:7  
**Anderson** 1:16,18 2:3  
 2:10,14,19,22 3:15  
 4:1,6 5:7,9 11:15,19  
 12:1,4,8,12,17,20  
 13:3,12,22 14:17 15:4  
 17:17,24 18:10,17,19  
 19:3,8,12,17 21:8  
 22:16,20,25 23:20  
 28:1,10,17,20 29:7,10  
 29:14,19,23 30:6  
**Anderson's** 19:9  
**Andrew** 1:22 2:8  
**Angeles** 19:20  
**anticipated** 20:14  
**anybody** 29:4  
**apologize** 27:10  
**apparently** 3:2 16:19  
**appear** 19:25  
**APPLICANT** 1:22,22  
**apply** 22:15  
**apprehended** 8:11 9:6

**approach** 2:6  
**approached** 8:21  
**appropriate** 18:25  
 20:16  
**approximately** 9:24  
**Ardevan** 7:7,12  
**areas** 10:15  
**argument** 9:1  
**arrest** 6:15 9:16  
**asked** 3:5 6:2,4,8,12  
 8:22,22 13:11  
**asking** 14:19  
**assume** 17:17  
**attempted** 9:10  
**attest** 26:13  
**attorney** 4:4  
**attracting** 11:4  
**August** 3:1,9 4:7,11,25  
 5:13 6:17 8:7,8 14:11  
 17:11  
**available** 16:3 17:4  
**aware** 8:20 15:13 24:2  
 24:11  
**awesome** 23:4  
**aye** 29:21

**B**

**back** 2:3 7:15 9:7 25:1  
 25:11,12,22 26:18  
 28:12,21 29:4  
**bad** 21:9  
**Bank** 11:3 21:12 24:14  
**bar** 10:15  
**based** 4:9,20 5:12 9:8  
 15:25  
**basement** 26:8  
**basically** 3:8  
**believe** 2:22 7:7,12  
 18:11 24:10,22 28:4  
**believed** 28:18  
**believes** 28:21  
**belly** 26:20 27:4  
**best** 20:1  
**Beverage** 1:2,14,14  
**birthday** 19:4 20:24  
**Board** 1:2,14 3:8 4:8,9  
 4:12,18,19 5:8,11  
 14:22 16:23 19:10  
 23:21 28:2  
**Board's** 15:21 16:24  
**BOBBY** 1:19  
**body** 6:9 11:2 14:1  
**bottle** 24:10  
**bottom** 16:9  
**boxes** 9:10  
**break** 28:11  
**bring** 4:22  
**broken** 16:16

**brought** 9:7  
**building** 1:15 9:15  
**bullets** 26:3  
**burdens** 20:21  
**bus** 19:19,23 20:18  
**business** 23:7,25  
**businesses** 20:19

**C**

**calm** 3:6  
**calmly** 8:22,23  
**camera** 10:12 16:4  
**cameras** 10:14 17:3  
**carry** 6:15  
**carrying** 1:9 8:12  
**case** 1:8 2:4,4 29:5  
**cases** 16:23  
**Cato** 1:19 29:18,19  
**cause** 4:15  
**certainly** 14:21  
**chair** 11:14,21  
**Chairman** 19:3,9,10,12  
**Chairman's** 20:23  
**Chairperson** 1:15,18  
 2:3,10,14,19,22 3:15  
 4:1,6 5:7,9 11:15,19  
 12:1,4,8,12,17,20  
 13:3,12,22 14:17 15:4  
 17:17,24 18:10,17,19  
 19:8,17 21:8 22:16,20  
 22:25 23:20 28:1,10  
 28:17,20 29:7,10,14  
 29:19,23 30:6  
**chamber** 26:3  
**chance** 15:24  
**change** 14:14 17:9  
**changes** 4:19 14:9  
**character** 20:15  
**Chief** 3:9 4:7 5:14  
**choose** 5:4  
**cigarette** 28:15  
**clarify** 28:23  
**class** 24:15  
**clear** 10:16 16:1 20:10  
**clip** 26:3  
**closing** 3:7  
**club** 9:6 12:23 14:5  
 18:1 23:6 24:1  
**coach** 3:22  
**code** 11:8  
**cognizant** 22:10  
**COLUMBIA** 1:1  
**come** 3:11 11:20 18:7  
 23:5,14 26:7 30:4  
**comes** 19:6 20:2 21:18  
**coming** 7:22 18:1,4  
 21:6 22:4  
**comments** 28:3

**companions** 11:10  
**complete** 16:10  
**completed** 9:24 10:3  
**conceal** 6:15  
**concealed** 1:10 6:15  
**concerning** 7:10,20  
**concerns** 17:18  
**concluded** 30:9  
**consistent** 14:24  
**CONSTRUCTION** 1:7  
**consultants** 27:12  
**contact** 6:2  
**control** 1:2,14,14 9:20  
**conversation** 12:24  
**cooperative** 16:2  
**correct** 17:22,23  
**correctly** 25:10  
**COUNSEL** 1:22  
**couple** 19:19  
**course** 8:18 12:24 18:2  
 19:12 28:25  
**credit** 16:24 20:5  
**CROCKETT** 1:19 30:4  
**crowd** 10:25 11:5 13:20  
 20:15,15  
**current** 14:24  
**currently** 19:18  
**custody** 13:2  
**customers** 24:19  
**cut** 24:9

**D**

**D.C** 1:15  
**dance** 5:25 6:1 10:15  
**date** 4:22  
**dated** 5:13  
**day** 29:25  
**days** 19:19  
**DC** 1:23,23,24  
**deal** 15:9  
**dealing** 22:2 25:5  
**decided** 19:21  
**decides** 19:4  
**decision** 22:12  
**decisions** 25:18  
**declined** 9:19  
**deem** 18:25  
**definitely** 23:17  
**depends** 10:24  
**description** 13:10 16:1  
**detail** 5:19 8:10 12:7  
 14:8 15:8 21:16 22:17  
**detailed** 17:2  
**detectors** 19:23  
**determination** 4:13  
**determined** 10:6  
**Devin** 1:23 11:23  
**different** 3:14

dinner 18:15  
 diplomats 11:3  
 disagreement 8:21  
 16:16  
 discard 9:10  
 discovered 8:14  
 discretion 20:10  
 discretionary 18:5  
 District 1:1 11:24 18:9  
 Division 11:24  
 DJ 11:4  
 doing 14:22 15:2 27:6,8  
 27:14,18,20,21  
 Donald 1:24 3:25 6:18  
 Donovan 1:16,18  
 door 21:19 22:4  
 downstairs 7:22  
 dress 11:8  
 Due 11:11

---

**E**

---

early 3:20,23  
 effective 27:13  
 eh 11:11  
 elevator 9:7,11,14  
 emailed 6:17  
 emphasis 11:1,3  
 enforcing 11:8  
 engaged 8:15 9:18  
 ensure 23:18  
 enter 19:23  
 entered 7:2 9:5 13:9  
 25:15  
 entering 6:24 11:5  
 24:11  
 entitled 30:9  
 entrance 6:25  
 entry 11:6,9  
 escorted 7:22 11:10  
 essentially 12:18  
 establishment 1:10 3:6  
 5:21 6:25 7:2,16 8:1  
 8:10 9:19 10:7,21  
 16:2 18:14 21:18  
 22:18 24:12 28:16  
 establishment's 16:25  
 establishments 18:13  
 event 4:24 9:9 11:2  
 13:14,15,18,21,25  
 events 13:23 21:13  
 22:3,13,13,14  
 everybody 14:16 19:6  
 example 11:1 20:18,25  
 21:3,9  
 excuse 6:16 7:4 8:3  
 executives 11:3  
 exercising 20:10  
 Exhibit 7:1 9:22,25 10:3

10:4,18  
 exit 28:14  
 exiting 28:5  
 expensive 20:21  
 extent 10:24

---

**F**

---

face 19:14  
 facing 10:14  
 fact 1:6 12:25 17:4  
 21:17  
 fact-finding 2:23 4:9  
 5:14  
 factors 10:25 17:6  
 facts 12:15  
 familiar 4:24 23:3  
 favor 29:20  
 feature 11:4  
 February 1:12  
 feel 23:12 25:7,8  
 felt 23:11  
 female 11:10  
 final 28:2  
 Finding 1:6  
 fine 3:22,23  
 firearm 8:12  
 first 22:7 23:8,24 24:4  
 flagged 5:20  
 floor 6:1,1 7:14 10:15  
 folks 18:4,14 19:21  
 24:18  
 following 5:12,17 9:16  
 10:14  
 footage 10:4,13  
 foreseeable 15:6  
 fortunate 15:15  
 fortunately 15:10  
 forward 3:11  
 found 10:1 11:13,14  
 frank 25:5  
 Friday 6:23 7:18 9:23  
 14:3 15:1 17:14,19  
 18:23 20:11,13 24:23  
 24:24  
 friends 19:9  
 front 6:25 17:5  
 fully 16:2  
 further 6:22 7:25 8:13  
 27:24 29:16

---

**G**

---

gather 4:16,17  
 generally 18:4  
 gentleman 15:12  
 Giants 3:21  
 give 30:2  
 Glock 26:1,2  
 GM 7:6

God 15:11,17  
 gotten 24:8  
 graduation 21:4,7,10  
 21:11  
 Greyhound 19:19,21  
 20:18  
 groups 11:9  
 guess 19:11 20:5 28:21  
 28:22  
 guessing 6:1  
 guest 8:16,25  
 guests 8:22 17:15  
 gun 3:4 5:20,23 6:6,9  
 6:10 26:19,22

---

**H**

---

Haje 1:22 2:12,12,14,16  
 7:6,9,12 8:1,2,2,3,4,6  
 8:13,14 9:8,17,20  
 10:2 13:19,24 14:12  
 15:3,5 17:23 20:25  
 21:2,12 24:2,5,8,16  
 24:21,24 25:3,9,14,17  
 25:21 26:11 27:6,18  
 27:20 28:8,13,24  
 29:13,13,14  
 hallway 9:7,11  
 hand 8:23  
 handled 15:15  
 happen 14:9 21:9,13  
 22:10 23:19  
 happened 5:2 12:16  
 15:7 20:3 22:7 23:9  
 24:19,22,24,25  
 happening 14:2  
 happens 22:8 28:25  
 happy 4:18 25:10  
 heard 19:19  
 hearing 1:7,14 2:23 4:9  
 4:16 24:14 30:1,2,8  
 heavy 26:15,16  
 high 21:3,6,9,11  
 hip 6:10  
 hip-hop 13:20  
 Hispanic 5:22  
 hold 2:23  
 holder 2:13  
 honest 23:3  
 hope 22:8  
 host 21:3

---

**I**

---

idea 22:3  
 identified 7:3 13:10  
 identify 2:6 11:20,22  
 immediate 14:9  
 immediately 8:25 9:3  
 9:11,17 14:14

important 16:22  
 imposes 20:21  
 impression 27:11  
 incident 2:25 4:10 6:20  
 6:24 7:10,14,20 8:6  
 9:22 10:3,5,8,9,16  
 11:25 12:21 13:25  
 14:13,15 15:5 16:10  
 16:11,14,22 17:19  
 23:13 24:5,19,21,25  
 25:4,20  
 including 10:25  
 individual 12:23  
 influence 11:7  
 inform 9:2,4  
 information 4:16,17  
 6:19,22 7:25  
 informed 3:5 8:10  
 initiated 5:12  
 inside 1:10 5:23,24  
 10:7 12:23 14:5 18:14  
 24:1  
 inspection 9:25  
 instilled 14:1  
 intelligently 22:12  
 interject 21:2 27:9  
 international 13:21  
 interrupt 27:10  
 interviewed 7:4,19,25  
 intoxicated 11:7  
 introduce 3:24  
 investigate 6:24  
 investigation 2:24 5:12  
 8:13,14  
 investigator 1:23 2:17  
 4:3 7:3 10:12,20  
 15:25  
 involved 19:25 21:5  
 issue 16:7

---

**J**

---

Jam 1:5  
 JAMES 1:20  
 job 23:5  
 joke 20:23  
 Jones 8:20,21 9:2  
 Jovan 1:23 2:17  
 JR 1:19,20  
 judgement 14:25 15:23  
 20:19  
 judgements 18:22

---

**K**

---

kept 9:15  
 kids 21:6  
 Kline 1:22 2:8,9,11  
 13:12,17 14:11,13,20  
 15:18 18:8,15,18,20



19:9,15 20:9 21:1  
29:12  
**knife** 24:7  
**known** 11:4  
**knows** 29:1

---

**L**

---

**larger** 15:16  
**late** 3:12,16,16  
**Latin** 13:20  
**leading** 8:7  
**leave** 16:20  
**leaving** 5:21 9:2,25  
**left** 29:3  
**letter** 4:8 5:14  
**license** 1:8 2:5,12 6:16  
**licensee** 2:9  
**lifted** 8:17  
**limiting** 11:9  
**listed** 5:19,21,24 16:11  
**listening** 12:11  
**literally** 27:21  
**little** 13:20  
**LLC** 1:5  
**lobby** 9:15  
**located** 5:25 6:9,10  
**location** 5:19,25  
**lock** 19:2  
**long** 22:20  
**look** 16:8,15  
**looked** 16:23  
**looking** 12:10  
**Los** 19:20  
**lot** 18:11,11,12 21:20  
**Lounge** 1:6 2:5,13 3:1  
3:10 4:4,10,25 6:23  
7:1 8:19 10:1,13,22  
11:17,25 13:15 23:25  
26:8  
**Lounge's** 10:18,19

---

**M**

---

**making** 22:10  
**male** 5:23 7:22  
**man** 5:20 20:4  
**management** 16:12  
**manager** 7:4  
**Mark** 7:19  
**matter** 1:4 4:15 11:17  
30:9  
**mean** 14:21,23 15:14  
15:20 16:14 18:20  
20:12,17,23 23:7 27:9  
**meeting** 1:3 3:23  
**member** 1:19,19,20  
7:19 8:19 23:23 24:4  
24:7,13,17,23 25:2,6  
25:13,16,19,23 26:2,6

26:18,22 27:1,16,19  
27:24 29:18,22 30:4  
**members** 10:2 23:21  
28:2  
**men** 3:5  
**Mesgara** 7:7,11,12,13  
**met** 1:14  
**metal** 19:22  
**Miller** 1:23 2:17,18,20  
2:21 4:3,21 5:1,5,6,8  
5:11 7:8,10,13 8:3,5  
10:12,20 12:14 15:25  
28:4,9,23 29:9,12  
**mixed** 13:19,21  
**moment** 23:10  
**moments** 9:5  
**morning** 8:8  
**motion** 29:16,20,21,23  
**MPD** 1:23,24 5:14 7:21  
8:10 9:4,5,11,13,19  
**music** 13:20,20

---

**N**

---

**N.W** 1:15  
**name** 7:5  
**necessary** 20:22  
**needed** 10:24  
**negatively** 16:24  
**never** 14:4 15:22 22:8  
23:6,9,10 29:3  
**New** 3:21  
**Newsham** 3:9 4:8 5:15  
**NFA** 4:14  
**night** 8:5,7,24 9:22  
11:25 13:16 15:1  
16:13 17:19 18:24  
19:5 20:11 24:20,23  
24:25 25:1,10,15,20  
**nightclub** 17:21,24  
18:17 19:24  
**nights** 14:3 17:14 18:24  
20:13,14  
**nighttime** 22:14  
**nine** 10:6 21:15 22:8  
23:7  
**noted** 10:13  
**notified** 13:8  
**number** 2:4,5 10:24  
15:19  
**NW** 1:6

---

**O**

---

**o'clock** 3:16,19,19  
**obligated** 19:5  
**observe** 7:17  
**observed** 7:21 8:20  
**occur** 17:20  
**occurred** 4:10,20,24

6:20 7:15 10:10 14:14  
**occurrence** 15:7  
**offered** 9:18  
**officer** 1:23,24 3:25 4:1  
4:2,23,23 6:18,18,21  
7:21 9:11,14,19 11:16  
11:23 12:9 13:4 15:25  
22:16 26:14 28:4,17  
28:20 29:11,11  
**officers** 5:19,22,24 6:2  
6:4,8,10,11,14 8:11  
9:4,5,13,18 10:6,7  
14:8 15:8 21:17,24  
25:24 27:12  
**Opera** 1:6 2:5,13 3:1,10  
4:4,10,25 6:20,23 7:1  
8:19 10:1,13,18,19,22  
10:23 11:16,25 13:15  
23:3,25 26:8  
**operated** 14:4 21:15  
**operating** 8:9  
**operation** 21:19 23:1  
**operations** 21:20  
**operators** 16:7 18:22  
**Opposed** 29:22  
**opposition** 29:24  
**order** 18:3  
**outside** 9:3 13:8  
**overtime** 5:18  
**owner** 4:4 5:3 7:25

---

**P**

---

**P-R-O-C-E-E-D-I-N-G-S**  
2:1  
**p.m** 2:2 30:9  
**packing** 20:6  
**part** 12:1  
**parties** 2:6 21:10,11  
**partner** 8:9 12:22 13:9  
**party** 11:1,2 19:4 20:24  
21:4,7  
**passes** 29:21,23  
**pat** 18:13 19:6,12 20:12  
25:8,8  
**pat-downs** 10:23  
**patron** 1:9 3:3 7:15,22  
8:11,15 9:6,13 10:21  
10:22 11:5,6,12 23:14  
**patrons** 2:25 3:3 9:9  
14:7 21:24 23:5,11  
28:5  
**patted** 17:15 20:12 26:9  
**patting** 14:16 17:10  
**people** 11:6 16:11,15  
17:25 19:4,22 25:12  
27:22  
**perfectly** 23:2  
**performs** 10:23

**period** 22:21  
**permit** 6:13  
**person** 5:21 7:4,19  
16:18 26:6,9  
**personnel** 16:17,18  
**pertaining** 12:15 23:5  
**Peter** 5:15  
**photographed** 6:25  
**physical** 27:6,8,13,14  
27:21  
**physically** 7:17 9:6  
**picked** 5:15  
**pickup** 10:5 27:5  
**pistol** 25:24  
**place** 17:13  
**placed** 6:14 13:2  
**plan** 10:18,19 11:12  
13:13 14:18,23,24  
**plant** 13:5  
**play** 12:21  
**please** 2:6,7 3:11,12,24  
3:24 5:9 11:19,21,22  
**plotted** 13:5  
**point** 14:20 15:19 16:19  
18:7,20 19:16 20:24  
21:23  
**pointed** 9:21  
**Police** 5:14  
**position** 14:7  
**positive** 25:14  
**positively** 16:24  
**possible** 11:8  
**practical** 11:10  
**practice** 20:1  
**precautions** 23:18  
**prefer** 14:22  
**prepared** 10:4  
**present** 1:17,21 8:5  
**presiding** 1:16  
**pretty** 13:7 16:1  
**previous** 24:25  
**Prime** 18:16  
**prior** 24:12  
**private** 22:13  
**problem** 8:4  
**procedures** 10:21,22  
11:12  
**process** 14:10 22:1  
27:22 28:7  
**professional** 17:2  
**program** 20:12  
**proper** 23:18  
**protecting** 21:23  
**protocol** 9:16  
**provide** 7:24  
**provided** 12:14  
**public** 27:2  
**pull** 11:21 26:24

**pulled** 16:19 20:7 26:18  
26:19  
**purpose** 4:15

---

**Q**

---

**question** 8:15  
**questions** 13:11 23:21  
27:25 28:2  
**quick** 15:7,9  
**quickly** 15:15 16:16  
**quite** 25:5

---

**R**

---

**RAFI** 1:19  
**RDO** 12:2 15:20 17:4  
22:18 25:19,21 26:7  
**reach** 26:24  
**read** 10:20  
**realized** 17:12  
**recall** 5:2  
**recommendation** 4:19  
**record** 2:4,7 3:24 11:20  
11:22  
**recovered** 24:9 25:25  
26:15  
**reenter** 28:6,14,15 29:6  
**Reeves** 1:15  
**referring** 25:3  
**regard** 15:16  
**regarding** 6:19  
**regards** 5:20 28:8  
**regular** 11:5 22:13,17  
**regulatory** 9:24  
**reimbursement** 5:18  
**relinquished** 9:1  
**remember** 25:4,10  
**remodeled** 24:16  
**removed** 6:11  
**replied** 6:5,21  
**report** 4:22 5:13,17  
6:22 10:3,5 16:10,11  
17:3 25:11  
**representative** 5:3  
**request** 5:14  
**requesting** 4:8  
**require** 17:14  
**required** 15:21 21:5  
**requirements** 20:20  
**researched** 29:5  
**resolved** 15:8  
**Resource** 11:24  
**respect** 17:9  
**respond** 5:3  
**responding** 6:18  
**response** 14:15 16:9,25  
17:2,3  
**responsible** 18:21  
21:18

**Retailer** 1:7  
**retrieved** 9:12 13:1  
**retrieving** 10:5  
**revealed** 3:3  
**reviewed** 10:12,17  
**reviewing** 10:19 13:13  
**Rib** 18:16  
**roaming** 7:14  
**role** 12:20  
**Room** 1:15  
**rougher** 11:4  
**run** 27:5  
**runs** 27:3

---

**S**

---

**saddle** 20:19  
**safety** 27:2  
**Saturday** 8:7 10:11,17  
14:3 15:1 17:14,19  
18:24 20:11,13 24:19  
**saying** 4:7 12:5 18:3,23  
19:24 21:11  
**scare** 24:18  
**scenario** 20:20  
**scene** 5:22  
**school** 11:24 21:4,6,10  
21:11  
**search** 10:21,22 11:12  
14:2 21:6 25:9,11  
26:14 27:13  
**searches** 11:2 14:1  
27:8,14  
**searching** 13:25 27:22  
**seat** 3:11  
**seating** 10:15  
**second** 29:17,18  
**seconded** 29:20  
**section** 7:15  
**sectional** 10:15  
**security** 3:4 6:6 7:19  
8:19 10:2,7,18,19  
11:11 13:13 14:18  
16:17,18 27:1,12  
28:22  
**seen** 23:9,14  
**send** 4:14  
**sense** 19:7 22:14  
**sent** 3:10 4:8  
**September** 5:16 6:23  
7:18 9:23 10:11,17  
**serious** 15:11  
**shirt** 8:17 16:19  
**shoot** 19:21  
**shooting** 20:8  
**Short** 1:20 23:22,23  
24:4,7,13,17,23 25:2  
25:6,13,16,19,23 26:2  
26:6,18,22 27:1,16,19

27:24 29:22,24  
**show** 4:15 8:17 26:22  
**showed** 20:5 26:19  
**sight** 29:3  
**significant** 17:25 22:21  
**Simmons** 7:20,20,24  
**sir** 2:16 3:11 24:3,21  
25:21 27:10,18 29:9  
**sit** 11:21  
**situation** 3:5 9:20 15:16  
19:3 23:6  
**size** 20:14  
**skin** 26:17  
**smart** 15:13 22:9 29:2  
**smile** 19:14  
**Smith** 1:23 11:18,23,23  
12:3,6 13:4,7 22:17  
26:13,21,23 29:11  
**smoke** 23:15 28:11,15  
**somebody** 13:8 24:6,8  
25:23 27:3 29:1  
**soon** 3:7  
**sorry** 28:18  
**sort** 8:16 15:6 16:16  
**space** 21:16  
**speak** 5:10 6:3 28:6  
**specialist** 27:2  
**specifically** 11:12  
21:19  
**spoke** 8:25 28:5  
**staff** 14:7 21:24 23:4  
**stamp** 28:13  
**standing** 9:21 29:2  
**start** 19:22 30:1,1,6  
**started** 20:7  
**starts** 21:21  
**stated** 5:22 6:9,13 7:13  
7:21 8:6 9:1,8,17 10:8  
**statements** 9:8  
**states** 10:23  
**stating** 5:17  
**stems** 2:24  
**step** 15:13  
**steps** 29:4  
**stopped** 12:23 13:11  
**Street** 1:6,15  
**strict** 11:8  
**stuck** 27:4  
**Suite** 1:15  
**sum** 16:21  
**Sunday** 8:8  
**support** 9:18 21:17  
**surveillance** 10:13  
**suspect** 5:25 6:2,3,4,5  
6:9,11,12,12,13,14  
9:21  
**system** 16:4

---

**T**

---

**t/a** 1:6  
**Tables** 7:16  
**taken** 17:6  
**talked** 16:12 21:14  
24:14  
**tell** 13:17  
**telling** 17:8,11  
**ten** 14:4 21:16  
**terms** 16:9 17:3  
**thank** 2:16 7:8 11:16  
15:11,16 23:20 29:11  
29:14,24  
**things** 8:23 15:19 21:9  
**thought** 3:18  
**three** 3:13 22:24  
**times** 3:14 16:6  
**today** 25:17 29:15,25  
**told** 3:13  
**tonight** 6:7  
**top** 16:8  
**top-notch** 24:18  
**tot** 11:11  
**total** 16:21  
**transpired** 2:25  
**true** 18:8  
**trust** 18:21  
**trusted** 25:6  
**trying** 28:6,23,25  
**tucked** 26:16  
**Tuesday** 6:17  
**turned** 16:3  
**two** 2:25 3:5 8:22 16:15  
22:23,24  
**two-step** 14:2 27:22  
**type** 10:25 13:14,14,21  
18:2,13

---

**U**

---

**Ultra** 1:6 2:5,13 3:1  
**unacceptable** 14:6  
**unbeknownst** 16:17  
**understanding** 27:9  
**understood** 27:11  
**unfortunately** 15:9 18:9  
21:8  
**unknown** 5:21  
**unsafe** 23:12  
**upstairs** 7:23

---

**V**

---

**valid** 6:13  
**Ventures** 1:5  
**verbal** 3:2 8:16,18  
**verbiage** 11:11 13:14  
**versus** 22:12,13,13  
**video** 10:4,12 16:4  
**videotape** 16:3,4

view 23:1	22:8,23,24 23:8	7th 10:17 11:24 12:5
violations 10:1 11:13	York 3:21	<hr/> <b>8</b> <hr/>
visited 6:23	<hr/> <b>Z</b> <hr/>	8 10:18
visual 10:16 29:1	<hr/> <b>0</b> <hr/>	84711 1:8 2:5
volition 17:5	<hr/> <b>00136</b> 2:5 <hr/>	<hr/> <b>9</b> <hr/>
<hr/> <b>W</b> <hr/>	<hr/> <b>1</b> <hr/>	9:58 9:24
W 1:16,18	11 10:14 16:10	9mm 26:2
waistband 3:4 5:23	1400 1:6	
waistline 26:24	14th 1:15	
walk 28:11	15-minute 30:2	
walked 5:24 26:7	19-251- 2:4	
Walker 1:24 3:13,25,25	19-251-00136 1:8	
4:1,2,5,23,23 6:18,21	<hr/> <b>2</b> <hr/>	
12:9,11,15,18,22	2:30 8:9	
15:25 22:16,19,23	2:45 8:9	
23:2 26:1,5,10,14	2:54 2:2	
28:4,18,19,20 29:11	2000 1:15	
wand 18:6 19:5 23:14	20009 1:15	
24:17 25:9 27:3,5,7	201 7:16	
27:14,21	2016 24:9 25:1,12,22	
wanded 17:15,21 19:13	2019 4:11 5:13,16 6:17	
20:2,11 26:9	8:7,8 10:11	
wanding 10:23 14:1,15	2020 1:12	
17:9 18:14 23:16 25:7	205 7:16	
Washington 1:15	24 8:7	
wasn't 3:17 13:23 15:6	25 4:11 5:13 8:8	
15:16	251 5:13,15,17	
way 12:19 26:16	25th 3:1 4:25	
weapon 1:10 6:5,11	27 6:17	
8:17 9:10,12,14 13:1	27th 3:9 4:7	
13:1 14:5 16:18 18:7	2C 1:7	
23:25 24:9,11 26:15	<hr/> <b>3</b> <hr/>	
26:25	3 3:15,18,19 7:1	
weapons 9:3 17:16	3-1 29:24	
25:15	3:20 30:3	
Wednesday 1:12 19:5	3:25 30:9	
25:1	3:40 30:7	
week 17:10	3:45 30:1,2	
welcome 7:9	<hr/> <b>4</b> <hr/>	
went 17:2	4 9:22	
whereabout 6:8	400S 1:15	
witness 10:9	<hr/> <b>5</b> <hr/>	
witnessed 9:9	5 1:12 5:16 9:25	
work 5:18 16:5 22:18	50 19:4	
worked 16:4	<hr/> <b>6</b> <hr/>	
working 6:6 11:24	6 10:3	
21:25 22:21	6th 6:23 7:18 9:23	
World 11:2 21:12 24:14	<hr/> <b>7</b> <hr/>	
worst-case 20:20	7 10:4,11	
wrong 7:5		
<hr/> <b>X</b> <hr/>		
<hr/> <b>Y</b> <hr/>		
year 21:3		
years 14:4 21:15,16		

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Opera Ultra Lounge

Before: DCABRA

Date: 02-05-20

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**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701