

ALSO PRESENT:

SIDON YOHANNES, APPLICANT ATTORNEY

FERNANDO RIVERO, OAG

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

2 10:06 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our Show Cause Calendar is Case No.
5 19-CMP-00008, Peace Lounge, License No. 106785.

6 Would the parties, please, approach
7 and identify themselves for the record, please?

8 MR. RIVERO: Good morning, Board
9 Members. Fernando Rivero for the District of
10 Columbia.

11 CHAIRPERSON ANDERSON: Good morning,
12 Mr. Rivero.

13 MS. YOHANNES: Good morning. Sidon
14 Yohannes on behalf of the licensee.

15 CHAIRPERSON ANDERSON: Good morning,
16 Ms. Yohannes.

17 Are there any preliminary matters in
18 this case?

19 MR. RIVERO: Yes. The parties have an
20 Offer in Compromise to present to the Board
21 today.

22 CHAIRPERSON ANDERSON: And what is

1 that, please?

2 MR. RIVERO: That offer consists of
3 for Charge 1 dismissal of the charge. For Charge
4 2 a fine of \$4,500 payable in 120 days. For
5 Charge 3 a fine of \$4,500 payable in 120 days.
6 For a total fine of \$9,000 payable in 120 days.
7 And if that fine is not paid, the license will be
8 suspended until payment is received. That is the
9 Offer in Compromise.

10 CHAIRPERSON ANDERSON: All right.
11 Thank you. Ms. Yohannes, it's my understanding
12 that there is an Offer in Compromise. The Offer
13 in Compromise is that Charge 1 will be dismissed.
14 Charge 2 there is a fine of \$4,500 payable in 120
15 days. Charge 3 there is a fine of \$4,500 payable
16 in 120 days for a total fine of \$9,000 payable in
17 120 days. Is this your understanding of the
18 Offer in Compromise?

19 MS. YOHANNES: Yes, it is.

20 CHAIRPERSON ANDERSON: Is your client
21 aware that by accepting an Offer in Compromise,
22 that they are giving up their right to a hearing?

1 MS. YOHANNES: Yes.

2 CHAIRPERSON ANDERSON: Is your client
3 also aware that by accepting an Offer in
4 Compromise, that they are giving up their right
5 to appeal this matter?

6 MS. YOHANNES: Yes.

7 CHAIRPERSON ANDERSON: All right.
8 With that said, I make a motion that the Offer in
9 Compromise that Charge 1 will be dismissed.
10 Charge 2 there is a fine of \$4,500 payable in 120
11 days. Charge 3 a fine of \$4,500 payable in 120
12 days for a total fine of \$9,000 payable in 120
13 days be accepted. Is there a second?

14 MEMBER CROCKETT: Second.

15 CHAIRPERSON ANDERSON: Ms. Crockett
16 has seconded the motion.

17 All those in favor say aye.

18 MEMBER CROCKETT: Aye.

19 CHAIRPERSON ANDERSON: Aye.

20 MEMBER CATO: Aye.

21 CHAIRPERSON ANDERSON: Those opposed?

22 MEMBER SHORT: Opposed.

1 CHAIRPERSON ANDERSON: The matter
2 passes 3-1-0 with Mr. Short in opposition.

3 The Board will be issuing a Board
4 Order in this matter.

5 MEMBER SHORT: Can I make a comment,
6 Mr. Chair?

7 CHAIRPERSON ANDERSON: Yes, Mr. Short?

8 MEMBER SHORT: Ms. Yohannes?

9 MS. YOHANNES: Yes?

10 MEMBER SHORT: Some of the charges
11 that have been brought against Peace Lounge are
12 just reprehensible for nightclubs and nightlife
13 in Washington, D.C.

14 Are they doing anything to address
15 these issues?

16 MS. YOHANNES: The clients understand
17 the severity of the charges and they are working
18 to be in compliance of all regulations and
19 working with their -- me and their attorneys.

20 MEMBER SHORT: Okay. Well, please,
21 convey to them that I voted against them today
22 and that their conduct is not going to be, at

1 least by this one Board Member, I only have one
2 vote, considered to be anything other than just
3 total disrespect for the Board and nightlife in
4 Washington, D.C.

5 I wish that they would change their
6 conduct. That's all I have, Mr. Chair. Thank
7 you.

8 CHAIRPERSON ANDERSON: Thank you, Mr.
9 Short.

10 All right. I want to thank the
11 parties.

12 MR. RIVERO: Thank you. Thank you,
13 Board Members.

14 CHAIRPERSON ANDERSON: All right.

15 (Whereupon, the Show Cause Hearing was
16 concluded at 10:09 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 3:2 7:16 accepted 5:13 accepting 4:21 5:3 Acts 1:10 address 6:14 Agents 1:9 Alcoholic 1:2,16,17 ANC 1:7 Anderson 1:18,20 3:3 3:11,15,22 4:10,20 5:2,7,15,19,21 6:1,7 7:8,14 appeal 5:5 APPLICANT 2:12 approach 3:6 Approval 1:11 ATTORNEY 2:12 attorneys 6:19 Ave 1:6 aware 4:21 5:3 aye 5:17,18,19,20</p> <hr/> <p style="text-align: center;">B</p> <p>behalf 3:14 Beverage 1:2,16,17 Board 1:2,11,16 3:8,20 6:3,3 7:1,3,13 BOBBY 1:21 brought 6:11 Building 1:17</p> <hr/> <p style="text-align: center;">C</p> <p>Calendar 3:4 case 1:8 3:4,4,18 CATO 1:21 5:20 Cause 1:7 3:4 7:15 Chair 6:6 7:6 Chairperson 1:18,20 3:3,11,15,22 4:10,20 5:2,7,15,19,21 6:1,7 7:8,14 change 1:11 7:5 charge 4:3,3,3,5,13,14 4:15 5:9,10,11 charges 6:10,17 client 4:20 5:2 clients 6:16 Columbia 1:1 3:10 comment 6:5 compliance 6:18 Compromise 3:20 4:9 4:12,13,18,21 5:4,9 concluded 7:16 conduct 6:22 7:6 considered 7:2 consists 4:2 Control 1:2,12,16,17</p>	<p>convey 6:21 Crockett 1:22 5:14,15 5:18 CT 1:7</p> <hr/> <p style="text-align: center;">D</p> <p>D.C 1:18 6:13 7:4 days 4:4,5,6,15,16,17 5:11,12,13 dismissal 4:3 dismissed 4:13 5:9 disrespect 7:3 District 1:1 3:9 doing 6:14 Donovan 1:18,20</p> <hr/> <p style="text-align: center;">E</p> <p>Employees 1:9 Engage 1:9 Establishment 1:10,12</p> <hr/> <p style="text-align: center;">F</p> <p>Failed 1:12 favor 5:17 Fernando 2:13 3:9 fine 4:4,5,6,7,14,15,16 5:10,11,12</p> <hr/> <p style="text-align: center;">G</p> <p>Georgia 1:6 giving 4:22 5:4 going 6:22 Good 3:8,11,13,15</p> <hr/> <p style="text-align: center;">H</p> <p>hearing 1:7,17 4:22 7:15 Hope 1:5</p> <hr/> <p style="text-align: center;">I</p> <p>identify 3:7 issues 6:15 issuing 6:3</p> <hr/> <p style="text-align: center;">J</p> <p>JAMES 1:21 JR 1:21</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p style="text-align: center;">L</p> <p>license 1:7 3:5 4:7 licensee 3:14 LLC 1:5 Lounge 1:5,6 3:5 6:11</p> <hr/> <p style="text-align: center;">M</p> <p>Maintain 1:12</p>	<p>matter 1:4 5:5 6:1,4 matters 3:17 MEETING 1:3 Member 1:21,21,22 5:14,18,20,22 6:5,8 6:10,20 7:1 Members 3:9 7:13 met 1:17 morning 3:8,11,13,15 motion 5:8,16</p> <hr/> <p style="text-align: center;">N</p> <p>N.W 1:17 nightclubs 6:12 nightlife 6:12 7:3 NW 1:6</p> <hr/> <p style="text-align: center;">O</p> <p>OAG 2:13 offer 3:20 4:2,9,12,12 4:18,21 5:3,8 Okay 6:20 Operation 1:11 opposed 5:21,22 opposition 6:2 Order 6:4</p> <hr/> <p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-I-N-G-S 3:1 paid 4:7 parties 3:6,19 7:11 passes 6:2 payable 4:4,5,6,14,15 4:16 5:10,11,12 payment 4:8 Peace 1:6 3:5 6:11 Permitted 1:9 please 3:6,7 4:1 6:20 preliminary 3:17 present 1:19 2:10 3:20 presiding 1:18</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p style="text-align: center;">R</p> <p>RAFI 1:22 received 4:8 record 3:7 Reeves 1:17 regulations 6:18 reprehensible 6:12 Retailer 1:7 right 3:3 4:10,22 5:4,7 7:10,14 Rivero 2:13 3:8,9,12,19 4:2 7:12 Room 1:17</p>	<p style="text-align: center;">S</p> <p>second 5:13,14 seconded 5:16 September 1:15 severity 6:17 Sexual 1:10 Short 1:21 5:22 6:2,5,7 6:8,10,20 7:9 Show 1:7 3:4 7:15 Sidon 2:12 3:13 Street 1:17 Substantial 1:10 Suite 1:18 suspended 4:8</p> <hr/> <p style="text-align: center;">T</p> <p>t/a 1:6 thank 4:11 7:6,8,10,12 7:12 today 3:21 6:21 total 4:6,16 5:12 7:3</p> <hr/> <p style="text-align: center;">U</p> <p>understand 6:16 understanding 4:11,17</p> <hr/> <p style="text-align: center;">V</p> <p>vote 7:2 voted 6:21</p> <hr/> <p style="text-align: center;">W</p> <p>W 1:18,20 want 7:10 Washington 1:18 6:13 7:4 Wednesday 1:14 wish 7:5 working 6:17,19</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p style="text-align: center;">Y</p> <p>Yohannes 2:12 3:13,14 3:16 4:11,19 5:1,6 6:8 6:9,16</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p style="text-align: center;">1</p> <p>1 4:3,13 5:9 10:06 3:2 10:09 7:16 106785 1:7 3:5 11 1:15 120 4:4,5,6,14,16,17</p>
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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: ABRA Hearing

Before: Alcoholic Beverage Control Board

Date: 09-11-19

Place: Washington, D.C.

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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