DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

+ + + + + MEETING

IN THE MATTER OF:

:

J & J Holdings, LLC, : t/a Pho 88 Noodles and : Grill :

608 H Street NW, : Show Cause

Retailer DR - ANC 2C : Hearing (Status)

License No. 101629 : Case #18-CMP-00035 :

:

(Purchased Alcohol from :
an off-premises retailer,:
Failed to Obtain :
Importation Permit) :

Wednesday
June 20, 2018

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 NICK ALBERTI, Member BOBBY CATO, JR., Member DONALD ISAAC, SR., Member JAMES SHORT, Member REMA WAHABZADAH, Member

ALSO PRESENT:

CHRISTINE GEPHARDT, OAG

GUO ZHEN SUN, LICENSEE

1	P-R-O-C-E-E-D-I-N-G-S
2	10:08 a.m.
3	CHAIRPERSON ANDERSON: All right. The
4	next case on our calendar is Case No. 18-CMP-
5	00035, Pho 88 Noodles and Grill, License No.
6	101629.
7	Would the parties, please, approach
8	and identify themselves for the record, please?
9	MS. GEPHARDT: Good morning. Chrissy
10	Gephardt here on behalf of the Office of the
11	Attorney General for the District of Columbia.
12	CHAIRPERSON ANDERSON: Good morning
13	again, Ms. Gephardt. Your name, ma'am?
14	MS. SUN: I have a little cold.
15	CHAIRPERSON ANDERSON: Sure.
16	MS. SUN: Sorry.
17	CHAIRPERSON ANDERSON: There is a
18	microphone there in front of you.
19	MS. SUN: Okay. Yeah, my name is Guo
20	Zhen Sun, last name S-U-N. And they printed a
21	mistake like C-H-U-N.
22	CHAIRPERSON ANDERSON: Oh, so it's

1	MS. SUN: S-U-N.
2	CHAIRPERSON ANDERSON: Oh, it's S-U-N?
3	MS. SUN: Yes.
4	CHAIRPERSON ANDERSON: All right. So
5	I think the Agency needs to make sure.
6	MS. SUN: I'm here for the Status
7	Hearing today.
8	CHAIRPERSON ANDERSON: All right. All
9	right. I'm sorry, hold on one minute, please.
10	Ms. Gephardt, are there any
11	preliminary matters in this case?
12	MS. GEPHARDT: There are no
13	preliminary matters in this case.
14	CHAIRPERSON ANDERSON: Okay. Then
15	this matter then is scheduled for a Show Cause
16	Hearing on July 25th at 11:00.
17	MS. SUN: Okay, yeah. So I'm here,
18	should I give you some a little bit, you know,
19	my thoughts about, you know, the fine.
20	CHAIRPERSON ANDERSON: No, that not
21	at this juncture. The next hearing if you so
22	are you contesting the charge?

1	MS. SUN: Okay.
2	CHAIRPERSON ANDERSON: No, I'm asking
3	you. You are contesting the charge, right? You
4	are saying that we you shouldn't be fined? Is
5	that what you are saying?
6	MS. SUN: Yeah.
7	CHAIRPERSON ANDERSON: All right. You
8	do that when we have the next hearing on July
9	25th at 11:00.
10	MS. SUN: Okay.
11	CHAIRPERSON ANDERSON: So you need to
12	come back on July 25th at 11:00 and if you have
13	witnesses
14	MS. SUN: Okay.
15	CHAIRPERSON ANDERSON: then you
16	bring those people at that time.
17	MS. SUN: Okay.
18	CHAIRPERSON ANDERSON: Today is just
19	a status for you to be here and we will set the
20	other case.
21	MS. SUN: Oh, okay.
22	CHAIRPERSON ANDERSON: Okay.

1	MS. SUN: So I just come back on July
2	25th?
3	CHAIRPERSON ANDERSON: July 25th at
4	11:00.
5	MS. SUN: I have it, yeah.
6	CHAIRPERSON ANDERSON: And then if you
7	have any witnesses that you want or any documents
8	and witnesses that you have to support your
9	contention that this
10	MS. SUN: Okay.
11	CHAIRPERSON ANDERSON: fine should
12	not that's when you make those arguments.
13	MS. SUN: Okay.
14	CHAIRPERSON ANDERSON: Okay. All
15	right.
16	MS. SUN: So at that day, you will
17	make decision?
18	CHAIRPERSON ANDERSON: I'm sorry?
19	Yeah.
20	MS. SUN: Okay.
21	CHAIRPERSON ANDERSON: We will so
22	the Government so what will happen on July

1	25th, unless you guys decide to come up with an
2	agreement, is that the Government will present
3	its case. The Investigator will come and
4	testify. You will cross-examine the
5	Investigator. And then if you have any witnesses
6	that you have, then you will bring them, they
7	will testify.
8	MS. SUN: Yes, okay.
9	CHAIRPERSON ANDERSON: And we will go
10	back and forth and then the Board will listen and
11	the Board will make a decision. Okay?
12	MS. SUN: Okay. All right. Do you
13	want me to sign-in? Do I need to sign-in today?
14	CHAIRPERSON ANDERSON: Yes, please.
15	MS. SUN: Okay.
16	CHAIRPERSON ANDERSON: All right.
17	Have a good day.
18	MS. SUN: Thank you.
19	CHAIRPERSON ANDERSON: You're welcome.
20	Take care.
21	(Whereupon, the Show Cause (Status)
22	Hearing was concluded at 10:12 a.m.)

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<u>C E R T I F I C A T E</u>

This is to certify that the foregoing transcript

In the matter of: Pho 88

Before: DC ABRA

Date: 06-20-18

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.

Court Reporter

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