

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

IN THE MATTER OF: :
 :
 B Washington, LLC :
 t/a Plan B Burger Bar :
 801 Pennsylvania Ave, NW :
 Retailer CR - ANC 2C : Show Cause Hearing
 License No. 95796 : (Status)
 Case #19-CMP-00110 :
 :
 Failed to Obtain a :
 Summer Garden Endorsement:

Wednesday
 December 11, 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, Chairperson
 Donovan W. Anderson, presiding.

PRESENT:

DONOVAN W. ANDERSON, Chairperson
 RAFI ALIYA CROCKETT, Member
 JAMES SHORT, JR., Member
 REMA WAHABZADAH, Member

ALSO PRESENT:

RONNIE ELAM, Applicant
 JASON FACCI, OAG

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

2 10:12 a.m.

3 MR. ANDERSON: All right, the next
4 case on our calendar is cases -- show cause
5 hearing status case number 19-CMP-00101, Plan B
6 Burger Bar, license number 95796. Will the
7 parties please approach and identify themselves
8 for the record, please?

9 MR. ELAM: Good morning, Ronnie Elam.

10 MR. ANDERSON: I'm sorry, what's your
11 name sir?

12 (No audible response.)

13 MR. ANDERSON: I'm sorry, what's your
14 name sir?

15 MR. ELAM: Ronnie Elam.

16 MR. ANDERSON: Elam?

17 MR. ELAM: Elam, E-L-A-M.

18 MR. ANDERSON: Mr. Elam -- Mr. Elam.
19 And what is your -- what's your relationship to
20 this establishment?

21 MR. ELAM: A representative for the
22 owner.

23 MR. ANDERSON: Did you -- did -- have
24 you provided the agency with a letter of
25 representation, sir?

1 MR. ELAM: I have it.

2 MR. ANDERSON: Sure. Let me have
3 that.

4 (Pause.)

5 MR. FACCI: Just -- good morning. I
6 am Jason Facci on behalf of the District.

7 MR. ANDERSON: Good morning, Mr.
8 Facci. Are there any preliminary matters in this
9 case?

10 MR. FACCI: Yes, Mr. Chairman. We
11 have an offer in compromise.

12 MR. ANDERSON: Yes, sir.

13 MR. FACCI: As to charge 1, a \$2500
14 fine to be paid within 30 days or the
15 establishment's license shall be suspended
16 indefinitely until the fine is paid.

17 MR. ANDERSON: All right, Mr. Elam, it
18 is my --

19 (Pause.)

20 MR. ANDERSON: I am with you to --

21 (Simultaneous speaking.)

22 MR. ANDERSON: It is my understanding
23 that there is an offer in compromise. And the
24 offer in compromise is that there is a fine of
25 \$2500 payable within 30 days. If he fine is not

1 paid within 30 days, the license will be
2 suspended until the fine has been paid. If this
3 your understanding of the offer in compromise?

4 MR. ELAM: Yes, it is.

5 MR. ANDERSON: Are you aware that by
6 accepting an offer in compromise that you give up
7 your right to a hearing?

8 MR. ELAM: Yes, we do.

9 MR. ANDERSON: Are you also aware that
10 by accepting the offer in compromise that you
11 give up your right to appeal this matter?

12 MR. ELAM: Yes.

13 MR. ANDERSON: All right. With that
14 said, I make a motion that the offer in
15 compromise of a fine of \$2500, payable within 30
16 days, be accepted. If the fine is not paid
17 within 30 days, the license will be suspended
18 until the fine has been paid. Is there a second?

19 MR. SHORT: Second.

20 MR. ANDERSON: Mr. Short has seconded
21 the motion. All those in favor say aye?

22 (Chorus of aye.)

23 MR. ANDERSON: Those opposed?

24 (No audible response.)

25 MR. ANDERSON: The matter passed 4-0-

1 0.

2 (Simultaneous speaking.)

3 (Pause.)

4 MR. FACCI: Thank you.

5 (Pause.)

6 MR. ANDERSON: All right, do have you
7 sign up on that paper up there.

8 (Whereupon, the above-entitled matter
9 went off the record at 10:15 a.m.)

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

A	3:1,17 4:4,8,12 Endorsement 1:10 establishment 2:20 establishment's 3:15	P	V
a.m 2:2 5:9 above-entitled 5:8 accepted 4:16 accepting 4:6,10 agency 2:24 Alcoholic 1:2,13,14 ALIYA 1:18 ANC 1:7 Anderson 1:15,18 2:3 2:10,13,16,18,23 3:2 3:7,12,17,20,22 4:5,9 4:13,20,23,25 5:6 appeal 4:11 Applicant 1:21 approach 2:7 audible 2:12 4:24 Ave 1:7 aware 4:5,9 aye 4:21,22	F	P-R-O-C-E-E-D-I-N-G-S 2:1 paid 3:14,16 4:1,2,16 4:18 paper 5:7 parties 2:7 passed 4:25 Pause 3:4,19 5:3,5 payable 3:25 4:15 Pennsylvania 1:7 Plan 1:6 2:5 please 2:7,8 preliminary 3:8 PRESENT 1:17,20 presiding 1:15 provided 2:24	W
B	G	Q	W 1:15,18 WAHABZADAH 1:19 Washington 1:6,15 Wednesday 1:11 went 5:9
B 1:6,6 2:5 Bar 1:6 2:6 behalf 3:6 Beverage 1:2,13,14 Board 1:2,13 Building 1:14 Burger 1:6 2:6	Garden 1:10 give 4:6,11	R	X
C	H	RAFI 1:18 record 2:8 5:9 Reeves 1:14 relationship 2:19 REMA 1:19 representation 2:25 representative 2:21 response 2:12 4:24 Retailer 1:7 Ronnie 1:21 2:9,15 Room 1:14	Y
calendar 2:4 case 1:8 2:4,5 3:9 cases 2:4 cause 1:7 2:4 Chairman 3:10 Chairperson 1:15,18 charge 3:13 Chorus 4:22 COLUMBIA 1:1 compromise 3:11,23 3:24 4:3,6,10,15 Control 1:2,13,14 CR 1:7 CROCKETT 1:18	hearing 1:7,14 2:5 4:7	S	Z
D	I	second 4:18,19 seconded 4:20 Short 1:19 4:19,20 show 1:7 2:4 sign 5:7 Simultaneous 3:21 5:2 sir 2:11,14,25 3:12 sorry 2:10,13 speaking 3:21 5:2 status 1:8 2:5 Street 1:14 Suite 1:15 Summer 1:10 suspended 3:15 4:2,17	0
D.C 1:15 days 3:14,25 4:1,16,17 December 1:12 District 1:1 3:6 Donovan 1:15,18	identify 2:7 indefinitely 3:16	T	0 5:1
E	J	t/a 1:6 Thank 5:4	1
E-L-A-M 2:17 Elam 1:21 2:9,9,15,15 2:16,17,17,18,18,21	JAMES 1:19 Jason 1:22 3:6 JR 1:19	U	10:12 2:2 10:15 5:9 11 1:12 14th 1:14 19-CMP-00101 2:5 19-CMP-00110 1:8
	K	understanding 3:22 4:3	2
	L		2000 1:14 20009 1:15 2019 1:12 2500 3:13,25 4:15 2C 1:7
	letter 2:24 license 1:8 2:6 3:15 4:1 4:17 LLC 1:6		3
	M		30 3:14,25 4:1,15,17
	matter 1:5 4:11,25 5:8 matters 3:8 MEETING 1:3 Member 1:18,19,19 met 1:14 morning 2:9 3:5,7 motion 4:14,21		4
	N		4-0- 4:25 400S 1:15
	N.W 1:14 name 2:11,14 number 2:5,6 NW 1:7		5
	O		6
	OAG 1:22 Obtain 1:9 offer 3:11,23,24 4:3,6 4:10,14 opposed 4:23		7
			8
			801 1:7
			9
			95796 1:8 2:6

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Plan B Burger Bar

Before: DCABRA

Date: 12-11-19

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