



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

2 10:07 a.m.

3 MS. FLETCHER: Would the parties in  
4 the matter of Po Boy Jim 2, please come forward?  
5 The parties in the matter of Po Boy Jim 2. This  
6 is case number 19-PRO-00064, 1932 9th Street, NW.  
7 License number ABRA-105468. This is a Retailer  
8 Class CR License renewal.

9 Protest issues are adverse impact on  
10 peace, order and quiet, residential parking, and  
11 vehicular and pedestrian safety, and real  
12 property values.

13 My name is La Verne Fletcher  
14 conducting the Roll Call Hearing as the Board's  
15 Agent. Introductions beginning with the  
16 Applicant, please. If you would state your name  
17 and spell it for the record

18 MR. ELLIS: Roy Ellis, Howard Theatre.  
19 R-O-Y, Ellis, E-L-L-I-S.

20 MS. FLETCHER: E-L-L-I-S? Thank you,  
21 Mr. Ellis. And you're representing Po Boy's?

22 MR. ELLIS: I'm sorry?

1 MS. FLETCHER: Which case did you say  
2 you were here for?

3 MR. ELLIS: Oh, am I in the wrong  
4 room?

5 MS. FLETCHER: Did you say the -- did  
6 you say the -- what did you say?

7 MR. ELLIS: Howard Theatre.

8 MS. NORMAN: That was cancelled.

9 MS. FLETCHER: Oh, no, but stay right  
10 -

11 MS. NORMAN: That was cancelled.

12 MS. FLETCHER: We are off the record  
13 now.

14 (Whereupon, the above-entitled matter  
15 went off the record at 10:09 a.m. and resumed at  
16 10:10 a.m.)

17 MS. FLETCHER: Now we are back on the  
18 record. We are resuming the case of Po Boy Jim  
19 2. Are you here for Po Boy Jim 2? Yes, just  
20 come up and have a seat, right there, thank you.  
21 And if you would state your name and spell it for  
22 the record, please.

1 MR. REID: Ian Reid, I-A-N, last name,  
2 R-E-I-D.

3 MS. FLETCHER: Mr. Reid. Okay and who  
4 is present on behalf of the Group of Five?

5 MR. ORLASKEY: That's me. Dan  
6 Orlaskey, ANC 1B02.

7 MS. FLETCHER: I'm sorry, what is your  
8 first name?

9 MR. ORLASKEY: Dan.

10 MS. FLETCHER: Did you say, D-A -

11 MR. ORLASKEY: Daniel.

12 MS. FLETCHER: Oh, Daniel, okay, I'm  
13 sorry. And what is the last name, Dan?

14 MR. ORLASKEY: Orlaskey.

15 MS. FLETCHER: Yes, thank you, Mr.  
16 Orlaskey.

17 MR. REID: Do I sign this?

18 MS. FLETCHER: Yes, yeah. Thank you,  
19 if you would just put your contact information  
20 right there. Okay, so Mr. Orlaskey, so you are a  
21 part of the Group of Five this time, right?

22 MR. ORLASKEY: Yes.

1 MS. FLETCHER: Okay. And, is Evan  
2 Schlom here?

3 MR. SCHLOM: Yes.

4 MS. FLETCHER: If you could just state  
5 your name and spell it for the record, please.

6 MR. SCHLOM: Sure, first name is Evan,  
7 E-V, as in Victor, -A-N, as in Nancy. Last name  
8 Schlom, S, as in Sam, C, as in Charlie, H-L-O-M,  
9 as in Mary.

10 MS. FLETCHER: Thank you very much,  
11 we've got your email address?

12 MR. SCHLOM: Yes.

13 MS. FLETCHER: In the record, if you  
14 could put your telephone number on that contact  
15 sheet.

16 MR. SCHLOM: I've done that.

17 MS. FLETCHER: Oh, you've done it  
18 already? Okay, thank you very much.

19 MR. SCHLOM: And one point, if I may,  
20 for the record, when you read the protest issues,  
21 my protest letter has an additional protest issue  
22 that you didn't read and I want to make sure none

1 of that is waived here, just in case.

2 MS. FLETCHER: Okay, let's see, you've  
3 got: real property values; --

4 MR. SCHLOM: Right.

5 MS. FLETCHER: -- peace, order and  
6 quiet, residential parking, vehicular safety,  
7 etc., but you also have -- so this is not exactly  
8 one of our -- I'm going to read it any way, I'm  
9 going to read it any way. It's not that it is  
10 totally unrelated to ours, but it is not a basis,  
11 so to speak, but I'm going to read what it says.

12 You are talking about the paragraph  
13 that says; the licensee's record of compliance  
14 with D.C. official code, all regulations  
15 promulgated under D.C. official code, and any  
16 conditions placed on the license during the  
17 period of licensure, including, but not limited  
18 to the terms of the establishment's existing  
19 settlement agreement dated June 21, 2017, and  
20 approved by the ABRA Board on July 19th of 2007.  
21 See ABRA Board order number 2017-391.

22 MR. SCHLOM: That is correct and under

1 the D.C. Official Code, Section 25-6011 -

2 MS. FLETCHER: Mh-hm, mh-hm.

3 MR. SCHLOM: -- for license renewals,  
4 that ground is an official ground on which to  
5 protest a license renewal. It is not a ground  
6 for a new license --

7 MS. FLETCHER: I understand.

8 MR. SCHLOM: -- but it is for a  
9 license renewal -- that is a ground -- I just  
10 want to make sure that ground is not waived  
11 today.

12 MS. FLETCHER: It is not waived.

13 MR. SCHLOM: Okay.

14 MS. FLETCHER: It's not waived.

15 MR. SCHLOM: Very good.

16 MS. FLETCHER: If I had not read it in  
17 the record, it still wouldn't be waived. We  
18 would look at it. What happens is, when we, when  
19 we -- we have a check box for which provisions a  
20 person can file a protest based on, and that  
21 paragraph is not a part of it. But anything you  
22 write, we look into. Just so you know. But now

1 it is on the record.

2 MR. SCHLOM: Very well, thank you.

3 MS. FLETCHER: You are very welcome.

4 And if you can state your name and spell it for  
5 the record, please.

6 MS. NORMAN: Anita Norman. A-N-I-T-A,  
7 N-O-R-M-A-N.

8 MS. FLETCHER: Thank you, Ms. Norman.

9 MR. ORLASKEY: Excuse me, there was  
10 another protest from Paul Marin. He designated  
11 me to attend today.

12 MS. FLETCHER: For who?

13 MR. ORLASKEY: Paul Marin, M-A-R-I-N.

14 MS. FLETCHER: I just haven't gotten  
15 to that one yet.

16 MR. ORLASKEY: Oh, okay.

17 MS. FLETCHER: Thank you.

18 MR. ORLASKEY: I'm sorry.

19 MS. FLETCHER: Uh-huh.

20 MR. ORLASKEY: Didn't mean to --

21 MS. FLETCHER: Yes, but I've got it  
22 though.



1 MR. ORLASKEY: Okay.

2 MS. FLETCHER: Ms. Norman, you are  
3 here on behalf of the ANC?

4 MS. NORMAN: No.

5 MS. FLETCHER: No?

6 MR. ORLASKEY: No, that's me.

7 MS. NORMAN: No, I'm a party.

8 MS. FLETCHER: You're a party?

9 MS. NORMAN: Yes.

10 MR. ORLASKEY: She's a party, of the  
11 Group of Five protest.

12 MS. FLETCHER: You're a part of the  
13 Group of Five?

14 MS. NORMAN: Yes.

15 MR. ORLASKEY: Yes. I can maybe  
16 explain a bit more about that. Like, I'm  
17 commissioner from 1B02, --

18 MS. FLETCHER: Mh-hm.

19 MR. ORLASKEY: -- the ANC didn't have  
20 a chance to protest at the ANC because of the  
21 timing, when our ABRA committee meets and votes  
22 versus when our committee meeting was.

1 MS. FLETCHER: Right.

2 MR. ORLASKEY: It was after the date  
3 for the protest.

4 MS. FLETCHER: Okay, thank you.

5 MR. ORLASKEY: So we did it a little  
6 bit differently this time.

7 MS. FLETCHER: For the Group of Five,  
8 I'm going to grant conditional standing, because  
9 at least two people are here and present from the  
10 group - from that group today.

11 MR. ORLASKEY: Okay.

12 MS. FLETCHER: What that means is at  
13 the upcoming, at the upcoming Status Hearing, at  
14 least three more people that are not here today  
15 need to appear for the status.

16 MR. ORLASKEY: Okay.

17 MS. FLETCHER: I mean, the Board needs  
18 to see five faces, two today, three more on the  
19 date of the upcoming Status Hearing, which I will  
20 give you in a minute.

21 MR. ORLASKEY: Okay, thank you.

22 MS. FLETCHER: Are you going to ask a

1 question?

2 MR. REID: May I ask who this young  
3 lady is? I just didn't -

4 MS. NORMAN: I'm an ANC commissioner  
5 for 1B01.

6 MR. REID: Okay.

7 MS. FLETCHER: So, Ms. Norman is an  
8 ANC commissioner. But she's -- in this case she  
9 is filing a protest as part of a group of five  
10 individuals.

11 MR. REID: Okay.

12 MS. FLETCHER: So, there is a group of  
13 five individuals, Ms. Norman is a part of that  
14 group, along with Mr. Orlaskey.

15 MR. REID: Okay.

16 MS. FLETCHER: And, Mr. Schlom, about  
17 - no, Mr. Orlaskey, you're representing Paul?

18 MR. ORLASKEY: Yes, and I am also  
19 representing the Group of Five.

20 MS. FLETCHER: And the Group of Five.  
21 And you are representing Paul Alvara Marin?

22 MR. ORLASKEY: Yes.

1 MS. FLETCHER: I'm going to spell that  
2 for the record. That's Paul, middle name is A-L-  
3 V-A-R-A. The last name is M-A-R-I-N. Do you, by  
4 chance, have a letter of designation?

5 MR. ORLASKEY: I think he submitted it  
6 to the Board already. I don't have it on me, but  
7 I have a -

8 (Simultaneous speaking.)

9 MS. FLETCHER: Okay, thank you. If  
10 you did, then we have it.

11 MR. ORLASKEY: Okay.

12 MS. FLETCHER: Just checking. Thank  
13 you.

14 But Mr. Schlom and Mr. Marin file a  
15 protest as abutting property owners. The  
16 properties do abut, I mean, the buildings  
17 actually abut. I checked that before I came in  
18 today. So, the question for the Board is whether  
19 or not the units abut as well.

20 So, you're -- Mr. Schlom, you're in  
21 unit 302. Mr. Marin is in unit 402. And so for  
22 the Board, the question is whether or not the

1 units themselves touch. But the buildings do -  
2 the buildings definitely touch. But for us  
3 abutting is whether or not the properties  
4 actually touch one another. Mr. Schlom, are you  
5 going to say something?

6 Oh, okay. So, what that means is, if  
7 the units themselves do not abut the  
8 establishment, the protests - those two protests  
9 are dismissed -- because the properties' units,  
10 do not abut 1934 9th Street, NW, although the  
11 building does.

12 MR. SCHLOM: If I may, I do not  
13 believe that is the standard in this case.  
14 Nineteen-thirty-two 9th Street is the property  
15 where we live -

16 MS. FLETCHER: Mh-hm, mh-hm.

17 MR. SCHLOM: -- 1934 9th Street --

18 MS. FLETCHER: Mh-hm.

19 MR. SCHLOM: -- is the property of the  
20 establishment.

21 MS. FLETCHER: Mh-hm.

22 MR. SCHLOM: As you have already

1 noted, those property lines touch, therefore, we  
2 both -- those who live at 302 -

3 MS. FLETCHER: Mh-hm.

4 MR. SCHLOM: -- have standing to  
5 protest -- those who live at 1932, rather, have  
6 standing to protest the establishment at 1934. I  
7 understand that the Board has ruled in some  
8 instances that within the same address, the --  
9 an individual apartment or condominium must share  
10 a property line with an establishment -

11 MS. FLETCHER: Mh-hm.

12 MR. SCHLOM: -- that is in that same  
13 address. But that is not the case here.

14 MS. FLETCHER: Mh-hm.

15 MR. SCHLOM: The case here is the  
16 establishment is at a different address, a  
17 different plot, --

18 MS. FLETCHER: Mh-hm.

19 MR. SCHLOM: -- a different property -

20

21 MS. FLETCHER: Mh-hm.

22 MR. SCHLOM: -- that abuts 1932.

1                   MS. FLETCHER:    So, I'm going to  
2                   dismiss the two abutting property owners, but  
3                   that is the case you will make to the Board.  
4                   When you -- you are going to receive an order  
5                   dismissing the protest for the reason I just  
6                   stated, and Mr. Schlom, make that case to the  
7                   Board and they will review it.

8                   MR. SCHLOM:    If I may, I'd ask for  
9                   reconsideration to make us -- when we comply with  
10                  all the requirements and current board precedent  
11                  - to make us then come back to the Board after  
12                  our protest has been dismissed, to go through  
13                  another hearing to prove that we have standing --  
14                  I don't think there is any precedent for that.  
15                  I've looked at the press in this case.  Cases  
16                  like ours have been granted in the first instance  
17                  during these, during these hearings.

18                  If the Applicant, based on his review  
19                  of the current law, which is to file a motion  
20                  with the Board dismissing us as not having  
21                  standing, he has the right to do so, as he has  
22                  the right to file any motion to dismiss for any

1 grounds. But to make us prove our case again to  
2 the Board when, based on current law, --

3 MS. FLETCHER: Mm-hmm.

4 MR. SCHLOM: -- we have standing, --

5 MS. FLETCHER: Mm-hmm.

6 MR. SCHLOM: -- puts an unreasonable  
7 burden on us abutting property owners.

8 MS. FLETCHER: So, the protest -- the  
9 two protests are going to be - are dismissed.  
10 And you will not need to appear for another  
11 hearing though. When you receive the board order  
12 dismissing the protest, you will have an  
13 opportunity -- just in writing -- to explain to  
14 the Board why you think the protest should not be  
15 dismissed.

16 But based on the Board's definition of  
17 abutting -- this will be the ruling - submit  
18 your response to the motion to -- to the order to  
19 dismiss, Mr. Schlom, and have the Board  
20 reconsider what I am saying today. The same  
21 thing applies to Mr. Marin.

22 The Group of Five has conditional



1 standing. Two more individuals must appear at  
2 the upcoming Status Hearing. Mr. Schlom, upon a  
3 -- assuming you are going to submit your request  
4 for a standing as a protestant, when you receive  
5 the order, the ABC Board can review that order  
6 and overturn the decision that I have made today.

7 We need to set a date for a Status  
8 Hearing, a Protest Hearing and a mediation. I'm  
9 going to give you the date for the Status Hearing  
10 and Protest Hearing first. And Mr. Schlom, if  
11 the Board reinstates your protest -- same thing  
12 with Mr. Marin's, and these dates will apply to  
13 you also. If they reinstate your protests I will  
14 contact you, just to confirm the mediation, but  
15 these same dates will apply to you as well.

16 The date for the Status Hearing is  
17 August 14. August 14, 2019 at 9:30 a.m., that is  
18 the date of the Status Hearing.

19 MR. REID: May I ask something?

20 MS. FLETCHER: Yes.

21 MR. REID: I don't even know if this  
22 is the time to even bring it up, by I'm just

1 asking -

2 MS. FLETCHER: I'm sorry, what was  
3 that?

4 MR. REID: I don't even know if this  
5 is the correct time to bring this issue up, but  
6 I'm just asking because I read that it was a  
7 problem with parking, and I do believe I think I  
8 know what the residents, are talking about -

9 MS. FLETCHER: Yes, so this is not the  
10 time for that.

11 MR. REID: Okay.

12 MS. FLETCHER: Yes, so, if there -- so  
13 there is going to be a mediation at some point.  
14 If there is some issue related to parking that  
15 you would like discuss with the protestants, that  
16 would be the time.

17 MR. REID: Okay.

18 MS. FLETCHER: The Status Hearing is  
19 on August 14, of 2019 at 9:30 a.m. The Protest  
20 Hearing is set for September 25. September 25 at  
21 4:30 p.m., and you will get an official hearing  
22 notice of these dates also. And we need to set a

1 date for a mediation.

2 The next available day for mediation -  
3 - actually, what I would like to do, is set it  
4 out a little bit further, Mr. Schlom, to give you  
5 time to submit your request for reconsideration.  
6 And then this -- it will be set on a date that  
7 you can make it. The Board meets only on  
8 Wednesdays. They are going to be taking a recess  
9 in September. So, we are going to look at the  
10 date to give you time to submit your order, et  
11 cetera.

12 So what will happen, the board order  
13 will be -- the Board will sign the order of  
14 dismissal, most likely, on this Wednesday. I  
15 say, most likely -- there is a 99 percent chance  
16 they will sign the board order this Wednesday.  
17 Which means that the dismissal board order will  
18 be mailed out this week. Which means that you  
19 will receive it early next week. That is the  
20 way it normally goes.

21 And so, let's see, in terms of  
22 mediation, we could do it on, let's see, we could

1 do it on Thursday, July the 18th, at 9:00 in the  
2 morning, or we could do it at a later date. That  
3 is the earliest date, at this point, but we can  
4 make it later, if that would be more convenient  
5 for everyone.

6 MR. ORLASKEY: That's fine with me,  
7 but -

8 MR. SCHLOM: One point of  
9 clarification --

10 MS. FLETCHER: Yes.

11 MR. SCHLOM: -- because, assuming, for  
12 purposes of argument, that the Board does  
13 reinstate the two individual protests

14 MS. FLETCHER: Yes.

15 MR. SCHLOM: -- there would be three  
16 separate protests. Would there be three separate  
17 mediation sessions, because each of the protests  
18 would be dealt with individually, or is the  
19 Board's practice to schedule one mediation  
20 session for all protestors?

21 MS. FLETCHER: One for all. We can  
22 do it on July 18, or we can move to August.

1 MR. REID: I'm fine with trying --

2 MS. FLETCHER: Ms. Norman, would that  
3 work for you too?

4 MS. NORMAN: Yes, I think so.

5 MR. SCHLOM: We should say, on the  
6 record, yes, that works for us for purposes of  
7 the record.

8 MS. FLETCHER: Mr. Reid?

9 MR. REID: Yes, ma'am.

10 MS. FLETCHER: Would July 18 work for  
11 you as well, for mediation?

12 MR. REID: Yes, ma'am.

13 MS. FLETCHER: July 18, would 9:00  
14 work?

15 MR. REID: Yes, ma'am.

16 MR. ORLASKEY: Yes.

17 MS. FLETCHER: Nine o'clock. Mediation is  
18 set for Thursday, July 18th, at 9:00 a.m. Okay, any  
19 questions at all?

20 MR. SCHLOM: One more, I apologize -

21 MS. FLETCHER: Yes, -- that's okay.

22 MR. SCHLOM: -- so, in the interest of

1 efficiency, is there a way for Mr. Marin and I to  
2 submit our evidence, or our argument, to the Board to  
3 reinstate our protest, for example, today, so they can  
4 then consider it in advance of the Wednesday hearing,  
5 and then potentially rule on it, rather than having --  
6 to them, to officially dismiss the protest and then  
7 wait for it to be reinstated?

8 MS. FLETCHER: It has to be dismissed,  
9 just procedurally -- and I understand what you mean,  
10 but just procedurally one -- one doesn't precede -- I  
11 mean, the request for reinstatement doesn't precede  
12 the order dismissing.

13 MR. SCHLOM: Okay.

14 MS. FLETCHER: And then -- but then the  
15 order dismissing is basically going to say what I am  
16 saying now, and you are going to say basically what  
17 you said, and then, you know, they will rule on it the  
18 following Wednesday. Any other questions, Mr. Schlom?

19 MR. SCHLOM: No, ma'am.

20 MR. ORLASKEY: I just want to clarify one  
21 thing, so in the Group of Five -

22 MS. FLETCHER: Yes, Mr. Marin -- I mean,

1       sorry, Mr. Orlaskey, Orlaskey.

2                   MR. ORLASKEY: In the Group of Five, we  
3       have actually eight people on it. Do we all have to  
4       show, or just five?

5                   MS. FLETCHER: Just three more.

6                   MR. ORLASKEY: Just three more.

7                   MS. FLETCHER: Yes, so -

8                   MR. ORLASKEY: Okay, and obviously three  
9       different people.

10                  MS. FLETCHER: Yes, that's right, three  
11       different people that are not here today will grant  
12       standing to the whole group.

13                  MR. ORLASKEY: And at that point then,  
14       they don't have to keep coming, like, I'm going to be  
15       the one designated to appear, but, so do they have to  
16       keep coming to the other hearings and -

17                  MS. FLETCHER: No.

18                  MR. ORLASKEY: Okay.

19                  MS. FLETCHER: Only the designated  
20       representative comes to the hearings. So once they  
21       come to the -- once they come to the Status Hearing,  
22       the only other hearing will be the Protest Hearing.

1 But at the Status Hearing they need to come. They  
2 don't need to come to the mediation.

3 MR. ORLASKEY: Okay.

4 MS. FLETCHER: I mean, it's okay if you  
5 and Ms. Norman come, or you -- you, you're the  
6 designated representative, so you would be here. But  
7 if Ms. Norman comes, that's fine, but everybody  
8 doesn't need to come.

9 MR. ORLASKEY: Okay. Appreciate it, thank  
10 you.

11 MS. FLETCHER: Mh-hm. Any questions, Mr.  
12 Reid?

13 MR. REID: No, ma'am.

14 MS. FLETCHER: Okay, well, my card is on  
15 the table if you have any questions later. Thank you  
16 very much for coming. The Roll Call Hearing is  
17 concluded. Thank you.

18 (Whereupon, the above-entitled matter went  
19 off the record at 10:30 a.m.)

20

21

22



<b>A</b>		<b>D</b>	
<b>A-L-</b> 12:2	<b>board</b> 1:2,13,14 6:20,21 10:17 12:6,18,22 14:7 15:3,7,10,11,20 16:2 16:11,14,19 17:5,11 19:7,12,13,16,17 20:12 22:2	<b>D-A</b> 4:10	<b>fine</b> 20:6 21:1 24:7
<b>A-N</b> 5:7	<b>Board's</b> 2:14 16:16 20:19	<b>D.C</b> 1:14 6:14,15 7:1	<b>first</b> 4:8 5:6 15:16 17:10
<b>A-N-I-T-A</b> 8:6	<b>box</b> 7:19	<b>Dan</b> 1:20 4:5,9,13	<b>five</b> 1:20,20 4:4,21 9:11 9:13 10:7,18 11:9,13 11:19,20 16:22 22:21 23:2,4
<b>a.m</b> 2:2 3:15,16 17:17 18:19 21:18 24:19	<b>Boy</b> 1:6,6 2:4,5 3:18,19	<b>Daniel</b> 4:11,12	<b>Fletcher</b> 1:15,17 2:3,13 2:20 3:1,5,9,12,17 4:3 4:7,10,12,15,18 5:1,4 5:10,13,17 6:2,5 7:2,7 7:12,14,16 8:3,8,12 8:14,17,19,21 9:2,5,8 9:12,18 10:1,4,7,12 10:17,22 11:7,12,16 11:20 12:1,9,12 13:16 13:18,21 14:3,11,14 14:18,21 15:1 16:3,5 16:8 17:20 18:2,9,12 18:18 20:10,14,21 21:2,8,10,13,17,21 22:8,14,22 23:5,7,10 23:17,19 24:4,11,14
<b>ABC</b> 1:14 17:5	<b>Boy's</b> 2:21	<b>date</b> 10:2,19 17:7,9,16 17:18 19:1,6,10 20:2 20:3	<b>following</b> 22:18
<b>above-entitled</b> 3:14 24:18	<b>bring</b> 17:22 18:5	<b>dated</b> 6:19	<b>forward</b> 2:4
<b>ABRA</b> 1:17 6:20,21 9:21	<b>building</b> 1:14 13:11	<b>dates</b> 17:12,15 18:22	<b>further</b> 19:4
<b>ABRA-105468</b> 1:8 2:7	<b>buildings</b> 12:16 13:1,2	<b>day</b> 19:2	<b>G</b>
<b>abut</b> 12:16,17,19 13:7 13:10	<b>burden</b> 16:7	<b>dealt</b> 20:18	<b>give</b> 10:20 17:9 19:4,10
<b>abuts</b> 14:22	<b>C</b>	<b>decision</b> 17:6	<b>gotten</b> 8:14
<b>abutting</b> 12:15 13:3 15:2 16:7,17	<b>C</b> 5:8	<b>definitely</b> 13:2	<b>grant</b> 10:8 23:11
<b>additional</b> 5:21	<b>Call</b> 1:3,7 2:14 24:16	<b>definition</b> 16:16	<b>granted</b> 15:16
<b>address</b> 5:11 14:8,13 14:16	<b>cancelled</b> 3:8,11	<b>designated</b> 8:10 23:15 23:19 24:6	<b>ground</b> 7:4,4,5,9,10
<b>advance</b> 22:4	<b>card</b> 24:14	<b>designation</b> 12:4	<b>grounds</b> 16:1
<b>adverse</b> 2:9	<b>case</b> 1:8 2:6 3:1,18 6:1 11:8 13:13 14:13,15 15:3,6,15 16:1	<b>different</b> 14:16,17,19 23:9,11	<b>group</b> 1:20,20 4:4,21 9:11,13 10:7,10,10 11:9,12,14,19,20 16:22 22:21 23:2,12
<b>Agent</b> 2:15	<b>Cases</b> 15:15	<b>differently</b> 10:6	<b>H</b>
<b>agreement</b> 6:19	<b>cetera</b> 19:11	<b>discuss</b> 18:15	<b>H-L-O-M</b> 5:8
<b>Alcoholic</b> 1:2,13,13	<b>chance</b> 9:20 12:4 19:15	<b>dismiss</b> 15:2,22 16:19 22:6	<b>happen</b> 19:12
<b>Alvara</b> 11:21	<b>Charlie</b> 5:8	<b>dismissal</b> 19:14,17	<b>happens</b> 7:18
<b>ANC</b> 1:7 4:6 9:3,19,20 11:4,8	<b>check</b> 7:19	<b>dismissed</b> 13:9 15:12 16:9,15 22:8	<b>hearing</b> 1:3,7,13 2:14 10:13,19 15:13 16:11 17:2,8,8,9,10,16,18 18:18,20,21 22:4 23:21,22,22 24:1,16
<b>Anita</b> 1:20 8:6	<b>checked</b> 12:17	<b>dismissing</b> 15:5,20 16:12 22:12,15	<b>hearings</b> 15:17 23:16 23:20
<b>apartment</b> 14:9	<b>checking</b> 12:12	<b>DISTRICT</b> 1:1	<b>Howard</b> 2:18 3:7
<b>apologize</b> 21:20	<b>clarification</b> 20:9	<b>E</b>	<b>I</b>
<b>appear</b> 10:15 16:10 17:1 23:15	<b>clarify</b> 22:20	<b>E-L-L-I-S</b> 2:19,20	<b>I-A-N</b> 4:1
<b>Applicant</b> 1:21 2:16 15:18	<b>Class</b> 2:8	<b>E-V</b> 5:7	<b>Ian</b> 1:21 4:1
<b>applies</b> 16:21	<b>code</b> 6:14,15 7:1	<b>earliest</b> 20:3	<b>impact</b> 2:9
<b>apply</b> 17:12,15	<b>COLUMBIA</b> 1:1	<b>early</b> 19:19	<b>including</b> 6:17
<b>Appreciate</b> 24:9	<b>come</b> 2:4 3:20 15:11 23:21,21 24:1,2,5,8	<b>efficiency</b> 22:1	<b>individual</b> 14:9 20:13
<b>approved</b> 6:20	<b>comes</b> 23:20 24:7	<b>eight</b> 23:3	<b>individually</b> 20:18
<b>argument</b> 20:12 22:2	<b>coming</b> 23:14,16 24:16	<b>Ellis</b> 2:18,18,19,21,22 3:3,7	
<b>asking</b> 18:1,6	<b>commissioner</b> 9:17 11:4,8	<b>email</b> 5:11	
<b>assuming</b> 17:3 20:11	<b>committee</b> 9:21,22	<b>establishment</b> 13:8,20 14:6,10,16	
<b>attend</b> 8:11	<b>compliance</b> 6:13	<b>establishment's</b> 6:18	
<b>August</b> 17:17,17 18:19 20:22	<b>comply</b> 15:9	<b>et</b> 19:10	
<b>available</b> 19:2	<b>concluded</b> 24:17	<b>Evan</b> 1:22 5:1,6	
<b>B</b>	<b>conditional</b> 10:8 16:22	<b>everybody</b> 24:7	
<b>back</b> 3:17 15:11	<b>conditions</b> 6:16	<b>evidence</b> 22:2	
<b>based</b> 7:20 15:18 16:2 16:16	<b>condominium</b> 14:9	<b>exactly</b> 6:7	
<b>basically</b> 22:15,16	<b>conducting</b> 2:14	<b>example</b> 22:3	
<b>basis</b> 6:10	<b>confirm</b> 17:14	<b>Excuse</b> 8:9	
<b>beginning</b> 2:15	<b>consider</b> 22:4	<b>existing</b> 6:18	
<b>behalf</b> 4:4 9:3	<b>contact</b> 4:19 5:14 17:14	<b>explain</b> 9:16 16:13	
<b>believe</b> 13:13 18:7	<b>Control</b> 1:2,13,13	<b>F</b>	
<b>Beverage</b> 1:2,13,13	<b>convenient</b> 20:4	<b>faces</b> 10:18	
<b>bit</b> 9:16 10:6 19:4	<b>correct</b> 6:22 18:5	<b>file</b> 7:20 12:14 15:19,22	
	<b>CR</b> 1:7 2:8	<b>filing</b> 11:9	
	<b>current</b> 15:10,19 16:2		

**individuals** 11:10,13  
17:1  
**information** 4:19  
**instance** 15:16  
**instances** 14:8  
**interest** 21:22  
**Introductions** 2:15  
**issue** 5:21 18:5,14  
**issues** 2:9 5:20

**J**

**Jim** 1:6,6 2:4,5 3:18,19  
**July** 6:20 20:1,22 21:10  
21:13,18  
**June** 1:11 6:19

**K**

**keep** 23:14,16

**L**

**La** 1:15 2:13  
**lady** 11:3  
**LaVERNE** 1:17  
**law** 15:19 16:2  
**let's** 6:2 19:21,22  
**letter** 5:21 12:4  
**license** 1:8,9 2:7,8 6:16  
7:3,5,6,9  
**licensee's** 6:13  
**licensure** 6:17  
**limited** 6:17  
**line** 14:10  
**lines** 14:1  
**little** 10:5 19:4  
**live** 13:15 14:2,5  
**LLC** 1:6  
**look** 7:18,22 19:9  
**looked** 15:15

**M**

**M-A-R-I-N** 8:13 12:3  
**ma'am** 21:9,12,15 22:19  
24:13  
**mailed** 19:18  
**Marin** 8:10,13 11:21  
12:14,21 16:21 22:1  
22:22  
**Marin's** 17:12  
**Mary** 5:9  
**matter** 1:5 2:4,5 3:14  
24:18  
**mean** 8:20 10:17 12:16  
22:9,11,22 24:4  
**means** 10:12 13:6  
19:17,18  
**mediation** 17:8,14  
18:13 19:1,2,22 20:17  
20:19 21:11,17 24:2

**Mediator** 1:15,17  
**meeting** 9:22  
**meets** 9:21 19:7  
**met** 1:13  
**mh-hm** 7:2,2 9:18 13:16  
13:16,18,21 14:3,11  
14:14,18,21 24:11  
**middle** 12:2  
**minute** 10:20  
**Monday** 1:11  
**morning** 20:2  
**motion** 15:19,22 16:18  
**move** 20:22

**N**

**N-O-R-M-A-N** 8:7  
**N.W** 1:14  
**name** 2:13,16 3:21 4:1  
4:8,13 5:5,6,7 8:4  
12:2,3  
**Nancy** 5:7  
**need** 10:15 16:10 17:7  
18:22 24:1,2,8  
**needs** 10:17  
**new** 7:6  
**Nine** 21:17  
**Nineteen-thirty-two**  
13:14  
**normally** 19:20  
**Norman** 1:20 3:8,11 8:6  
8:6,8 9:2,4,7,9,14  
11:4,7,13 21:2,4 24:5  
24:7  
**noted** 14:1  
**notice** 18:22  
**number** 2:6,7 5:14 6:21  
**NW** 1:7 2:6 13:10

**O**

**o'clock** 21:17  
**obviously** 23:8  
**official** 6:14,15 7:1,4  
18:21  
**officially** 22:6  
**once** 23:20,21  
**opportunity** 16:13  
**order** 2:10 6:5,21 15:4  
16:11,18 17:5,5 19:10  
19:12,13,16,17 22:12  
22:15  
**Orlaskey** 1:20 4:5,6,9  
4:11,14,14,16,20,22  
8:9,13,16,18,20 9:1,6  
9:10,15,19 10:2,5,11  
10:16,21 11:14,17,18  
11:22 12:5,11 20:6  
21:16 22:20 23:1,1,2  
23:6,8,13,18 24:3,9

**overturn** 17:6  
**owners** 12:15 15:2 16:7

**P**

**P-R-O-C-E-E-D-I-N-G-S**  
2:1  
**p.m** 18:21  
**paragraph** 6:12 7:21  
**parking** 2:10 6:6 18:7  
18:14  
**part** 4:21 7:21 9:12 11:9  
11:13  
**parties** 2:3,5  
**party** 9:7,8,10  
**Paul** 8:10,13 11:17,21  
12:2  
**peace** 2:10 6:5  
**pedestrian** 2:11  
**people** 10:9,14 23:3,9  
23:11  
**percent** 19:15  
**period** 6:17  
**person** 7:20  
**placed** 6:16  
**please** 2:4,16 3:22 5:5  
8:5  
**plot** 14:17  
**Po** 1:6,6 2:4,5,21 3:18  
3:19  
**point** 5:19 18:13 20:3,8  
23:13  
**potentially** 22:5  
**practice** 20:19  
**precede** 22:10,11  
**precedent** 15:10,14  
**present** 1:16,19 4:4  
10:9  
**presiding** 1:15  
**press** 15:15  
**problem** 18:7  
**procedurally** 22:9,10  
**promulgated** 6:15  
**properties** 12:16 13:3  
**properties'** 13:9  
**property** 2:12 6:3 12:15  
13:14,19 14:1,10,19  
15:2 16:7  
**protest** 2:9 5:20,21,21  
7:5,20 8:10 9:11,20  
10:3 11:9 12:15 14:5  
14:6 15:5,12 16:8,12  
16:14 17:8,10,11  
18:19 22:3,6 23:22  
**protestant** 1:22 17:4  
**protestants** 18:15  
**protestors** 20:20  
**protests** 13:8,8 16:9  
17:13 20:13,16,17

**prove** 15:13 16:1  
**provisions** 7:19  
**purposes** 20:12 21:6  
**put** 4:19 5:14  
**puts** 16:6

**Q**

**question** 11:1 12:18,22  
**questions** 21:19 22:18  
24:11,15  
**quiet** 2:10 6:6

**R**

**R-E-I-D** 4:2  
**R-O-Y** 2:19  
**read** 5:20,22 6:8,9,11  
7:16 18:6  
**real** 2:11 6:3  
**reason** 15:5  
**receive** 15:4 16:11 17:4  
19:19  
**recess** 19:8  
**reconsider** 16:20  
**reconsideration** 15:9  
19:5  
**record** 2:17 3:12,15,18  
3:22 5:5,13,20 6:13  
7:17 8:1,5 12:2 21:6,7  
24:19  
**Reeves** 1:14  
**regulations** 6:14  
**Reid** 1:21 4:1,1,3,17  
11:2,6,11,15 17:19,21  
18:4,11,17 21:1,8,9  
21:12,15 24:12,13  
**reinstate** 17:13 20:13  
22:3  
**reinstated** 22:7  
**reinstatement** 22:11  
**reinstates** 17:11  
**related** 18:14  
**renewal** 1:9 2:8 7:5,9  
**renewals** 7:3  
**representative** 23:20  
24:6  
**representing** 2:21  
11:17,19,21  
**request** 17:3 19:5 22:11  
**requirements** 15:10  
**residential** 2:10 6:6  
**residents** 18:8  
**response** 16:18  
**resumed** 3:15  
**resuming** 3:18  
**Retailer** 1:7 2:7  
**review** 15:7,18 17:5  
**Roll** 1:3,7 2:14 24:16  
**room** 1:14 3:4

Roy 2:18  
rule 22:5,17  
ruled 14:7  
ruling 16:17

---

**S**

---

**S** 5:8  
**safety** 2:11 6:6  
**Sam** 5:8  
**saying** 16:20 22:16  
**says** 6:11,13  
**schedule** 20:19  
**Schlom** 1:22 5:2,3,6,8  
5:12,16,19 6:4,22 7:3  
7:8,13,15 8:2 11:16  
12:14,20 13:4,12,17  
13:19,22 14:4,12,15  
14:19,22 15:6,8 16:4  
16:6,19 17:2,10 19:4  
20:8,11,15 21:5,20,22  
22:13,18,19  
**seat** 3:20  
**Section** 7:1  
**separate** 20:16,16  
**September** 18:20,20  
19:9  
**session** 20:20  
**sessions** 20:17  
**set** 17:7 18:20,22 19:3,6  
21:18  
**settlement** 6:19  
**share** 14:9  
**sheet** 5:15  
**show** 23:4  
**sign** 4:17 19:13,16  
**Simultaneous** 12:8  
**sorry** 2:22 4:7,13 8:18  
18:2 23:1  
**speak** 6:11  
**speaking** 12:8  
**spell** 2:17 3:21 5:5 8:4  
12:1  
**standard** 13:13  
**standing** 10:8 14:4,6  
15:13,21 16:4 17:1,4  
23:12  
**state** 2:16 3:21 5:4 8:4  
**stated** 15:6  
**status** 10:13,15,19 17:2  
17:7,9,16,18 18:18  
23:21 24:1  
**stay** 3:9  
**Street** 1:7,14 2:6 13:10  
13:14,17  
**submit** 16:17 17:3 19:5  
19:10 22:2  
**submitted** 12:5  
**Suite** 1:14

---

**T**

---

**t/a** 1:6  
**table** 24:15  
**talking** 6:12 18:8  
**telephone** 5:14  
**terms** 6:18 19:21  
**thank** 2:20 3:20 4:15,18  
5:10,18 8:2,8,17 10:4  
10:21 12:9,12 24:9,15  
24:17  
**Theatre** 2:18 3:7  
**three** 10:14,18 20:15,16  
23:5,6,8,10  
**Thursday** 20:1 21:18  
**timing** 9:21  
**today** 7:11 8:11 10:10  
10:14,18 12:18 16:20  
17:6 22:3 23:11  
**totally** 6:10  
**touch** 13:1,2,4 14:1  
**trying** 21:1  
**two** 10:9,18 13:8 15:2  
16:9 17:1 20:13

---

**U**

---

**understand** 7:7 14:7  
22:9  
**unit** 12:21,21  
**units** 12:19 13:1,7,9  
**unreasonable** 16:6  
**unrelated** 6:10  
**upcoming** 10:13,13,19  
17:2

---

**V**

---

**V-A-R-A** 12:3  
**values** 2:12 6:3  
**vehicular** 2:11 6:6  
**Verne** 1:15 2:13  
**versus** 9:22  
**Victor** 5:7  
**votes** 9:21

---

**W**

---

**wait** 22:7  
**waived** 6:1 7:10,12,14  
7:17  
**Washington** 1:14  
**way** 6:8,9 19:20 22:1  
**Wednesday** 19:14,16  
22:4,18  
**Wednesdays** 19:8  
**week** 19:18,19  
**welcome** 8:3  
**went** 3:15 24:18  
**work** 21:3,10,14  
**works** 21:6

**wouldn't** 7:17  
**write** 7:22  
**writing** 16:13  
**wrong** 3:3

---

**X**

---



---

**Y**

---

**young** 11:2

---

**Z**

---



---

**0**

---



---

**1**

---

**10:07** 2:2  
**10:09** 3:15  
**10:10** 3:16  
**10:30** 24:19  
**14** 17:17,17 18:19  
**14th** 1:14  
**17** 1:11  
**18** 20:22 21:10,13  
**18th** 20:1 21:18  
**19-PRO-00064** 1:8 2:6  
**1932** 2:6 14:5,22  
**1934** 1:7 13:10,17 14:6  
**19th** 6:20  
**1B** 1:7  
**1B01** 11:5  
**1B02** 4:6 9:17

---

**2**

---

**2** 1:6,6 2:4,5 3:19,19  
**2000** 1:14  
**20009** 1:14  
**2007** 6:20  
**2017** 6:19  
**2017-391** 6:21  
**2019** 1:11 17:17 18:19  
**21** 6:19  
**25** 18:20,20  
**25-6011** 7:1

---

**3**

---

**302** 12:21 14:2

---

**4**

---

**4:30** 18:21  
**400S** 1:14  
**402** 12:21

---

**5**

---



---

**6**

---



---

**7**

---



---

**8**

---



---

**9**

---

**9:00** 20:1 21:13,18  
**9:30** 17:17 18:19  
**99** 19:15  
**9th** 1:7 2:6 13:10,14,17

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Po Boy Jim 2

Before: DCABRA

Date: 06-17-19

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.

*Neal R Gross*

-----  
Court Reporter

**NEAL R. GROSS**

COURT REPORTERS AND TRANSCRIBERS

1323 RHODE ISLAND AVE., N.W.

WASHINGTON, D.C. 20005-3701