

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

2 10:40 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Case No. 17-CC-
5 00116, Sav-on Liquors, License No. 178.

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

8 MR. CHATTRABHUTI: Good morning,
9 Members of the Board. Pete Chattrabhuti on
10 behalf of the District of Columbia.

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

13 MR. DRAKE: Good morning, Members of
14 the Board. Will Drake on behalf of Letai Meresie
15 of Sav-on Liquors. I am an attorney.

16 CHAIRPERSON ANDERSON: Mr. Drake,
17 you're an attorney?

18 MR. DRAKE: Yes.

19 CHAIRPERSON ANDERSON: All right. And
20 can --

21 MR. DRAKE: Can you introduce
22 yourself?

1 MS. MERESIE: My name is Letai
2 Meresie. I owner of Sav-on Liquors.

3 CHAIRPERSON ANDERSON: Okay.

4 MS. MERESIE: 1414 14th Street, N.W.

5 CHAIRPERSON ANDERSON: Can you spell
6 your name for the record, please? And there is a
7 sign-in sheet, I need you to sign your name in.
8 Everyone, please, sign their name in also, too.

9 MS. MERESIE: L-E-T-A-I my first name
10 and my last name M-E-R-E-S-I-E.

11 CHAIRPERSON ANDERSON: Thank you,
12 ma'am. Sir, I'm sorry, give me your name again.

13 MR. DRAKE: William Drake.

14 CHAIRPERSON ANDERSON: Mr. Drake.
15 Okay. I guess there is a preliminary matter and
16 I'll ask Mr. Chattrabhuti, there is some
17 confusion, at least on my part, regarding
18 ownership. So can you clarify that for the
19 record what is going on with ownership, please?

20 MR. CHATTRABHUTI: Yes. And if I make
21 any misrepresentations, I'm sure Mr. Drake will
22 correct me.

1 To my understanding, at the time of
2 these events, the previous owner on the license
3 was deceased and that the license had transferred
4 over to his wife upon his death and they have
5 gone through the process and had gone through the
6 process of transferring the license to the
7 current licensee, at the time of the events as
8 well.

9 CHAIRPERSON ANDERSON: So did these
10 incidents occur during this individual's watch or
11 did it occur on the previous owner's watch?

12 MR. CHATTRABHUTI: My understanding is
13 the license had already transferred by the time
14 that these events occurred, so it was -- she was
15 the owner at the -- I believe it was September of
16 last year that this event occurred.

17 CHAIRPERSON ANDERSON: All right. So
18 our -- and I'm asking questions I should know the
19 answer, but you know, lawyers should not ask
20 that. I don't know the answer to this, so who is
21 the owner of this establishment as of today, as
22 far as your records are concerned?

1 MR. CHATTRABHUTI: As far as the
2 representations that have been made today that
3 the person sitting at the table, I do not mean to
4 misstate your name, but she is the owner of the
5 establishment currently.

6 CHAIRPERSON ANDERSON: All right. Mr,
7 Drake, do you want to make any representation
8 before --

9 MR. DRAKE: Yes. Ms. Meresie's
10 husband was the owner and licensee of the
11 establishment. He died from brain cancer in July
12 of last year, July 17th of last year. As soon as
13 he passed away, we began the process of
14 transferring the license to her name. And my
15 understanding is that had occurred prior to the
16 event that brought us here today, which was on
17 September 30th of last year.

18 CHAIRPERSON ANDERSON: All right. All
19 right. Mr. Chattrabhuti, you know, you need to
20 appear before me more often, so your name will
21 just roll off the tip of my tongue.

22 MR. CHATTRABHUTI: All right.

1 CHAIRPERSON ANDERSON: So I apologize
2 to you also.

3 Are there any preliminary matters in
4 this case?

5 MR. CHATTRABHUTI: Yes. The parties
6 have an Offer in Compromise to bring before the
7 Board this morning.

8 CHAIRPERSON ANDERSON: And what's the
9 Offer in Compromise, sir?

10 MR. CHATTRABHUTI: For Charge 1, the
11 sale to minor, there will be a \$3,500 fine
12 payable within 30 days or the license shall be
13 suspended indefinitely until the fine is paid.

14 In addition, the license will be
15 suspended for 10 days with four days served and
16 six days stayed for one year.

17 All employees who serve alcoholic
18 beverage in the licensed establishment must
19 complete an alcohol training program within 3
20 months of the OIC's date.

21 And in addition, the respondent must
22 serve the five days of suspension that was stayed

1 from a previous case, which is 16-CC-00094. This
2 is for a total of nine days of suspension served.

3 For Charge 2, the failure to take
4 reasonable steps necessary to ascertain legal
5 drinking age, there will be a fine of \$1,000
6 payable within 30 days or the license shall be
7 suspended indefinitely until the fine is paid.

8 Additionally, the license shall be
9 suspended for five days with all five days stayed
10 for one year.

11 And then for Charge 3 --

12 CHAIRPERSON ANDERSON: Hold on, hold
13 on, hold on. You said five days suspension and
14 they are stayed for one year?

15 MR. CHATTRABHUTI: That is correct for
16 Charge 2.

17 CHAIRPERSON ANDERSON: All right. And
18 for Charge 3?

19 MR. CHATTRABHUTI: For Charge 3, no
20 ABC Manager/owner on premises, given the
21 representations, this charge would come with a
22 warning. No additional requirements for this,

1 for Charge 3.

2 CHAIRPERSON ANDERSON: Going back to
3 Charge 1, you said that there would be nine days
4 served. What are the days that would be served?

5 MR. CHATTRABHUTI: The suspension
6 would start on March 11 and run consecutively for
7 nine days, so I believe the end date would be
8 March 19th.

9 CHAIRPERSON ANDERSON: Well, it can't
10 be believe. You have to look at the calendar.

11 MR. CHATTRABHUTI: Well, March 19th.

12 CHAIRPERSON ANDERSON: So it's March
13 11 through March 19th? Because if -- it will be
14 written in the order, so we need to be clear what
15 the days are. So the nine days are -- so that's
16 nine days, March 11th through March 19th. Do you
17 need a moment to -- because we need to know the
18 exact dates, so maybe if you guys want to take
19 the time to figure out the days?

20 All right. We are back. Mr.
21 Chattrabhuti, are you -- do we have the days?

22 MR. CHATTRABHUTI: Yes. The days

1 would be March 11 through March 19th.

2 CHAIRPERSON ANDERSON: March, so the
3 nine days served would be March the 11th through
4 March 19th. And March 11 is this weekend, right?

5 MEMBER SHORT: May I ask what days
6 they are normally closed?

7 CHAIRPERSON ANDERSON: Do you know
8 what is the -- well, this is a whole week, Mr.
9 Short.

10 MEMBER SHORT: Yes, okay.

11 CHAIRPERSON ANDERSON: All right. So
12 that's the OIC?

13 MR. CHATTRABHUTI: Yes.

14 CHAIRPERSON ANDERSON: All right. Mr.
15 Drake, I just need to get some clarification from
16 you, because I'm not sure. I'm getting some
17 information from the Board that there is no
18 transfer, that she is not actually the owner
19 because the property has not been transferred, so
20 what is the representation from your client
21 regarding the ownership that she owns the
22 establishment and that it was transferred into

1 her name?

2 MR. DRAKE: May I have one moment?

3 CHAIRPERSON ANDERSON: Sure. I mean,
4 we can take a recess. Let's recess these
5 proceedings for a couple of minutes, so you can
6 talk to your client and get some clarification.
7 All right.

8 MR. DRAKE: Thank you.

9 (Whereupon, the above-entitled matter
10 went off the record at 10:48 a.m. and resumed at
11 10:51 a.m.)

12 CHAIRPERSON ANDERSON: All right. We
13 are back on the record. Mr. Drake, any
14 representation you want to make before I ask you
15 about the settlement?

16 MR. DRAKE: Yes, sir. The
17 understanding that I have now after speaking with
18 counsel for the Board is that the transfer
19 process may have begun, but has not yet been
20 approved, but that the process is ongoing.

21 CHAIRPERSON ANDERSON: All right. So
22 it's my understanding that the OIC that was

1 presented by the Government is that there is a
2 fine of, for Charge 1, \$3,500 payable in 30 days.
3 That there is a 10 day suspension with four days
4 served and six days stayed for one year.

5 That all employees who sell alcohol
6 will undergo training within 90 days.

7 That five days -- that there is a five
8 day suspension from a previous case, meaning that
9 for Charge 1 nine days -- there is a nine day
10 suspension for Charge 1 and the nine days will be
11 served March the 11th through March the 19th.

12 That on Charge 2, there is a fine of
13 \$1,000 payable in 30 days. That there will be a
14 five day suspension and all five days will be
15 stayed for one year.

16 And for Charge 3, a written warning
17 will be issued.

18 Is this your understanding, sir, of
19 the Offer in Compromise?

20 MR. DRAKE: Yes, sir.

21 CHAIRPERSON ANDERSON: And is your
22 client aware that by accepting an Offer in

1 Compromise, that she is giving up her right to a
2 hearing?

3 MR. DRAKE: She is.

4 CHAIRPERSON ANDERSON: And is your
5 client also aware that by accepting an Offer in
6 Compromise, that she is giving up her right to
7 appeal this matter?

8 MR. DRAKE: She is.

9 CHAIRPERSON ANDERSON: All right. Any
10 questions by any Board Members?

11 The Board will take this matter under
12 advisement.

13 So as Chairperson of the Alcoholic
14 Beverage Control Board for the District of
15 Columbia and in accordance with Section 405 of
16 the Open Meetings Amendment Act of 2010, I move
17 that the ABC Board hold a closed meeting for the
18 purpose of seeking legal advice from our counsel
19 on Case No. 17-CC-00116, Sav-on Liquors, per
20 Section 405(b)(4) of the Open Meetings Amendment
21 Act of 2010, and deliberating upon Case No. 17-
22 CC-00116, Sav-on Liquors, for the reasons cited

1 in Section 405(b)(13) of the Open Meetings
2 Amendment Act of 2010. Is there a second?

3 MEMBER SHORT: Second.

4 CHAIRPERSON ANDERSON: Mr. Short has
5 seconded the motion. I will now take a roll call
6 vote on the motion before us now that it has been
7 seconded.

8 Mr. Silverstein?

9 MEMBER SILVERSTEIN: I agree.

10 CHAIRPERSON ANDERSON: Mr. Short?

11 MEMBER SHORT: I agree.

12 CHAIRPERSON ANDERSON: Mr. Alberti?

13 MEMBER ALBERTI: I agree.

14 CHAIRPERSON ANDERSON: Mr. Cato?

15 MEMBER CATO: I agree.

16 CHAIRPERSON ANDERSON: Mr. Anderson?

17 I agree.

18 As it appears the motion has passed,
19 I hereby give notice that the ABC Board will hold
20 a closed meeting in the ABC Board conference room
21 today pursuant to the Open Meetings Amendment Act
22 of 2010.

1 We will be in recess. We will be back
2 shortly. Thank you.

3 (Whereupon, the above-entitled matter
4 went off the record at 10:55 a.m. and resumed at
5 10:56 a.m.)

6 CHAIRPERSON ANDERSON: All right.
7 We're back on the record for Sav-on Liquors.

8 I make a motion that the fine of
9 \$3,500 payable in 30 days with a 10 day
10 suspension, four days served and six days
11 suspended for one year; that all employees who
12 serve alcohol undergo training within 90 days;
13 that there is also a five day suspension served
14 from a previous case, meaning that the
15 establishment will be closed for nine days. The
16 nine days that it will be closed for alcohol
17 sales are March the 11th through March the 19th.

18 For Charge 2, that there is a \$1,000
19 fine payable in 30 days, five days suspension and
20 all five days will be stayed for one year.

21 And for Charge 3, that a warning be
22 issued. Is there a second?

1 MEMBER SHORT: Second.

2 CHAIRPERSON ANDERSON: Mr. Short has
3 seconded the motion.

4 Those in favor say aye.

5 ALL: Aye.

6 CHAIRPERSON ANDERSON: Those opposed?
7 The matter passes 5-0-0.

8 We will issue -- are we issuing a
9 Board Order?

10 PARTICIPANT: Yes.

11 CHAIRPERSON ANDERSON: All right. So
12 we will be issuing a Board Order, but the -- it's
13 clear that the suspension will start on March the
14 11th. So March 11th through March 19th. All right.
15 Thank you.

16 (Whereupon, the Show Cause (Status)
17 Hearing was concluded at 10:58 a.m.)
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<p style="text-align: center;">A</p> <p>a.m 2:2 10:10,11 14:4,5 15:17</p> <p>ABC 1:11 7:20 12:17 13:19,20</p> <p>above-entitled 10:9 14:3</p> <p>accepting 11:22 12:5</p> <p>Act 12:16,21 13:2 13:21</p> <p>addition 6:14,21</p> <p>additional 7:22</p> <p>Additionally 7:8</p> <p>advice 12:18</p> <p>advisement 12:12</p> <p>age 1:11 7:5</p> <p>agree 13:9,11,13,15 13:17</p> <p>Alberti 1:18 13:12 13:13</p> <p>alcohol 6:19 11:5 14:12,16</p> <p>alcoholic 1:3,14,14 6:17 12:13</p> <p>Amendment 12:16 12:20 13:2,21</p> <p>ANC 1:7</p> <p>Anderson 1:16,17 2:3,11,16,19 3:3,5 3:11,14 4:9,17 5:6 5:18 6:1,8 7:12,17 8:2,9,12 9:2,7,11 9:14 10:3,12,21 11:21 12:4,9 13:4 13:10,12,14,16,16 14:6 15:2,6,11</p> <p>answer 4:19,20</p> <p>apologize 6:1</p> <p>appeal 12:7</p> <p>appear 5:20</p> <p>appears 13:18</p> <p>approach 2:6</p> <p>approved 10:20</p> <p>ascertain 1:10 7:4</p> <p>asking 4:18</p> <p>attorney 1:21 2:15 2:17</p>	<p>aware 11:22 12:5</p> <p>aye 15:4,5</p> <hr/> <p style="text-align: center;">B</p> <p>back 8:2,20 10:13 14:1,7</p> <p>began 5:13</p> <p>begun 10:19</p> <p>behalf 2:10,14</p> <p>believe 4:15 8:7,10</p> <p>beverage 1:3,14,14 6:18 12:14</p> <p>Board 1:3,14 2:9,14 6:7 9:17 10:18 12:10,11,14,17 13:19,20 15:9,12</p> <p>BOBBY 1:18</p> <p>brain 5:11</p> <p>bring 6:6</p> <p>brought 5:16</p> <p>Building 1:15</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:4 8:10</p> <p>call 13:5</p> <p>cancer 5:11</p> <p>case 1:8 2:4,4 6:4 7:1 11:8 12:19,21 14:14</p> <p>Cato 1:18 13:14,15</p> <p>Cause 1:7 15:16</p> <p>CC-00116 12:22</p> <p>Chairperson 1:15 1:17 2:3,11,16,19 3:3,5,11,14 4:9,17 5:6,18 6:1,8 7:12 7:17 8:2,9,12 9:2 9:7,11,14 10:3,12 10:21 11:21 12:4 12:9,13 13:4,10 13:12,14,16 14:6 15:2,6,11</p> <p>charge 6:10 7:3,11 7:16,18,19,21 8:1 8:3 11:2,9,10,12 11:16 14:18,21</p> <p>Chattrabhuti 1:21 2:8,9,12 3:16,20</p>	<p>4:12 5:1,19,22 6:5 6:10 7:15,19 8:5 8:11,21,22 9:13</p> <p>cited 12:22</p> <p>clarification 9:15 10:6</p> <p>clarify 3:18</p> <p>clear 8:14 15:13</p> <p>client 9:20 10:6 11:22 12:5</p> <p>closed 9:6 12:17 13:20 14:15,16</p> <p>Columbia 1:1 2:10 12:15</p> <p>come 7:21</p> <p>complete 6:19</p> <p>Compromise 6:6,9 11:19 12:1,6</p> <p>concerned 4:22</p> <p>concluded 15:17</p> <p>conference 13:20</p> <p>confusion 3:17</p> <p>consecutively 8:6</p> <p>Control 1:3,14,14 12:14</p> <p>correct 3:22 7:15</p> <p>counsel 10:18 12:18</p> <p>couple 10:5</p> <p>current 4:7</p> <p>currently 5:5</p> <hr/> <p style="text-align: center;">D</p> <p>D.C 1:15</p> <p>date 6:20 8:7</p> <p>dates 8:18</p> <p>day 11:3,8,9,14 14:9,13</p> <p>days 6:12,15,15,16 6:22 7:2,6,9,9,13 8:3,4,7,15,15,16 8:19,21,22 9:3,5 11:2,3,4,6,7,9,10 11:13,14 14:9,10 14:10,12,15,16,19 14:19,20</p> <p>death 4:4</p> <p>deceased 4:3</p>	<p>deliberating 12:21</p> <p>died 5:11</p> <p>District 1:1 2:10 12:14</p> <p>Donovan 1:16,17</p> <p>Drake 1:21 2:13,14 2:16,18,21 3:13 3:13,14,21 5:7,9 9:15 10:2,8,13,16 11:20 12:3,8</p> <p>drinking 1:11 7:5</p> <p>Duty 1:11</p> <hr/> <p style="text-align: center;">E</p> <p>employees 6:17 11:5 14:11</p> <p>establishment 4:21 5:5,11 6:18 9:22 14:15</p> <p>event 4:16 5:16</p> <p>events 4:2,7,14</p> <p>exact 8:18</p> <hr/> <p style="text-align: center;">F</p> <p>Failed 1:10</p> <p>failure 7:3</p> <p>far 4:22 5:1</p> <p>favor 15:4</p> <p>figure 8:19</p> <p>fine 6:11,13 7:5,7 11:2,12 14:8,19</p> <p>first 3:9</p> <p>five 6:22 7:9,9,13 11:7,7,14,14 14:13,19,20</p> <p>four 6:15 11:3 14:10</p> <hr/> <p style="text-align: center;">G</p> <p>getting 9:16</p> <p>give 3:12 13:19</p> <p>given 7:20</p> <p>giving 12:1,6</p> <p>going 3:19 8:2</p> <p>Good 2:8,11,13</p> <p>Government 11:1</p> <p>guess 3:15</p> <p>guys 8:18</p>
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This is to certify that the foregoing transcript

In the matter of: Sav-on Liquors, Inc.

Before: DC ABRA

Date: 03-07-18

Place: Washington, DC

was duly recorded and accurately transcribed under
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Court Reporter

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