

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 ROLL CALL HEARING

IN THE MATTER OF: :
 :
 TMI International, Inc., :
 t/a Sip (1812 Lounge) :
 1812 Hamlin Street NE : Roll Call
 Retailer CT : Hearing
 License No. ABRA-095164 :
 Case #19-PRO-00148 :
 :
 (License Renewal) :

Monday
 December 9, 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, LaVerne
 Fletcher, Board's Agent, presiding.

PRESENT:

LAVERNE FLETCHER, ABRA Board's Agent

ALSO PRESENT:

TEMI IJITI, Applicant
 JORDAN DAVIS, Applicant
 JEREMIAH MONTAGUE, JR., ANC 5C, Commissioner

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

2 (11:25 a.m.)

3 MS. FLETCHER: Would the parties in
4 the matter of Sip please come forward, the
5 parties in the matter of Sip (1812 Lounge)?

6 This is Case #19-PRO-00148, TMI
7 International Inc., 1812 Hamlin Street NE;
8 License #ABRA-095164. This is a Retailer Class
9 CT License Renewal.

10 The protest issues are adverse impact
11 on peace, order and quiet.

12 My name is Laverne Fletcher conducting
13 the roll call hearing as the Board's agent.
14 Introductions beginning with the applicant,
15 please? If you could just --

16 MR. IJITI: Temi --Temi

17 MS. FLETCHER: I'm sorry.

18 MR. IJITI: -- Ijiti, T-E-M-I, last
19 name I-J-I-T-I.

20 MS. FLETCHER: I'm sorry, spell the
21 first name for me again.

22 MR. IJITI: T-E-M-I. Last name
23 I-J-I-T-I.

24 MS. FLETCHER: A-J? I'm sorry, it's
25 just a little noisy in the back. A-J --

1 MR. IJITI: No, I-J-I-T-I.

2 MS. FLETCHER: Okay, thank you. And
3 your name, sir?

4 MR. DAVIS: My name is Jordan Davis,
5 J-O-R-D-A-N, last name D-A-V-I-S.

6 MS. FLETCHER: Thank you, Mr. Davis.
7 And on behalf of ANC 5C?

8 COMMISSIONER MONTAGUE: Commissioner
9 Jeremiah Montague, Jr.

10 MS. FLETCHER: Thank --

11 COMMISSIONER MONTAGUE: Oh, J-E-R-E-M-
12 I-A-H, Montague, M-O-N-T-A-G-U-E, Junior.

13 MS. FLETCHER: Thank you, Mr.
14 Montague. I have a question for you. So we have
15 the protest and I see where there was a dually
16 called meeting on November 20. And there was a
17 vote taken.

18 The only thing missing is whether or
19 not a quorum was present.

20 COMMISSIONER MONTAGUE: Yes.

21 MS. FLETCHER: Here's what I'm going
22 to do. Your protest letter does not indicate
23 that a quorum was present. But I'm going to
24 grant conditional standing.

25 COMMISSIONER MONTAGUE: Okay.

1 MS. FLETCHER: But you're going to
2 need to provide us with verification that a
3 quorum was present. A quorum has to be present
4 whenever the ANC meets, has a meeting, you vote.
5 There has to be a quorum present.

6 COMMISSIONER MONTAGUE: It was.

7 MS. FLETCHER: Hmm?

8 COMMISSIONER MONTAGUE: It was.

9 MS. FLETCHER: Do you know what the
10 numbers were?

11 COMMISSIONER MONTAGUE: On that --

12 MS. FLETCHER: What's the full number
13 for your --

14 COMMISSIONER MONTAGUE: Full number on
15 the commissions is seven. One is, has just
16 resigned.

17 MS. FLETCHER: How many has to be
18 present for a quorum?

19 COMMISSIONER MONTAGUE: Four. And we
20 have five.

21 MS. FLETCHER: So I -- okay, just a
22 second.

23 COMMISSIONER MONTAGUE: Actually, we
24 -- on November 20th we had -- actually six were
25 there.

1 MS. FLETCHER: And so you have your
2 minutes from your meeting to -- you just need to
3 be able to show us that there were enough --
4 there was a quorum present.

5 So, and when you do that, I'm going to
6 have to let you know that because if a quorum was
7 not present then the ANC does not have standing
8 as a protestant.

9 Mr. Ijiti, did you want to say
10 something?

11 MR. IJITI: No.

12 MS. FLETCHER: Okay. Okay, so, Mr.
13 Montague, can you have that information to us by
14 Thursday?

15 COMMISSIONER MONTAGUE: I will see
16 what I can do.

17 MS. FLETCHER: Okay, do it.
18 Otherwise, it's -- you already have it in your
19 records. Just provide it to my email address
20 which is on that card. So provide it or the
21 Board will dismiss the protest at the upcoming
22 status hearing.

23 So just provide it. You already have
24 it. Just send it in or whatever you need to do
25 to confirm it.

1 Which one of you is going to represent
2 the Sip?

3 MR. IJITI: I am.

4 MS. FLETCHER: So, Mr. Ijiti, is your
5 contact information on this sheet already?

6 MR. IJITI: Yes.

7 MS. FLETCHER: Okay, thank you.
8 Beyond today, we'll communicate by email.

9 MR. IJITI: Okay.

10 MS. FLETCHER: And once I receive that
11 confirmation from Mr. Montague confirming that a
12 quorum was present, I'm going to copy it to you.

13 Okay, so I'm granting conditional
14 standing to ANC 5C contingent upon proof that a
15 quorum was present when the meeting was held.

16 So everything else was in your letter.
17 That's just a part that was missing. We know
18 that you know that a quorum has to be present in
19 order to take, for us to accept a vote.

20 COMMISSIONER MONTAGUE: Here's -- I
21 have to tread lightly on this. Considering that
22 the Commission is not in session right now, if I
23 send you an audio recording of it?

24 MS. FLETCHER: Yeah, no need to send
25 an audio. We won't listen to an audio, but --

1 COMMISSIONER MONTAGUE: It's in
2 writing?

3 MS. FLETCHER: Yeah, it would have to
4 be -- you can listen to it and you can tell us
5 about it. And you can tell us -- I'm assuming
6 that's -- is it audio from your November 20
7 meeting.

8 COMMISSIONER MONTAGUE: Yes.

9 MS. FLETCHER: I'm assuming, at some
10 point, it's going to be -- do you write those out
11 at some point?

12 COMMISSIONER MONTAGUE: Yes, but they
13 probably won't be written until January.

14 MS. FLETCHER: Okay, so you can tell
15 me that in an email, what you just said.

16 COMMISSIONER MONTAGUE: Okay.

17 MS. FLETCHER: You can tell me that in
18 an email and then you can tell me that you're
19 going to submit -- you can still put it in
20 writing is what I'm saying. There's nothing --
21 you don't have your minutes right now.

22 COMMISSIONER MONTAGUE: Right.

23 MS. FLETCHER: So we'll, so just tell
24 us, whenever you produce your minutes -- that
25 wouldn't be until January because you're not in

1 session right now.

2 COMMISSIONER MONTAGUE: Right.

3 MS. FLETCHER: Right, so you would
4 just be confirming that it's on audio, the
5 minutes have not been prepared and that you'll
6 submit the minutes -- or just enough of the
7 minutes to know that a quorum was present. We
8 don't need all of it.

9 COMMISSIONER MONTAGUE: Okay. And can
10 I have the chairman attest to it?

11 MS. FLETCHER: Yeah, he can attest to
12 it as well.

13 COMMISSIONER MONTAGUE: Okay. Just
14 make sure to --

15 MS. FLETCHER: Yeah, because I know
16 that you filed the protest on behalf of the ANC.

17 COMMISSIONER MONTAGUE: Right.

18 MS. FLETCHER: Yes. Yeah, so that --
19 he does that, that would be helpful.

20 And, Mr. Ijiti, you'll be informed as
21 well. So I'm granting conditional standing to
22 ANC 4C today.

23 COMMISSIONER MONTAGUE: 5C.

24 MS. FLETCHER: What did you say?

25 COMMISSIONER MONTAGUE: I thought you

1 just said 4C.

2 MS. FLETCHER: I did. I meant 5C. I
3 heard myself say it after I said it. I'm
4 granting conditional standing to ANC 5C today.

5 I'm going to give you a date for a
6 status hearing and a protest hearing and then a
7 date for mediation.

8 The date for the status hearing is
9 March 11th, that's March 11 at 9:30 a.m. for the
10 status hearing, March 11 at 9:30.

11 The protest hearing is set for April
12 the 8th at 4:30, April the 8th at 4:30 for the
13 protest hearing.

14 I'll give you the next available day
15 for a mediation. The next available day for
16 mediation is Thursday, February 27, anytime
17 between 9:00 and 2:00.

18 We start at 9:00, 9:30, 10:00, 10:30,
19 anytime that works.

20 COMMISSIONER MONTAGUE: I'm good.

21 MS. FLETCHER: Do you have a
22 preference, Mr. Ijiti?

23 MR. IJITI: 1:00 p.m.

24 MS. FLETCHER: 1:00? Okay. Mediation
25 is set --

1 COMMISSIONER MONTAGUE: 1:00 p.m.?

2 MS. FLETCHER: One o'clock. Mediation
3 is set for one o'clock on Thursday, January 27th
4 (sic). That's January 27th at one o'clock.

5 MR. IJITI: February?

6 MS. FLETCHER: Hmm?

7 MR. IJITI: January or February?

8 MS. FLETCHER: I'm sorry, did I say
9 January? I meant February. Thank you. Getting
10 my calendars mixed up here. It's February --
11 February the 27th, Thursday.

12 Any questions at all? Okay, so my
13 card is on the table if you have any questions
14 beyond today. And you'll receive an official
15 hearing notice that has my number in it also.

16 MR. IJITI: Okay. Thanks.

17 MS. FLETCHER: Okay, any questions,
18 Mr. Montague?

19 COMMISSIONER MONTAGUE: I'm okay.

20 MS. FLETCHER: You're okay? Okay,
21 well thank you for coming. Roll call hearing is
22 concluded. Thank you.

23 COMMISSIONER MONTAGUE: Thank you.

24 (Whereupon, the above-entitled matter
25 went off the record at 11:35 a.m.)

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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: Sip

Before: DCABRA

Date: 12-09-19

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

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