



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

2 10:03 a.m.

3 CHAIRPERSON ANDERSON: All right. the  
4 next case on our calendar is Case No. 19-CMP-  
5 00001, The Pitch, License No. 95107.

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

8 MR. RIVERO: Good morning, Board  
9 Members. Fernando Rivero for the District of  
10 Columbia.

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

13 MR. NARAIN: Good morning. My name is  
14 Jay Narain representing The Pitch.

15 CHAIRPERSON ANDERSON: I'm sorry, your  
16 last name, sir?

17 MR. NARAIN: N-A-R-A-I-N.

18 CHAIRPERSON ANDERSON: Good morning,  
19 Mr. Narain.

20 What's the relationship to the  
21 establishment, sir?

22 MR. NARAIN: I'm one of the owners.

1 CHAIRPERSON ANDERSON: I --

2 MR. NARAIN: I'm on the license also.

3 CHAIRPERSON ANDERSON: -- okay. All  
4 right. You have -- when I'm given information,  
5 I'm given a couple of names and your name is not  
6 the name that I'm looking at, but if you are  
7 saying that you are on the license, I take your  
8 word that you are on the license. I don't have  
9 the information in front of me. I just have Mr.  
10 Shakula as a manager.

11 MR. NARAIN: Jeff Shakula?

12 CHAIRPERSON ANDERSON: Yeah, Shakula,  
13 he is not --

14 MR. NARAIN: And Ms. Acosemside.

15 CHAIRPERSON ANDERSON: I'm just saying  
16 when I'm --

17 MR. NARAIN: And I understand.

18 CHAIRPERSON ANDERSON: -- given  
19 information, I can only give information. I  
20 look. People give me the names and I look at the  
21 paper in front of me and it's not the same name,  
22 so I always ask for clarification.

1 MR. NARAIN: No problem.

2 CHAIRPERSON ANDERSON: Yes? Yes,

3 Mr. --

4 MR. RIVERO: No objection.

5 CHAIRPERSON ANDERSON: All right. Are  
6 there any preliminary matters in this case?

7 MR. RIVERO: Yes. The parties have an  
8 Offer in Compromise to present to the Board, at  
9 this time. And that offer consists of a fine of  
10 \$1,100 payable in 30 days. If the fine is not  
11 paid within 30 days, the license will be  
12 suspended until payment is received. That is the  
13 offer.

14 CHAIRPERSON ANDERSON: All right.  
15 Thank you. All right. Sir, it's my  
16 understanding that there is an Offer in  
17 Compromise and the Offer in Compromise is that  
18 there is a fine of \$1,100 payable in 30 days. If  
19 the fine is not payable in 30 days, the license  
20 will be suspended until the fine has been paid.

21 Is this your understanding of the  
22 Offer in Compromise?

1 MR. NARAIN: Yes, sir.

2 CHAIRPERSON ANDERSON: Are you aware  
3 that by accepting an Offer in Compromise, that  
4 you are giving up your right to a hearing?

5 MR. NARAIN: Yes, sir.

6 CHAIRPERSON ANDERSON: Are you also  
7 aware that by accepting an Offer in Compromise,  
8 that you are giving up your right to appeal this  
9 matter?

10 MR. NARAIN: Yes, sir.

11 CHAIRPERSON ANDERSON: With that said,  
12 I make a motion that the Offer in Compromise of a  
13 fine of \$1,100 be payable within 30 days be  
14 accepted. If the fine is not payable in 30 days,  
15 the license will be suspended until the fine has  
16 been paid. Is there a second?

17 MEMBER SHORT: Second.

18 MEMBER CROCKETT: Second.

19 CHAIRPERSON ANDERSON: Mr. Short has  
20 seconded the motion.

21 All those in favor say aye.

22 ALL: Aye.

1                   CHAIRPERSON ANDERSON: Those opposed?  
2                   The matter passes 4-0-0. Thank you.

3                   MR. NARAIN: Yes.

4                   (Whereupon, the Show Cause (Status)  
5                   Hearing was concluded at 10:05 a.m.)

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<b>A</b>	favor 5:21 <b>Fernando</b> 1:22 2:9 <b>fine</b> 4:9,10,18,19,20 5:13,14,15 <b>front</b> 3:9,21	<b>OAG</b> 1:22 <b>objection</b> 4:4 <b>offer</b> 4:8,9,13,16,17,22 5:3,7,12 <b>okay</b> 3:3 <b>Operation</b> 1:9 <b>opposed</b> 6:1 <b>owners</b> 2:22	<b>suspended</b> 4:12,20 5:15
<b>a.m</b> 2:2 6:5 <b>accepted</b> 5:14 <b>accepting</b> 5:3,7 <b>Acosemside</b> 3:14 <b>Alcoholic</b> 1:2,14,14 <b>ANC</b> 1:7 <b>Anderson</b> 1:16,18 2:3 2:11,15,18 3:1,3,12 3:15,18 4:2,5,14 5:2,6 5:11,19 6:1 <b>appeal</b> 5:8 <b>APPLICANT</b> 1:21 <b>approach</b> 2:6 <b>Approval</b> 1:10 <b>Ave</b> 1:6 <b>aware</b> 5:2,7 <b>aye</b> 5:21,22	<b>G</b>	<b>P</b>	<b>T</b>
<b>B</b>	<b>Georgia</b> 1:6 <b>give</b> 3:19,20 <b>given</b> 3:4,5,18 <b>giving</b> 5:4,8 <b>Good</b> 2:8,11,13,18	<b>P-R-O-C-E-E-D-I-N-G-S</b> 2:1 <b>paid</b> 4:11,20 5:16 <b>paper</b> 3:21 <b>parties</b> 2:6 4:7 <b>passes</b> 6:2 <b>payable</b> 4:10,18,19 5:13,14 <b>payment</b> 4:12 <b>People</b> 3:20 <b>Pitch</b> 1:5,6 2:5,14 <b>please</b> 2:6,7 <b>preliminary</b> 4:6 <b>present</b> 1:17,20 4:8 <b>presiding</b> 1:16 <b>problem</b> 4:1	<b>t/a</b> 1:6 <b>take</b> 3:7 <b>Thank</b> 4:15 6:2 <b>time</b> 4:9
<b>Beverage</b> 1:2,14,14 <b>Board</b> 1:2,9,14 2:8 4:8 <b>BOBBY</b> 1:18 <b>Building</b> 1:15	<b>H</b>	<b>Q</b>	<b>U</b>
<b>C</b>	<b>hearing</b> 1:6,14 5:4 6:5	<b>R</b>	<b>understand</b> 3:17 <b>understanding</b> 4:16,21
<b>calendar</b> 2:4 <b>case</b> 1:8 2:4,4 4:6 <b>CATO</b> 1:18 <b>Cause</b> 1:6 6:4 <b>Chairperson</b> 1:15,18 2:3,11,15,18 3:1,3,12 3:15,18 4:2,5,14 5:2,6 5:11,19 6:1 <b>Change</b> 1:9 <b>clarification</b> 3:22 <b>Columbia</b> 1:1 2:10 <b>Compromise</b> 4:8,17,17 4:22 5:3,7,12 <b>concluded</b> 6:5 <b>consists</b> 4:9 <b>Control</b> 1:2,14,14 <b>couple</b> 3:5 <b>CROCKETT</b> 1:19 5:18 <b>CT</b> 1:7	<b>I</b>	<b>S</b>	<b>V</b>
<b>D</b>	<b>identify</b> 2:7 <b>information</b> 3:4,9,19,19	<b>RAFI</b> 1:19 <b>received</b> 4:12 <b>record</b> 2:7 <b>Reeves</b> 1:15 <b>relationship</b> 2:20 <b>representing</b> 2:14 <b>Retailer</b> 1:7 <b>right</b> 2:3 3:4 4:5,14,15 5:4,8 <b>Rivero</b> 1:22 2:8,9,12 4:4 4:7 <b>Room</b> 1:15	<b>W</b>
<b>D.C</b> 1:15 <b>days</b> 4:10,11,18,19 5:13 5:14 <b>District</b> 1:1 2:9 <b>Donovan</b> 1:16,18	<b>J</b>	<b>T</b>	<b>W</b> 1:16,18 <b>Washington</b> 1:15 <b>Wednesday</b> 1:12 <b>word</b> 3:8
<b>E</b>	<b>JAMES</b> 1:19 <b>Jay</b> 1:21 2:14 <b>Jeff</b> 3:11 <b>JR</b> 1:18	<b>U</b>	<b>X</b>
<b>F</b>	<b>K</b>	<b>Y</b>	<b>Yeah</b> 3:12
	<b>L</b>	<b>Z</b>	<b>0</b>
	<b>license</b> 1:7 2:5 3:2,7,8 4:11,19 5:15 <b>LLC</b> 1:5 <b>look</b> 3:20,20 <b>looking</b> 3:6	<b>0</b>	<b>00001</b> 2:5
	<b>M</b>	<b>1</b>	<b>1</b>
	<b>manager</b> 3:10 <b>matter</b> 1:4 5:9 6:2 <b>matters</b> 4:6 <b>MEETING</b> 1:3 <b>Member</b> 1:18,19,19 5:17,18 <b>Members</b> 2:9 <b>met</b> 1:14 <b>morning</b> 2:8,11,13,18 <b>motion</b> 5:12,20	<b>2</b>	<b>1,100</b> 4:10,18 5:13 <b>10:03</b> 2:2 <b>10:05</b> 6:5 <b>11</b> 1:12 <b>14th</b> 1:15 <b>19-CMP-</b> 2:4 <b>19-CMP-00001</b> 1:8
	<b>N</b>	<b>3</b>	<b>2</b>
	<b>N-A-R-A-I-N</b> 2:17 <b>N.W</b> 1:15 <b>name</b> 2:13,16 3:5,6,21 <b>names</b> 3:5,20 <b>Narain</b> 1:21 2:13,14,17 2:19,22 3:2,11,14,17 4:1 5:1,5,10 6:3 <b>NW</b> 1:6	<b>4</b>	<b>2000</b> 1:15 <b>20009</b> 1:15 <b>2019</b> 1:12
	<b>O</b>	<b>5</b>	<b>3</b>
		<b>6</b>	<b>30</b> 4:10,11,18,19 5:13 5:14
			<b>4</b>
			<b>4-0-0</b> 6:2 <b>400S</b> 1:15 <b>4015</b> 1:6 <b>4C</b> 1:7
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95107 1:7 2:5



C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: ABRA Hearing

Before: Alcoholic Beverage Control Board

Date: 09-11-19

Place: Washington, D.C.

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*

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Court Reporter

**NEAL R. GROSS**

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