

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
ROLL CALL HEARING

IN THE MATTER OF: :
 :
Town 2.0, LLC, :
t/a TBD :
1001 North Capitol Street: :
NE : Roll Call
Retailer CN - ANC 6C : Hearing
License No. ABRA-114559 :
Case #19-PRO-00101 :
 :
(New Application) :

Monday
October 7, 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:**MATTHEW MINORA, COUNSEL FOR APPLICANT****DREW COURTNEY, ANC 6C****BETTY WILLIAMS, PROTESTANT****GENEVA SYKES, PROTESTANT****ANNIE STEWART, PROTESTANT****GLORIA MCKINNON, PROTESTANT****RICHARD MCKINNON, PROTESTANT****LYLE BLANCHARD, PROTESTANT****CALVIN JOHNSON, PROTESTANT****JESSIE JENNINGS, PROTESTANT****MICHELLE SMITH, PROTESTANT****CHERRAL WASHINGTON, PROTESTANT****ABRAHAM THOMPSON JR., PROTESTANT****SHARLENE CASTLE, PROTESTANT****LARRY WEST, PROTESTANT****THOMAS EVERY, PROTESTANT****KIMBERLY COX, PROTESTANT****RANDALL KEESLER, PROTESTANT**

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

2 (10:06 a.m.)

3 MS. FLETCHER: Would the parties in
4 the matter of Town 2.0, LLC, trading is to be
5 determined, please come forward. This is case
6 number 19-PRO-00101.

7 The designated representatives for the
8 groups, sit on this side next to Mr. Blanchard.
9 Blanchard is spelled, B-L-A-N-C-H-A-R-D.

10 MR. BLANCHARD: Correct.

11 MS. FLETCHER: This is case number 19-
12 PRO-00101, 1001 North Capital Street, NE, License
13 number ABRA 114559. This is the Retailer Class
14 N, reapplication.

15 The protest issues of ABRA's impact on
16 peace and quiet, residential parking and
17 vehicular and pedestrian safety. My name is
18 LaVerne Fletcher, conducting the roll call
19 hearing as the Board's Agent.

20 Introductions beginning with the
21 applicant, please.

22 MR. MINORA: Mathew Minora from
23 Mallios & O'Brien on behalf of the licensed,
24 courtesy of the licensed applicant.

25 MS. FLETCHER: Thank you, Mr. Minora.

1 Mr. Minora, can you spell your name for the
2 record?

3 MR. MINORA: Sure. Matthew, M-A-T-T-
4 H-E-W, Minora is, M-I-N-O-R-A.

5 MS. FLETCHER: Thank you very much.
6 Present on behalf of ASC-6C?

7 MR. COURTNEY: Yes, my name is Drew
8 Courtney. First name, D-R-E-W, last name
9 Courtney, C-O-U-R-T-N-E-Y. I'm the commissioner
10 for 6C-06.

11 MS. FLETCHER: Thank you, Mr.
12 Courtney. ASC-6C is standing as a protestant.
13 Present on behalf on a, there's a group of nine,
14 Betty Williams signed the protest, was the first
15 signatory on the protest letter.

16 Is there anyone here from that group
17 where, so is Betty Williams here? Okay, I'm
18 going to need you to come forward, anybody from
19 that group.

20 Do I need to, do you know who you are
21 when I say signed, signed, you signed the same
22 letter as Betty Williams? And, don't move the
23 microphone.

24 MALE PARTICIPANT: I'm sorry.

25 MS. FLETCHER: Those are for the court

1 reporter. Okay. That's okay, sorry. Okay. So,
2 the individuals are a part of this group where
3 Betty Williams was the first person to sign the
4 protest letter.

5 If you would stand right beside Mr.
6 Blanchard, there's a microphone if you can state
7 your name and spell it for the record please.

8 MS. WILLIAMS: Okay. My name is Betty
9 Williams.

10 MS. FLETCHER: Could you spell it for
11 the record please?

12 MS. WILLIAMS: B-E-T-T-Y, W-I-L-L-I-A-
13 M-S.

14 MS. FLETCHER: Thank you very much.
15 And, the next person can stand right where Ms.
16 Williams was, and just state your name and spell
17 it for the record.

18 MR. BLANCHARD: All right, just state
19 your name and spell it.

20 MS. SYKES: All right. My name is
21 Geneva Sykes, G-E-N-E-V-A, S-Y-K-E-S.

22 MS. FLETCHER: Ms. Sykes, how do you
23 spell your first name again?

24 MS. SYKES: G-E-N-E-V-A.

25 MS. FLETCHER: Okay, thank you.

1 MS. STEWART: My name is Annie
2 Stewart.

3 MS. FLETCHER: Would you spell it, Ms.
4 Stewart?

5 MS. STEWART: A-N-N-I-E, S-T-E-W-A-R-
6 T.

7 MS. FLETCHER: Thank you very much,
8 thank you.

9 MS. MCKINNON: My name is Gloria
10 McKinnon. It's spelled, G-L-O-R-I-A, M-C-K-I-N-
11 N-O-N.

12 MS. FLETCHER: Thank you. Anyone else
13 from that group?

14 MR. MCKINNON: Yes.

15 MS. FLETCHER: Oh, okay. Thank you.

16 MR. MCKINNON: Good morning.

17 MS. FLETCHER: Good morning.

18 MR. MCKINNON: My name is Richard
19 McKinnon, R-I-C-H-A-R-D, McKinnon, M-C-K-I-N-N-O-
20 N.

21 MS. FLETCHER: Thank you very much.
22 Anyone else from that group? The group of nine
23 is standing as a protestant. These five of you
24 are present today.

25 That means that your group is granted

1 full standing. Who's going to represent the
2 group? We need a designated representative for
3 the group.

4 MR. MCKINNON: I.

5 MS. FLETCHER: Is that you, Mr.
6 McKinnon? Is that Mr. McKlinnon (sic)?

7 MR. MCKINNON: McKinnon.

8 MS. FLETCHER: McKinnon, you're going
9 to be the designated representative for the
10 group?

11 MR. MCKINNON: Yes.

12 MS. FLETCHER: Is everyone present in
13 agreement with that?

14 GROUP: Yes.

15 MS. FLETCHER: Okay. So, Mr.
16 McKinnon, I'm going to need you to find a space
17 at that table, upfront, with the other members of
18 the protestant group.

19 Because, I'm going to need you to fill
20 out that sign-in sheet as the designated
21 representative for your group. That means that
22 beyond today, you'll receive all of the notices
23 on behalf of the group, is that okay?

24 MR. MCKINNON: Yes.

25 MS. FLETCHER: Well Mr. McKinnon,

1 there's a sign-in sheet on the table. It
2 shouldn't be, where's the sign-in sheet? Only
3 the designated representatives need to sign -

4 MR. MCKINNON: You all aren't supposed
5 to sign.

6 MS. FLETCHER: So, you don't need to
7 fill it out. Just give it to Mr. McKinnon, that
8 will be fine. Thank you. Thank you very much.

9 MR. MCKINNON: No problem.

10 MS. STEWART: We passed it around.

11 MS. WILLIAMS: I know, and you passed
12 it to me.

13 MS. FLETCHER: And then, there's a
14 group of six, represented by Mr. Blanchard. Mr.
15 Blanchard, could you state your name and spell it
16 for the record, please?

17 MR. BLANCHARD: Yes, it's Lyle, L-Y-L-
18 E, last name Blanchard, B-L-A-N-C-H-A-R-D.

19 MS. FLETCHER: The, this group of six
20 lives at 1005 North Capital Street, NE. And this
21 group has, are there any individuals from the
22 group present, first of all?

23 MR. BLANCHARD: Yes, there is.
24 There's five of them present this morning.

25 MS. FLETCHER: Okay. If you can stand

1 next to Mr. Blanchard and state your name and
2 spell it for the record.

3 MR. JOHNSON: My name is Calvin
4 Johnson. My name is first name, C-A-L-V-I-N,
5 last name Johnson, J-O-H-N-S-O-N.

6 MS. FLETCHER: Thank you.

7 MR. JENNINGS: My name is Jessie
8 Jennings, spelled, J-E-N-N-I-N-G-S.

9 MS. FLETCHER: And, what's the first
10 name Mr. Jennings?

11 MR. JENNINGS: Jessie, J-E-S-S-I-E.

12 MS. FLETCHER: Thank you very much.

13 MR. JENNINGS: You're welcome.

14 MS. FLETCHER: Good morning.

15 MS. SMITH: Morning. My name is
16 Michelle Smith, M-I-C-H-E-L-L-E, Smith, S-M-I-T-
17 H.

18 MS. WASHINGTON: Good morning.

19 MS. FLETCHER: Morning.

20 MS. WASHINGTON: My name is Sherell
21 Washington. Cherral is spelled, C-H-E-R-R-A-L.
22 And, of course, Washington.

23 MS. FLETCHER: Thank you.

24 MS. WASHINGTON: W-A-S-H-I-N-G-T-O-N.

25 MS. FLETCHER: Thank you.

1 MR. THOMPSON: Good morning.

2 MS. FLETCHER: Good morning.

3 MR. THOMPSON: Abraham Thompson, Jr.,
4 A-B-R-A-H-A-M, Thompson, T-H-O-M-P-S-O-N, J-R,

5 MS. FLETCHER: Thank you. And,
6 everybody present, signed the protest letter?

7 MR. BLANCHARD: Yes.

8 MS. FLETCHER: Thank you. At least
9 five members from your group are present today.
10 That means your group has standing as a
11 protestant.

12 I have another question though. 1005
13 North Capital Street, NE, is, it is an abutting
14 property, and it's not clear in the protest
15 letter if the group, Mr. Blanchard, is filing as
16 a group of six and abutting property owners or
17 just a group of six?

18 And, if any of them are claiming to be
19 abutting property owners, then their properties
20 will actually have to touch the establishment, I
21 mean touch the, yes, the proposed establishment.

22 MR. BLANCHARD: Ms. Fletcher, the
23 group of six are tenants --

24 MS. FLETCHER: Yes.

25 MR. BLANCHARD: -- and not property

1 owners.

2 MS. FLETCHER: Okay. Oh, okay.

3 They're not, okay.

4 MR. BLANCHARD: To clarify.

5 MS. FLETCHER: Yes, okay. That's
6 fine.

7 MR. BLANCHARD: On that basis, they
8 are seeking standing as a group of --

9 MS. FLETCHER: Six residents?

10 MR. BLANCHARD: -- six residents.

11 MS. FLETCHER: Okay, thank you. So,
12 they are standing as a group of six residents.
13 Then we have the North Capital Commons, Limited
14 Partnership, located at 1005 North Capital
15 Street, NE.

16 Also represented by Mr. Blanchard.
17 Mr. Blanchard, the 1005 North Capital Street,
18 isn't an abutting property?

19 MR. BLANCHARD: That is correct.

20 MS. FLETCHER: So, the North Capital
21 Commons, Limited Partnership, does have standing
22 as an abutting property?

23 MR. BLANCHARD: I do have someone here
24 from North Capital --

25 MS. FLETCHER: Yes.

1 MR. BLANCHARD: -- if she wants to
2 come up.

3 MS. FLETCHER: Okay, if you would.
4 Yes.

5 MR. BLANCHARD: Name.

6 MS. CASTLE: Good morning. Sharlene
7 Castle, on behalf of North Capital Commons, LP.
8 Spelled, S-H-A-R-L-E-N-E, C-A-S-T-L-E.

9 MS. FLETCHER: What's the last name?

10 MS. CASTLE: Castle.

11 MS. FLETCHER: Oh, C-A-S-T-L-E?

12 MS. CASTLE: Correct.

13 MS. FLETCHER: And, how do you spell
14 the first name again?

15 MS. CASTLE: Sharlene, S-H-A-R-L-E-N-
16 E.

17 MS. FLETCHER: L-E-N? Okay, thank
18 you.

19 MS. CASTLE: Thank you.

20 MS. FLETCHER: Thank you. We also
21 have the Mt. Airy Baptist Church. Is anyone
22 present from Mt. Airy Baptist Church? If you can
23 come forward, sir, and state your name and spell
24 it for the record, please.

25 MR. WEST: Larry West, L-A-R-R-Y-,

1 West, W-E-S-T.

2 MS. FLETCHER: Mr. West, you're the
3 Senior Pastor?

4 MR. WEST: That's what they
5 tell me.

6 MS. FLETCHER: Thank you. The church
7 is not an abutting property owner, which means
8 that the church does not have standing to file a
9 protest.

10 Churches do not have standing to file
11 protests unless they are buddying property
12 owners. And, based on my review of the
13 geographic information system, it doesn't appear
14 that the church is an abutting property owner and
15 your protest letter also indicates that the
16 location of the establishment is one block North
17 and across the street from your location.

18 For those reasons, the church does not
19 have standing as a protestant, but, of course, if
20 there is a protest hearing, the church can appear
21 in support of the protest.

22 MR. WEST: If I might add, Ms.
23 Fletcher, the church in spite of its physical
24 location, it does have a physical presence and
25 people that are very involved in the community.

1 Not only walking past, but touching
2 people who are involved with us for different
3 projects.

4 So, I think that, I would hope that
5 for those reasons, particularly since Mt. Airy
6 Church is one of the oldest still operating
7 entities within the community, that the
8 Commission, the Board, will certainly look to
9 take some testimonial representation from the
10 church property itself.

11 Because we've been in that community
12 127 almost years now. 126 years, 127 next year.
13 So, I think that the historical value that we
14 bring, I would hope has some, should have some
15 weight in the years of those who have given their
16 judgments.

17 MS. FLETCHER: Well, the, this matter
18 is not resolved prior to a protest hearing date
19 which I'll give you in a moment, it would be
20 during the protest hearing that the church would
21 have an opportunity to testify in opposition to
22 the application.

23 MR. WEST: I appreciate you.

24 MS. FLETCHER: Thank you very much.
25 Is anyone here from Gonzaga High School?

1 MR. EVERY: Yes.

2 Thank you very much. If you would
3 state your name and spell it for the record,
4 please.

5 MR. EVERY: Thomas Every. T-H-O-M-A-
6 S, E-V-E-R-Y.

7 MS. FLETCHER: Mr. Every, you're the
8 Headmaster?

9 MR. EVERY: That's right.

10 MS. FLETCHER: Okay, thank you. The
11 school, the property of the school does not abut
12 the establishment. You mentioned in the protest
13 letter that the school is located directly across
14 the street.

15 From Gonzaga's main academic interest,
16 in order for the school to have standing as a
17 protestant, the properties of the school would
18 have to ow, be an abutting property owner and the
19 school is not an abutting property owner.

20 Which means that Gonzaga High School
21 does not have standing as a protestant, but the
22 same thing applies to Gonzaga as to Mt. Airy
23 Baptist Church.

24 That if the matter goes through with
25 a protest hearing then the school can support or

1 testify in opposition to the application at that
2 time. And, so, that's the Board's ruling in that
3 matter.

4 MR. EVERY: And that's despite the
5 400-foot proximity?

6 MS. FLETCHER: That, related to the
7 400-foot rule, that's determined even before
8 today in the li, during the licensing process.
9 By the time a case gets to roll call, the Board
10 has already made a ruling on the measurements and
11 the distance. Which I am not a part of.

12 MR. WEST: Ms. Fletcher, if I may?

13 MS. FLETCHER: Is that, who's
14 speaking? Mr. West?

15 MR. WEST: Yes.

16 MS. FLETCHER: Or Reverend West?

17 MR. WEST: Yes, ma'am. Are you at
18 liberty to reveal what that ruling is in this
19 particular hearing? As it relates to that
20 distance? The measurement?

21 MS. FLETCHER: Yes. What you would
22 need to do, your relation, with respect to Mt.
23 Airy Baptist Church?

24 MR. WEST: With respect to Gonzaga.
25 Since he mentioned the 400 foot --

1 MS. FLETCHER: So, what happens,
2 whenever an application is file, the ABC Board
3 has a map generated to determine what's within
4 400 feet.

5 Once the Board makes that, once that
6 map is generated, it's actually shared with and
7 provided to the school. So, the school is
8 already aware, or somebody at the school.

9 I don't know who applied for, I don't
10 know who, I'm not aware, I should say, who
11 requested a copy of that map. That's what you're
12 asking, whether or not the school may have a copy
13 of the map?

14 MR. WEST: Actually, I was asking as
15 to whether or not you could reveal what the
16 ruling was, regarding --

17 MS. FLETCHER: It would have been a
18 map. It wouldn't have been a ruling. It would
19 have been the Board's review of a map that we
20 generate whenever an application is filed, but
21 you're welcome to request a copy of that map from
22 the agency.

23 Same applies to you, Mr. Every. You
24 may request a copy of the map through our freedom
25 of information officer, and I'll give you her

1 contact information. But yes, you may request a
2 copy of the map. Is that what you meant, Pastor
3 West?

4 MR. WEST: That's fine.

5 MS. FLETCHER: Okay. So, as
6 protestants in this matter, we have ANC-6C, a
7 group of nine, a group of six, the North Capital
8 Commons, Limited Partnership, any questions at
9 all?

10 And, with respect to Mt. Airy Baptist
11 Church and Gonzaga High School, you're going to
12 receive an Order from the ABC Board, dismissing
13 the protest for the reason that I just stated.

14 You will have 10 days to seek
15 reinstatement of your protest. If you would like
16 to do that, you have the option to seek
17 reinstatement of the protest. And, if you do,
18 the Board will take on the consideration as well.
19 Pastor West?

20 MR. WEST: If I may, would either
21 group that --

22 MS. FLETCHER: Pastor West, can you
23 come up to the table please? Thank you.

24 MR. WEST: Would either group that
25 would receive a dismissal communication, would

1 either of those groups be able to not just
2 support in standing with any group that would be
3 in opposition? And, if so, how do we go about
4 doing that?

5 MS. FLETCHER: Well, in terms of our
6 process, the way you stand with the group would
7 be during the protest hearing. Where you would
8 be present in this room.

9 MR. WEST: And, does anyone have to be
10 notified of that --

11 MS. FLETCHER: No.

12 MR. WEST: -- prior to?

13 MS. FLETCHER: No. What happens at
14 the protest hearing of anything, first of all,
15 the protest hearing is a public hearing. So, on
16 the, I'm going to give you the hearing date in a
17 moment.

18 MR. WEST: Okay.

19 MS. FLETCHER: So, you may appear for
20 that hearing in this room, just because you want
21 too, it's a public hearing. But, if any of the
22 other protestant hearing groups want you to
23 testify as a witness, they can ask you.

24 That would be the way that you would
25 get to testify, otherwise you would be present in

1 the room to show your support.

2 MR. WEST: So, as a matter of record,
3 I would be able to, would be to be identified if
4 one of the groups asked us or if we came to the
5 public protest.

6 MS. FLETCHER: Yes. You would have to
7 be, you can participate as a witness during the
8 protest hearing. That would be the only way you
9 can actually testify. It would be as, if someone
10 would call you as a witness.

11 MR. WEST: Okay, thank you very much.

12 MS. FLETCHER: You're welcome.

13 MS. COX: Excuse me, Ms. Fletcher?

14 MS. FLETCHER: Who's speaking? You
15 have to state your name in the microphone and --

16 MS. COX: Good morning, Ms. Fletcher.
17 My name is Kimberly Cox, K-I-M-B-E-R-L-Y, last
18 name Cox, C-O-X. It sounds to me like you are
19 finished with the protest letters but --

20 MS. FLETCHER: Yes. I -- you're not,
21 what --

22 MS. COX: Father McKenna Center, I
23 filed protest letter I got an email acceptance of
24 that letter.

25 MS. FLETCHER: Okay, one second. Just

1 give me one minute. And, what was the name of
2 the, what's the --

3 MS. COX: The Father McKenna Center.
4 That's --

5 MS. FLETCHER: Father McKenna Center?

6 MS. COX: Yes. That is, M-C-K-E-N-N-
7 A.

8 MS. FLETCHER: Let's see, Ms. Cox.
9 Thanks for bringing that up. I didn't see, you
10 received a letter to appear today?

11 MS. COX: I did.

12 MS. FLETCHER: You have it with you --

13 MS. COX: I didn't bring it with me.

14 MS. FLETCHER: That's okay. I'm just
15 checking.

16 MS. COX: Oh, that's all right.

17 MS. FLETCHER: There's a lot of
18 papers, just making sure I didn't overlook it.

19 MS. COX: I understand.

20 MS. FLETCHER: Ms. Cox, can you me a
21 favor while you wait. There's a sign-in sheet
22 right there, could you, some place on that sheet
23 write your contact information?

24 MS. COX: I will certainly do so.

25 Thank you. Ms. Fletcher, I don't want to waste

1 anymore of your time, like Pastor West and Mr.
2 Every, the McKenna Center is located 600 feet
3 from the property.

4 MS. FLETCHER: Yes. I'm going to need
5 to, yes, the time that I am taking, I'm going to
6 need to take to establish that you were here --

7 MS. COX: That's all, that's all I
8 need to do.

9 MS. FLETCHER: Okay.

10 MS. COX: I'd also like the letter
11 that says I've been disqualified --

12 MS. FLETCHER: Did you --

13 MS. COX: -- as a --

14 MS. FLETCHER: Did you say you did get
15 such a letter?

16 MS. COX: No. I would like that
17 letter that says I'm --

18 MS. FLETCHER: Yes. The first thing
19 --

20 MS. COX: -- that says I'm
21 disqualified for standing.

22 MS. FLETCHER: -- the first thing
23 that's going to happen is this, first thing we
24 have to do is locate a protest letter.

25 MS. COX: Okay.

1 MS. FLETCHER: That's the first step.
2 That's what I'm trying to do now, and I actually
3 don't see one, but what I'm going to ask you to
4 do on that sign-in sheet is write down the name
5 of the location.

6 MS. COX: Yes.

7 MS. FLETCHER: And, your contact
8 information and email address. I'm going to be
9 asking you, I'm going to go back to our office
10 and see if I can locate the protest letter. If I
11 can't, I'm going to ask you to resend it to us.

12 MS. COX: Okay.

13 MS. FLETCHER: And, I'm going to ask
14 you to send us a copy of the letter that you said
15 that you got from us, telling you to appear
16 today.

17 MS. COX: Okay.

18 MS. FLETCHER: Without the letter, I
19 can't rule on a, on the protest, but if we had
20 it, we, it's fixable.

21 MS. COX: That's fine. No, I understand
22 my situation or our situation at the center will
23 be just like that of Mr. Every and Pastor West.

24 MS. FLETCHER: And, you, because it's
25 a church?

1 MS. COX: We are a non-profit but we
2 serve all the folks who are impacted by the
3 placement of town.

4 MS. FLETCHER: Okay. So, you're a
5 non-profit that's not an abutting property owner,
6 but you're a non-profit in the neighborhood?

7 MS. COX: Correct.

8 MS. FLETCHER: Okay. So, just based
9 off that description, yes, it would be the same
10 result for the church and the school.

11 MS. COX: That's fine.

12 MS. FLETCHER: But, if I can get the
13 protest letter, then we can send you an Order the
14 same as we'll send to the school and the church.

15 MS. COX: That's terrific.

16 MS. FLETCHER: An official response.

17 MS. COX: Thank you.

18 MS. FLETCHER: Okay. And, Ms. Cox, is
19 your email address on that sheet as well?

20 MS. COX: Yes, ma'am.

21 MS. FLETCHER: Okay, thank you very
22 much. Yes, sir.

23 MR. KEESELER: My name is Randall
24 Keesler and I'm with Holy Redeemer Catholic
25 Church. And, we also sent in the protest letter.

1 I was asked by my Pastor to come down and
2 represent him, he couldn't be here today.

3 But, it's the same situation. We
4 submitted it, I don't know if he had gotten a
5 copy back or not.

6 MS. FLETCHER: We, let me, jot down
7 your name again? Your name please?

8 MR. KEESLER: It's Randall, R-A-N-D-A-
9 L-L, Keesler, K-E-E-S-L-E-R.

10 MS. FLETCHER: Mr. Keelser, we
11 actually did receive a protest filed from the
12 Holy Redeemer Church. We received it and the
13 church received a letter from us, dated September
14 23rd, saying we cannot accept the protest letter.
15 There was no signature on the letter.

16 MR. KEELSER: Oh, okay. Is there any
17 way we can correct that?

18 MS. FLETCHER: Not after the fact,
19 but, not after the fact, but if the letter had
20 been signed, you're here. It would have been the
21 same situation. the church would have to be an
22 abutting property owner --

23 MR. KEESLER: Right.

24 MS. FLETCHER: -- in order to be
25 granted standing. And, the address of the church

1 is 206 New York Avenue --

2 MR. KEESLER: Right, I understand.

3 MS. FLETCHER: -- NE. So, it's not
4 touching the --

5 MR. KEESLER: Right.

6 MS. FLETCHER: -- the establishment.

7 But, that's a non-issue today, because you, the
8 letter, I can tell you who the letter went too,
9 if you'd like. The letter went to Reverend Baba.

10 MR. KEESLER: Right.

11 MS. FLETCHER: Reverend Baba, he's the
12 Pastor?

13 MR. KEESLER: That is correct.

14 MS. FLETCHER: So, he's the one that
15 received the letter that I am referring to.

16 MR. KEESLER: Okay.

17 MS. FLETCHER: Dated, September 23rd.

18 MR. KEESLER: Okay.

19 MS. FLETCHER: The same --

20 MR. KEESLER: So, the same thing would
21 hold for the rest of the groups. We could
22 potentially present testimony if requested by,
23 right?

24 MS. FLETCHER: You're welcome to be
25 here, just because it's a public hearing. So,

1 you're free to be here.

2 MR. KEESLER: All right, thank you.

3 MS. FLETCHER: You're very welcome.

4 And Mr. Minora, I'll keep you informed about, I'm
5 going to check into Ms. Cox's non-profit and see
6 if I can locater a protest letter.

7 MR. MINORA: Okay.

8 MS. FLETCHER: Did you get a copy of
9 a protest letter --

10 MR. MINORA: No, we did not.

11 MS. FLETCHER: -- for that one? Yes,
12 so I haven't seen that Ms. Cox, that doesn't mean
13 that it's not here, but I'll find out.

14 MS. COX: Thank you.

15 MS. FLETCHER: You're very welcome. We
16 need to set a date for mediation, a status
17 hearing and a protest hearing. And, I'll give you
18 the date for the status and protest hearing
19 first.

20 The status hearing is set for November
21 6th at 9:30 a.m. That's November 6th, at 9:30
22 for the status hearing. The protest hearing is
23 set for December 4th, that's December 4th, at
24 1:30 p.m. I will give you the next available
25 date for mediation.

1 The next available day is October the
2 29th, at, that's a Tuesday. October 29, at 9:00,
3 10:00, 11:00, 1:00.

4 MR. MINORA: It's the, if everyone's
5 on the same, it's better for us if we can do the
6 afternoon?

7 MS. FLETCHER: Yes, the 1:00 or 2:00?

8 MR. MINORA: Either, at their
9 discretion.

10 MR. MCKINNON: Yes, 1:00, will be
11 better for me.

12 MS. FLETCHER: 1:00?

13 MR. MCKINNON: 1:00.

14 MR. BLANCHARD: Is there somebody from
15 your group could be there on Tuesday, the 29th --

16 MR. MCKINNON: There's no reason why
17 I can't be there.

18 MR. BLANCHARD: Okay. Thank you.

19 MR. MCKINNON: No, this is the last
20 one there, October the 29th. Yes.

21 MR. MINORA: Does that work for you?
22 All five of you don't have to come. But, as long
23 as one or two of you, so that we, I could be,
24 concerns.

25 MR. MCKINNON: Only the representative

1 --

2 MR. BLANCHARD: It's Tuesday the 29th
3 at 1:30 p.m.

4 MR. MCKINNON: 1:00 p.m.?

5 FEMALE PARTICIPANT: Counsel, do you
6 want to write that down?

7 MR. MCKINNON: December the 4th.

8 MS. FLETCHER: So, October 29th, at
9 1:00, is good?

10 MR. MCKINNON: At 1 o'clock p.m.

11 MR. MINORA: Yes.

12 MS. FLETCHER: Mr. McKinnon --

13 MR. MCKINNON: So it's the status.

14 MR. BLANCHARD: Mr. McKinnon?

15 MS. FLETCHER: That's good for you
16 too? 1 o'clock on October 29th?

17 MR. MCKINNON: Yes. The first one is
18 the status, it's 9:30 a.m.?

19 MR. BLANCHARD: We have mediation and
20 the status hearing after that.

21 MR. MCKINNON: Okay.

22 MR. BLANCHARD: The status hearing, we
23 go to the Board and tell them if we've made any
24 progress or not.

25 MS. FLETCHER: Okay. Any questions

1 from anybody at all? Well, thank you for coming.

2 GROUP: Thank you.

3 MS. FLETCHER: Roll call hearing
4 concluded.

5 (Whereupon, the above-entitled matter
6 off the record at 10:38:58 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: Town

Before: DCABRA

Date: 10-07-19

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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