

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

IN THE MATTER OF: :
 :
 Ledge, LLC, :
 t/a Truxton Inn :
 251 Florida Avenue NW :
 Retailer CT - ANC 1B :
 License No. 101217 :
 Case #19-CMP-00036 :
 :
 (Stored Alcoholic :
 Beverages Off Premises :
 Without Board Approval) :

Wednesday
 November 20, 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, Chairperson
 Donovan W. Anderson, presiding.

PRESENT:

DONOVAN W. ANDERSON, Chairperson
 BOBBY CATO, JR., Member
 RAFI ALIYA CROCKETT, Member
 JAMES SHORT, JR., Member
 REMA WAHABZADAH, Member

ALSO PRESENT:

ANDREW KLINE, COUNSEL FOR APPLICANT
 MATTHEW WEISS, APPLICANT
 JOHN LUI, DC OAG

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

2 10:09 a.m.

3 CHAIR ANDERSON: The next case on our
4 calendar is show cause Case Number 19-CMP-00036,
5 Truxton Inn, License Number 101217. Would the
6 parties please approach and identify themselves
7 for the record, please?

8 MR. LUI: Good morning, John Lui on
9 behalf of the District of Columbia.

10 CHAIR ANDERSON: Good morning, Mr. Lui.

11 MR. KLINE: Good morning, Andrew Kline
12 on behalf of the Applicant.

13 CHAIR ANDERSON: Good morning, Mr.
14 Kline.

15 MR. WEISS: Good morning, Matthew
16 Weiss, owner Truxton Inn.

17 CHAIR ANDERSON: Good morning, Mr.
18 Weiss.

19 MR. WEISS: Good morning.

20 CHAIR ANDERSON: Are there any
21 preliminary matters in this case?

22 MR. LUI: Yes, there is an offer in
23 compromise to present to the Board.

24 CHAIR ANDERSON: And what is that,
25 please?

1 MR. LUI: This is for Charge 1, the
2 failure to obtain an off-premise storage permit,
3 this is a primary tier violation. The offer in
4 compromise has two terms. The first is a written
5 warning. And the second is that this off-premise
6 storage unit, I believe it was 249 Florida
7 Avenue, shall be accessible for inspection within
8 the next 72 hours.

9 CHAIR ANDERSON: You said the off what?

10 MR. LUI: The off-premise storage unit
11 shall --

12 CHAIR ANDERSON: By whom?

13 MR. LUI: Shall be accessible for
14 inspection by --

15 MR. KLINE: ABRA investigators --

16 MR. LUI: -- ABRA investigators.

17 MR. KLINE: -- Mr. Chairman. And to
18 clarify, the off-premise storage unit that we're
19 talking about is an apartment upstairs, where the
20 manager lived, he no longer lives there. And
21 that's where there was some overflow beverages
22 and they were immediately removed when that was
23 pointed out by the investigator.

24 CHAIR ANDERSON: All right. Mr. Kline,
25 it's my understanding that there is an offer in

1 compromise in this matter. The offer in
2 compromise is that there is a, for the charge, a
3 written warning will be issued and that the off-
4 premises storage area will be accessible for
5 investigation by ABRA investigators within the
6 next 72 hours. Is this your understanding, sir,
7 of the offer in compromise?

8 MR. KLINE: Yes, Mr. Chairman.

9 CHAIR ANDERSON: Is your client aware
10 that by accepting an offer in compromise, that
11 they are giving up their right to a hearing?

12 MR. KLINE: Yes, Mr. Chairman.

13 CHAIR ANDERSON: And is your client
14 also aware that by accepting an offer in
15 compromise, that they are giving up, that he's
16 giving up his right to appeal this matter?

17 MR. KLINE: Yes.

18 CHAIR ANDERSON: With this said, I then
19 make a motion that the offer in compromise for
20 Charge 1, that a written warning be issued and
21 that the off-premises property shall be
22 accessible for inspection by the ABRA
23 investigators within the next 72 hours be
24 accepted. Is there a second?

25 MEMBER CROCKETT: Second.

1 CHAIR ANDERSON: Ms. Crockett has
2 seconded the motion. All those in favor, say
3 aye.

4 (Chorus of ayes.)

5 CHAIR ANDERSON: Those opposed? The
6 matter passes, 5-0-0. Thank you.

7 MR. KLINE: Thank you.

8 MR. WEISS: Thank you.

9 CHAIR ANDERSON: Thank you.

10 (Whereupon, the above-entitled matter
11 went off the record at 10:12 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: Truxton Inn

Before: DCABRA

Date: 11-20-19

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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