

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF: :
 :
Red & Black, LLC t/a :
12 Twelve DC/Kyss Kyss :
1210-1212 H Street NE, :
Retailer CT - ANC 6A :
License No. 72734 :
Case #17-CMP-00732 :
 :
(No ABC Manager on Duty) :

Wednesday
June 13, 2018

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
DONALD ISAAC, SR., Member
MIKE SILVERSTEIN, Member
JAMES SHORT, Member
REMA WAHABZADAH, Member

ALSO PRESENT:

MICHELE FLETCHER, Licensee
FERNANDO RIVERO, DC OAG

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

2 9:47 a.m.

3 CHAIRPERSON ANDERSON: The next case
4 on our Show Cause Hearing (Status) Calendar is
5 Case No. 17-CMP-00732, 12 Twelve DC/Kyss Kyss,
6 License No. 72734.

7 Will the parties, please, approach and
8 identify themselves for the record, please?

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

12 CHAIRPERSON ANDERSON: Good morning,
13 again, Mr. Rivero. Yes, ma'am?

14 MS. FLETCHER: Michele Fletcher, owner
15 of Kyss Kyss.

16 CHAIRPERSON ANDERSON: Good morning,
17 Ms. Fletcher. All right. Are there any
18 preliminary matters in this case, sir?

19 MR. RIVERO: Yes, the parties have an
20 Offer in Compromise to present to the Board at
21 this time.

22 CHAIRPERSON ANDERSON: And what is the

1 Offer in Compromise, please?

2 MR. RIVERO: The offer is a fine of
3 \$350 payable in 30 days. And if the fine is not
4 paid in 30 days, the license will be suspended
5 until payment is received.

6 CHAIRPERSON ANDERSON: All right.
7 Thank you.

8 MR. RIVERO: That is the offer.

9 CHAIRPERSON ANDERSON: Thank you. Ms.
10 Fletcher, it's my understanding that there is an
11 Offer in Compromise and the Offer in Compromise
12 is that there is a fine of \$350 payable in 30
13 days. If the fine is not payable in 30 days, the
14 license will be suspended.

15 Is this your understanding of the
16 Offer in Compromise?

17 MS. FLETCHER: Yes, it is, sir.

18 CHAIRPERSON ANDERSON: Are you aware
19 that by accepting an Offer in Compromise, that
20 you are giving up your right to appeal this
21 matter? I'm sorry, that you are giving up your
22 right to a hearing, are you aware of that?

1 MS. FLETCHER: Yes, sir.

2 CHAIRPERSON ANDERSON: And are you
3 also aware that by accepting an Offer in
4 Compromise, that you are giving up your right to
5 appeal this matter?

6 MS. FLETCHER: Yes, sir.

7 CHAIRPERSON ANDERSON: All right.
8 Thank you. With that said, I make a motion that
9 the Offer in Compromise of a fine of \$350 payable
10 in 30 days be accepted. If the fine is not
11 payable in 30 days, then the license will be
12 suspended. Is there a second?

13 MEMBER SHORT: Second.

14 CHAIRPERSON ANDERSON: Mr. Short has
15 seconded the motion.

16 All those in favor say aye.

17 ALL: Aye.

18 CHAIRPERSON ANDERSON: All those
19 opposed? The matter passes 6-0-0.

20 Ms. Fletcher, I just want to ask you
21 a simple question since the case is over. Can
22 you explain to me the name? It's what I see is

1 it's 12 Twelve DC/Kyss Kyss. So can you just
2 explain to me the name, just for -- out of my own
3 curiosity?

4 MS. FLETCHER: Well, okay, no problem.
5 It's two buildings 1212 H Street.

6 CHAIRPERSON ANDERSON: Okay.

7 MS. FLETCHER: And then 1210 H Street.
8 1210 is a dessert bar. 1210 Kyss Kyss is a
9 dessert bar.

10 CHAIRPERSON ANDERSON: Okay.

11 MS. FLETCHER: 1212 is a restaurant
12 and lounge.

13 CHAIRPERSON ANDERSON: Okay.

14 MS. FLETCHER: So it's two buildings,
15 two different addresses, so that's why you guys
16 split it like that.

17 CHAIRPERSON ANDERSON: Okay. All
18 right. Okay. Since everything is repeated, I
19 was just curious, but thank you very much, ma'am,
20 for the -- all right.

21 MS. FLETCHER: Okay.

22 CHAIRPERSON ANDERSON: Thank you,

1 ma'am. You can step back once you sign-off on
2 the paperwork. All right. Thank you.

3 (Whereupon, the Show Cause (Status)
4 Hearing was concluded at 9:50 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 6:4 ABC 1:9 accepted 4:10 accepting 3:19 4:3 addresses 5:15 Alcoholic 1:2,13,13 ANC 1:7 Anderson 1:15,17 2:3,12,16,22 3:6,9 3:18 4:2,7,14,18 5:6,10,13,17,22 appeal 3:20 4:5 approach 2:7 aware 3:18,22 4:3 aye 4:16,17</p>	<p style="text-align: center;">D</p> <p>D.C 1:14 days 3:3,4,13,13 4:10,11 DC 1:22 DC/Kyss 1:6 2:5 5:1 dessert 5:8,9 different 5:15 District 1:1 2:10 DONALD 1:18 Donovan 1:15,17 Duty 1:9</p>	<p style="text-align: center;">L</p> <p>license 1:8 2:6 3:4 3:14 4:11 Licensee 1:21 LLC 1:6 lounge 5:12</p>	<p>4:9,11 payment 3:5 please 2:7,8 3:1 preliminary 2:18 present 1:16,20 2:20 presiding 1:15 problem 5:4</p>
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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: Red & Black, LLC

Before: DC ABRA

Date: 06-13-18

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.



Court Reporter

NEAL R. GROSS

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