

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

2 10:04 a.m.

3 MS. FLETCHER: Would the parties in
4 the matter of Ultrabar/Chromo please come
5 forward, the parties in the matter of
6 Ultrabar/Chromo. This is Case No. 19-PRO-000163,
7 Toppromo, Inc., 911 F Street, NW, License No.
8 ABRA-074767. This is a Retailer Class CN license
9 renewal.

10 The protest issues are adverse impact
11 on peace, order, and quiet; residential parking;
12 and vehicular and pedestrian safety. My name is
13 La Verne Fletcher, conducting the roll call
14 hearing as the Board's agent.

15 Introductions beginning with the
16 Applicant, please.

17 MS. YOHANNES: Good morning, Sidon
18 Yohannes on behalf of the Applicant, and that is
19 S-I-D-O-N Y-O-H-A-N-N-E-S.

20 MS. FLETCHER: Thank you. And present
21 on behalf of ANC 2C.

22 MR. WILSEY: Kevin Wilsey, K-E-V-I-N
23 W-I-L-S-E-Y.

24 MS. FLETCHER: Thank you, Mr. Wilsey.
25 There's also a group of seven. Who's present

1 from the group of seven?

2 MS. STEINBERG: Ashley Steinberg is
3 here.

4 MS. FLETCHER: Would you spell your
5 name for the --

6 MS. STEINBERG: Sure, A-S-H-L-E-Y,
7 Steinberg, S-T-E-I-N-B-E-R-G.

8 MS. FLETCHER: Thank you very much,
9 Ms. Steinberg. We know that you are also a
10 designated representative for the group.

11 MS. STEINBERG: Correct.

12 MS. FLETCHER: Okay, and your name,
13 sir.

14 MR. GALLOWAY: Dell Galloway, D-E-L-L
15 G-A-L-L-O-W-A-Y.

16 MS. FLETCHER: Thank you, hi.

17 MR. SCHAKOW: Good morning.

18 MS. FLETCHER: Good morning.

19 MR. SCHAKOW: Michael Schakow, S-C-H-
20 A-K-O-W.

21 MS. FLETCHER: Thank you. Anyone else
22 from the group of five?

23 MS. STEINBERG: No, we had a couple
24 drop out at the last minute, but they'll be sure
25 to be here at the next status hearing.

1 MS. FLETCHER: Okay, thank you. Three
2 of you from the group are present today.

3 MS. STEINBERG: Correct.

4 MS. FLETCHER: So a conditional
5 standing is granted, and two individuals that are
6 not present today just need to appear for the
7 upcoming status hearing.

8 MS. STEINBERG: Thank you so much.

9 MS. FLETCHER: You're welcome. ANC 2C
10 has standing as a protestant. We need to set a
11 date for mediation, the status hearing, and the
12 protest hearing. I'll give you the date for the
13 status and protest hearing first. The status
14 hearing is set for March 18, March 18 at 9:30 for
15 the status hearing.

16 The protest hearing is set for April
17 22 at 1:30. That's for the protest hearing,
18 April 22 at 1:30.

19 I'll give you the next available date
20 for mediation. The next available day is
21 Thursday, February 13 at nine or ten a.m.

22 MS. YOHANNES: Is that, is it just
23 nine or ten a.m.?

24 MS. FLETCHER: Yes.

25 MS. YOHANNES: And this is February

1 13. Can we go to the next date, please?

2 PARTICIPANT: And what's, is there
3 another date?

4 MS. FLETCHER: Yes, the next day is
5 Monday, February 17 at one or two.

6 MS. YOHANNES: I'm available.

7 MR. WILSEY: I'm available for both
8 dates. So it doesn't matter to me. Is one
9 better for you?

10 MS. YOHANNES: Dates or times? I'm
11 available for the 17th one or two.

12 MS. FLETCHER: The one or two?

13 MR. WILSEY: Yeah, I'm fine with that.

14 MS. FLETCHER: Does that work for you,
15 Ms. Steinberg? That's at one or two.

16 MS. STEINBERG: Yeah, it might be the
17 other designated representative who has to
18 participate. So we'll make it work.

19 MS. FLETCHER: Okay, you have a
20 preference for one or two? It's either way are
21 good over here.

22 MS. YOHANNES: Two p.m.

23 MR. WILSEY: Two is better.

24 MS. FLETCHER: Two is good?

25 MR. WILSEY: Yeah.

1 MS. FLETCHER: Okay. So mediation is
2 set for Friday, February 17 at two.

3 MS. YOHANNES: No, I think that's a
4 Monday.

5 MR. WILSEY: I think it is a Monday.

6 MS. FLETCHER: It's a Monday, I'm
7 sorry.

8 MR. WILSEY: It's a Monday, sorry.

9 MS. FLETCHER: It's a Monday.

10 PARTICIPANT: Holiday.

11 MS. FLETCHER: It's a holiday?

12 PARTICIPANT: It's President's Day.

13 MS. FLETCHER: I'm looking at the
14 wrong calendar, thank you. Okay, let me go back.
15 Need to go back to the beginning. Oh, well, this
16 calendar doesn't -- it's President's day?

17 MR. WILSEY: Yeah, it is.

18 MS. FLETCHER: Okay. Okay, so let me
19 scratch that, thank you. Okay, then the next
20 available day is Thursday, February 27 at nine or
21 ten.

22 MS. YOHANNES: Thursday I'm not
23 available.

24 MS. FLETCHER: Okay, no problem, I'm
25 just going to move into March. The first day

1 available in March is Tuesday, March 3, pretty
2 much any time beginning at nine a.m. Ms.
3 Yohannes, you want me to keep going?

4 MS. YOHANNES: Yeah.

5 MS. FLETCHER: No problem. What about
6 March the 5th? That's a Thursday.

7 MS. YOHANNES: I'm available.

8 MR. WILSEY: I'm available.

9 MS. FLETCHER: Okay, is that going to
10 be good? Any time also on that date, nine, ten,
11 eleven, any time from nine up till two.

12 MR. WILSEY: Do you prefer morning or
13 afternoon or?

14 MS. YOHANNES: Afternoon.

15 MR. WILSEY: Okay, either one's fine
16 with me. You want to do two o'clock?

17 MS. YOHANNES: Two o'clock.

18 MS. FLETCHER: Two o'clock? Two
19 o'clock on March 5. Mediation is set for
20 Thursday, March 5 at two o'clock.

21 MS. STEINBERG: Thank you.

22 MS. FLETCHER: Thank you. Any
23 questions from anybody? Any questions about
24 anything?

25 MS. STEINBERG: I guess one quick

1 question.

2 MS. FLETCHER: Yes.

3 MS. STEINBERG: So for the remaining
4 two people to appear, can it be at the -- because
5 there were a couple dates we've put down. Which
6 one of them must --

7 MS. FLETCHER: At the status.

8 MS. STEINBERG: At the status.

9 MS. FLETCHER: Yeah, at the status
10 hearing on March 18.

11 MS. STEINBERG: Okay.

12 MS. FLETCHER: That's where they would
13 need to appear in person, two others that are not
14 present today.

15 MS. STEINBERG: Okay.

16 MS. FLETCHER: Yes. And at that time,
17 the Board would grant full standing to the group.

18 MS. STEINBERG: Right.

19 MS. FLETCHER: If they don't appear,
20 then the Board would dismiss the group, but.

21 MS. STEINBERG: Okay.

22 MS. FLETCHER: If they come, you're
23 okay. Anything else, Ms. Steinberg?

24 MS. STEINBERG: No, thank you, sorry.

25 MS. FLETCHER: Okay.

1 MS. STEINBERG: Thank you, thank you
2 so much.

3 MS. FLETCHER: Okay, roll call hearing
4 is concluded, thank you.

5 (Whereupon, the above-entitled matter
6 went off the record at 10:11 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: Ultrabar

Before: DCABRA

Date: 01-06-20

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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