

Wednesday
May 15, 2019

E. LOUISE R. PHILLIPS, OAG
CHRISTIAN MALLEA

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

9:39 a.m.

CHAIRPERSON ANDERSON: The next case on our calendar is Case No. 19-251-00030, Umayya, License No. 94099. Will the parties please approach and identify themselves for the record, please.

MS. PHILLIPS: Louise Phillips, Assistant Attorney General for the District of Columbia.

CHAIRPERSON ANDERSON: Good morning, Ms. Phillips. I see that the licensee is not here. And Umayya, let me see if I have the date. Hold on.

This matter has been scheduled for a show cause hearing on June 12th at 10:00 a.m.

MS. PHILLIPS: If I might --

CHAIRPERSON ANDERSON: Yes, Ms. Phillips.

MS. PHILLIPS: -- intervene, my understanding is that there would've been an OIC of a warning. So a warning letter would go out.

1 That may save scheduling time in the future if
2 the warning letter goes out. It's up to the
3 Board, but just for comment.

4 CHAIRPERSON ANDERSON: But I don't
5 know if the licensee is going to agree to a
6 warning or do they want a dismissal. So that's
7 between the --

8 MS. PHILLIPS: The note I have here
9 is, called Umay at this number. Spoke to Mr.
10 Zhou. Agreed to settle for a warning. That's
11 what the attorney wrote in the file.

12 CHAIRPERSON ANDERSON: All right.

13 MS. PHILLIPS: But it's up to the
14 Board how they want to handle this. I just know
15 that your schedule is often tight for show cause
16 hearings.

17 CHAIRPERSON ANDERSON: Well, the
18 information that the show cause hearing is
19 scheduled. And if there's an agreement between
20 the Government and the licensee prior to that,
21 then we'll cancel it. The hearing will be
22 cancelled. Thank you, Ms. Phillips.

1 (Whereupon, the above-entitled matter
2 went off the record at 9:40 a.m. and resumed at
3 9:46 a.m.)

4 CHAIRPERSON ANDERSON: All right. So

5 --

6 MS. PHILLIPS: Mr. Anderson?

7 CHAIRPERSON ANDERSON: Yes.

8 MS. PHILLIPS: Excuse me. The owner
9 of Umayia has come. Would you like to recall it?

10 CHAIRPERSON ANDERSON: I figured
11 that's the reason. I was going to do that also.

12 MS. PHILLIPS: Okay.

13 CHAIRPERSON ANDERSON: All right. So
14 let me recall Case No. 19-251-00030, Umayia,
15 License No. 94099. Will the parties please
16 approach and identify themselves for the record,
17 please.

18 MS. PHILLIPS: Louise Phillips,
19 Assistant Attorney General for the District of
20 Columbia.

21 CHAIRPERSON ANDERSON: Good morning,
22 Ms. Phillips again.

1 MR. MALLEA: Christian Mallea, General
2 Manager for Umayya.

3 CHAIRPERSON ANDERSON: I'm sorry.
4 Your name, sir?

5 MR. MALLEA: Christian Mallea.

6 CHAIRPERSON ANDERSON: Let me have --
7 all right. Would you show that to Ms. Phillips,
8 please.

9 MS. PHILLIPS: It's an authorization
10 letter for him to --

11 CHAIRPERSON ANDERSON: All right. Ma
12 -- Ma -- Ma --

13 MR. MALLEA: Mallea.

14 CHAIRPERSON ANDERSON: Mallea. All
15 right. Good morning, Mr. Mallea.

16 MR. MALLEA: Good morning, sir.

17 CHAIRPERSON ANDERSON: All right. Ms.
18 Phillips, are there any preliminary matters in
19 this case?

20 MS. PHILLIPS: Yes, Mr. Chair. The
21 parties have an offer in compromise to present to
22 the Board that is a warning would be issued to

1 the establishment.

2 CHAIRPERSON ANDERSON: All right. Mr.
3 Mallea, it's my understanding that there's an
4 offer in compromise, and the offer in compromise
5 is that a warning will be issued for the
6 infraction if it's your understanding, sir, of
7 the offer in compromise. Are you aware that by
8 accepting an offer in compromise that you're
9 giving up your right to a hearing?

10 MR. MALLEA: Yes sir.

11 CHAIRPERSON ANDERSON: Are you also
12 aware that by accepting the offer compromise that
13 you're giving up your right to appeal this
14 matter?

15 MR. MALLEA: Yes sir.

16 CHAIRPERSON ANDERSON: With that said,
17 I then make a motion that the offer in compromise
18 of a warning be accepted. Is there a second?

19 MEMBER SHORT: Second.

20 CHAIRPERSON ANDERSON: Mr. Short has
21 seconded the motion. All those in favor, say
22 aye.

1 (Chorus of aye.)

2 CHAIRPERSON ANDERSON: Those opposed?

3 The matter passes 4-0-0. Thank you, sir. You
4 can sign off on this paperwork, and the matter is
5 -- there we go. Thank you.

6 (Whereupon, the above-entitled matter
7 went off the record at 9:48 a.m.)

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| <p>A</p> <p>a.m 2:2,16 4:2,3 7:7 above-entitled 4:1 7:6 accepted 6:18 accepting 6:8,12 agree 3:5 Agreed 3:10 agreement 3:19 Alcoholic 1:2,13,14 Allowed 1:9 ANC 1:7 Anderson 1:15,17 2:3 2:11,18 3:4,12,17 4:4 4:6,7,10,13,21 5:3,6 5:11,14,17 6:2,11,16 6:20 7:2 appeal 6:13 approach 2:6 4:16 Assistant 2:9 4:19 attorney 2:9 3:11 4:19 authorization 5:9 aware 6:7,12 aye 6:22 7:1</p> | <p>date 2:13 dismissal 3:6 Disorderly 1:10 District 1:1 2:9 4:19 Donovan 1:15,17</p> <p>E</p> <p>E 1:21 establishment 1:9 6:1 Excuse 4:8</p> <p>F</p> <p>favor 6:21 figured 4:10 file 3:11 future 3:1</p> <p>G</p> <p>General 2:9 4:19 5:1 giving 6:9,13 go 2:22 7:5 goes 3:2 going 3:5 4:11 Good 2:11 4:21 5:15,16 Government 3:20 Group 1:5</p> | <p>Ma 5:11,12,12 Mallea 1:22 5:1,1,5,5,13 5:13,14,15,16 6:3,10 6:15 Manager 5:2 matter 1:4 2:15 4:1 6:14 7:3,4,6 matters 5:18 MEETING 1:3 Member 1:18,18,19 6:19 met 1:14 MIKE 1:19 morning 2:11 4:21 5:15 5:16 motion 6:17,21</p> <p>N</p> <p>N.W 1:14 name 5:4 note 3:8 number 3:9 NW 1:7</p> | <p>resumed 4:2 Retailer 1:7 right 3:12 4:4,13 5:7,11 5:15,17 6:2,9,13 Room 1:14</p> <p>S</p> <p>save 3:1 schedule 3:15 scheduled 2:15 3:19 scheduling 3:1 second 6:18,19 seconded 6:21 see 2:12,13 settle 3:10 Short 1:18 6:19,20 show 1:7 2:16 3:15,18 5:7 sign 7:4 SILVERSTEIN 1:19 sir 5:4,16 6:6,10,15 7:3 sorry 5:3 Spoke 3:9 Status 1:7 Street 1:7,14 Suite 1:15</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: Zhou Hospitality Group, LLC

Before: Alcoholic Beverage Control Board

Date: 05-15-19

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.



Court Reporter

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