



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

2 9:59 a.m.

3 CHAIRPERSON ANDERSON: Our next case  
4 is show cause hearing status, Case No. 19-CMP-  
5 00023, Union Kitchen, License No. 111996. Will  
6 the parties please approach and identify  
7 themselves for the record, please.

8 MR. ORTIZ: Stephen Ortiz on behalf of  
9 the District of Columbia.

10 CHAIRPERSON ANDERSON: Mr. Ortiz.

11 MR. WILSON: Courtland Wilson on  
12 behalf of Union Kitchen.

13 CHAIRPERSON ANDERSON: Mr. Wilson you  
14 said?

15 MR. WILSON: Yes.

16 CHAIRPERSON ANDERSON: And what's your  
17 relationship to the establishment?

18 MR. WILSON: Director of operations,  
19 infrastructure, facilities. Depending on the  
20 day, one of those titles.

21 CHAIRPERSON ANDERSON: And did you  
22 provide -- is there a preliminary matter in this  
23 hearing?

24 MR. ORTIZ: No, there aren't. And I  
25 haven't been able to contact the establishment.

1                   CHAIRPERSON ANDERSON: Okay, fine. I  
2 don't have your name in front of me, sir. So  
3 moving forward, if we're going to go to a  
4 hearing, because your name is not on the license,  
5 you need to bring us a letter of representation  
6 saying that you are able to -- either yourself or  
7 some other person who might come to the hearing.  
8 If their name is not on the license that they  
9 need to bring a letter of representation to say  
10 that they are able to represent the --

11                   MR. WILSON: I'm a bit confused  
12 because I filed all the paperwork with my  
13 signature to get the license.

14                   CHAIRPERSON ANDERSON: Therefore, is  
15 your name then on -- are you private ownership  
16 status?

17                   MR. WILSON: Yes.

18                   CHAIRPERSON ANDERSON: Okay. Well,  
19 all I have in front of me, sir, it says, Cullen  
20 Gilchrist, President. So routinely -- especially  
21 if there is an offer in compromise when someone  
22 is there, when I look at my little cheat sheet in  
23 front of me and if their name is not there, I  
24 always ask, what's your relationship. So if your  
25 name is on the license, then fine.

1                   But I don't want someone sits here,  
2 they accept an offer, and then the ownership says  
3 that this person wasn't authorized to represent  
4 us so why did you do that? That's -- as a  
5 routine, that's why I ask.

6                   MR. WILSON: Thank you.

7                   CHAIRPERSON ANDERSON: Then this  
8 matter is going to be scheduled for a show cause  
9 hearing on October -- I'm sorry, December 11th at  
10 3:30 p.m. For show cause hearing, Mr. Ortiz, is  
11 this your case?

12                  MR. ORTIZ: Yes, sir.

13                  CHAIRPERSON ANDERSON: All right. So  
14 for show cause hearing, what I require from both  
15 sides, seven days prior to the hearing, whatever  
16 documents or witnesses that you're going to rely  
17 on that you exchange it to the other side. So  
18 you provide them a copy of your documents, any  
19 witnesses seven days before. And you also  
20 provide the agency a copy of the documents and  
21 witnesses you're relying on. Okay? Yes, sir.

22                  MR. WILSON: I've got a question. So  
23 Mr. Ortiz said he was unable to contact us.

24                  CHAIRPERSON ANDERSON: That's -- you  
25 can -- it's his case. So after -- this matter is

1 scheduled for a show cause hearing December 11th  
2 at 3:30. Now that you're here with Mr. Ortiz,  
3 you can exchange information and hopefully we  
4 won't hear that again.

5 MR. WILSON: Yes.

6 CHAIRPERSON ANDERSON: Okay. Thank  
7 you very much. Have a great day.

8 (Whereupon, the above-entitled matter  
9 went off the record at 10:02 a.m. and resumed at  
10 10:28 a.m.)

11 CHAIRPERSON ANDERSON: I'm going to  
12 recall Case No. 19-CMP-00023, Union Kitchen,  
13 License No. 111996. Will the parties please  
14 approach and identify themselves for the record,  
15 please.

16 MR. ORTIZ: Stephen Ortiz on behalf of  
17 the District of Columbia.

18 CHAIRPERSON ANDERSON: Mr. Ortiz.

19 MR. WILSON: Courtland Wilson on  
20 behalf of Union Kitchen.

21 CHAIRPERSON ANDERSON: Good morning  
22 again, Mr. Wilson. Are there any preliminary  
23 matters in this case?

24 MR. ORTIZ: Yes. We have entered into  
25 an offer in compromise. As to Charge 1, the

1 establishment shall pay 1,500 dollars within 30  
2 days or its license shall be suspended  
3 indefinitely until this fine is paid.

4 CHAIRPERSON ANDERSON: All right.  
5 Thank you. Mr. Wilson, it's my understanding  
6 there's an offer in compromise. And the offer in  
7 compromise that there is a fine of 1,500 dollars  
8 payable in 30 days. If the fine is not payable  
9 within 30 days, the license will be suspended  
10 until the fine has been paid. Is this your  
11 understanding of the offer in compromise?

12 MR. WILSON: Yes.

13 CHAIRPERSON ANDERSON: Are you aware  
14 that by accepting an offer in compromise that  
15 you're giving up your right to a hearing?

16 MR. WILSON: Yes.

17 CHAIRPERSON ANDERSON: Are you also  
18 aware that by accepting an offer in compromise  
19 that you're giving up your right to appeal this  
20 matter?

21 MR. WILSON: Yes.

22 CHAIRPERSON ANDERSON: With this said,  
23 I make a motion that the offer in compromise of a  
24 fine of 1,500 dollars be accepted. If the fine  
25 is not payable within 30 days, the license will

1 be suspended until the fine has been paid. Is  
2 there a second?

3 MEMBER SHORT: Second.

4 CHAIRPERSON ANDERSON: Mr. Short has  
5 seconded the motion. All those in favor, say  
6 aye.

7 (Chorus of aye.)

8 CHAIRPERSON ANDERSON: Those opposed.

9 (No audible response.)

10 CHAIRPERSON ANDERSON: The matter  
11 passes 4-0-0. Thank you very much. All right.  
12 I thank all the parties for working this matter  
13 out also.

14 MR. WILSON: You're welcome.

15 CHAIRPERSON ANDERSON: Go ahead and  
16 start filling out the paperwork. Thank you very  
17 much.

18 (Whereupon, the above-entitled matter  
19 went off the record at 10:28 a.m.)

20

21

22

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24

25

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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: ABRA Hearing

Before: Alcoholic Beverage Control Board

Date: 11-06-19

Place: Washington, D.C.

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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