

DISTRICT OF COLUMBIA
+ + + + +
ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
MEETING

IN THE MATTER OF: :
:
FD, LLC :
t/a Unity :
1936 9th Street NW : Show Cause
Retailer CT - ANC 1B : Hearing (Status)
License No. 109064 :
Case #18-251-00202 :
:
(Failed to Preserve a :
Crime Scene, Interfered :
with an Investigation, :
Provided False or :
Misleading Information, :
Failed to Make a Copy :
of Settlement Agreement :
Immediately Accessible) :

Wednesday,
April 3, 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
NICK ALBERTI, Member
BOBBY CATO, JR., Member
MIKE SILVERSTEIN, Member
JAMES SHORT, Member
REMA WAHABZADAH, Member

ALSO PRESENT:

AMY SCHMIDT, DC OAG

SIDON YOHANNES, LICENSEE COUNSEL

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

2 10:20 a.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar is Case No. 18-251-
5 00202, License No. 109064.

6 Will the parties, please, approach and
7 identify themselves for the record, please? This
8 is Unity. All right.

9 MS. SCHMIDT: Amy Schmidt, Assistant
10 Attorney General, on behalf of the District of
11 Columbia.

12 CHAIRPERSON ANDERSON: Ms. Schmidt.

13 MS. YOHANNES: Sidon Yohannes on
14 behalf of the licensee.

15 CHAIRPERSON ANDERSON: Ms. Yohannes.
16 Are there any preliminary matters in this case?

17 MS. SCHMIDT: Yes. In this case,
18 there is -- the Offer in Compromise consists of
19 Charge 1, a \$1,500 fine to be paid within 30
20 days. Charges 2 and 3 are to be dismissed. And
21 there is to be a warning issued for Charge 4.

22 CHAIRPERSON ANDERSON: All right. Ms.

1 Yohannes, it's my understanding that there is an
2 Offer in Compromise. The Offer in Compromise is
3 that for Charge 1, there is a \$1,500 fine payable
4 in 30 days. If the fine is not payable in 30
5 days, the license will be suspended.

6 Charge 2 will be dismissed. Charge 3
7 will be dismissed. And Charge 4 there is a
8 mandatory warning.

9 Is this your understanding of the
10 Offer in Compromise?

11 MS. YOHANNES: Yes.

12 CHAIRPERSON ANDERSON: Are you aware--
13 is your client aware that by accepting an Offer
14 in Compromise, that they are giving up their
15 right to a hearing?

16 MS. YOHANNES: Yes.

17 CHAIRPERSON ANDERSON: And is your
18 client also aware that by accepting an Offer in
19 Compromise, that they are giving up their right
20 to appeal this matter?

21 MS. YOHANNES: Yes.

22 CHAIRPERSON ANDERSON: With this said,

1 I then make a motion that the Offer in Compromise
2 of a fine of \$1,500 payable in 30 days, if the
3 fine is not payable in 30 days, the license will
4 be suspended. Charge 2 will be dismissed.
5 Charge 3 will be dismissed. And a mandatory
6 warning issued for Charge 4.

7 Is there a second?

8 MEMBER SILVERSTEIN: Second.

9 CHAIRPERSON ANDERSON: Mr. Silverstein
10 has seconded the motion.

11 All those in favor say aye.

12 ALL: Aye.

13 CHAIRPERSON ANDERSON: Those opposed?

14 The matter passes 6-0-0.

15 All right. Then we will issue a Board
16 Order for this matter. All right. Thank you.

17 MS. SCHMIDT: Can we take a two minute
18 break before the next case?

19 CHAIRPERSON ANDERSON: Sure. That's
20 fine.

21 (Whereupon, the Show Cause Hearing was
22 concluded at 10:22 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: Unity

Before: DCABRA

Date: 04-03-19

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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