

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF: :
 :
Michael Allan Williams : Fact-Finding
 : Hearing
 :
(Application for a :
Manager's License) :

Wednesday,
December 12, 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
NICK ALBERTI, Member
BOBBY CATO, JR., Member
MIKE SILVERSTEIN, Member
REMA WAHABZADAH, Member

ALSO PRESENT:

MICHAEL ALLAN WILLIAMS, Applicant
CAMERON ROYSTER, ABRA Investigator

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

2 3:05 p.m.

3 CHAIRPERSON ANDERSON: All right. The
4 next case on our calendar, there is a Fact-
5 Finding Hearing on a Michael Allan Williams. Is
6 Mr. Williams in the room? All right. Mr.
7 Williams is not in the room.

8 Could the gentleman -- you can stay,
9 Mr. Royster. The gentleman, what case are you
10 here for?

11 MEMBER ALBERTI: For DC Eagle.

12 CHAIRPERSON ANDERSON: All right. Can
13 you step out for a minute?

14 MEMBER ALBERTI: Actually, I don't
15 think they need to, because we are not --

16 CHAIRPERSON ANDERSON: He is going to
17 go through --

18 MEMBER ALBERTI: -- addressing any --

19 CHAIRPERSON ANDERSON: -- but he is
20 going to go through his report.

21 MEMBER ALBERTI: But it's not
22 confidential information. This is public -- that

1 report is public. It's not like -- we are not
2 doing police clearance. We are going ABRA
3 report. Anyway, so --

4 CHAIRPERSON ANDERSON: Yes, just step
5 outside for -- please, sir, yeah. All right.

6 Well, yeah, and it also has to do
7 with --

8 MEMBER ALBERTI: It has nothing to do
9 with police.

10 CHAIRPERSON ANDERSON: All right. All
11 right. Mr. Williams has applied for a Manager's
12 License. And can you introduce yourself for the
13 record, please, sir?

14 INVESTIGATOR ROYSTER: Yes, ABRA
15 Investigator Cameron Royster.

16 CHAIRPERSON ANDERSON: All right. Mr.
17 Royster, can you -- are you familiar with this
18 application by Mr. Williams for a Manager's
19 License, sir?

20 INVESTIGATOR ROYSTER: Yes, I am.

21 CHAIRPERSON ANDERSON: And can you
22 give us some background information? How is it

1 that you are familiar with Mr. Michael Allan
2 Williams?

3 INVESTIGATOR ROYSTER: I am familiar
4 with him through an incident that occurred at an
5 establishment called The Big Hunt on September
6 24th. I visited the establishment with my
7 supervisor, at the time Shawn Townsend, to
8 conduct a regulatory inspection. And when we
9 entered the establishment, we observed a single
10 male employee at the bar.

11 And for the record, I'm going to be
12 referring to Mr. Williams as "the male employee,"
13 because, at that time, I did not know he was --

14 CHAIRPERSON ANDERSON: Mr. Royster,
15 please, speak up.

16 INVESTIGATOR ROYSTER: Okay. I did
17 not know he was Mr. Williams, at that time.

18 CHAIRPERSON ANDERSON: Okay. Go
19 ahead.

20 INVESTIGATOR ROYSTER: Sorry, okay.
21 So after approaching the male employee, I
22 identified myself as an ABRA Investigator and

1 requested to speak to an ABC Manager. And asked
2 the male employee if he was an ABC Manager to
3 which he stated he was and he would go get his
4 ABC Manager's License.

5 So I observed that male employee take
6 an ABC Manager's License out of the cash register
7 and provide it to me and it stated the name Mark
8 Bavai. And when I asked the male employee to
9 provide Government ID to verify that he was Mr.
10 Bavai, he stated that he did not have any
11 Government-issued ID with him.

12 So I proceeded to ask that male
13 employee if he was -- or if he had a social media
14 page to verify that he was Mark Bavai and he
15 stated that he had never had a Facebook page of
16 any sort or any type of social media.

17 So after that occurred, I believed
18 that that was procurement, so but we continued
19 the inspection, myself and my supervisor, Shawn
20 Townsend. During the inspection, I requested the
21 alcohol invoices and the male employee went to
22 the back of the establishment and during that

1 period of time, Mr. -- I'm sorry, Investigator
2 Townsend asked a female employee who we were
3 conducting the regulatory inspection with and she
4 said that that employee's name was a Mr. Michael
5 and was not Mark Bavai.

6 And so when that male employee
7 returned, Investigator Townsend and myself, we
8 started to ask that male employee more questions
9 to ascertain if he was Mark Bavai. The first
10 question we asked was if he was sure the ABC
11 Manager's License was his to which he stated the
12 ABC Manager's License was his and that he was Mr.
13 Bavai.

14 And so after stating that he was Mr.
15 Bavai, I asked the male -- or myself and Mr. --
16 Investigator Townsend asked the male employee if
17 -- what the address was on the license to which
18 he stated that there was not an address on the
19 license. And after being informed that there was
20 an address on that license, he stated that the
21 address was Takoma Park and that was his old
22 address, which is incorrect on that ABC License.

1 As you can see on Exhibit No. 2, Mark
2 Bavai the address listed to a Silver Spring
3 address. And so when we was informed of this,
4 we, myself and Investigator Townsend, also
5 informed him that a female employee already had
6 informed us that his name was actually Michael
7 and was not Mark. And that's when that male
8 employee admitted that his name was Mr. Michael
9 Allan Williams and stated that this ABC Manager's
10 License was expired, at that time.

11 So I proceeded to still ask that male
12 employee to ascertain that he was Michael Allan
13 Williams and asked him for his Government ID and
14 he stated that he did not have a Government ID
15 and just provided his phone number and email
16 address.

17 And so after that, I informed him of
18 the violations; that there would be a no ABC
19 Manager violation and that also there would be
20 prohibited statements for providing misleading
21 statements to ABRA Investigators by initially
22 stating that he was Mark Bavai, to which he

1 stated he understood.

2 So after completing that inspection,
3 I returned to the office and conducted a search
4 of ABRA records to try and search for a Mr.
5 Michael Williams, since he stated that his ABC
6 Manager's License was expired.

7 And the only Michael Williams that was
8 in the system did not resemble the same look in
9 the face to his Government-issued ID as the male
10 employee at The Big Hunt that night.

11 So I proceeded to contact the phone
12 number and email address listed that he provided
13 me the night of the inspection. And for about
14 two weeks, I did not receive any correspondence
15 back from the phone number or email address
16 provided. So I decided to return to The Big Hunt
17 to at least inform at least someone in management
18 of the violations observed that night.

19 And that's when I entered the
20 establishment and there was another ABC Manager,
21 a Matthew Seema, and when I informed him of the
22 incident, he said that was the first time -- Mr.

1 Seema stated it was the first time he became
2 aware of the incident and stated that he would
3 inform the owners and provided contact
4 information for a Kyle Remissong, who is the Vice
5 President of The Big Hunt.

6 And the next day it was on Monday,
7 October 15th, at approximately 1:45, I spoke with
8 Mr. Remissong who stated he had just become aware
9 of that incident and had called Mr. Williams who
10 said -- he said the employee's name was Mr.
11 Michael Allan Williams and that when he was
12 initially hired, Mr. Williams had told him that
13 he had had his ABC Manager's License and so he
14 just believed that he had it.

15 And he since that time, since it was
16 October 15th, since that period since September
17 24th, Mr. Williams had told Mr. Remissong that he
18 has gotten the issue resolved, but Mr. Remissong
19 told me that he will contact Mr. Williams again
20 in a little bit to verify how he got that
21 incident resolved.

22 So during that time, after we spoke on

1 the phone, I proceeded to look at ABRA records to
2 verify what he meant by the issue was resolved
3 and I observed that Mr. Michael Allan Williams
4 received a 90-day temporary license on October
5 2nd. And so I received a call back from Mr.
6 Remissong at 2:40 and he stated that he was with
7 Mr. Michael Allan Williams and he stated that he
8 had the issued resolved by speaking with Mr.
9 Townsend about the issue and had gotten his ABC
10 Manager's License, that's how.

11 And so I was speaking -- after that
12 incident, he stated that -- sorry about that. He
13 stated that he had the issue resolved through
14 Investigator Townsend and I confirmed with
15 Investigator Townsend later that day that he had
16 no -- he did not speak to Mr. Williams at all
17 that day.

18 So throughout my account of --
19 throughout my interactions with Mr. Williams, he
20 lied to me on various occasions and he also lied
21 to his employer as well by stating that he
22 initially had an ABC Manager's License, but he

1 actually never had any ABC Manager's License
2 until October 2, 2018.

3 CHAIRPERSON ANDERSON: All right. And
4 this hearing was scheduled for today at 2:30 and
5 Mr. Williams, Mr. Michael Allan Williams was
6 invited to attend this hearing and he is not here
7 and neither did he ask the Board to reschedule
8 this hearing.

9 So based on the testimony of Mr.
10 Royster, I then make a recommendation to the
11 Board that the application for a Manager's
12 License that was submitted to ABRA on October 18,
13 2018, that we -- I'm sorry, that in October, I
14 can't make out the exact date what it was.

15 MEMBER ALBERTI: Well, he was issued
16 a temporary license in October.

17 CHAIRPERSON ANDERSON: No, but I'm
18 saying that he -- the application for the
19 Manager's License was submitted, I think, on
20 October --

21 MEMBER ALBERTI: Well, he was given --
22 this -- I think the application before us, that

1 we had before us is actually the application for
2 a temporary license, which he was issued. And it
3 is my understanding that this has not -- Mr.
4 Royster, do you know?

5 INVESTIGATOR ROYSTER: Has not? He
6 has not yet --

7 MEMBER ALBERTI: He has not yet
8 applied for a permanent license?

9 INVESTIGATOR ROYSTER: Not to my
10 knowledge. I'm not sure.

11 MEMBER ALBERTI: Okay. So the issue
12 is he has a temporary license. It expires soon.

13 INVESTIGATOR ROYSTER: Yes, he
14 obtained it, yeah, October 2nd.

15 MEMBER ALBERTI: It's 90 days.

16 INVESTIGATOR ROYSTER: But I'm not
17 sure if he applied for a permanent.

18 MEMBER ALBERTI: Well, I thought the
19 purpose of this hearing was to decide whether we
20 would ever consider him for a license in the
21 future, even though he hasn't applied.

22 CHAIRPERSON ANDERSON: We will take

1 this matter under advisement. Thank you, Mr.
2 Royster.

3 INVESTIGATOR ROYSTER: Thank you.

4 CHAIRPERSON ANDERSON: All right. All
5 right. All right.

6 (Whereupon, the above-entitled matter
7 went off the record at 3:15 p.m. and resumed at
8 4:22 p.m.)

9 CHAIRPERSON ANDERSON: All right. We
10 had a Fact-Finding Hearing.

11 MEMBER ALBERTI: I thought you signed
12 it.

13 CHAIRPERSON ANDERSON: Yes, but the
14 other people didn't sign it.

15 MEMBER ALBERTI: Yes, they did.

16 CHAIRPERSON ANDERSON: All right. All
17 right. I just wanted to -- so I just wanted to
18 put on the record for Michael Allan Williams, for
19 the application for a Manager's License, I make a
20 motion that we deny the request for a Manager's
21 License. Is there a second?

22 MEMBER SILVERSTEIN: Second.

1 CHAIRPERSON ANDERSON: Mr. Silverstein
2 has seconded the motion.

3 All those in favor say aye.

4 ALL: Aye.

5 CHAIRPERSON ANDERSON: Those opposed?

6 The matter passes 5-0-0.

7 (Whereupon, the Fact-Finding Hearing
8 was concluded at 4:22 p.m.)

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<p>ABC 5:1,2,4,6 6:10,12 6:22 7:9,18 8:5,20 9:13 10:9,22 11:1</p> <p>above-entitled 13:6</p> <p>ABRA 1:20 3:2,14 4:22 7:21 8:4 10:1 11:12</p> <p>account 10:18</p> <p>address 6:17,18,20,21 6:22 7:2,3,16 8:12,15</p> <p>addressing 2:18</p> <p>admitted 7:8</p> <p>advisement 13:1</p> <p>ahead 4:19</p> <p>ALBERTI 1:16 2:11,14 2:18,21 3:8 11:15,21 12:7,11,15,18 13:11 13:15</p> <p>alcohol 5:21</p> <p>Alcoholic 1:2,12,12</p> <p>Allan 1:6,20 2:5 4:1 7:9 7:12 9:11 10:3,7 11:5 13:18</p> <p>Anderson 1:14,16 2:3 2:12,16,19 3:4,10,16 3:21 4:14,18 11:3,17 12:22 13:4,9,13,16 14:1,5</p> <p>Anyway 3:3</p> <p>Applicant 1:20</p> <p>application 1:7 3:18 11:11,18,22 12:1 13:19</p> <p>applied 3:11 12:8,17,21</p> <p>approaching 4:21</p> <p>approximately 9:7</p> <p>ascertain 6:9 7:12</p> <p>asked 5:1,8 6:2,10,15 6:16 7:13</p> <p>attend 11:6</p> <p>aware 9:2,8</p> <p>aye 14:3,4</p>	<p>calendar 2:4</p> <p>call 10:5</p> <p>called 4:5 9:9</p> <p>Cameron 1:20 3:15</p> <p>case 2:4,9</p> <p>cash 5:6</p> <p>CATO 1:17</p> <p>Chairperson 1:13,16 2:3,12,16,19 3:4,10 3:16,21 4:14,18 11:3 11:17 12:22 13:4,9,13 13:16 14:1,5</p> <p>clearance 3:2</p> <p>COLUMBIA 1:1</p> <p>completing 8:2</p> <p>concluded 14:8</p> <p>conduct 4:8</p> <p>conducted 8:3</p> <p>conducting 6:3</p> <p>confidential 2:22</p> <p>confirmed 10:14</p> <p>consider 12:20</p> <p>contact 8:11 9:3,19</p> <p>continued 5:18</p> <p>Control 1:2,12,12</p> <p>correspondence 8:14</p>	<p>face 8:9</p> <p>Facebook 5:15</p> <p>Fact- 2:4</p> <p>Fact-Finding 1:6 13:10 14:7</p> <p>familiar 3:17 4:1,3</p> <p>favor 14:3</p> <p>female 6:2 7:5</p> <p>Finding 2:5</p> <p>first 6:9 8:22 9:1</p> <p>future 12:21</p>	<p>JR 1:17</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: Michael Williams

Before: DCABRA

Date: 12-12-18

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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