

**ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, MARCH 13, 2024
2000 14TH STREET, N.W., SUITE 400S
WASHINGTON, D.C. 20009**

**Donovan W. Anderson, Chairperson
Members: James Short, Silas Grant, Jr.**

Protest Hearing (Status)

10:30 AM

Case # 24-PRO-00009

UND Necessities, LLC, t/a DC Smoke
717 D Street NW
License #126787
Retailer MC
ANC 2C
Application for a New License

Protest Hearing (Status)

10:30 AM

Case # 24-PRO-00007

BBCF, LLC, t/a DC Dash
727 8th Street SE
License #126750
Retailer MC
ANC 6B
Application for a New License

Protest Hearing (Status)

10:30 AM

Case # 24-PRO-00012

Hewad Partners Group, LLC, t/a Maison
1834 Columbia Road NW
License #126133
Retailer CR
ANC 1C

Application for a New License

This hearing is cancelled due to the approval of a Settlement Agreement. See Board Order No. 2024-093.

Show Cause Hearing (Status)

10:30 AM

Case # 23-CMP-00079

9th Street Lounge, LLC, t/a Mirror Lounge
1920 9th Street NW
License #111950
Retailer CT
ANC 1B

Noise Violation, Violation of Settlement Agreement

This hearing is cancelled due to the submission of an Offer in Compromise for the Board's consideration and approval.

Show Cause Hearing (Status)

10:30 AM

Case # 23-CIT-00290

BL Spring Valley DC, LLC, t/a Bluestone Lane Spring Valley
4872 Massachusetts Ave NW
License #122806
Retailer CR
ANC 3D

No ABC Manager on Duty

Show Cause Hearing (Status)

10:30 AM

Case # 23-251-00007

Shredder, LLC, t/a Abigail Room
1730 M Street NW
License #10768
Retailer CN
ANC 2C

Failed to Preserve a Crime Scene, Failed to Follow Security Plan, Failed to have security cameras operational, Interfered with an ABCA Investigation, Failed to provide the Board with proof of corrective maintenance or replacement of cameras, Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose

Show Cause Hearing (Status)

10:30 AM

Case # 23-CMP-00101

Friendship Heights Convenience Store, LLC, t/a Friendship Heights
Convenience Store
5252 Wisconsin Ave NW
License #122502
Retailer B
ANC 3E

Substantial Change in Operation Without Board Approval, Provided False or Misleading Information

Show Cause Hearing (Status)

10:30 AM

Case # 23-CMP-00107

Riscatto Restaurant, LLC, t/a MXDC
600 14th Street NW
License #90420
Retailer CR
ANC 6D

Provided False or Misleading Information, No ABC Manager on Duty

Show Cause Hearing

10:30 AM

Case # 23-CIT-00509

Sohal, Inc., t/a Mood Swings Food Hall (Formerly - Glassey)

1625 1st Street NW

License #117346

Retailer CR

ANC 5E

Failed to File Quarterly Statement

BOARD RECESS AT 12:00 PM

ADMINISTRATIVE AGENDA AT 1:00 PM

Protest Hearing

1:30 PM

Case # 24-PRO-00002

Dawit, LLC, t/a 1922 Lounge

1922 9th Street NW

License #126827

Retailer CT

ANC 1B

Application for a New License

Protest Hearing

1:30 PM

Case # 23-PRO-00108

1107 Safi, LLC, t/a O'Kabul Street Food & Restaurant

101 Rhode Island Ave NW

License #126820

Retailer CR

ANC 5E**Application for a New License**

This hearing is cancelled due to the approval of a Settlement Agreement. See Board Order No. 2024-089.

Board's Calendar
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All of the ABC Board's public hearings are conducted virtually and are livestreamed on ABCA's YouTube channel which can be found here:
<https://www.youtube.com/@alcoholicbeverageregulation5683>.

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

**ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

**NOTICE OF MEETING
LEGAL AGENDA – ALCOHOLIC BEVERAGES**

**WEDNESDAY, MARCH 13, 2024, AT 10:00 AM
2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Offer in Compromise in Lieu of Hearing, dated February 28, 2024, for Case No. 23-CMP-00079. *9th Street Lounge, LLC t/a Mirror Lounge*, 1920 9th Street, N.W., Retailer Class CT, License No.: ABRA-111950.*

2. Review of Metropolitan Police Department's request for a Fact-Finding Hearing in Case No. 24-251-00012. *Akedo DC, LLC t/a Akedo*, 1100 15th Street, N.W., Ste. 3, Retailer Class CT, License No.: ABRA-119595.*

** In accordance with D.C. Official Code §2-574(b) Open Meetings Act, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.*

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**



IN THE MATTER OF: 9TH STREET LOUNGE, LLC., t/a MIRROR LOUNGE, Respondent.	Case No. 23–CMP–00079 License No. 111950 Retailer Class CT
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OFFER IN COMPROMISE FOR BOARD APPROVAL

The District of Columbia, jointly with the licensee (Respondent), submits this Offer in Compromise (OIC) to the Alcoholic Beverage and Cannabis Board (Board), as authorized by 23 DCMR § 1604.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, this case (23–CMP–00079) will conclude. Respondent will be obligated to abide by the terms of the OIC shown below. If the Board does not approve the OIC, this matter will proceed to a Show Cause Hearing.

Respondent has been advised that there is no obligation to accept an OIC. Respondent has been advised, through service of the Notice of Show Cause Hearing, that at any Show Cause Hearing or other proceeding, Respondent may be represented by legal counsel, have subpoenas issued to require the production of witnesses and evidence, produce witnesses and evidence, cross-examine witnesses, and apply to the Board for a qualified interpreter.

The OIC terms are as follows.

Charge I: Played music from the establishment that could be heard in premises outside of the establishment.

Statutory Authority: D.C. Code § 25-725(a)

Fine: \$2,000 payable within 30 days or its license shall be suspended indefinitely until the fine is paid.

Charge II: Failed to follow Settlement Agreement.

Statutory Authority: D.C. Code § 25-823(a)(6)

Outcome: Dismissed.

Dated: February 28, 2024

Respectfully submitted,

BRIAN L. SCHWALB
Attorney General for the District of Columbia

STEPHANIE E. LITOS
Deputy Attorney General
Civil Litigation Division

/s/ Kimberly M. Johnson
KIMBERLY M. JOHNSON [435163]
Chief, Civil Enforcement Section

/s/ Anthony P. Celo
ANTHONY P. CELO [90000653]
Assistant Attorney General
Civil Enforcement Section
Civil Litigation Division
400 Sixth Street, N.W., Suite 10100
Washington, D.C. 20001
(202) 735-7559
(202) 741-8936 (fax)
Anthony.Celo@dc.gov

ATTORNEYS FOR THE DISTRICT OF COLUMBIA

CONSENT OF RESPONDENT

By this Offer in Compromise, I agree to accept and perform its terms. I acknowledge the validity of the OIC and waive further litigation including the motion of reconsideration to which I would have a right under 23 DCMR § 1719.1. I also recognize that I am waiving any right to appeal an adverse ruling of the Board that might have followed any such hearing. By this settlement, I waive all such rights. I sign this OIC without reservation, and I fully understand its meaning and my rights.



/s/

Bruno Casu, Member
9th Street Lounge, LLC
t/a Mirror Lounge
Respondent

03/08/2024

DATE

CERTIFICATE OF SERVICE

On February 28, 2024, I served the foregoing Offer in Compromise for Board Approval by

email to:

Bruno Casu, Member
9th Street Lounge, LLC
t/a Mirror Lounge
9th Street Lounge, LLC
Washington, D.C. 20001
bcasu1979@gmail.com
Respondent, 9th Street Lounge, LLC, t/a Mirror Lounge

Martha Jenkins
General Counsel, ABCA
2000 14th Street, N.W.
Suite 400 South
Washington, D.C. 20009
Martha.Jenkins@dc.gov

/s/ Anthony P. Celso
Anthony P. Celso
Assistant Attorney General

March 2024

ABC Chair Rues "Hunger Games" Cannabis Licensing

Chair of the ANC Alcohol Beverage and Cannabis (ABC) Committee Jayaraman is in the process of negotiating Settlement Agreements (SA) with three applicants for medical cannabis licenses. These include No Kids Allowed (637B Pennsylvania Ave. SE), DC Dash (727 Eighth St. SE) and UpNSmoke (427 Eighth St. SE). Jayaraman said he expects to publish the SAs in March.

DC Code prohibits the operation of more than one cannabis retailer within 400 feet. In the Up-NSmoke case, two additional cannabis sellers currently operate within these limits, Mother Blossom (406 Eighth St. SE) and Mr. Nice Guys (409 Eighth St. SE, Unit 200). Jayaraman noted that if Up-NSmoke's application is successful, the other two retailers will be prevented from legal operation at their current sites and would potentially lose significant investment in the spaces.

As is, the applications are processed and granted on a first-come, first-serve basis, a situation Jayaraman likened to the fight to the death premise of popular film series the Hunger Games, calling the process "inherently unfair." Although the ANC can weigh in, Jayaraman said commissioners don't get to indicate a preference for an applicant. Opposition must be based on adverse impact on peace and quiet, property value, or pedestrian safety and parking.

Since all these businesses are new, the ANC can't speak to adverse impact, Jayaraman said. He said Allen and McDuffie are working on permanent legislation related to the Alcoholic Beverage and Cannabis Administration (ABCA); that could be an opportunity to weigh in with changes to the law.

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**GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT**

February 9, 2024

Mr. Fred Moosally
Director, Alcoholic Beverage and Cannabis Administration
2000 14th Street NW, Suite 400 South
Washington, DC 20009

Dear Director Moosally,

This letter is in reference to the establishment located at 1100 15th Street, N.W., Washington, D.C., which operates as “Akedo” under Class “C Tavern” License No. ABCA-119595. This establishment is located in Ward 2. I am requesting that a fact-finding hearing be convened to address the most recent event at the establishment, which is a cause for concern.

On Friday, February 2, 2024, at approximately 2:04 am, Metropolitan Police Department officers responded to an unconscious person in front of 1100 15th Street, Northwest. Preliminary investigation revealed that the victim and suspect attended a soft opening event at the location with family and friends. Following the closing as the victim was leaving the location, he was approached by the suspect. The victim and the suspect had a verbal altercation that became physical. The victim was punched by the suspect and hit his head on the pavement. He then lost consciousness and was transported to the hospital. The suspect fled the location before the arrival of the officers. Unfortunately, the victim did not survive his injuries and was pronounced deceased on February 8, 2024. The Homicide Branch is handling this investigation. All related reports are documented under Central Complaint Number 24016588.

This violent offense, which resulted in the death of a patron outside of the establishment, is directly connected to the operations and security protocols of the establishment. Based on this recent incident, I submit that a review of the operations of “Akedo” is warranted to ensure that the establishment is employing all available measures to protect the safety and health of its patrons. Should you require additional information, please contact Commander Tatjana Savoy of the Second District on (202) 740-4701.

Sincerely,

Pamela A. Smith
Chief of Police

cc: Kevin Donahue, City Administrator
Lindsey Appiah, Deputy Mayor for Public Safety and Justice
Salah Czapary, Director, Mayor's Office of Nightlife and Culture
Brian Schwalb, Attorney General
Tiffany Crowe, Director, Department of Licensing and Consumer Protection
Assistant Chief Darnel Robinson, Patrol Services North Bureau
Commander Tatjana Savoy, Second District

**ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

**NOTICE OF MEETING
LEGAL AGENDA – MEDICAL CANNABIS**

**WEDNESDAY, MARCH 13, 2024, AT 10:00 AM
2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Settlement Agreement between Advisory Neighborhood Commission 2E and UpinSmoke IV LLC, dated January 27, 2024. *UpinSmoke IV, LLC*, 3289 M Street, N.W., Medical Cannabis Retailer, License No.: ABRA-126975.*

2. Review of Settlement Agreement between Advisory Neighborhood Commission 2G and Chill Tobacco, dated February 12, 2024. *1314 9th St, LLC, t/a Chill Tobacco*, 1314 9th Street, N.W., Medical Cannabis Retailer, License No.: ABRA-126788.*

3. Review of Settlement Agreement between Advisory Neighborhood Commission 2B and Buddha Plug, dated February 27, 2024. *Buddha Plug, LLC, t/a Buddha Plug*, 2018 Florida Avenue, N.W., Medical Cannabis Retailer, License No.: ABRA-127248.*

** In accordance with D.C. Official Code §2-574(b) Open Meetings Act, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.*

This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD

NOTICE OF MEETING
LICENSING AGENDA

WEDNESDAY, MARCH 13, 2024 AT 10:30 AM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review Request for a Temporary Operating Retail Permit (TORP). ANC 6D. SMD 6D02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *citizenM/Sushi by Bou*, 550 School Street SW, Retailer CH, License No. 127857.

2. Review Application for Safekeeping of License – Original Request. ANC 6E. AMD 6E03. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Nicoletta Italian Kitchen / Cucina Morini*, 901 4th Street NW, Retailer CR, License No. 110211.

3. Review Application for Safekeeping of License – Original Request. ANC 1B. SMD 1B08. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *The Gibson*, 2009 14th Street NW, Retailer CT, License No. 078226.

4. Review Application to Extend Safekeeping of the License – Fifteenth Request. Original Safekeeping Date: Pre-1998 (Nude Dancing Endorsement). ANC 2A. SMD 2A04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *1720 Club*, 2600 Virginia Avenue NW, Retailer CN, License No. 015251.

5. Review Application to Extend Safekeeping of the License – Third Request. Original Safekeeping Date: 11/30/2022. ANC 5E. SMD 5E05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *Hillview Market*, 2324 North Capitol Street NW, Retailer B, License No. 119160.

6. Review Application to Extend Safekeeping of License – First Request. Original Safekeeping Date: 11/15/2023. ANC 6E. SMD 6E07. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *Wal-Mart*, 99 H Street NW, Retailer B Full-Service Grocery Store, License No. 092202.

7. Review Application for an Entertainment Endorsement to provide Live Entertainment and Dancing. **Proposed Hours of Live Entertainment:** Sunday 3pm to 11pm, Monday-Saturday 3pm to 12am. ANC 1E. SMD 1E05. No outstanding fines/citations. No

outstanding violations. No pending enforcement matters. No Settlement Agreement. **Chucks**, 2718 Georgia Avenue NW, Retailer CT, License No. 123728.

8. Review Request to add two additional Game of Skill consoles to the premises, increasing the approved number of consoles from three (3) to five (5). ANC 3B. SMD 3B02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **Wingos**, 2218 Wisconsin Avenue NW, Retailer CR, License No. 108985.
-

9. Review Application for the Carry-out and Delivery Endorsement. **Proposed Hours of Carry-out and Delivery**: Sunday-Saturday 8am to 1am. ANC 2F. SMD 2F01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **Jont/Colada Shop/Bresca**, 1904 14th Street NW, Retailer CR, License No. 076804.
-

10. Review Request for a partial Refund of annual license fees due to license cancellation. ANC 5C. SMD 5C07. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **The Public Option**, 1601 Rhode Island Avenue NE, Retailer CT, License No. 118096.
-

In accordance with the Open Meetings Act (D.C. Official Code §2-571 et. seq.) this meeting may be closed to consult with an attorney to obtain legal advice pursuant to §2-575(b)(4)(A). The Board's vote will be held in an open session and the public is permitted to attend. This meeting is governed by the Open Meetings Act. Please address any questions or concerns arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

**ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

**NOTICE OF MEETING
CANCELLATION AGENDA**

**WEDNESDAY, MARCH 13, 2024
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

The ABC Board will be cancelling the following licenses for the reasons outlined below:

ABRA-120639 – **In Bocca al Lupo** – Retail - C - Restaurant - 2400 Wisconsin Avenue NW
[Licensee requested Cancellation.]

ABRA-117406 – **Rose Creek Wine** – A - Internet - 4221 Connecticut Avenue NW
[Licensee requested Cancellation.]

ABRA-122950 – **Nick & Moe's Liquors** – Retail - A - Internet - 3525 V Street NE
[Licensee requested Cancellation.]

ABRA-118096 – **The Public Option** – Retail - C - Tavern - 1601 Rhode Island Avenue NE
[Licensee requested Cancellation.]

ABRA-090420 – **MXDC** – Retail - C - Restaurant - 600 14th Street NW
[Licensee is out of business.]

In accordance with the Open Meetings Act (D.C. Official Code §2-571 *et. seq.*) this meeting may be closed to consult with an attorney to obtain legal advice pursuant to §2-575(b)(4)(A). The Board's vote will be held in an open session and the public is permitted to attend. This meeting is governed by the Open Meetings Act. Please address any questions or concerns arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

**ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

NOTICE OF CLOSED MEETING

Investigative Agenda

**Wednesday, March 13, 2024 | 10:30 a.m.
2000 14TH Street, NW, Suite 400 South, Washington DC 20009**

On Wednesday, March 13, 2024, at 10:30 a.m., the Alcoholic Beverage and Cannabis Board will hold a closed meeting regarding the matters identified below. In accordance with the Open Meetings Act (D.C. Official Code §2-571 *et. seq.*), this meeting will be closed 1) to plan, discuss or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations pursuant to §2-575(b)(14) or 2) to deliberate upon a decision in an adjudication action or proceeding by a public body exercising quasi-judicial functions pursuant to §2-575(b)(13).

This meeting is governed by the Open Meetings Act. Please address any questions or concerns arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

1. 24-251-00012, AKEDO, 1100 15th Street N.W., Tavern C,
License #ABRA-119595.
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2. UNLICENSED, Exotic Hookah, 2409 18th Street N.W.,
License Unlicensed.
-

3. 24-CMP-00019, Café Georgetown, 3141 N Street N.W., Restaurant C,
License #ABRA-106108.
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4. 24-PRO-00002, 1922 Lounge (New Application), 1922 9th Street N.W., Tavern C,
License #ABRA-126827.
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