

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF: :

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Case #11-PRO-00052 :

El Tamarindo, Inc. :

t/a El Tamarindo Adams Morgan :

1785 Florida Avenue, N.W. :

License #ABRA-071179 :

Retailer Class CR :

Substantial Change (Sidewalk :

Caf, with 14 Seats) :

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TUESDAY, JANUARY 3, 2012

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The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th

Street, N.W., Suite 400S, 4th Floor, Washington, D.C. 20009, Ms. La Verne Fletcher, Agent, presiding.

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

2 9:59 a.m.

3 AGENT FLETCHER: Please come
4 forward the parties in the matter of El
5 Tamarindo Adams Morgan.

6 Can you hear me in the back?

7 MR. FELDSTEIN: Happy New Year.

8 AGENT FLETCHER: Happy New Year.

9 This is Case Number 11-PRO-00052,
10 El Tamarindo, Inc. trading as El Tamarindo
11 Adams Morgan, 1785 Florida Avenue, N.W.,
12 License Number ABRA-071179, Retailer Class CR.
13 This is a substantial change with a sidewalk
14 caf, with 14 feet.

15 The protest issue is adverse
16 impact on peace, order and quiet.

17 My name is La Verne Fletcher and
18 I'll be conducting the Roll Call Hearing as
19 the Board's Agent pursuant to D.C. Official
20 Code 1601.2.

21 Introductions beginning with the
22 Applicant.

1 MR. LEE: Good morning. My name
2 is Kevin Lee on behalf of El Tamarindo, Inc.

3 AGENT FLETCHER: And, Mr. Lee,
4 would you spell your name for the court
5 reporter please?

6 MR. LEE: Yes. Last name L-E-E.
7 First name K-E-V-I-N.

8 AGENT FLETCHER: Thank you.

9 MR. LEE: And next to me is the
10 owner of the establishment.

11 MS. REYES: Ana Reyes A-N-A. Last
12 name is R --

13 AGENT FLETCHER: I'm sorry. Could
14 you spell the first name again please?

15 MS. REYES: Yes, A-N-A. Last name
16 is R-E-Y-E-S.

17 AGENT FLETCHER: R-E-Y-E-S?

18 MS. REYES: Correct.

19 AGENT FLETCHER: Thank you very
20 much, Ms. Reyes, and for the Protestant? For
21 the Protestant?

22 MR. JAMES: Good morning. Denis

1 James representing Kalorama Citizens
2 Association.

3 AGENT FLETCHER: Mr. James, would
4 you please spell your name for the court
5 reporter?

6 MR. JAMES: Denis D-E-N-I-S James
7 J-A-M-E-S.

8 AGENT FLETCHER: Thank you.

9 MR. FELDSTEIN: I'm Mike
10 Feldstein, Dupont Circle ANC.

11 AGENT FLETCHER: Which ANC is
12 that, Mr. --

13 MR. FELDSTEIN: Dupont Circle.

14 AGENT FLETCHER: Dupont Circle.

15 MR. FELDSTEIN: Yes.

16 AGENT FLETCHER: ANC 1?

17 MR. FELDSTEIN: 2B.

18 AGENT FLETCHER: 2B.

19 MR. FELDSTEIN: 2B and it's F-E-L-
20 D-S-T-E-I-N.

21 AGENT FLETCHER: Is there anyone
22 present on behalf of ANC 1C? ANC 1C is

1 dismissed as a protestant and will have ten
2 days to seek reinstatement upon receipt of
3 notice that the protest was dismissed.

4 There's no one present from ANC
5 1B.

6 There are two protestants in this
7 matter: the Kalorama Citizens Association and
8 ANC 2B.

9 We need to set a date for
10 mediation, a Status Hearing and a Protest
11 Hearing and I'll give you the dates for the
12 Status Hearing and Protest Hearing first.

13 The date for the Status Hearing is
14 February 15. Oh, I'm sorry. February 15.

15 MR. JAMES: Fifteen.

16 AGENT FLETCHER: February 15, 2012
17 at 9:30 a.m. and the Protest Hearing is April
18 4, 2012 at 4:00 p.m.

19 MR. LEE: April 4th?

20 AGENT FLETCHER: Yes, April 4.

21 MR. LEE: What time?

22 AGENT FLETCHER: At 4:00.

1 MR. LEE: At 4:00?

2 AGENT FLETCHER: Yes.

3 And we need to set a date for a
4 mediation to occur prior to February 15.

5 MR. LEE: Yes.

6 AGENT FLETCHER: I'll you the
7 dates that are available in January. The
8 first date available in January is January the
9 26th which is a Thursday or January 27th.

10 MR. LEE: Twenty-six is okay.
11 It's a Thursday. Right?

12 AGENT FLETCHER: Yes. Is that
13 okay for you, Mr. James? Mr. Feldstein?

14 MR. JAMES: Just a second.

15 AGENT FLETCHER: Mr. Feldstein?

16 MR. FELDSTEIN: Yes.

17 AGENT FLETCHER: The 26th?

18 MR. FELDSTEIN: Yes.

19 AGENT FLETCHER: Preference in
20 terms of time? Morning, 9:00, 10:00, 11:00?

21 MR. LEE: I prefer after 10:00.

22 So, let's say 11:00. I'm sorry.

1 MR. FELDSTEIN: That's fine with
2 me. That's fine.

3 AGENT FLETCHER: Is 11:00 good?

4 MR. FELDSTEIN: That's fine.

5 MR. LEE: Yes, 11:00?

6 AGENT FLETCHER: Yes.

7 MR. LEE: All right. Thank you
8 very much.

9 MR. FELDSTEIN: You're welcome.

10 AGENT FLETCHER: So, the mediation
11 is set for Thursday, January 26 at 11:00.

12 Okay. Did everyone write their
13 name and telephone number and email address on
14 that sheet on the table? Please.

15 Okay. If there are no questions,
16 the Roll Call Hearing is concluded and thank
17 you for coming.

18 MR. JAMES: Ms. Fletcher, we have
19 another arrival.

20 AGENT FLETCHER: Oh, thank you.
21 Can we open the record on El Tamarindo Adams
22 Morgan? Thank you.

1 MR. REYNOLDS: Good morning.

2 AGENT FLETCHER: Hi. Good
3 morning.

4 MR. REYNOLDS: My apologies. I
5 found out about this about 20 minutes ago.

6 AGENT FLETCHER: Thank you. Would
7 you please state your name for the record?

8 MR. REYNOLDS: Yes, Wilson
9 Reynolds, Advisory Neighborhood Commission 1C,
10 Protester.

11 AGENT FLETCHER: Thank you, mr.
12 Reynolds and would you spell that for the
13 court reporter?

14 MR. REYNOLDS: Yes, ma'am, first
15 name is Wilson W-I-L-S-O-N. Last name is
16 Reynolds R-E-Y-N-O-L-D-S.

17 AGENT FLETCHER: Well, Mr.
18 Reynolds, you showed up in good time. I had
19 just dismissed 1C for failure to appear, but
20 you're here now and so, of course, ANC 1C --

21 MR. REYNOLDS: I got here quick as
22 a bunny.

1 AGENT FLETCHER: You got here in
2 perfect time. ANC 1C does have standing as a
3 protestant and Mr. Reynolds, let me give you
4 the dates that we've set for upcoming
5 proceedings. We've set a date for a
6 mediation, a Status Hearing and a Protest
7 Hearing. I'll just tell you what those are.

8 MR. REYNOLDS: Ready when you are.

9 AGENT FLETCHER: The date for the
10 Protest -- no, let's start with the Status
11 Hearing. The date for the Status Hearing is
12 February 15th at 9:30.

13 MR. REYNOLDS: Very well.

14 AGENT FLETCHER: The date for the
15 Protest Hearing is April 4 at 4:00 and the
16 date for the mediation is Thursday, January 26
17 at 11:00.

18 MR. REYNOLDS: Excellent. Thank
19 you.

20 AGENT FLETCHER: And, Mr.
21 Reynolds, would you put your telephone number
22 and email address on that sheet, that contact

1 sheet on the table?

2 MR. REYNOLDS: Yes, ma'am, I will.

3 AGENT FLETCHER: Thank you. Okay.

4 I'll conclude the Roll Call Hearing. Again,

5 the Roll Call Hearing is now concluded.

6 MR. REYNOLDS: Excellent. Thank

7 you so much.

8 AGENT FLETCHER: Thank you very

9 much.

10 MR. REYNOLDS: Lovely to see you

11 again.

12 AGENT FLETCHER: See you soon.

13 (Whereupon, at 10:08 a.m., the
14 hearing was adjourned.)

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