

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

2 10:04 a.m.

3 AGENT FLETCHER: Will the parties in
4 the matter of Darnell's, please, come forward?
5 The parties in the matter of Darnell's.

6 This is Case No. 15-PRO-00002, Darnell
7 Perkins & Associates t/a Darnell's, 944 Florida
8 Avenue, N.W., License No. ABRA-095113. This is a
9 Retailer Class CT License renewal.

10 The protest issues are adverse impact
11 on peace, order and quiet.

12 My name is LaVerne Fletcher and I'm
13 conducting the Roll Call Hearing as the Board's
14 Agent pursuant to D.C. Official Code 1601.2.

15 Introductions beginning with the
16 applicant, please.

17 MS. TODD: Good morning. I'm Karen
18 Todd on behalf of the applicant, Darnell Perkins
19 & Associates.

20 AGENT FLETCHER: Thank you, Ms. Todd.
21 And would you spell your name for the record?

22 MS. TODD: K-A-R-E-N last name Todd,

1 T-O-D-D.

2 AGENT FLETCHER: Thank you. And
3 present on behalf of the protestants?

4 MR. RANSLEM: Commissioner Mark
5 Ranslem.

6 AGENT FLETCHER: Commissioner Mark
7 Ranslem. And, Commissioner, would you, please,
8 spell your name for the record?

9 MR. RANSLEM: Sure. Mark, M-A-R-K,
10 last name is R-A-N, as in Nancy, S-L-E-M, as in
11 Mark.

12 AGENT FLETCHER: And, Commissioner
13 Ranslem, the ANC did not file a protest. Is that
14 correct?

15 MR. RANSLEM: No, we did not.

16 AGENT FLETCHER: Okay. You are here
17 in support of the protestants?

18 MR. RANSLEM: Yes.

19 AGENT FLETCHER: And, Commissioner
20 Ranslem, which ANC is that?

21 MR. RANSLEM: 1B.

22 AGENT FLETCHER: 1B.

1 MR. RANLEM: As in boy. And I
2 represent Single Member District 08.

3 AGENT FLETCHER: Thank you. Okay.
4 And your name, ma'am?

5 MS. POOLE: Josephine Poole.

6 AGENT FLETCHER: Ms. Poole --

7 COURT REPORTER: Can you speak up,
8 please?

9 MS. POOLE: Josephine Poole.

10 AGENT FLETCHER: And would you spell
11 your name for the record, please?

12 MS. POOLE: J-O-S-E-P-H-I-N-E P-O-O-
13 L-E.

14 AGENT FLETCHER: And, Ms. Poole, you
15 filed your complaint as an abutting property
16 owner?

17 MS. POOLE: (No audible answer.)

18 AGENT FLETCHER: You filed your
19 complaint as an abutting property owner?

20 MS. POOLE: Uh-huh.

21 AGENT FLETCHER: Your property abuts
22 the property of --

1 MS. POOLE: Oh, yes.

2 AGENT FLETCHER: Okay. Thank you. I
3 just wanted to confirm for the record that
4 according to the D.C. Geographic Information
5 System, your property does abut the property of
6 Darnell's. Just confirming that for the record.

7 MS. POOLE: Yes.

8 AGENT FLETCHER: And your name, sir?

9 MR. RILEY: W. David Riley, R-I-L-E-Y.

10 AGENT FLETCHER: And, Mr. Riley, you
11 filed your complaint as an abutting property
12 owner as well?

13 MR. RILEY: Yes.

14 AGENT FLETCHER: I just wanted to
15 confirm for the record that your property also
16 abuts Darnell's.

17 MR. RILEY: Yes.

18 AGENT FLETCHER: Thank you. And that
19 also is in accordance with the D.C. Geographic
20 Information System.

21 And your name, sir?

22 MR. JOHNSON: Good morning, Ms.

1 Fletcher.

2 AGENT FLETCHER: Yes.

3 MR. JOHNSON: My name is Jerrold, J-E-
4 R-R-O-L-D and the last --

5 COURT REPORTER: I'm sorry, sir, can
6 you speak up, please? The microphone is in the
7 middle.

8 MR. JOHNSON: Sure. First name
9 Jerrold, J-E-R-R-O-L-D, last name Johnson, J-O-H-
10 N-S-O-N.

11 AGENT FLETCHER: And, Mr. Johnson, how
12 are you connected to this matter?

13 MR. JOHNSON: I'm a member of the
14 grandfathered-in protest group and I'm here in
15 support of my neighbors as well.

16 AGENT FLETCHER: Okay. Okay. So just
17 to clarify the record, Mr. Johnson, you were
18 grandfathered-in when the -- when it was
19 Manchester's?

20 MR. JOHNSON: Yes.

21 AGENT FLETCHER: Okay. Just wanted --
22 just clearing up the record.

1 MR. JOHNSON: And my understanding is
2 that Mr. Riley has spoken to you about --

3 AGENT FLETCHER: That's right.

4 MR. JOHNSON: -- the grandfathering-
5 in --

6 AGENT FLETCHER: That's exactly right.
7 And I'm just stating that for the record --

8 MR. JOHNSON: -- process.

9 AGENT FLETCHER: -- that you -- the
10 Board did grandfather your protest in --

11 MR. JOHNSON: Yes.

12 AGENT FLETCHER: -- when the
13 establishment was called Manchester Bar.

14 MR. JOHNSON: Yes, correct.

15 AGENT FLETCHER: And, Mr. Ranslem, I
16 don't recall at this moment, was the ANC a
17 protest in Manchester Bar?

18 MR. RANSELM: I believe we were.

19 AGENT FLETCHER: I don't recall if you
20 were grandfathered-in.

21 MR. RANSELM: Let me check. Is that
22 correct? Yes.

1 AGENT FLETCHER: If you were
2 grandfathered --

3 MR. RANSLEM: It was some time ago.
4 It precedes my tenure.

5 AGENT FLETCHER: Okay. So for the
6 purpose of Roll Call today, I know that two
7 groups were grandfathered-in when it was
8 Manchester. So for the purpose of Roll Call
9 today, let me consider ANC-1B grandfathered-in as
10 a protestant. If that turns out not to be the
11 case, I'll let everyone know.

12 MR. RANSLEM: All right.

13 AGENT FLETCHER: But I remember the
14 Board grandfathered-in two protests when it was
15 called Manchester.

16 MR. RANSLEM: What is the time frame
17 for letting us know, would you say?

18 AGENT FLETCHER: Today.

19 MR. RANSLEM: Okay.

20 AGENT FLETCHER: I'll let you know at
21 some point by close of business today.

22 MR. RANSLEM: All right. Thank you.

1 AGENT FLETCHER: I'll check.

2 MR. RANSLEM: Thank you.

3 AGENT FLETCHER: And so we have -- oh,
4 Mr. Johnson, let me ask you something else. In
5 the Manchester case, were you a part of a group?

6 MR. JOHNSON: Yes, I was a part of the
7 group.

8 AGENT FLETCHER: Of individuals?

9 MR. JOHNSON: I believe we had seven
10 people that showed up.

11 MR. RANSLEM: 10, 10.

12 MR. JOHNSON: 10 that showed up for
13 the Roll Call, including the people who were
14 represented by a letter.

15 AGENT FLETCHER: And so in the
16 Manchester Bar case, you were a part of a group
17 of, approximately, seven?

18 MR. JOHNSON: 7 or 10, yes.

19 AGENT FLETCHER: Okay. And so are you
20 representing that group today?

21 MR. JOHNSON: I can.

22 AGENT FLETCHER: Okay.

1 MR. JOHNSON: Sure.

2 AGENT FLETCHER: Okay. So what I'm
3 going to do today, I'm going to acknowledge your
4 group, Mr. Johnson, a group of, approximately,
5 seven as protestants. And I'm going to
6 acknowledge ANC-1B as a protestant in this
7 matter.

8 If the record turns out to indicate
9 something different, I'll let everybody know.

10 So we have Mr. Johnson's group of,
11 approximately, seven, ANC-1B and Josephine Poole
12 and Mr. W. David Riley as protestants in this
13 matter.

14 Mr. Johnson and Mr. Ranslem, could you
15 put your contact information on the sign-in
16 sheet, since you're already there?

17 MR. RANSELM: Yes, we've taken care of
18 that.

19 AGENT FLETCHER: And Ms. Poole and Mr.
20 Riley, did you put your contact information on
21 there already?

22 MR. RILEY: Yes.

1 AGENT FLETCHER: Including email
2 addresses? Because I'm going to notify everybody
3 by email.

4 So we need to set a date for a Status
5 Hearing, a Protest Hearing and a mediation. I'm
6 going to give you the date for the Status and
7 Protest Hearing first.

8 The Status Hearing is set for February
9 18, 2015 at 9:30 a.m. And the Protest Hearing is
10 set for April 8, 2015 at 1:30 p.m.

11 MR. RILEY: That was the Protest
12 Hearing or mediation?

13 AGENT FLETCHER: Yes. The Protest
14 Hearing is April 8 at 1:30. And the Status
15 Hearing is February 18 at 9:30. But you will
16 receive a notice of that as well.

17 So we need to set a date for mediation
18 to occur prior to the Status Hearing. The next
19 available date for mediation is February the 5th,
20 that's on a Thursday, at 9:00, 10:00 or 11:00.

21 MS. TODD: I'm out of town. Could we
22 look at the week of the 9th to the 13th?

1 AGENT FLETCHER: Yes.

2 MS. TODD: Of February.

3 AGENT FLETCHER: For the week of the
4 9th, the first available date is February 12. Let
5 me see if I can find something earlier, if
6 possible, because that's getting close to your
7 Status Hearing, which is okay. Let me see if I
8 can squeeze you in some place earlier.

9 MS. TODD: I can do the 2nd.

10 AGENT FLETCHER: The 2nd is -- oh, the
11 2nd. We could do the 2nd at 2:00 in the afternoon,
12 if anybody wants to come in the afternoon.
13 Preference for morning or afternoon?

14 MR. RILEY: Prefer morning.

15 AGENT FLETCHER: Okay. Thank you. So
16 we won't do February 2nd. We can do -- if anyone
17 wants to come this week, we can do Friday,
18 January 23rd, at 11:30. No?

19 MR. RILEY: I'll be out of town.

20 MR. RANSELM: And I would have to
21 check with Commissioner Robb Hudson, who is the
22 Commissioner for this District.

1 AGENT FLETCHER: And what is the
2 Commissioner's name you would be checking with,
3 Mr. Ranslem?

4 MR. RANSLEM: R-O-B-B.

5 AGENT FLETCHER: Yes.

6 MR. RANSLEM: Last name is H-U-D, as
7 in dog, S-O-N, as in Neal.

8 AGENT FLETCHER: Okay. And is
9 Commissioner Hudson the chair or commissioner? I
10 know there have been changes in the ANC.

11 MR. RANSLEM: He is the Vice Chair of
12 the --

13 AGENT FLETCHER: Vice Chair?

14 MR. RANSLEM: -- recently elected Vice
15 Chair.

16 AGENT FLETCHER: Thank you.

17 MR. RANSLEM: And that's Single Member
18 District 12. I'm sorry, 11.

19 AGENT FLETCHER: 11.

20 MR. RANSLEM: 11.

21 AGENT FLETCHER: So would 11:30 work
22 for you, Mr. Riley and Ms. Poole and Mr. Johnson?

1 MR. RILEY: On which date?

2 AGENT FLETCHER: Which date? Friday,
3 January 23rd, that's this coming Friday.

4 MR. RILEY: I won't be here.

5 AGENT FLETCHER: Oh, you won't be
6 here. That's right. I was moving on. Just a
7 second. Okay. So we're going to be in February.
8 Well, what about Thursday, January 29, at 10:00?

9 MS. TODD: I can do that.

10 AGENT FLETCHER: Would that work? You
11 have to check, Mr. Ranslem?

12 MR. RANSELM: I would have to check,
13 but --

14 AGENT FLETCHER: Mr. Johnson, would
15 that work for you?

16 MR. JOHNSON: (No audible answer.)

17 AGENT FLETCHER: Ms. Todd?

18 MS. TODD: Yes, that works for me.

19 AGENT FLETCHER: So that is 10:00 on
20 Thursday, January 29. Don't move around the --
21 don't tap the microphone, it's really loud in the
22 court reporter's ear.

1 Okay. So mediation is set for
2 Thursday, January 29, at 10:00. If you have any
3 questions about that, my card is on the table.

4 Any questions today?

5 Okay. Ms. Todd, you put your contact
6 information on that sign-in sheet?

7 MS. TODD: Yes, I did.

8 CHAIRPERSON MILLER: Okay. Well,
9 thank you for coming. The Roll Call Hearing is
10 concluded.

11 MS. TODD: Thank you.

12 AGENT FLETCHER: Thank you.

13 MR. RANSELM: Thank you.

14 AGENT FLETCHER: Okay. I would like
15 to reopen the record to reflect that Sean Duffy,
16 a member of the group of seven has just arrived.
17 Sean is spelled S-E-A-N D-U-F-F-Y. Thank you,
18 Mr. Duffy. We can close the record now. Thank
19 you.

20 (Whereupon, the Roll Call Hearing in
21 the above-entitled matter was concluded at 10:18
22 a.m.)

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