



1 CHAIRPERSON:

2 DONOVAN ANDERSON

3

4 OTHER PERSONS PRESENT

5 RUTHANNE MILLER

6 NICK ALBERTI

7 JAMES SHORT

8 MICHAEL SILVERSTEIN

9

10 WALTER ADAMS

11 REMA ZATAH

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

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3 The next case on our show cause hearing  
4 status is Case #15-AUD-00054, Fuel Pizza and  
5 Wings, License #88727. Will the parties please  
6 approach?

7 MR. ADAMS: Good morning, Mr. Chairman,  
8 and members of the Board. Walter Adams  
9 representing the District of Columbia.

10 MS. ZATAH: Good morning Mr. Chairman and  
11 members of the Board. Rema Zatah, counsel on  
12 behalf of the licensee.

13 CHAIRPERSON ANDERSON: I'm bad with names  
14 so if I butcher it, please forgive me. Is the  
15 licensee here today?

16 MS. ZATAH: The licensee could not attend  
17 today.

18 CHAIRPERSON ANDERSON: Okay. Are there  
19 any preliminary matters?

20 MR. ADAMS: Well, your Honor, Ms. Zatah  
21 had no preliminary matters in terms of [inaudible  
22 ] and I believe in speaking with opposing counsel

1 there may be a matter in which we need to  
2 reschedule a show cause hearing date.

3 CHAIRPERSON ANDERSON: All right. This  
4 case is set for a show cause hearing on March 9th  
5 at 11:00 a.m. Is that the date you have?

6 MR. ADAMS: Yes I have on our, well what  
7 I have, I have March 2nd at 10:00 a.m.

8 CHAIRPERSON ANDERSON: You know you folks  
9 can't throw me off the schedule. You know,  
10 sometimes I tell people I'm a potted plant on  
11 following the schedule. I -- I do apologize.  
12 This case is set for a hearing for March 2nd  
13 at 10:00.

14 MR. ADAMS: I'll let Ms. Zatah explain  
15 why March 2nd is not a good day for her.

16 CHAIRPERSON ANDERSON: Yes, ma'am?

17 MS. ZATAH: Because counsel and the  
18 licensee is unable to attend March 2nd and I will  
19 be out of the country for over 10 days. We have  
20 three separate cases as well that we requested to  
21 be consolidated at the last hearing in December.  
22 ABRA calendared it for different days so we are

1 requesting that all the cases be consolidated on  
2 February 24th if possible and we'll waive the 30  
3 day notice requirement for this particular case.

4 CHAIRPERSON ANDERSON: All right. The  
5 General Counsel will get back to you. We will --  
6 we will consider the date and the General Counsel  
7 will get back to you whether or not that -- our  
8 calendar can have it.

9 MR. ADAMS: Just for clarification, I  
10 believe from the discharge standing it's not so  
11 much consolidation of all of the cases together  
12 but to have all four cases on the same day,  
13 February 24th.

14 CHAIRPERSON ANDERSON: Are you then  
15 making a formal motion that we consolidate all  
16 cases for that date?

17 MR. ADAMS: We are making a formal motion  
18 that all hearings, pending hearings for Fuel, be  
19 heard -- or the two Fuel licenses -- be heard on  
20 February 24th, 2016, if that's possible. Next  
21 question?

22 MS. ZATAH: I just, I just -- I heard Mr.

1 Adams. I'm not sure if you did. He's  
2 distinguishing from consolidating, he doesn't  
3 want all four cases to be like heard as one case,  
4 but that they all be scheduled on the same day,  
5 right? Same time, yes.

6 MR. ADAMS: Yes, that's correct.

7 MS. ZATAH: Okay.

8 CHAIRPERSON ANDERSON: Any other Board  
9 members have any other questions?

10 MR. ADAMS: No.

11 MS. ZATAH: No.

12 CHAIRPERSON ANDERSON: I make a motion  
13 that we accept the government's motion. Is there  
14 a second?

15 MR. SHORT: Second.

16 CHAIRPERSON ANDERSON: Mr. Short has  
17 seconded the motion.

18 MR. ALBERTI: Just for clarity, the  
19 government's motion is to hear them all on that  
20 same day, not to consolidate them. Is that  
21 correct?

22 CHAIRPERSON ANDERSON: Yes.

1 MR. ALBERTI: Okay, thank you.

2 CHAIRPERSON ANDERSON: Yes.

3 MR. ALBERTI: All right.

4 MR. SILVERSTEIN: Thank you Mr. Alberti.

5 CHAIRPERSON ANDERSON: Those in favor say  
6 Aye. [Chorus of ayes.]

7 Those opposed?

8 [No audible response.]

9 The matter passes 5-0-0. So, therefore,  
10 the motion is that the cases will be -- they will  
11 not be consolidated as one case, but they will be  
12 held on the same day which is February 24th, and  
13 I'm not sure of the time, but we will talk about  
14 that. Okay?

15 MR. ADAMS: Thank you, Mr. Chairman.

16 CHAIRPERSON ANDERSON: Thank you.

17 [Whereupon, the above-entitled matter was  
18 concluded.]