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GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

- - - - -X

IN THE MATTER OF: :
Thirteenth Step, LLC :
t/a Kitty O'Shea's DC :
4624 Wisconsin Ave, Northwest: Case #15-CMP-00631
License #90464 :
Retailer CR :
Wednesday, January 27, 2016 :

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Wednesday, January 27, 2016

Whereupon, the above-referenced matter
came on for hearing at the Alcoholic Beverage
Control Board, Reeves Center, 2000 14th Street,
N.W., Suite 400S, Washington, D.C. 20009.

1 CHAIRPERSON:

2 DONOVAN ANDERSON

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4 OTHER PERSONS PRESENT

5 RUTHANNE MILLER

6 NICK ALBERTI

7 JAMES SHORT

8 MICHAEL SILVERSTEIN

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10 LOUISE PHILLIPS

11 NORMAN SUMMERS

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

2 CHAIRPERSON ANDERSON: The next case in
3 our show of cause hearings status is #15-CMP-
4 00631. Kitty O'Shea. D.C. License #90464. Will
5 the parties please approach?

6 MS. PHILLIPS: Louise Phillips, Assistant
7 Attorney General for the District of Columbia.
8 Good morning again.

9 MR. SUMMERS: I'm Norman Summers, general
10 manager and given Power of Attorney to negotiate
11 with ABRA.

12 CHAIRPERSON ANDERSON: Have you provided
13 that to the government or to the Board?

14 MR. SUMMERS: Did you get the e-mail?

15 MS. PHILLIPS: Counsel for the government
16 has it and I forwarded it to counsel for the
17 Board last night.

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

20 MS. PHILLIPS: Yes, Mr. Chair, there are
21 indeed. The OIC we have, that the parties have
22 to present to the Board consists of a fine of

1 \$2000 to be paid within 45 days or the license
2 will be suspended.

3 CHAIRPERSON ANDERSON: How many days?
4 I'm sorry.

5 MS. PHILLIPS: 4-5.

6 CHAIRPERSON ANDERSON: 4-5, okay. Mr.
7 Summers. As the representative of the
8 organization it is my understanding that there is
9 an offer in compromise for \$2000 and that the
10 fine will be paid within 45 days and if the fine
11 is not paid within 45 days the establishment's
12 license will be suspended. Is this your
13 understanding of the offer in compromise?

14 MR. SUMMERS: Yes, sir.

15 CHAIRPERSON ANDERSON: And as a
16 representative of the organization are you aware
17 that by accepting this offer in compromise that
18 you waive your rights to a hearing?

19 MR. SUMMERS: Yes.

20 CHAIRPERSON ANDERSON: And that you are
21 also waiving your right to an appeal?

22 MR. SUMMERS: Yes, sir.

1 CHAIRPERSON ANDERSON: All right. We
2 have any Board members who have any questions
3 regarding this offer in compromise? [No audible
4 response.] Then I make a motion that we accept
5 the offer in compromise for \$2000 payable in 45
6 days and if not paid in 45 days the license will
7 be suspended. Is there a second?

8 MR. ALBERTI: Second.

9 CHAIRPERSON ANDERSON: Mr. Alberti has
10 seconded the motion. Those in favor say "aye."
11 Chorus of ayes. Those opposed? [No audible
12 response.] The matter passes 5-0-0. Thank you.
13 Ms. Walker will provide you with the documents.
14 [Whereupon, the above-entitled matter was
15 concluded.]