



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

2:03 p.m.

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3 CHAIRPERSON MILLER: All right. We  
4 are back on the record for our agendas for  
5 January 28, 2015.

6 The first item on the agenda, on our  
7 Investigative Agenda, is Case No. 15-251-00007,  
8 Chuck & Bill Bison Lounge located at 2718 Georgia  
9 Avenue, N.W., License No. ABRA-014759.

10 This establishment was closed by the  
11 Chief of Police and we have before us a decision  
12 to continue the suspension pursuant to 25-826.

13 And I would move that we do suspend  
14 the license pursuant to 25-826 on grounds that  
15 the establishment presents an imminent danger--

16 MEMBER BROOKS: Second.

17 CHAIRPERSON MILLER: -- to the health  
18 and safety of the public. Okay. Mr. Brooks has  
19 seconded the motion.

20 All those in favor say aye.

21 ALL: Aye.

22 CHAIRPERSON MILLER: All those

1       opposed? All those abstaining? The motion  
2       passes 5-0-0.

3               Okay. Next we go to the Legal Agenda.  
4       And we have one item on the Legal Agenda. It's a  
5       letter of complaint regarding violations of  
6       settlement agreement dated January 25, 2014  
7       submitted by Elwyn Ferris on behalf of the Shaw/  
8       Dupont Citizens Alliance. And it's in reference  
9       to Lupo Verde located at 1401 T Street, N.W.,  
10      License No. 088527.

11              This is an FYI, so no vote is required  
12      on this. And I believe that we saw this earlier  
13      on our Investigative Agenda and didn't see that  
14      any action was required at this time.

15              Okay. That's the Legal Agenda. Then  
16      we go to the Licensing Agenda.

17              Okay. The first item is a request for  
18      safekeeping of a license by New Town Kitchen and  
19      Lounge located at 1336 U Street, N.W., License  
20      No. 093095.

21              I move that we approve this  
22      application for a period of six months. Do I

1 have a second?

2 MEMBER RODRIGUEZ: Second.

3 CHAIRPERSON MILLER: Mr. Rodriguez  
4 seconded the motion.

5 All those in favor say aye.

6 ALL: Aye.

7 CHAIRPERSON MILLER: All those  
8 opposed? All those abstaining? The motion  
9 passes 5-0-0.

10 No. 2 is an application for  
11 safekeeping of license for Temporary Works, it's  
12 an original request. Temporary Works is located  
13 at 1017 7th Street, N.W., License No. 090570.

14 I move that we approve this request  
15 for a period of six months. Do I have a second?

16 MEMBER BROOKS: Second.

17 CHAIRPERSON MILLER: Mr. Brooks has  
18 seconded the motion.

19 All those in favor say aye.

20 ALL: Aye.

21 CHAIRPERSON MILLER: All those  
22 opposed? All those abstaining? The motion

1 passes 5-0-0.

2 No. 3 is an application for  
3 safekeeping of license by Tel'Veh Cafe & Wine Bar  
4 located at 401 Massachusetts Avenue, License No.  
5 087302.

6 I move that we approve for a period of  
7 six months. Do I have a second?

8 MEMBER BROOKS: Second.

9 CHAIRPERSON MILLER: Mr. Brooks has  
10 seconded the motion.

11 All those in favor say aye.

12 ALL: Aye.

13 CHAIRPERSON MILLER: All those  
14 opposed? All those abstaining? The motion  
15 passes 5-0-0.

16 No. 4 is an application for a  
17 safekeeping of license. It's an original  
18 request. It's for Grand Slam located at 1000 H  
19 Street, N.W., License No. 087638.

20 I move that we approve this  
21 application for a period of six months. Do I  
22 have a second?

1 MEMBER BROOKS: Second.

2 CHAIRPERSON MILLER: Mr. Brooks has  
3 seconded the motion.

4 All those in favor say aye.

5 ALL: Aye.

6 CHAIRPERSON MILLER: All those  
7 opposed? All those abstaining? The motion  
8 passes 5-0-0.

9 And No. 5 is an application for  
10 safekeeping of license. It's an original request  
11 for The Passenger & Columbia Room located at 1021  
12 7th Street, N.W., License No. 072746.

13 I move that we approve for a period of  
14 six months. Do I have a second?

15 MEMBER BROOKS: Second.

16 CHAIRPERSON MILLER: Mr. Brooks has  
17 seconded the motion.

18 All those in favor say aye.

19 ALL: Aye.

20 CHAIRPERSON MILLER: All those  
21 opposed? All those abstaining? The motion  
22 passes 5-0-0.

1 I just want to comment that all of  
2 these that I have read so far are original  
3 requests, so if I didn't say that earlier, I want  
4 to note that now.

5 Okay. No. 6 is an application for  
6 safekeeping. It's an original request. It's for  
7 Levante's located at 1320 19th Street, N.W.,  
8 License No. 091129.

9 I move that we approve for a period of  
10 six months. Do I have a second?

11 MEMBER RODRIGUEZ: Second.

12 CHAIRPERSON MILLER: Mr. Rodriguez has  
13 seconded the motion.

14 All those in favor say aye.

15 ALL: Aye.

16 CHAIRPERSON MILLER: All those  
17 opposed? All those abstaining? The motion  
18 passes 5-0-0.

19 No. 7 is a request for a class change  
20 from C Restaurant to C Tavern. This is for Look  
21 located at 1909 K Street, N.W., License No.  
22 077812.

1 I move that we placard this  
2 application. Do I have a second?

3 MEMBER BROOKS: Second.

4 CHAIRPERSON MILLER: Mr. Brooks has  
5 seconded the motion.

6 All those in favor say aye.

7 ALL: Aye.

8 CHAIRPERSON MILLER: All those  
9 opposed? All those abstaining? The motion  
10 passes 5-0-0.

11 No. 8 is a request for a change of  
12 hours to go to 4:00 a.m. and this is for Eclipse  
13 Restaurant and Nightclub located at 2820  
14 Bladensburg Road, N.E., License No. 075424.

15 I move that we have a Fact-Finding  
16 Hearing on this request.

17 MEMBER SILVERSTEIN: Second.

18 CHAIRPERSON MILLER: Mr. Silverstein  
19 has seconded the motion.

20 All those in favor say aye.

21 ALL: Aye.

22 CHAIRPERSON MILLER: All those

1       opposed? All those abstaining? The motion  
2       passes 5-0-0.

3               Okay. Next, we have a Supplemental  
4       Licensing Agenda.

5               No. 1 is a request for a refund of  
6       \$2,805 for a canceled license. This is for Grand  
7       Cata located at 400 K Street, N.W., License No.  
8       096199.

9               I move that we deny this application.  
10       Do I have a second?

11               MEMBER BROOKS: Second.

12               CHAIRPERSON MILLER: Mr. Brooks has  
13       seconded the motion. It has been the policy of  
14       this office that we do not grant refunds for  
15       canceled licenses.

16               All those in favor then to deny say  
17       aye.

18               ALL: Aye.

19               CHAIRPERSON MILLER: All those  
20       opposed? All those abstaining? The motion  
21       passes 5-0-0.

22               No. 2 is a request for approval to

1 provide gifts more than \$50 but do not exceed  
2 \$500. This is by Washington Wholesaler Liquor  
3 Company located at 2800 V Street, N.E., License  
4 No. 060518.

5 I move that we approve this request.  
6 Do I have a second?

7 MEMBER SILVERSTEIN: Second.

8 CHAIRPERSON MILLER: Mr. Silverstein  
9 has seconded the motion.

10 All those in favor say aye.

11 ALL: Aye.

12 CHAIRPERSON MILLER: All those  
13 opposed? All those abstaining? The motion  
14 passes 5-0-0.

15 No. 3 is a request for approval to  
16 provide gifts of more than \$50 but not to exceed  
17 \$500 to Willard Associates. This is by Kentucky  
18 Distillers' Association of Frankfort, KY.

19 I move that we approve this  
20 application. Do I have a second?

21 MEMBER RODRIGUEZ: Second.

22 CHAIRPERSON MILLER: Mr. Rodriguez has

1 seconded the motion.

2 All those in favor say aye.

3 ALL: Aye.

4 CHAIRPERSON MILLER: All those  
5 opposed? All those abstaining? The motion  
6 passes 5-0-0.

7 Okay. Then we have a Vacating Orders  
8 Agenda.

9 I move that we vacate the following  
10 orders to cease and desist previously issued on  
11 January 21, 2015:

12 ABRA No. 093115, which is Lucky Corner  
13 Store and it's a Grocery B located at 5433  
14 Georgia Avenue, N.W.

15 I move that we approve vacating this  
16 order. Do I have a second?

17 MEMBER BROOKS: Second.

18 CHAIRPERSON MILLER: Mr. Brooks has  
19 seconded the motion.

20 All those in favor say aye.

21 ALL: Aye.

22 CHAIRPERSON MILLER: All those

1       opposed? All those abstaining? The motion  
2       passes 4-0-0.

3                   And this will be set forth in Board  
4       Order 034.

5                   We finally have a Cancellation Agenda.

6                   The first item on the Cancellation  
7       Agenda is ABRA No. 076125, Sisy's located at 3911  
8       14th Street, N.W. The establishment appears to  
9       have ceased operations. The licensee was advised  
10      via USPS in a letter dated 11/21/2014 to place  
11      the license in safekeeping within 10 days and the  
12      letter was returned undeliverable.

13                   So I move to cancel this license. Do  
14      I have a second?

15                   MEMBER SHORT: Second.

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

18                   All those in favor say aye.

19                   ALL: Aye.

20                   CHAIRPERSON MILLER: All those  
21      opposed? All those abstaining? The motion  
22      passes 5-0-0.

1                   And this will be set forth in Board  
2 Order No. 031.

3                   Finally on our calendar for  
4 cancellation is ABRA No. 060595, H Street Liquor  
5 located at 303 H Street, N.E. This license was  
6 already canceled in Board Order No. 2013-101.

7                   Okay. That completes our agendas.  
8 And we have left to vote on our closed meetings  
9 for next week.

10                   As Chairperson of the Alcoholic  
11 Beverage Control Board for the District of  
12 Columbia and in accordance with Section 405 of  
13 the Open Meetings Amendment Act of 2010, I move  
14 that the ABC Board hold a closed meeting on  
15 February 4, 2015 for the purpose of seeking legal  
16 advice from our counsel on the matters identified  
17 on the Board's Agenda for February 4, 2015 as  
18 published in the D.C. Register on January 30,  
19 2015.

20                   Is there a second?

21                   MEMBER SILVERSTEIN: Second.

22                   CHAIRPERSON MILLER: Mr. Silverstein

1 seconded the motion. I'll now take a roll call  
2 vote on the motion before us now that it has been  
3 seconded.

4 Mr. Brooks?

5 MEMBER BROOKS: I agree.

6 CHAIRPERSON MILLER: Mr. Rodriguez?

7 MEMBER RODRIGUEZ: I agree.

8 CHAIRPERSON MILLER: Ms. Miller  
9 agrees.

10 Mr. Silverstein?

11 MEMBER SILVERSTEIN: I agree.

12 CHAIRPERSON MILLER: Mr. Short?

13 MEMBER SHORT: I agree. Madam Chair,  
14 I might just add for the February 4th meeting, I  
15 have Jury Duty. I would like to ask to be  
16 formally excused.

17 CHAIRPERSON MILLER: Okay.

18 MEMBER SHORT: For the purposes of  
19 attending Jury Duty.

20 CHAIRPERSON MILLER: Yes.

21 MEMBER SHORT: Thank you.

22 CHAIRPERSON MILLER: Okay. We will

1 miss you. Okay.

2 As it appears the motion has passed,  
3 I hereby give notice that the ABC Board will hold  
4 this aforementioned closed meeting pursuant to  
5 the Open Meetings Amendment Act of 2010. Notice  
6 will also be posted on the ABC Board hearing room  
7 bulletin board, placed on the electronic calendar  
8 on ABRA's website and published in the DC  
9 Register in as timely a manner as practicable.

10 As Chairperson of the Alcoholic  
11 Beverage Control Board for the District of  
12 Columbia and in accordance with Section 405 of  
13 the Open Meetings Amendment Act of 2010, I move  
14 that the ABC Board hold a closed meeting on  
15 February 4, 2015 for the purpose of discussing  
16 and hearing reports concerning ongoing or planned  
17 investigations of alleged criminal or civil  
18 misconduct or violations of law or regulations  
19 and seeking legal advice from our counsel on the  
20 Board's Investigative Agenda for February 4, 2015  
21 as published in the DC Register on January 30,  
22 2015.

1 Is there a second?

2 MEMBER BROOKS: Second.

3 CHAIRPERSON MILLER: Mr. Brooks has  
4 seconded the motion. I'll now take a roll call  
5 vote on the motion before us now that it has been  
6 seconded.

7 Mr. Brooks?

8 MEMBER BROOKS: I agree.

9 CHAIRPERSON MILLER: Mr. Rodriguez?

10 MEMBER RODRIGUEZ: I agree.

11 CHAIRPERSON MILLER: Ms. Miller  
12 agrees.

13 Mr. Silverstein?

14 MEMBER SILVERSTEIN: I agree.

15 CHAIRPERSON MILLER: Mr. Short?

16 MEMBER SHORT: I agree.

17 CHAIRPERSON MILLER: It appears that  
18 the motion has passed by a 5-0-0 vote. I hereby  
19 give notice that the ABC Board will hold this  
20 aforementioned closed meeting pursuant to the  
21 Open Meetings Amendment Act of 2010. Notice will  
22 also be posted on the ABC Board hearing room

1 bulletin board, placed on the electronic calendar  
2 on ABRA's website and published in the DC  
3 Register in as timely a manner as practicable.

4 And that concludes our business for  
5 January 28, 2015 and we are adjourned.

6 (Whereupon, the A.B.R.A. Agenda in the  
7 above-entitled matter was concluded at 2:16 p.m.)

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<p><b>\$2,805</b> 9:6  <b>\$50</b> 10:1,16  <b>\$500</b> 10:2,17  <b>A.B.R.A</b> 1:6 17:6  <b>a.m</b> 8:12  <b>ABC</b> 13:14 15:3,6,14  16:19,22  <b>above-entitled</b> 17:7  <b>ABRA</b> 11:12 12:7 13:4  <b>ABRA's</b> 15:8 17:2  <b>ABRA-014759</b> 2:9  <b>abstaining</b> 3:1 4:8,22  5:14 6:7,21 7:17 8:9  9:1,20 10:13 11:5  12:1,21  <b>Act</b> 13:13 15:5,13 16:21  <b>action</b> 3:14  <b>add</b> 14:14  <b>adjourned</b> 17:5  <b>advice</b> 13:16 15:19  <b>advised</b> 12:9  <b>mentioned</b> 15:4  16:20  <b>agenda</b> 1:6,6 2:6,7 3:3  3:4,13,15,16 9:4 11:8  12:5,7 13:17 15:20  17:6  <b>agendas</b> 2:4 13:7  <b>agree</b> 14:5,7,11,13 16:8  16:10,14,16  <b>agreement</b> 3:6  <b>agrees</b> 14:9 16:12  <b>Alcoholic</b> 1:2,11,11  13:10 15:10  <b>alleged</b> 15:17  <b>Alliance</b> 3:8  <b>Amendment</b> 13:13 15:5  15:13 16:21  <b>appears</b> 12:8 15:2  16:17  <b>application</b> 3:22 4:10  5:2,16,21 6:9 7:5 8:2  9:9 10:20  <b>approval</b> 9:22 10:15  <b>approve</b> 3:21 4:14 5:6  5:20 6:13 7:9 10:5,19  11:15  <b>Associates</b> 10:17  <b>Association</b> 10:18  <b>attending</b> 14:19  <b>Avenue</b> 2:9 5:4 11:14  <b>aye</b> 2:20,21 4:5,6,19,20  5:11,12 6:4,5,18,19  7:14,15 8:6,7,20,21  9:17,18 10:10,11 11:2  11:3,20,21 12:18,19</p>	<p><b>B</b> 11:13  <b>back</b> 2:4  <b>Bar</b> 5:3  <b>behalf</b> 3:7  <b>believe</b> 3:12  <b>Beverage</b> 1:2,11,11  13:11 15:11  <b>Bill</b> 2:8  <b>Bison</b> 2:8  <b>Bladensburg</b> 8:14  <b>board</b> 1:2,11 12:3 13:1  13:6,11,14 15:3,6,7  15:11,14 16:19,22  17:1  <b>Board's</b> 13:17 15:20  <b>Brooks</b> 1:16 2:16,18  4:16,17 5:8,9 6:1,2,15  6:16 8:3,4 9:11,12  11:17,18 14:4,5 16:2  16:3,7,8  <b>Building</b> 1:12  <b>bulletin</b> 15:7 17:1  <b>business</b> 17:4</p>	<p><b>comment</b> 7:1  <b>Company</b> 10:3  <b>complaint</b> 3:5  <b>completes</b> 13:7  <b>concerning</b> 15:16  <b>concluded</b> 17:7  <b>concludes</b> 17:4  <b>continue</b> 2:12  <b>Control</b> 1:2,11,11 13:11  15:11  <b>Corner</b> 11:12  <b>counsel</b> 13:16 15:19  <b>criminal</b> 15:17</p>	<p><b>Georgia</b> 2:8 11:14  <b>gifts</b> 10:1,16  <b>give</b> 15:3 16:19  <b>go</b> 3:3,16 8:12  <b>Grand</b> 5:18 9:6  <b>grant</b> 9:14  <b>Grocery</b> 11:13  <b>grounds</b> 2:14</p>
<p><b>C</b> 7:20,20  <b>Cafe</b> 5:3  <b>calendar</b> 13:3 15:7 17:1  <b>call</b> 14:1 16:4  <b>cancel</b> 12:13  <b>canceled</b> 9:6,15 13:6  <b>cancellation</b> 12:5,6  13:4  <b>Case</b> 2:7  <b>Cata</b> 9:7  <b>cease</b> 11:10  <b>ceased</b> 12:9  <b>Chair</b> 14:13  <b>Chairperson</b> 1:12,16  2:3,17,22 4:3,7,17,21  5:9,13 6:2,6,16,20  7:12,16 8:4,8,18,22  9:12,19 10:8,12,22  11:4,18,22 12:16,20  13:10,22 14:6,8,12,17  14:20,22 15:10 16:3,9  16:11,15,17  <b>change</b> 7:19 8:11  <b>Chief</b> 2:11  <b>Chuck</b> 2:8  <b>Citizens</b> 3:8  <b>civil</b> 15:17  <b>class</b> 7:19  <b>closed</b> 2:10 13:8,14  15:4,14 16:20  <b>Columbia</b> 1:1 6:11  13:12 15:12</p>	<p><b>D</b>  <b>D.C</b> 1:12 13:18  <b>danger</b> 2:15  <b>dated</b> 3:6 12:10  <b>days</b> 12:11  <b>DC</b> 15:8,21 17:2  <b>decision</b> 2:11  <b>deny</b> 9:9,16  <b>desist</b> 11:10  <b>discussing</b> 15:15  <b>Distillers</b> 10:18  <b>District</b> 1:1 13:11 15:11  <b>DONALD</b> 1:16  <b>Dupont</b> 3:8  <b>Duty</b> 14:15,19</p>	<p><b>H</b>  <b>H</b> 5:18 13:4,5  <b>health</b> 2:17  <b>hearing</b> 1:6,11 8:16  15:6,16 16:22  <b>HECTOR</b> 1:17  <b>hold</b> 13:14 15:3,14  16:19  <b>hours</b> 8:12</p>	
<p><b>E</b>  <b>earlier</b> 3:12 7:3  <b>Eclipse</b> 8:12  <b>electronic</b> 15:7 17:1  <b>Elwyn</b> 3:7  <b>establishment</b> 2:10,15  12:8  <b>exceed</b> 10:1,16  <b>excused</b> 14:16</p>	<p><b>F</b>  <b>Fact-Finding</b> 8:15  <b>far</b> 7:2  <b>favor</b> 2:20 4:5,19 5:11  6:4,18 7:14 8:6,20  9:16 10:10 11:2,20  12:18  <b>February</b> 13:15,17  14:14 15:15,20  <b>Ferris</b> 3:7  <b>finally</b> 12:5 13:3  <b>first</b> 2:6 3:17 12:6  <b>following</b> 11:9  <b>formally</b> 14:16  <b>forth</b> 12:3 13:1  <b>Frankfort</b> 10:18  <b>FYI</b> 3:11</p>	<p><b>I</b>  <b>identified</b> 13:16  <b>imminent</b> 2:15  <b>investigations</b> 15:17  <b>Investigative</b> 2:7 3:13  15:20  <b>issued</b> 11:10  <b>item</b> 2:6 3:4,17 12:6</p>	
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