

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

IN THE MATTER OF: :

Inner Circle 1413, LLC :
 t/a Tattoo : Show Cause
 1413 K Street, NW : Hearing
 Retailer CN - ANC-2F : (Status)
 License No. 75156 :
 Case #14-CC-00107 :
 (Sale to Minor Violation, :
 Failed to Take Steps Necessary :
 to Ascertain Legal Drinking Age) :

January 28, 2015

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
 NICK ALBERTI, Member
 DONALD BROOKS, Member
 MIKE SILVERSTEIN, Member
 HECTOR RODRIGUEZ, Member
 JAMES SHORT, Member

ALSO PRESENT:

FERNANDO RIVERO, OAG

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

2 9:50 a.m.

3 CHAIRPERSON MILLER: Okay. Good
4 morning, ladies and gentlemen. I would like to
5 welcome you to the regularly scheduled meeting of
6 the District of Columbia's Alcoholic Beverage
7 Control Board. Today is January 28, 2015.

8 My name is Ruthanne Miller. I'm the
9 Chairperson. Joining me to my far right is Mr.
10 Donald Brooks. Next to Mr. Brooks is Mr. Nick
11 Alberti. And next to Mr. Alberti is Mr. Hector
12 Rodriguez.

13 MEMBER RODRIGUEZ: Good morning.

14 CHAIRPERSON MILLER: To my left is Mr.
15 James Short and joining us momentarily to my
16 immediate left will be Mike Silverstein. So
17 there will be six Members in attendance this
18 morning and three constitute a quorum.

19 Copies of today's hearing calendar and
20 agenda are available at the receptionist desk.
21 Please be aware that these proceedings are being
22 recorded by a court reporter. Accordingly, we

1 must ask you to refrain from any disruptive
2 noises in the hearing room such as electronic
3 devices, pagers, cell phones or such. Please
4 make certain they are turned off.

5 When I call your case, please, come
6 forward and take a seat at the table. You will
7 notice that there is a piece of paper on each
8 table for you to sign-in. This is to ensure the
9 correct spelling of your name for the record.

10 The Open Meetings Act requires that
11 the public hearing on each case be open to the
12 public. The Board may, consistent with Section
13 405(b) of the Open Meetings Act, enter a closed
14 meeting during or after the public hearing on a
15 case to consult with an attorney to obtain legal
16 advice, discuss settlement agreements or
17 deliberate upon a decision in an adjudication
18 proceeding.

19 Okay. That concludes my introductory
20 remarks and we can turn to this morning's
21 calendar.

22 The first case on the calendar is Case

1 No. 14-CC-00107, Tattoo located at 1413 K Street,
2 N.W., License No. 75156, in ANC-2F.

3 MR. RIVERO: Good morning, Board
4 Members. Fernando Rivero for the District of
5 Columbia standing in for Louise Phillips.

6 CHAIRPERSON MILLER: Okay.

7 MR. REHMAN: Good morning, Michael
8 Romeo Rehman, Tattoo.

9 CHAIRPERSON MILLER: Good morning.

10 MR. REHMAN: Turn it off? Is it on?

11 CHAIRPERSON MILLER: The green light
12 should come on.

13 MR. REHMAN: Okay. Michael Romeo
14 Rehman.

15 CHAIRPERSON MILLER: Mr. Rehman, did
16 you get notice of this hearing?

17 MR. REHMAN: Yes, I did.

18 CHAIRPERSON MILLER: All right. Did
19 you read it and understand it?

20 MR. REHMAN: Yes, I did.

21 CHAIRPERSON MILLER: Okay. So notice
22 is not an issue in this case.

1 MR. REHMAN: Yes.

2 CHAIRPERSON MILLER: Okay. Are there
3 any preliminary matters?

4 MR. RIVERO: Yes.

5 CHAIRPERSON MILLER: Okay.

6 MR. RIVERO: Board Members the parties
7 have an Offer in Compromise to present to the
8 Board, at this time.

9 CHAIRPERSON MILLER: All right.

10 MR. RIVERO: The terms are a fine of
11 \$3,000 payable in 30 days. A five day suspension
12 stayed for one year pending no further
13 violations. Dismissal of Charge 2. Indulgence a
14 moment?

15 CHAIRPERSON MILLER: Yes.

16 MR. RIVERO: And payment is required
17 within 30 days or the license will be suspended
18 until payment is received.

19 CHAIRPERSON MILLER: Okay. Good.

20 MR. RIVERO: Those are the terms of
21 the Offer in Compromise.

22 CHAIRPERSON MILLER: Okay. Mr.

1 Rehman, I want to repeat the offer as I heard it
2 and you can let me know whether you agree with
3 that. And that would be for Charge 1 a penalty
4 of \$3,000 to be paid within 30 days. And if it's
5 not paid within 30 days, the license would be
6 suspended.

7 Also five days suspension, but the
8 five days would be stayed pending no further
9 violations within a year and dismissal of Charge
10 2.

11 Do you agree to that Offer in
12 Compromise?

13 MR. REHMAN: Yes. Can I say something
14 to just -- about the -- since -- I mean, I don't
15 know if you read the charges or not. The doorman
16 no longer works there and -- ever since that
17 happened. It's a small place. I also got TIPS
18 training for everybody and I can send those
19 certificate in if you guys need them.

20 So since this happened, we did --
21 those are the precautions we have taken. The guy
22 that let those people in, he no longer works for

1 us.

2 CHAIRPERSON MILLER: Okay. That's
3 good to hear. Okay. And do --

4 MR. REHMAN: This is my first offense,
5 sorry, in the seven years we have been there.

6 CHAIRPERSON MILLER: Okay. And you
7 agree to the terms of the Offer in Compromise?

8 MR. REHMAN: Yes.

9 CHAIRPERSON MILLER: And do you
10 understand that you waive your right to a
11 hearing?

12 MR. REHMAN: Yes.

13 CHAIRPERSON MILLER: And you waive
14 your right to appeal the terms?

15 MR. REHMAN: Yes.

16 CHAIRPERSON MILLER: Okay.

17 MR. REHMAN: Thank you.

18 CHAIRPERSON MILLER: All right. Any
19 questions by Board Members?

20 MEMBER SHORT: I would just like to
21 make a comment.

22 CHAIRPERSON MILLER: Yes?

1 MEMBER SHORT: Good morning, sir.

2 MR. REHMAN: Good morning.

3 MEMBER SHORT: And I'm glad to hear
4 that you have taken the proper steps to make sure
5 this doesn't occur again with the TIPS training
6 and all. Underage drinking is a major problem in
7 our community and we thank good business persons
8 like yourself for taking the proper steps to see
9 that this doesn't happen again.

10 MR. REHMAN: Thank you.

11 MEMBER SHORT: Thank you. Thank you,
12 Madam Chair.

13 CHAIRPERSON MILLER: Okay. Anything
14 else? All right. Then at this time, I'm going
15 to move that we approve the Offer in Compromise
16 of a \$3,000 fine to be paid within 30 days. If
17 not paid within 30 days, the license will be
18 suspended until paid and the license will be
19 suspended for five days, but that suspension will
20 be stayed pending no further violations within a
21 year. And Charge 2 will be dismissed. Do I have
22 a second?

1 MEMBER BROOKS: I 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 6-0-0.

9 MR. RIVERO: Thank you.

10 CHAIRPERSON MILLER: Okay. Thank you.

11 MR. REHMAN: Thank you.

12 CHAIRPERSON MILLER: Okay. Thank you.

13 (Whereupon, the Show Cause (Status)

14 Hearing in the above-entitled matter was

15 concluded at 9:56 a.m.)

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