

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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MEETING

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IN THE MATTER OF:

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Case #12-CMP-00394

:

Albo Corp.

: Show

t/a Eleven Market

: Cause

1936 11th Street, N.W.

: Hearing

License # 60236

: (Status)

Retailer B

:

ANC 1B

:

Violation of Voluntary

:

Agreement, Failed to Make a

:

Copy of Voluntary Agreement

:

Immediately Accessible

:

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FEBRUARY 6, 2013

The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., 4th Floor, Washington, D.C.

20009, Chairperson Miller, presiding.

PRESENT

RUTHANNE MILLER, Chairperson

NICK ALBERTI, Member

DONALD BROOKS, Member

MICHAEL SILVERSTEIN, Member

ALSO PRESENT

LOUISE PHILLIPS, OAG

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

10:03 a.m.

CHAIRPERSON MILLER: The next case on our calendar is Case Number 12-CMP-00394, Eleven Market located at 1936 11th Street, N.W., License Number 60236 in ANC 1B.

Good morning.

MS. DESTA: Good morning.

CHAIRPERSON MILLER: And would you identify yourself for the record please?

MS. DESTA: Desta D-E-S-T-A.

CHAIRPERSON MILLER: Desta?

MS. DESTA: Yes.

CHAIRPERSON MILLER: Is that your first name or your last name?

MS. DESTA: My last name.

CHAIRPERSON MILLER: Okay. That's Desta and are you the owner?

MS. DESTA: Yes.

CHAIRPERSON MILLER: All right.

MR. PASCAL: Paul Pascal, Pascal & Weiss. I understand you were up late last

1 evening.

2 CHAIRPERSON MILLER: Yes, we were
3 and for the Government?

4 MS. PHILLIPS: Louise Phillips,
5 Assistant Attorney General for the District of
6 Columbia.

7 CHAIRPERSON MILLER: Okay. So,
8 this is a show cause status hearing. Did you
9 receive notice of the hearing?

10 MS. DESTA: Yes.

11 CHAIRPERSON MILLER: Did you read
12 it?

13 MS. DESTA: Yes.

14 CHAIRPERSON MILLER: Did you
15 understand it?

16 MS. DESTA: Yes.

17 CHAIRPERSON MILLER: And do you
18 waive the Board's reading of that notice into
19 the record?

20 MS. DESTA: Yes.

21 CHAIRPERSON MILLER: Okay. Ms.
22 Phillips, do we have any preliminary matters?

1 MS. PHILLIPS: Yes, we do. The
2 parties have considered an offer in compromise
3 to present to the Board of \$750 for a fine to
4 be paid in --

5 MR. PASCAL: Paid today.

6 MS. PHILLIPS: Today.

7 CHAIRPERSON MILLER: Okay. Do you
8 want to break it down before the Board?

9 MS. PHILLIPS: Certainly, Madam
10 Chair. Charge one \$500. Charge two \$250.

11 CHAIRPERSON MILLER: Okay. Ms.
12 Desta, do you agree to that offer in
13 compromise of \$750 to be paid today?

14 MS. DESTA: Yes.

15 CHAIRPERSON MILLER: Okay. Any
16 questions by Board Members?

17 MR. PASCAL: I would like to make
18 a comment.

19 CHAIRPERSON MILLER: Okay.

20 MR. PASCAL: I had another matter
21 where rolling paper was involved and I'm
22 finding that it's coming from Washington Cash

1 and Carry and apparently, they're advertising
2 that it can be sold by merchants.

3 So, through my other client, I've
4 sent a copy of the law to Washington Cash and
5 Carry and hopefully, you know, that would stop
6 the supply of the product.

7 They believe that they could buy
8 it because it was offered for sale there.

9 CHAIRPERSON MILLER: Okay. Thank
10 you. Anything else?

11 Okay. Then I would move that we
12 accept this offer in compromise of \$750 to be
13 paid today covering both charges.

14 Do I have second?

15 MEMBER SILVERSTEIN: Second.

16 CHAIRPERSON MILLER: Mr.
17 Silverstein seconded the motion. All those in
18 favor say aye.

19 (Ayes.)

20 CHAIRPERSON MILLER: All those
21 opposed? All those abstaining? The motion
22 passes by a vote of 4-0-0 to accept the offer

1 in compromise.

2 MR. PASCAL: Thank you.

3 CHAIRPERSON MILLER: Thank you
4 very much.

5 (Whereupon, at 10:06 a.m., the
6 hearing was adjourned.)

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A	client 5:3 Columbia 1:1 3:6 coming 4:22 comment 4:18 compromise 4:2,13 5:12 6:1 considered 4:2 Control 1:2,14,14 copy 1:10 5:4 Corp 1:6 covering 5:13	involved 4:21	owner 2:18	T
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