

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
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MEETING

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IN THE MATTER OF: :  
 :  
Daisuke Utagawa :  
t/a Sushi-ko :  
2309 Wisconsin Avenue, NW : Show Cause  
Retailer Class CR : Hearing  
License No. 12457 :  
Case No. 11-CMP-00275 :  
ANC 3B :  
Failed to File Quarterly :  
Statements :  
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FEBRUARY 15, 2012

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th

Street, N.W., Washington, D.C., Ruthanne Miller, Chairperson, presiding.

PRESENT

RUTHANNE MILLER, Chairperson  
NICK ALBERTI, Member  
DONALD BROOKS, Member

HERMAN JONES, Member  
JEANNETTE MOBLEY, Member  
CALVIN NOPHLIN, Member  
MIKE SILVERSTEIN, Member

ALSO PRESENT

AMY SCHMIDT, OIG

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

11:25 a.m.

CHAIRPERSON MILLER: And then the next case is scheduled for a show cause hearing. That's case No. 11-CMP-00275. That's Sushi-ko at 2309 Wisconsin Avenue, N.W., License No. 12457 in ANC 3B.

Okay. Thanks for your patience. Are the parties here in this matter?

MR. GRAVATT: Yes, ma'am.

MS. SCHMIDT: Good morning. Amy Schmidt, Assistant Attorney General on behalf of the District of Columbia.

CHAIRPERSON MILLER: Okay.

MR. GRAVATT: Russell Gravatt on behalf of Sushi-ko.

MEMBER MOBLEY: I'm sorry, Russell, what was the last name?

MR. GRAVATT: Gravatt. It's G-R-A, V as in Victor, A-T-T.

MEMBER MOBLEY: Thank you.

CHAIRPERSON MILLER: Okay. Do we

1 have any preliminary matters here?

2 MS. SCHMIDT: Yes, first of all --

3 CHAIRPERSON MILLER: One second.

4 Mr. Gravatt?

5 MR. GRAVATT: Yes.

6 CHAIRPERSON MILLER: I'm sorry,  
7 could you tell us what your relation is to the  
8 establishment?

9 MR. GRAVATT: I'm the general  
10 manager of the restaurant and also the  
11 bookkeeper.

12 CHAIRPERSON MILLER: Okay. And do  
13 you have authorization to appear on behalf of  
14 the establishment?

15 MR. GRAVATT: I gave you --

16 MS. SCHMIDT: Yes, we gave copies  
17 to the Board. We printed copies for the  
18 Board.

19 MR. GRAVATT: A power of attorney.

20 CHAIRPERSON MILLER: Okay. And I  
21 didn't see it, but I take your work for it.

22 MEMBER ALBERTI: Well, make sure

1 it has a copy.

2 MS. SCHMIDT: I have a copy here.  
3 Ms. Walker copies.

4 CHAIRPERSON MILLER: Okay. Good.  
5 Okay. And do we have any preliminary matters?

6 MS. SCHMIDT: Yes, we do. We have  
7 an OIC to present to the Board.

8 CHAIRPERSON MILLER: Okay. This  
9 will be a \$750 fine to be paid within 14 days.

10 CHAIRPERSON MILLER: Seven hundred  
11 fifty dollar fine paid within 14 days?

12 MS. SCHMIDT: Fourteen days, yes.

13 CHAIRPERSON MILLER: Okay. Mr.  
14 Gravatt, is that your understanding on --

15 MR. GRAVATT: Yes, ma'am.

16 CHAIRPERSON MILLER: Okay. And do  
17 you understand that you waive your right to a  
18 hearing --

19 MR. GRAVATT: Yes, ma'am.

20 CHAIRPERSON MILLER: -- if we  
21 accept this? Okay. Do Board members have any  
22 questions with respect to this OIC?

1 (No audible response.)

2 CHAIRPERSON MILLER: Okay. Then  
3 I'm going to repeat it and call a vote on it.

4 As I understand it, we have an OIC  
5 in this case for \$750 fine to be paid within  
6 14 days. I move that we accept it. Do I have  
7 a second?

8 MEMBER MOBLEY: Second.

9 CHAIRPERSON MILLER: Any comments  
10 from the Board?

11 (No audible response.)

12 CHAIRPERSON MILLER: Okay. All  
13 those in favor, say aye? Aye.

14 MEMBER ALBERTI: Aye.

15 MEMBER BROOKS: Aye.

16 MEMBER JONES: Aye.

17 MEMBER MOBLEY: Aye.

18 MEMBER NOPHLIN: Aye.

19 MEMBER SILVERSTEIN: Aye.

20 CHAIRPERSON MILLER: All those  
21 opposed?

22 (No audible response.)

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CHAIRPERSON MILLER: All those  
abstaining?

(No audible response.)

CHAIRPERSON MILLER: And the vote  
is 7-0-0 to accept the OIC.

Thank you very much.

MR. WILSON: Thank you.

CHAIRPERSON MILLER: That  
concludes this case.

(Whereupon, the hearing was  
concluded at 11:29 a.m.)

<b>A</b>	<b>copies</b> 3:16,17 4:3 <b>copy</b> 4:1,2 <b>CR</b> 1:8	<b>manager</b> 3:10 <b>matter</b> 1:5 2:9 <b>matters</b> 3:1 4:5 <b>ma'am</b> 2:10 4:15 4:19 <b>MEETING</b> 1:3 <b>Member</b> 1:19,19 1:20,21,21,22 2:17,21 3:22 5:8 5:14,15,16,17,18 5:19 <b>members</b> 4:21 <b>met</b> 1:15 <b>MIKE</b> 1:22 <b>Miller</b> 1:17,18 2:3 2:14,22 3:3,6,12 3:20 4:4,8,10,13 4:16,20 5:2,9,12 5:20 6:1,4,8 <b>MOBLEY</b> 1:21 2:17,21 5:8,17 <b>morning</b> 2:11 <b>move</b> 5:6	<b>presiding</b> 1:17 <b>printed</b> 3:17 <b>P-R-O-C-E-E-D...</b> 2:1	<b>understand</b> 4:17 5:4 <b>understanding</b> 4:14 <b>Utagawa</b> 1:6
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