

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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2408 Wisconsin Ave., LLC :

t/a Mason Inn : Show Cause

2408 Wisconsin Ave., NW : Hearing

Retailer CR - ANC-3B :

License No. 79644 :

Case #12-CMP-00209 :

:

(Noise Violation) :

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February 20, 2013

The Alcoholic Beverage Control

Board met in the Alcoholic Beverage Control

Hearing Room, 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

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

(9:40 a.m.)

CHAIRPERSON MILLER: Good morning, ladies and gentlemen. I would like to welcome you to the regularly scheduled meeting of the District of Columbia's Alcoholic Beverage Control Board.

Today is February 20, 2013. My name is Ruthanne Miller. I'm the Chairperson. Joining me today to my far right is Mr. Donald Brooks, to my immediate right is Mr. Nick Alberti and to my immediate left is Mr. Mike Silverstein.

The Board has four Members in attendance for the conduct of business today with three constituting a quorum.

Copies of today's hearing calendar and agenda are available at the receptionist desk. Please be aware that these proceedings are being recorded by a court reporter. Accordingly, we must ask you to refrain from any disruptive noises or actions in the

1 hearing room.

2 If you have any electronic  
3 devices, pagers, cell phones or such, please,  
4 make certain that they are turned off to avoid  
5 any interruption of the proceedings.

6 Please note when you come forward  
7 to take a seat at the table, you will find a  
8 piece of paper. Please sign that piece of  
9 paper, that will ensure the correct spelling  
10 of your name for the record.

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

20 Okay. We will now turn to today's  
21 morning calendar. I'm just going to go out of  
22 order for one case, because it is very quick,

1 it is a continuance.

2 So I'm going to just skip to Case  
3 No. 12-CMP-00209. It's Mason Inn located at  
4 2408 Wisconsin Avenue, N.W., License No. 79644  
5 in ANC-3B.

6 We have before us a Consent Motion  
7 to continue the Show Cause Hearing.

8 I would move that we grant this  
9 Consent Motion to continue the case to April  
10 13th at 1:30 p.m.

11 Do I have a second?

12 MEMBER SILVERSTEIN: Second.

13 CHAIRPERSON MILLER: Mr.

14 Silverstein has seconded the motion. April  
15 3rd, excuse me. The place on our calendar  
16 where we have an opening is April 3rd.

17 Okay. April 3rd at 1:30 p.m. And  
18 the motion has been seconded.

19 All those in favor say aye.

20 ALL: Aye.

21 CHAIRPERSON MILLER: All those  
22 opposed? All those abstaining? Then the vote

1 is 4-0-0. The Motion for Continuance is  
2 granted and the case is continued to April 3rd  
3 at 1:30 p.m.

4 (Whereupon, the Show Cause Hearing  
5 in the above-entitled matter was concluded at  
6 9:43 a.m.)

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<p style="text-align: center;"><b>A</b></p> <p><b>above-entitled</b> 5:5  <b>abstaining</b> 4:22  <b>Act</b> 3:11,14  <b>actions</b> 2:22  <b>adjudication</b> 3:19  <b>advice</b> 3:17  <b>agenda</b> 2:18  <b>agreements</b> 3:18  <b>Alberti</b> 1:20 2:12  <b>Alcoholic</b> 1:2,13,13 2:6  <b>ANC-3B</b> 1:8 4:5  <b>April</b> 4:9,14,16,17 5:2  <b>attendance</b> 2:15  <b>attorney</b> 3:16  <b>available</b> 2:18  <b>Ave</b> 1:6,7  <b>Avenue</b> 4:4  <b>avoid</b> 3:4  <b>aware</b> 2:19  <b>aye</b> 4:19,20  <b>a.m</b> 2:2 5:6</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>Beverage</b> 1:2,13,13 2:6  <b>Board</b> 1:2,13 2:7 2:14 3:13  <b>Brooks</b> 1:21 2:11  <b>business</b> 2:15</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 2:17 3:21 4:15  <b>case</b> 1:9 3:12,16,22 4:2,9 5:2  <b>Cause</b> 1:6 4:7 5:4  <b>cell</b> 3:3  <b>certain</b> 3:4  <b>Chairperson</b> 1:14 1:19 2:3,9 4:13,21  <b>closed</b> 3:15  <b>COLUMBIA</b> 1:1  <b>Columbia's</b> 2:6  <b>come</b> 3:6</p>	<p><b>concluded</b> 5:5  <b>conduct</b> 2:15  <b>Consent</b> 4:6,9  <b>consistent</b> 3:13  <b>constituting</b> 2:16  <b>consult</b> 3:16  <b>continuance</b> 4:1 5:1  <b>continue</b> 4:7,9  <b>continued</b> 5:2  <b>Control</b> 1:2,13,13 2:7  <b>Copies</b> 2:17  <b>correct</b> 3:9  <b>court</b> 2:20  <b>CR</b> 1:8</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p><b>decision</b> 3:18  <b>deliberate</b> 3:18  <b>desk</b> 2:19  <b>devices</b> 3:3  <b>discuss</b> 3:17  <b>disruptive</b> 2:22  <b>District</b> 1:1 2:6  <b>Donald</b> 1:21 2:10  <b>D.C</b> 1:14</p> <hr/> <p style="text-align: center;"><b>E</b></p> <p><b>electronic</b> 3:2  <b>ensure</b> 3:9  <b>enter</b> 3:14  <b>excuse</b> 4:15</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p><b>far</b> 2:10  <b>favor</b> 4:19  <b>February</b> 1:12 2:8  <b>find</b> 3:7  <b>forward</b> 3:6  <b>four</b> 2:14</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p><b>gentlemen</b> 2:4  <b>go</b> 3:21  <b>going</b> 3:21 4:2  <b>Good</b> 2:3  <b>grant</b> 4:8</p>	<p><b>granted</b> 5:2</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p><b>hearing</b> 1:7,14 2:17 3:1,12,16 4:7 5:4</p> <hr/> <p style="text-align: center;"><b>I</b></p> <p><b>immediate</b> 2:11,12  <b>Inn</b> 1:6 4:3  <b>interruption</b> 3:5</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p><b>Joining</b> 2:10</p> <hr/> <p style="text-align: center;"><b>L</b></p> <p><b>ladies</b> 2:4  <b>left</b> 2:12  <b>legal</b> 3:17  <b>License</b> 1:8 4:4  <b>LLC</b> 1:6  <b>located</b> 4:3</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p><b>Mason</b> 1:6 4:3  <b>matter</b> 1:5 5:5  <b>meeting</b> 1:3 2:5 3:15  <b>Meetings</b> 3:11,14  <b>Member</b> 1:20,21 1:22 4:12  <b>Members</b> 2:14  <b>met</b> 1:13  <b>Mike</b> 1:22 2:12  <b>Miller</b> 1:15,19 2:3 2:9 4:13,21  <b>morning</b> 2:3 3:21  <b>motion</b> 4:6,9,14,18 5:1  <b>move</b> 4:8</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p><b>name</b> 2:9 3:10  <b>Nick</b> 1:20 2:11  <b>Noise</b> 1:10  <b>noises</b> 2:22  <b>note</b> 3:6  <b>NW</b> 1:7  <b>N.W</b> 1:14 4:4</p>	<p style="text-align: center;"><b>O</b></p> <p><b>obtain</b> 3:17  <b>Okay</b> 3:20 4:17  <b>open</b> 3:11,12,14  <b>opening</b> 4:16  <b>opposed</b> 4:22  <b>order</b> 3:22</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>paggers</b> 3:3  <b>paper</b> 3:8,9  <b>phones</b> 3:3  <b>piece</b> 3:8,8  <b>place</b> 4:15  <b>please</b> 2:19 3:3,6,8  <b>PRESENT</b> 1:17  <b>presiding</b> 1:15  <b>proceeding</b> 3:19  <b>proceedings</b> 2:19 3:5  <b>public</b> 3:12,13,15  <b>P-R-O-C-E-E-D-...</b> 2:1  <b>p.m</b> 4:10,17 5:3</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <p><b>quick</b> 3:22  <b>quorum</b> 2:16</p> <hr/> <p style="text-align: center;"><b>R</b></p> <p><b>receptionist</b> 2:18  <b>record</b> 3:10  <b>recorded</b> 2:20  <b>refrain</b> 2:21  <b>regularly</b> 2:5  <b>reporter</b> 2:20  <b>requires</b> 3:11  <b>Retailer</b> 1:8  <b>right</b> 2:10,11  <b>room</b> 1:14 3:1  <b>Ruthanne</b> 1:15,19 2:9</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p><b>scheduled</b> 2:5  <b>seat</b> 3:7  <b>second</b> 4:11,12  <b>seconded</b> 4:14,18</p>	<p><b>Section</b> 3:14  <b>settlement</b> 3:17  <b>Show</b> 1:6 4:7 5:4  <b>sign</b> 3:8  <b>Silverstein</b> 1:22 2:13 4:12,14  <b>skip</b> 4:2  <b>spelling</b> 3:9  <b>Street</b> 1:14  <b>Suite</b> 1:14</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p><b>table</b> 3:7  <b>take</b> 3:7  <b>three</b> 2:16  <b>today</b> 2:8,10,15  <b>today's</b> 2:17 3:20  <b>turn</b> 3:20  <b>turned</b> 3:4  <b>t/a</b> 1:6</p> <hr/> <p style="text-align: center;"><b>V</b></p> <p><b>Violation</b> 1:10  <b>vote</b> 4:22</p> <hr/> <p style="text-align: center;"><b>W</b></p> <p><b>Washington</b> 1:14  <b>welcome</b> 2:4  <b>Wisconsin</b> 1:6,7 4:4</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>p</b> 1:4,10</p> <hr/> <p style="text-align: center;"><b>#</b></p> <p><b>#12-CMP-00209</b> 1:9</p> <hr/> <p style="text-align: center;"><b>1</b></p> <p><b>1:30</b> 4:10,17 5:3  <b>12-CMP-00209</b> 4:3  <b>13th</b> 4:10  <b>14th</b> 1:14</p> <hr/> <p style="text-align: center;"><b>2</b></p> <p><b>20</b> 1:12 2:8  <b>2000</b> 1:14  <b>20009</b> 1:14</p>
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**2013** 1:12 2:8  
**2408** 1:6,7 4:4

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**3rd** 4:15,16,17 5:2

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**4**

**4-0-0** 5:1

**400S** 1:14

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**9:40** 2:2

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