

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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CHANGE OF HOURS AGENDA :

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February 27, 2013

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

PRESENT

RUTHANNE MILLER, CHAIRPERSON

DONALD BROOKS, Member

HERMAN JONES, Member

NICK ALBERTI, Member

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

2:46 p.m.

CHAIRPERSON MILLER: Okay. We have six items today on our Change of Hours Agenda.

I would like to move that we postpone consideration of No. 5, Missouri Avenue Market, at 5900 Georgia Avenue, NW, License No. 023503, and consider this application on our regular Agenda next week.

Do I have a second?

MEMBER BROOKS: Second.

CHAIRPERSON MILLER: Mr. Brooks has seconded the motion.

All those in favor say aye.

(Ayes.)

CHAIRPERSON MILLER: All those opposed? All those abstaining?

Okay, so the motion passes by a vote of 4:0:0. That application will be considered on our regular Agenda next meeting which is March 6th.

1 With respect to the other
2 remaining applications, No. 1, 2, 3, 4 and 6,
3 they all involve applications that don't have
4 a voluntary settlement agreement, or they
5 don't have a conflict with a settlement
6 agreement.

7 I'm going to move approval in
8 bulk, but I'm going to read the establishments
9 and their hours.

10 So, the first one is Benmoll
11 Liquors, 1700 U Street, NW, License No.
12 072334, for Change of Hours to have Sunday
13 hours 10:00 a.m. to 12:00 a.m.

14 No. 2, Whelan's Liquors, 3903 12th
15 Street, NW, License No. 072113, to add Sunday
16 hours 10:00 a.m. to 9:00 p.m.

17 No. 3, Rosebud Liquor, 1711 17th
18 Street, NW, Retailer's A, License No. 060751.
19 This one would be Sunday through Thursday
20 10:00 a.m. to 11:00 p.m., Friday and Saturday
21 10:00 a.m. to 12:00 a.m.

22 No. 4 is S&W Liquors, located at

1 1428 9th Street, NW, License No. 010963, and
2 that is to have Sunday hours 9:00 a.m. to
3 10:00 p.m.

4 And finally No. 6, Herman's
5 Liquors, 3712 14th Street, NW, License No.
6 082309, to have Sunday hours 9:00 a.m. to
7 12:00 a.m.

8 So, I move approval of 1, 2, 3, 4
9 and 6, that I just read.

10 Do I have a second?

11 MEMBER BROOKS: Second.

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

14 Any comments?

15 All those in favor say aye.

16 (Ayes.)

17 CHAIRPERSON MILLER: All those
18 opposed? All those abstaining?

19 Then the motion passes to approve
20 the licensed establishments' motion for Change
21 of Hours, to add Sunday hours in 1, 2, 3, 4
22 and 6.

1 And, that completes the Change of
2 Hours Agenda, and that completes the business
3 for today, February 27, 2013.

4 As Chairperson of the Alcoholic
5 Beverage Control Board for the District of
6 Columbia, and in accordance with Section 405
7 of the Open Meetings Amendment Act of 2010, I
8 move that the ABC Board hold a closed meeting
9 on March 6, 2013, for the purpose of seeking
10 legal advice from our counsel on the matters
11 identified in the Board's Agenda for March 6,
12 2013, as published in the D.C. Register on
13 March 1, 2013.

14 Is there a second?

15 MEMBER BROOKS: Second.

16 CHAIRPERSON MILLER: I'll now take
17 a roll call vote on the motion before us, now
18 that it's been seconded.

19 Mr. Brooks?

20 MEMBER BROOKS: I agree.

21 CHAIRPERSON MILLER: Mr. Alberti?

22 MEMBER ALBERTI: I agree.

1 CHAIRPERSON MILLER: Ms. Miller
2 agrees.

3 Mr. Jones?

4 MEMBER JONES: I agree.

5 CHAIRPERSON MILLER: The motion
6 passes by a vote of 4:0:0.

7 I hereby give notice that the ABC
8 Board will hold this aforementioned closed
9 meeting, pursuant to the Open Meetings
10 Amendment Act of 2010. Notice will also be
11 posted on the ABC Board Hearing Room Bulletin
12 Board, placed on the electronic calendar, and
13 ABRA's website, and published in the D.C.
14 Register in as timely a manner as practical.

15 As Chairperson of the Alcoholic
16 Beverage Control Board for the District of
17 Columbia, and in accordance with Section 405
18 of the Open Meetings Amendment Act of 2010, I
19 move that the ABC Board hold a closed meeting
20 on March 6, 2013, for the purpose of
21 discussing and hearing reports concerning
22 ongoing or planned investigations of alleged

1 criminal or civil misconduct or violations of
2 law or regulations, and seeking legal advice
3 from our counsel on the Board's investigative
4 agenda for March 6, 2013, as published in the
5 D.C. Register on March 1, 2013.

6 Is there a second?

7 MEMBER BROOKS: Second.

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

10 I'll now take a roll call vote.

11 Mr. Brooks?

12 MEMBER BROOKS: I agree.

13 CHAIRPERSON MILLER: Mr. Alberti?

14 MEMBER ALBERTI: I agree.

15 CHAIRPERSON MILLER: Ms. Miller
16 agrees.

17 Mr. Jones?

18 MEMBER JONES: I agree.

19 CHAIRPERSON MILLER: It appears
20 that the motion has passed by a vote of 4:0:0.

21 I hereby give notice that the ABC
22 Board will hold this aforementioned closed

1 meeting, pursuant to the Open Meetings
2 Amendment Act of 2010. Notice will also be
3 posted on the ABC Board Hearing Room bulletin
4 board, placed on the electronic calendar and
5 ABRA's website, and published in the D.C.
6 Register in as timely a manner as possible.

7 And, that concludes our business
8 for February 27, 2013.

9 Thanks.

10 (Whereupon, the above-entitled
11 matter was concluded at 2:52 p.m.)
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A	7:12 Building 1:12 bulk 3:8 bulletin 6:11 8:3 business 5:2 8:7	F	March 2:22 5:9,11 5:13 6:20 7:4,5 Market 2:8 matter 1:5 8:11 matters 5:10 meeting 1:3 2:21 5:8 6:9,19 8:1 Meetings 5:7 6:9 6:18 8:1 Member 1:19,21 1:22 2:12 4:11 5:15,20,22 6:4 7:7 7:12,14,18	posted 6:11 8:3 postpone 2:7 practical 6:14 PRESENT 1:16 presiding 1:14 published 5:12 6:13 7:4 8:5 purpose 5:9 6:20 pursuant 6:9 8:1 P-R-O-C-E-E-D-... 2:1 p.m 2:2 3:16,20 4:3 8:11
ABC 5:8 6:7,11,19 7:21 8:3 above-entitled 8:10 ABRA's 6:13 8:5 abstaining 2:18 4:18 Act 5:7 6:10,18 8:2 add 3:15 4:21 advice 5:10 7:2 aforementioned 6:8 7:22 agenda 1:6 2:5,10 2:21 5:2,11 7:4 agree 5:20,22 6:4 7:12,14,18 agreement 3:4,6 agrees 6:2 7:16 Alberti 1:22 5:21 5:22 7:13,14 Alcoholic 1:2,10,11 5:4 6:15 alleged 6:22 Amendment 5:7 6:10,18 8:2 appears 7:19 application 2:10,20 applications 3:2,3 approval 3:7 4:8 approve 4:19 Avenue 2:8,8 aye 2:15 4:15 Ayes 2:16 4:16 a.m 3:13,13,16,20 3:21,21 4:2,6,7	C	G	R	
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Benmoll 3:10 Beverage 1:2,10,11 5:5 6:16 board 1:2,11 5:5,8 6:8,11,12,16,19 7:22 8:3,4 Board's 5:11 7:3 Brooks 1:19 2:12 2:13 4:11,12 5:15 5:19,20 7:7,8,11	D	H	read 3:8 4:9 Reeves 1:12 Register 5:12 6:14 7:5 8:6 regular 2:10,21 regulations 7:2 remaining 3:2 reports 6:21 respect 3:1 Retailer's 3:18 roll 5:17 7:10 Room 1:12 6:11 8:3 Rosebud 3:17 RUTHANNE 1:18	
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		law 7:2 legal 5:10 7:2 License 2:9 3:11,15 3:18 4:1,5 licensed 4:20 Liquor 3:17 Liquors 3:11,14,22 4:5 located 3:22	passed 7:20 passes 2:19 4:19 6:6 placed 6:12 8:4 planned 6:22 possible 8:6	
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		manner 6:14 8:6		

<p>take 5:16 7:10 Thanks 8:9 Thursday 3:19 timely 6:14 8:6 today 2:4 5:3</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>U 3:11</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>violations 7:1 voluntary 3:4 vote 2:20 5:17 6:6 7:10,20</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>Washington 1:13 website 6:13 8:5 week 2:10 Whelan's 3:14</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>p 1:5,8</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p>010963 4:1 023503 2:9 060751 3:18 072113 3:15 072334 3:12 082309 4:6</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1 3:2 4:8,21 5:13 7:5 10:00 3:13,16,20,21 4:3 11:00 3:20 12th 3:14 12:00 3:13,21 4:7 14th 1:12 4:5 1428 4:1 17th 3:17 1700 3:11 1711 3:17</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2 3:2,14 4:8,21</p>	<p>2:46 2:2 2:52 8:11 2000 1:12 2010 5:7 6:10,18 8:2 2013 1:9 5:3,9,12 5:13 6:20 7:4,5 8:8 27 1:9 5:3 8:8</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p>3 3:2,17 4:8,21 3712 4:5 3903 3:14</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p>4 3:2,22 4:8,21 4:0:0 2:20 6:6 7:20 405 5:6 6:17</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p>5 2:7 5900 2:8</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p>6 3:2 4:4,9,22 5:9 5:11 6:20 7:4 6th 2:22</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>9th 4:1 9:00 3:16 4:2,6</p>			
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