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9:18 a.m.

CHAIRPERSON MILLER: Okay. Our next hearing for this morning is at 11:00 a.m. It's now 10:18, so the Board will recess until 11:00.

(Whereupon, at 9:18 a.m., a recess until 11:06 a.m.)

CHAIRPERSON MILLER: Okay, Case No. 12-251-00298. This is a fact finding hearing involving the Red Lounge, and Red Lounge is located at 2013 14th Street, NW, License No. 76011, in ANC 1B.

Let me just first ask if you would identify yourselves for the record.

You can sit if you like. The microphone will, actually, pick you up better.

MR. BAH: Amadou Bah. I'm the license holder.

CHAIRPERSON MILLER: Okay.

MR. BAH: My wife, Wafa Harray.

INVESTIGATOR APRAKU: I'm

1 Investigator Kofi Apraku with ABRA.

2 CHAIRPERSON MILLER: Okay. This
3 is just a fact finding hearing. We are not
4 taking testimony. We are not taking any
5 evidence. There isn't a violation alleged
6 against you.

7 There was a violent act -- a
8 violent act that took place in your
9 establishment. And, we just want to use this
10 opportunity to explore just a little bit what
11 kind of security you had, how your
12 establishment reacted, anything that might
13 need improvement.

14 The only caveat I want to say, and
15 it's possible that information gained in this
16 hearing could lead to the Board asking the
17 Attorney General to bring a show cause action
18 against you, but that is not what we are
19 intending right now. We are just -- we are
20 trying to sort out the facts a little bit
21 better, because of the seriousness of the
22 violence that took place.

1 MR. BAH: Okay.

2 CHAIRPERSON MILLER: Okay? Is
3 that pretty clear?

4 MR. BAH: Yes.

5 CHAIRPERSON MILLER: Okay. So, if
6 we could start with the Investigator. Do you
7 have a little summary together?

8 INVESTIGATOR APRAKU: Yes.

9 Basically, the incident happen --

10 MEMBER ALBERTI: Investigator,
11 could you introduce yourself first?

12 INVESTIGATOR APRAKU: Oh, I'm
13 sorry. I'm Kofi Apraku --

14 CHAIRPERSON MILLER: He did.

15 INVESTIGATOR APRAKU: -- with the
16 Alcoholic Beverage Regulation Administration.

17 MEMBER ALBERTI: Okay, thank you.

18 INVESTIGATOR APRAKU: The incident
19 happened on September 9, 2012. I was notified
20 by my supervisor, Chief Investigator Johnnie
21 Jackson, to go to Red Lounge, located at 2013
22 14th Street, NW, because there had been an

1 assault there the previous week before.

2 I went there. I spoke with Mr.
3 Antwan Campbell, who is the head of security
4 for the establishment. He stated that,
5 basically, during the course of that evening
6 at, approximately, 2:45 a.m., a fight had
7 occurred between two patrons, and an
8 additional two patrons had also joined into
9 the fight. And, it, basically, had been a
10 little bit of a melee on the floor, involving
11 the four patrons.

12 He explained that security members
13 from the establishment separated the
14 individuals, separated the two friends, and
15 the other two friends, took the more
16 aggressive party into the office, and took the
17 other party down the stairs and out the
18 establishment.

19 He said he spoke with the two
20 individuals inside, and those individuals
21 stated that they didn't need medical attention
22 or any, you know, they didn't need any help or

1 anything along those lines.

2 He stated that he waited for a
3 while to give some time for those individuals
4 who were outside to leave, and then he
5 escorted those two individuals out the
6 establishment.

7 From his account, he didn't know
8 the exact reason why the fight had occurred.
9 He said it was something alongside of the
10 stairwell. I think maybe someone stepped --
11 or he stated that something along the lines of
12 someone had stepped on somebody or something
13 along those lines. But, he didn't have an
14 exact reason why the incident had occurred.

15 He stated that once they were let
16 out the establishment, approximately, maybe
17 ten minutes later police arrived on the scene
18 towards U Street, stating that the same
19 individuals who had engaged in the altercation
20 within the establishment had re-engaged in
21 what he said was a verbal altercation down
22 almost on U Street, at U Street, NW.

1 I completed the investigation by
2 looking at the video tape surveillance. It
3 was, basically, as was stated, two individuals
4 engaged in the fight, and then another two
5 individuals also engaged. Seemingly, it
6 seemed like they were friends of the two
7 individuals engaged in the initial fight.

8 And, it showed that two patrons
9 were removed from the establishment, and that
10 two other individuals were moved forward out
11 of camera view towards what appeared -- what
12 would indicate as, if you have been in Red
13 Lounge, towards the office area.

14 So, that was from the video.

15 He also provided me with an
16 incident report, and he also -- he also
17 provided me with an incident report. Yes, so
18 that was about it with regards to the
19 incident, of what occurred.

20 Additionally, I also tried to
21 speak with the officer. I believe his name
22 was Officer Matthew Romeo, but was unable to

1 get in contact with him in regards to the
2 incident.

3 The 251 that was stated did not
4 have any victims, nobody was sent to the
5 hospital or anything along those lines. So,
6 I don't know of any individuals, any victims
7 that needed to be contacted.

8 And, that's the basic summary that
9 I have.

10 CHAIRPERSON MILLER: Okay, thank
11 you.

12 And, you have a copy of this
13 report as well that the Investigator is
14 referring to?

15 MR. BAH: Yes.

16 CHAIRPERSON MILLER: Okay. I'm
17 just going to ask you, and then the Board is
18 going to have some questions, is there
19 anything else you want to add right now about
20 what happened that night, or you can just
21 respond to Board questions.

22 MR. BAH: I say nothing right now,

1 but the only thing I want to emphasize is the
2 timing. You know, because if you look at the
3 timing, our security team is very -- they were
4 there right away, just a few seconds between
5 the start and when we shut it down, you know.

6 Security, we always have a
7 security every day, you know, in every
8 corner, so they are watching what is going on.
9 If they see someone walking a different way,
10 they pull them on the side and then they tell
11 him what you doing, we don't like it, and you
12 have to stop it or we are going to put you
13 out.

14 So, we take a couple of measures,
15 you know, to make sure anything starts
16 sometimes, you don't know how it's going to
17 start, but as soon as it start they shut it
18 down right away. They don't go further.

19 CHAIRPERSON MILLER: Okay. Thank
20 you.

21 Let me see if there are Board
22 questions.

1 MEMBER BROOKS: I have a couple.

2 CHAIRPERSON MILLER: Mr. Brooks.

3 MEMBER BROOKS: Okay, thank you,
4 Madam Chair.

5 Sir, how long have you been in
6 business?

7 MR. BAH: Almost 11 years.

8 MEMBER BROOKS: 11 years?

9 MR. BAH: Yes.

10 MEMBER BROOKS: Okay. All right.

11 MR. BAH: And, when we came here
12 there was nothing in the area.

13 MEMBER BROOKS: Right. It's
14 changed, hasn't it.

15 MR. BAH: Yes.

16 MEMBER BROOKS: Okay. And, your
17 security staff, how many do you have on duty,
18 normally?

19 MR. BAH: We have four security,
20 plus me, I'm always inside, walking around,
21 getting little jobs here, you know, and
22 watching, and when I see anything, we all have

1 a radio, we click with radio, we all
2 communicate, you know, every time somebody
3 sees something that's not right we talk to the
4 others and say, okay. Can we watch these
5 persons? I'm going to be in the back in a few
6 minutes, or a few seconds, so can you watch
7 these guys for me, be right back, you know,
8 stuff like that. We always communicate.

9 MEMBER BROOKS: Okay. And,
10 cameras, do you have cameras? I think you
11 mentioned cameras.

12 MR. BAH: Cameras, yes.

13 MEMBER BROOKS: Okay, and how
14 many?

15 MR. BAH: We have one, two, three,
16 four, five, six, seven, right now we have
17 eight cameras.

18 MEMBER BROOKS: Are they all
19 working?

20 MR. BAH: Right now they are all
21 working. We add some more these couple weeks.
22 What happened, I upgrade my system.

1 MEMBER BROOKS: Okay.

2 MR. BAH: Have more cameras
3 everywhere, you know.

4 MEMBER BROOKS: Okay. Who called
5 the police department, MPD?

6 MR. BAH: My security, I think my
7 security.

8 MEMBER BROOKS: Okay.

9 MR. BAH: Yes.

10 MEMBER BROOKS: All right. Now,
11 given what you understand what happened, would
12 you do anything differently?

13 MR. BAH: Well, you know, we do
14 cooperate with the ABRA very closely, you
15 know, like, Mr. -- what's his name --

16 CHAIRPERSON MILLER: Kofi?

17 MR. BAH: -- yes -- we very close
18 with him, we asking him advice, you know.
19 They tell us -- I think you should do this
20 right here, because Mr. -- what's his name --
21 Mr. Jones, he came over there, he advised how
22 to set up additional lighting in each section.

1 He said back here put more lighting, and then
2 we follow his advice, we did what he said.
3 And then he came back and looked and he said,
4 okay, that's good, you know.

5 Every time we saw them we --

6 MS. HARRAY: Try to change.

7 MR. BAH: -- try to change it and
8 make sure it's right.

9 MS. HARRAY: Yes.

10 MEMBER BROOKS: Okay. Now, do you
11 have a security plan?

12 MS. HARRAY: Yes.

13 MR. BAH: Yes.

14 MEMBER BROOKS: And, what date is
15 on there?

16 MR. BAH: It was -- I don't have a
17 copy here, but I know it's with my lawyer. He
18 go over it with me a long time ago.

19 MEMBER BROOKS: But, how old is
20 it?

21 MR. BAH: I think it's five, six
22 years.

1 MEMBER BROOKS: Okay. So, you had
2 it drawn up since you've been the owner.

3 MS. HARRAY: Yes.

4 MR. BAH: No, I'm the owner.

5 MEMBER BROOKS: Yes, right, but
6 you had it drawn up.

7 MR. BAH: Yes, we did. We did
8 that, me and my lawyer.

9 MEMBER BROOKS: Okay. All right.
10 Thank you, Madam Chair.

11 CHAIRPERSON MILLER: Thank you,
12 Mr. Brooks.

13 Other questions?

14 Mr. Apraku, did you see anything
15 that they didn't do that you think they should
16 have done, or should do in the future, based
17 on this incident?

18 INVESTIGATOR APRAKU: In regards
19 to this first incident, the first thing that
20 -- the only thing that maybe would have been
21 a problem, but it's actually corrected now
22 based on another incident that happened some

1 time ago, is that initially they were having
2 troubles with recording their security stuff,
3 and now they are able to do that.

4 So, at that time they weren't able
5 to, but now -- I mean, they had the capacity,
6 they just didn't know how to operate it in
7 order to -- in order to record that
8 information, but now they are able to.

9 So, I mean, that would be the only
10 thing based on what I know that they could
11 have maybe done differently at that time.

12 CHAIRPERSON MILLER: Okay. Thank
13 you.

14 INVESTIGATOR APRAKU: Your
15 welcome.

16 CHAIRPERSON MILLER: I would like
17 to ask you, so you've upgraded your cameras,
18 so you didn't just add more, you, actually,
19 added better -- do you have better cameras
20 now? How are they better?

21 MR. BAH: No, no, no, it's we add
22 what you call five more camera --

1 CHAIRPERSON MILLER: Okay.

2 MR. BAH: -- so the capacity for
3 the DDR was 16, you can have 16 cameras.

4 CHAIRPERSON MILLER: I see.

5 MR. BAH: So, we had only six, so
6 we buy another six again to add so we have
7 more.

8 CHAIRPERSON MILLER: Okay. Okay.
9 Also, I think as you acknowledged that the
10 neighborhood is changing, and it's not the
11 same as it was 11 years ago.

12 MR. BAH: That's true.

13 CHAIRPERSON MILLER:
14 Unfortunately. I mean, in some ways it's
15 better, in some ways it's worse.

16 MS. HARRAY: Yes.

17 CHAIRPERSON MILLER: So, I'm
18 wondering if you might take another look at
19 your security plan, if you think that would be
20 a good exercise to look at that, and see if
21 you can make improvements based on your
22 experience now with what kind of incidents

1 seem to be occurring.

2 MR. BAH: Okay, that's good.

3 CHAIRPERSON MILLER: Okay. And, I
4 can't -- I'm not going to require this, but if
5 you would like to we would like to see, if you
6 have a change in security plan, to submit it
7 to ABRA. You could discuss it with ABRA
8 investigators.

9 I mean, I think what you want is
10 just a security plan that's going to be up to
11 date and responsive to the type of concerns
12 that arise, and so that if something happens
13 you've got your plan right there that's up to
14 date.

15 I don't know, you know, what it
16 looks like now, but given that it may be 11
17 years old or more, and the neighborhood has
18 changed so much, it seems like a wise thing to
19 do.

20 And, I'm not telling you to go get
21 an attorney or anything like that, but it's
22 serious, because, I mean, this was close to

1 home, and, you know, it could have been worse.

2 MR. BAH: Okay.

3 CHAIRPERSON MILLER: Okay.

4 Anything else?

5 Do you have any questions?

6 MR. BAH: No.

7 CHAIRPERSON MILLER: Okay. Well,
8 we appreciate your coming down here, and we
9 just really wanted to take just a little bit
10 more of a look at this, because it was a
11 violent incident. But, we are not going to be
12 taking any action against you.

13 And, I would just say, you know,
14 use this as an opportunity, perhaps, to look
15 at your security plan and see if you might
16 want to, you know, bring it up to date.

17 Okay. Well, thank you very much.

18 MR. BAH: Thank you.

19 MS. HARRAY: Thank you.

20 CHAIRPERSON MILLER: That
21 concludes our hearings for this morning, so
22 the Board is going to go into recess, and we

1 will not be back here before 1:00. We will
2 return at 1:00 or 1:30.

3 Okay, thank you very much.

4 (Whereupon, the above-entitled
5 matter was concluded at 11:21 a.m.)

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