

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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Latsca, Inc. :
t/a La Tasca :
722 7th Street, NW : Show Cause
Retailer Class CR : Hearing
License No. 60735 : (Status)
Case No. 11-CMP-00428 :
ANC 2C :
Failed to File Quarterly :
Statements :
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FEBRUARY 29, 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

- JEANNETTE MOBLEY, Member
- CALVIN NOPHLIN, Member
- MIKE SILVERSTEIN, Member

ALSO PRESENT

- MICHAEL STERN, OAG

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

9:45 a.m.

CHAIRPERSON MILLER: Next case on the calendar for a show cause status is case No. 11-CMP-00428, La Tasca, located at 722 7th Street, N.W. in ANC 2C.

Good morning. When you're ready, would the parties introduce themselves for the record?

MR. STERN: Yes, Michael Stern representing the District of Columbia.

MR. CONDON: Javier Condon representing La Tasca.

CHAIRPERSON MILLER: I'm sorry, could you repeat your name?

MR. CONDON: Javier Condon representing La Tasca.

CHAIRPERSON MILLER: Okay. And what's your position with La Tasca?

MR. CONDON: The president.

CHAIRPERSON MILLER: Okay. Did you receive notice of the show cause?

1 MR. CONDON: Yes.

2 CHAIRPERSON MILLER: And did you
3 read it? Did you understand it?

4 MR. CONDON: Yes.

5 CHAIRPERSON MILLER: Okay. And do
6 you waive our reading of the notice into the
7 record?

8 MR. CONDON: Yes.

9 CHAIRPERSON MILLER: Okay. So,
10 Mr. Stern, are there any preliminary matters
11 in this case?

12 MR. STERN: Yes, I understand that
13 the parties have negotiated an Offer in
14 Compromise which they hope the Board will
15 accept. The Offer in Compromise consists of
16 a fine of \$750 for the violation to be paid
17 immediately.

18 CHAIRPERSON MILLER: I'm sorry, a
19 fine of \$750 and what?

20 MR. STERN: To be paid
21 immediately.

22 CHAIRPERSON MILLER: To be paid

1 immediately.

2 Okay. Then what I've heard Mr.
3 Stern say is that the Offer in Compromise is
4 a \$750 fine to be paid immediately. Is that
5 your understanding and do you agree to that?

6 MR. CONDON: Yes.

7 CHAIRPERSON MILLER: Okay. Then I
8 would move that the Board accept this Offer in
9 Compromise of \$750 to be paid immediately. Do
10 I have a second?

11 MEMBER MOBLEY: Second.

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

14 MEMBER ALBERTI: Aye.

15 MEMBER BROOKS: Aye.

16 MEMBER MOBLEY: Yes.

17 MEMBER NOPHLIN: Yes.

18 MEMBER SILVERSTEIN: Yes.

19 CHAIRPERSON MILLER: All those
20 opposed?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those

1 abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: The vote is
4 6-0-0. The motion passes and the OIC is
5 approved.

6 Thank you very much.

7 MR. CONDON: And the hearing on
8 April 11th will not be --

9 CHAIRPERSON MILLER: Okay. I'm
10 sorry. I should have said this before. By
11 accepting the Offer in Compromise you waive
12 your right to a hearing. There's no hearing
13 necessary. This is the resolution of the
14 case. Okay?

15 MR. CONDON: Yes.

16 CHAIRPERSON MILLER: All right.
17 Thank you very much.

18 (Whereupon, the hearing was
19 concluded at 9:47 a.m.)

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<p style="text-align: center;">A</p> <p>abstaining 5:1 accept 3:15 4:8 accepting 5:11 agree 4:5 ALBERTI 1:19 4:14 Alcoholic 1:2,14,15 ANC 1:10 2:6 approved 5:5 April 5:8 ard 1:15 aring 1:15 audible 4:21 5:2 aye 4:13,13,14,15 a.m 2:2 5:19</p> <hr/> <p style="text-align: center;">B</p> <p>Beverage 1:2,14,15 Bo 1:14 Board 1:2 3:14 4:8 BROOKS 1:19 4:15 Building 1:15</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:4 CALVIN 1:21 case 1:9 2:3,4 3:11 5:14 cause 1:8 2:4,22 Chairperson 1:17 1:18 2:3,14,18,21 3:2,5,9,18,22 4:7 4:12,19,22 5:3,9 5:16 Class 1:8 Columbia 1:1 2:11 Compromise 3:14 3:15 4:3,9 5:11 concluded 5:19 Condon 2:12,12,16 2:16,20 3:1,4,8 4:6 5:7,15 consists 3:15 Control 1:2,14,15 CR 1:8</p>	<p style="text-align: center;">D</p> <p>District 1:1 2:11 DONALD 1:19 D.C 1:16</p> <hr/> <p style="text-align: center;">F</p> <p>Failed 1:10 favor 4:13 FEBRUARY 1:13 File 1:10 fine 3:16,19 4:4</p> <hr/> <p style="text-align: center;">G</p> <p>Good 2:7</p> <hr/> <p style="text-align: center;">H</p> <p>heard 4:2 hearing 1:8 5:7,12 5:12,18 hope 3:14</p> <hr/> <p style="text-align: center;">I</p> <p>immediately 3:17 3:21 4:1,4,9 introduce 2:8</p> <hr/> <p style="text-align: center;">J</p> <p>Javier 2:12,16 JEANNETTE 1:20</p> <hr/> <p style="text-align: center;">L</p> <p>La 1:7 2:5,13,17,19 Latsca 1:6 License 1:9 located 2:5</p> <hr/> <p style="text-align: center;">M</p> <p>MATTER 1:5 matters 3:10 MEETING 1:3 Member 1:19,19 1:20,21,21 4:11 4:14,15,16,17,18 met 1:15 Michael 1:22 2:10 MIKE 1:21 Miller 1:17,18 2:3 2:14,18,21 3:2,5,9</p>	<p>3:18,22 4:7,12,19 4:22 5:3,9,16 MOBLEY 1:20 4:11,16 morning 2:7 motion 5:4 move 4:8</p> <hr/> <p style="text-align: center;">N</p> <p>name 2:15 necessary 5:13 negotiated 3:13 NICK 1:19 NOPHLIN 1:21 4:17 notice 2:22 3:6 NW 1:8 N.W 1:16 2:6</p> <hr/> <p style="text-align: center;">O</p> <p>OAG 1:22 Offer 3:13,15 4:3,8 5:11 OIC 5:4 Okay 2:18,21 3:5,9 4:2,7 5:9,14 opposed 4:20</p> <hr/> <p style="text-align: center;">P</p> <p>paid 3:16,20,22 4:4 4:9 parties 2:8 3:13 passes 5:4 position 2:19 preliminary 3:10 PRESENT 1:18,22 president 2:20 presiding 1:17 P-R-O-C-E-E-D... 2:1</p> <hr/> <p style="text-align: center;">Q</p> <p>Quarterly 1:10</p> <hr/> <p style="text-align: center;">R</p> <p>read 3:3 reading 3:6 ready 2:7</p>	<p>receive 2:22 record 2:9 3:7 Reeves 1:15 repeat 2:15 representing 2:11 2:13,17 resolution 5:13 response 4:21 5:2 Retailer 1:8 right 5:12,16 Room 1:15 Ruthanne 1:16,18</p> <hr/> <p style="text-align: center;">S</p> <p>second 4:10,11 show 1:8 2:4,22 SILVERSTEIN 1:21 4:18 sorry 2:14 3:18 5:10 Statements 1:11 status 1:9 2:4 Stern 1:22 2:10,10 3:10,12,20 4:3 Street 1:8,16 2:6</p> <hr/> <p style="text-align: center;">T</p> <p>Tasca 1:7 2:5,13,17 2:19 Thank 5:6,17 t/a 1:7</p> <hr/> <p style="text-align: center;">U</p> <p>understand 3:3,12 understanding 4:5</p> <hr/> <p style="text-align: center;">V</p> <p>violation 3:16 vote 5:3</p> <hr/> <p style="text-align: center;">W</p> <p>waive 3:6 5:11 Washington 1:16</p> <hr/> <p style="text-align: center;">P</p> <p>p 1:5,12</p> <hr/> <p style="text-align: center;">\$</p>	<p>\$750 3:16,19 4:4,9</p> <hr/> <p style="text-align: center;">1</p> <p>11th 5:8 11-CMP-00428 1:9 2:5 14th 1:15</p> <hr/> <p style="text-align: center;">2</p> <p>2C 1:10 2:6 2000 1:15 2012 1:13 29 1:13</p> <hr/> <p style="text-align: center;">6</p> <p>6-0-0 5:4 60735 1:9</p> <hr/> <p style="text-align: center;">7</p> <p>7th 1:8 2:5 722 1:8 2:5</p> <hr/> <p style="text-align: center;">9</p> <p>9:45 2:2 9:47 5:19</p>
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