

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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Pangean Investment Group, LLC :
t/a 19th :
1919 Pennsylvania Avenue, NW : Show Cause
Retailer Class CR : Hearing
License No. 78475 : (Status)
Case No. 11-CMP-00425 :
ANC 2B :
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

- HERMAN JONES, 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

9:54 a.m.

CHAIRPERSON MILLER: Okay. Moving onto the next case. It is case No. 11-CMP-00425, 19th Street, License No. 78475 at 1919 Pennsylvania Avenue, N.W. in ANC 2B.

MR. STERN: Good morning. Michael Stern representing the District of Columbia.

MR. KLINE: Good morning. Andrew Kline on behalf of the Licensee.

CHAIRPERSON MILLER: Good morning.

MR. D'AUGOSTINE: Good morning. Sean D'Augostine.

MR. KLINE: There is a letter of representation authorizing Mr. D'Augostine. It was emailed to legal, and I have actually an original here I'd be happy to tender.

CHAIRPERSON MILLER: What does it say? You want to just say --

MR. KLINE: It says that the above matter scheduled for status I am unable to attend, but through this letter am granting

1 authorization to our general manager Sean
2 D'Augustine to attend this status along with
3 your representative Andrew J. Kline and
4 represent the interests of the Licensee.

5 CHAIRPERSON MILLER: Okay. Thank
6 you. So, Mr. Kline, has your client received
7 notice of the show cause?

8 MR. KLINE: Yes, received the
9 noticed, read it, understood it and waive any
10 required formal reading.

11 CHAIRPERSON MILLER: Okay. Thank
12 you.

13 Mr. Stern, do we have any
14 preliminary matters in this case?

15 MR. STERN: Yes, the parties have
16 discussed an Offer in Compromise which we hope
17 the Board will accept. The Licensee will pay
18 a fine of \$1,500 within 60 days.

19 CHAIRPERSON MILLER: Okay. Mr.
20 Kline, as I understand the Offer in
21 Compromise, it's a fine of \$1,500 to be paid
22 within 60 days.

1 MR. KLINE: Yes, that's acceptable
2 to the Licensee if it's acceptable to the
3 Board. The Licensee waives hearing and waives
4 any right to appeal. And I would just proffer
5 for the Board's information in considering the
6 offer that the report was filed in July. It
7 was filed late, but it was filed.

8 CHAIRPERSON MILLER: Okay. Good.
9 All right. Then I would move that the Board
10 accept this Offer in Compromise of \$1,500 to
11 be paid within 60 days. Do I have a second?

12 MS. MOBLEY: Second.

13 CHAIRPERSON MILLER: Any comments
14 on the motion?

15 (No audible response.)

16 CHAIRPERSON MILLER: All those in
17 favor, say aye? Aye.

18 MEMBER ALBERTI: Aye.

19 MEMBER BROOKS: Aye.

20 MEMBER JONES: Aye.

21 MEMBER MOBLEY: Aye.

22 MEMBER NOPHLIN: Aye.

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MEMBER SILVERSTEIN: Aye.

CHAIRPERSON MILLER: All those
opposed?

(No audible response.)

CHAIRPERSON MILLER: All those
abstaining?

(No audible response.)

CHAIRPERSON MILLER: The vote is
7-0-0 to accept the Offer in Compromise.

Thank you.

(Whereupon, the hearing was
concluded at 9:56 a.m.)

<p style="text-align: center;">A</p> <p>abstaining 5:6 accept 3:17 4:10 5:9 acceptable 4:1,2 ALBERTI 1:19 4:18 Alcoholic 1:2,14,15 ANC 1:10 2:6 Andrew 2:9 3:3 appeal 4:4 ard 1:15 aring 1:15 attend 2:22 3:2 audible 4:15 5:4,7 authorization 3:1 authorizing 2:15 Avenue 1:8 2:6 aye 4:17,17,18,19 4:20,21,22 5:1 a.m 2:2 5:12</p> <hr/> <p style="text-align: center;">B</p> <p>behalf 2:10 Beverage 1:2,14,15 Bo 1:14 Board 1:2 3:17 4:3 4:9 Board's 4:5 BROOKS 1:19 4:19 Building 1:15</p> <hr/> <p style="text-align: center;">C</p> <p>CALVIN 1:21 case 1:9 2:4,4 3:14 cause 1:8 3:7 Chairperson 1:17 1:18 2:3,11,18 3:5 3:11,19 4:8,13,16 5:2,5,8 Class 1:8 client 3:6 Columbia 1:1 2:8 comments 4:13 Compromise 3:16 3:21 4:10 5:9</p>	<p>concluded 5:12 considering 4:5 Control 1:2,14,15 CR 1:8</p> <hr/> <p style="text-align: center;">D</p> <p>days 3:18,22 4:11 discussed 3:16 District 1:1 2:8 DONALD 1:19 D'Augostine 2:12 2:13,15 3:2 D.C 1:16</p> <hr/> <p style="text-align: center;">E</p> <p>emailed 2:16</p> <hr/> <p style="text-align: center;">F</p> <p>Failed 1:10 favor 4:17 FEBRUARY 1:13 File 1:10 filed 4:6,7,7 fine 3:18,21 formal 3:10</p> <hr/> <p style="text-align: center;">G</p> <p>general 3:1 Good 2:7,9,11,12 4:8 granting 2:22 Group 1:6</p> <hr/> <p style="text-align: center;">H</p> <p>happy 2:17 hearing 1:8 4:3 5:11 HERMAN 1:20 hope 3:16</p> <hr/> <p style="text-align: center;">I</p> <p>information 4:5 interests 3:4 Investment 1:6</p> <hr/> <p style="text-align: center;">J</p> <p>J 3:3 JEANNETTE 1:21</p>	<p>JONES 1:20 4:20 July 4:6</p> <hr/> <p style="text-align: center;">K</p> <p>Kline 2:9,10,14,20 3:3,6,8,20 4:1</p> <hr/> <p style="text-align: center;">L</p> <p>late 4:7 legal 2:16 letter 2:14,22 License 1:9 2:5 Licensee 2:10 3:4 3:17 4:2,3 LLC 1:6</p> <hr/> <p style="text-align: center;">M</p> <p>manager 3:1 matter 1:5 2:21 matters 3:14 MEETING 1:3 Member 1:19,19 1:20,21,21,22 4:18,19,20,21,22 5:1 met 1:15 Michael 1:23 2:7 MIKE 1:22 Miller 1:17,18 2:3 2:11,18 3:5,11,19 4:8,13,16 5:2,5,8 MOBLEY 1:21 4:12,21 morning 2:7,9,11 2:12 motion 4:14 move 4:9 Moving 2:3</p> <hr/> <p style="text-align: center;">N</p> <p>NICK 1:19 NOPHLIN 1:21 4:22 notice 3:7 noticed 3:9 NW 1:8 N.W 1:16 2:6</p>	<p style="text-align: center;">O</p> <p>OAG 1:23 offer 3:16,20 4:6,10 5:9 Okay 2:3 3:5,11,19 4:8 opposed 5:3 original 2:17</p> <hr/> <p style="text-align: center;">P</p> <p>paid 3:21 4:11 Pangean 1:6 parties 3:15 pay 3:17 Pennsylvania 1:8 2:6 preliminary 3:14 PRESENT 1:18,23 presiding 1:17 proffer 4:4 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 3:9 reading 3:10 received 3:6,8 Reeves 1:15 report 4:6 represent 3:4 representation 2:15 representative 3:3 representing 2:8 required 3:10 response 4:15 5:4,7 Retailer 1:8 right 4:4,9 Room 1:15 Ruthanne 1:16,18</p> <hr/> <p style="text-align: center;">S</p> <p>says 2:20 scheduled 2:21 Sean 2:13 3:1</p>	<p>second 4:11,12 show 1:8 3:7 SILVERSTEIN 1:22 5:1 Statements 1:11 status 1:9 2:21 3:2 Stern 1:23 2:7,8 3:13,15 Street 1:16 2:5</p> <hr/> <p style="text-align: center;">T</p> <p>tender 2:17 Thank 3:5,11 5:10 t/a 1:7</p> <hr/> <p style="text-align: center;">U</p> <p>unable 2:21 understand 3:20 understood 3:9</p> <hr/> <p style="text-align: center;">V</p> <p>vote 5:8</p> <hr/> <p style="text-align: center;">W</p> <p>waive 3:9 waives 4:3,3 want 2:19 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>\$1,500 3:18,21 4:10</p> <hr/> <p style="text-align: center;">0</p> <p>00425 2:5</p> <hr/> <p style="text-align: center;">1</p> <p>11-CMP 2:4 11-CMP-00425 1:9 14th 1:15 19th 1:7 2:5 1919 1:8 2:5</p> <hr/> <p style="text-align: center;">2</p> <p>2B 1:10 2:6 2000 1:15 2012 1:13</p>
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