

DISTRICT OF COLUMBIA

+ + + + +

ALCOHOLIC BEVERAGE CONTROL BOARD

+ + + + +

ROLL CALL HEARING

+ + + + +

IN THE MATTER OF:

RNR, LLC  
t/a Rock 'n Roll Hotel  
1353 H Street, Northeast  
Retailer CT  
Termination of Settlement  
Agreement  
Case #14-PRO-00004

MONDAY, MARCH 10, 2014

+ + + + +

The Alcoholic Beverage Control  
Board met in Alcoholic Beverage Control  
Hearing Room, 7th Floor, at 941 North Capitol  
Street, N.E., Washington, D.C., Ms. La Verne  
Fletcher, Agent, presiding.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

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

10:05 a.m.

AGENT FLETCHER: Would the parties in the matter of Rock 'n Roll hotel please come forward?

This is Case #14-PRO-00004, RNR, LLC, trading as Rock 'n Roll Hotel, 1353 H Street, Northeast; License #ABRA-072777. This is a Retailer CT, Termination of Settlement Agreement. The protest issues are adverse impact on peace, order and quiet.

My name is La Verne Fletcher. I'm conducting the Roll Call Hearing as the Board's Agent, pursuant to D.C. Official Code 1601.2.

Introductions beginning with the Applicant?

MR. ENGLERT: I'm Joe Englert, managing member of Rock 'n Roll Hotel.

MS. FLETCHER: And Mr. Englert, would you spell your name for the Court Reporter, please?

1 MR. ENGLERT: It's E-N-G-L-E-R-T.

2 MS. FLETCHER: Thank you. And on  
3 behalf of ANC 6A?

4 MR. WILLIAMS: Good morning. Jay  
5 Williams for ANC 6A. I'm a Commissioner for  
6 single-member District 6A05, and Chair of the  
7 Alcoholic Beverage Licensing Committee.

8 My first name is spelled J-A-Y.

9 MS. FLETCHER: Thank you.

10 ANC 6A does have standing as a  
11 protestant.

12 We need to set a date for a status  
13 hearing, a protest hearing and a mediation.  
14 I'll give you the dates for the status and  
15 protest hearings first.

16 The status hearing is set for  
17 April 23rd at 9:30.

18 The protest hearing is set for  
19 June 4 at 4:30 -- June 4 at 4:30.

20 The mediation is set for March 18  
21 at 10:00.

22 Mr. Englert, did you write your

1 contact information on that sheet?

2 MR. ENGLERT: Yes, ma'am.

3 MS. FLETCHER: Okay. Thank you  
4 very much.

5 This Roll Call Hearing is  
6 concluded.

7 MR. ENGLERT: And also, I have a  
8 third establishment named Vendetta, Round the  
9 Block, LLC, trading as Vendetta. We did not  
10 make the list. Is it also in there.

11 MS. FLETCHER: No. That means  
12 that that application was not protested.

13 MR. WILLIAMS: We filed a protest  
14 on that application as well. I'm pretty sure  
15 --

16 MS. FLETCHER: How do you spell  
17 Vendetta, Mr. Englert?

18 MR. ENGLERT: V-E-N-D-E-T-T-A.

19 MS. FLETCHER: Yes. That is not  
20 on the calendar for today. I don't set the  
21 cases for the calendar. That would be Tesha  
22 Anderson -- T-E-S-H-A Anderson.

1 I will have to speak with her  
2 after the Roll Call Hearings to find out -- or  
3 you can contact her, too -- to find out why  
4 that case did not make it to the calendar  
5 today. I'm not aware of it at all.

6 MR. ENGLERT: All right.

7 MS. FLETCHER: Mr. Williams?

8 MR. WILLIAMS: Yes, ma'am?

9 MS. FLETCHER: You have been the  
10 protestant in that one as well?

11 MR. WILLIAMS: That's correct.

12 MS. FLETCHER: If you want to wait  
13 a second, we can go off the record, and I'll  
14 see if I can resolve it very quickly. And if  
15 it should have been on, I can call it right  
16 now, if you want to wait for a couple of  
17 minutes. Because maybe --

18 MR. WILLIAMS: I'm here for one  
19 other roll call, anyway.

20 MS. FLETCHER: Okay. Well, just  
21 give me a minute. If she has it and just did  
22 not give it to me, I'll call it right now.

1 MR. ENGLERT: Okay.

2 MS. FLETCHER: Just give me a  
3 minute.

4 MR. WILLIAMS: Okay.

5 MS. FLETCHER: Off the record.

6 (Whereupon, at 10:09 a.m., off the  
7 record until 10:09 a.m.)

8 MS. FLETCHER: I checked on  
9 Vendetta. And according to Tesha Anderson,  
10 ANC 6A did protest the application. But for  
11 some reason, it was denied -- the protest.  
12 But you'll need to contact her after today.

13 MR. WILLIAMS: Okay. We never  
14 received notice that it was denied.

15 MS. FLETCHER: Yes. And I don't  
16 know what happens during that part of the  
17 process. But I was at least able to find out  
18 that much.

19 MR. WILLIAMS: All right. Okay.  
20 I mean, I guess --

21 MS. FLETCHER: I understand. Yes.

22 MR. WILLIAMS: Because the protest

1 for Vendetta was filed with the other  
2 establishments. And I guess I don't  
3 understand how that one could be denied and  
4 the other ones could be not denied.

5 MS. FLETCHER: Yes. I understand  
6 that, too.

7 MR. WILLIAMS: Okay. I'll follow  
8 up with Ms. Anderson.

9 MS. FLETCHER: Yes. She did look  
10 it up and was able to determine that it was  
11 denied for some reason. She couldn't tell me  
12 right now. And of course, I had to come back  
13 here.

14 But you can contact her to find  
15 out what happened.

16 MR. WILLIAMS: Okay.

17 MS. FLETCHER: And if it should  
18 have been scheduled, then we can take into  
19 consideration that you were already here  
20 today.

21 MR. WILLIAMS: Okay.

22 MS. FLETCHER: So Mr. Englert,

1       you're the applicant in that one as well?

2                   MR. ENGLERT:  Yes, ma'am.  Yes,  
3       ma'am.

4                   MS. FLETCHER:  Which means that if  
5       the case was on the calendar for today, then  
6       ANC 6A would have been granted standing.  And  
7       both parties are present.  Okay.

8                   So now the Roll Call Hearing in  
9       the matter of Rock 'n Roll is concluded.

10                   MR. ENGLERT:  Thank you.

11                   MR. WILLIAMS:  Thank you.

12                   MS. FLETCHER:  Okay.  Thank you.

13                   (Whereupon, at 10:11 a.m., the  
14       hearing was concluded.)

15

16

17

18

19

20

21

22

<p style="text-align: center;"><b>A</b></p> <p>a.m 2:2 6:6,7 8:13  <b>able</b> 6:17 7:10  <b>ABRA-072777</b> 2:8  <b>adverse</b> 2:10  <b>Agent</b> 1:19 2:3,14  <b>Agreement</b> 1:11 2:10  <b>Alcoholic</b> 1:3,16,16 3:7  <b>ANC</b> 3:3,5,10 6:10 8:6  <b>Anderson</b> 4:22,22 6:9 7:8  <b>anyway</b> 5:19  <b>applicant</b> 2:17 8:1  <b>application</b> 4:12,14 6:10  <b>April</b> 3:17  <b>aware</b> 5:5</p>	<p><b>concluded</b> 4:6 8:9 8:14  <b>conducting</b> 2:13  <b>consideration</b> 7:19  <b>contact</b> 4:1 5:3 6:12 7:14  <b>Control</b> 1:3,16,16  <b>correct</b> 5:11  <b>couple</b> 5:16  <b>course</b> 7:12  <b>Court</b> 2:21  <b>CT</b> 1:10 2:9</p>	<p>6:2  <b>go</b> 5:13  <b>Good</b> 3:4  <b>granted</b> 8:6  <b>guess</b> 6:20 7:2</p>	<p><b>member</b> 2:19  <b>met</b> 1:16  <b>minute</b> 5:21 6:3  <b>minutes</b> 5:17  <b>MONDAY</b> 1:14  <b>morning</b> 3:4</p>	<p style="text-align: center;"><b>R</b></p> <p><b>reason</b> 6:11 7:11  <b>received</b> 6:14  <b>record</b> 5:13 6:5,7  <b>Reporter</b> 2:22  <b>resolve</b> 5:14  <b>Retailer</b> 1:10 2:9  <b>right</b> 5:6,15,22 6:19 7:12  <b>RNR</b> 1:9 2:6  <b>Rock</b> 1:9 2:4,7,19 8:9  <b>roll</b> 1:5,9 2:4,7,13 2:19 4:5 5:2,19 8:8,9  <b>Room</b> 1:17  <b>Round</b> 4:8</p>
<p style="text-align: center;"><b>B</b></p> <p><b>back</b> 7:12  <b>beginning</b> 2:16  <b>behalf</b> 3:3  <b>Beverage</b> 1:3,16,16 3:7  <b>Block</b> 4:9  <b>Board</b> 1:3,16  <b>Board's</b> 2:14</p>	<p style="text-align: center;"><b>D</b></p> <p><b>D.C</b> 1:18 2:14  <b>date</b> 3:12  <b>dates</b> 3:14  <b>denied</b> 6:11,14 7:3 7:4,11  <b>determine</b> 7:10  <b>District</b> 1:1 3:6</p>	<p style="text-align: center;"><b>H</b></p> <p><b>H</b> 1:10 2:7  <b>happened</b> 7:15  <b>happens</b> 6:16  <b>hearing</b> 1:5,17 2:13 3:13,13,16,18 4:5 8:8,14  <b>hearings</b> 3:15 5:2  <b>hotel</b> 1:9 2:4,7,19</p>	<p style="text-align: center;"><b>N</b></p> <p><b>n</b> 1:9 2:4,7,19 8:9  <b>N.E</b> 1:18  <b>name</b> 2:12,21 3:8  <b>named</b> 4:8  <b>need</b> 3:12 6:12  <b>never</b> 6:13  <b>North</b> 1:17  <b>Northeast</b> 1:10 2:8  <b>notice</b> 6:14</p>	<p style="text-align: center;"><b>S</b></p> <p><b>scheduled</b> 7:18  <b>second</b> 5:13  <b>see</b> 5:14  <b>set</b> 3:12,16,18,20 4:20  <b>Settlement</b> 1:11 2:9  <b>sheet</b> 4:1  <b>single-member</b> 3:6  <b>speak</b> 5:1  <b>spell</b> 2:21 4:16  <b>spelled</b> 3:8  <b>standing</b> 3:10 8:6  <b>status</b> 3:12,14,16  <b>Street</b> 1:10,18 2:8  <b>sure</b> 4:14</p>
<p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 4:20,21 5:4 8:5  <b>call</b> 1:5 2:13 4:5 5:2 5:15,19,22 8:8  <b>Capitol</b> 1:17  <b>case</b> 1:12 2:6 5:4 8:5  <b>cases</b> 4:21  <b>Chair</b> 3:6  <b>checked</b> 6:8  <b>Code</b> 2:14  <b>COLUMBIA</b> 1:1  <b>come</b> 2:5 7:12  <b>Commissioner</b> 3:5  <b>Committee</b> 3:7</p>	<p style="text-align: center;"><b>E</b></p> <p><b>E-N-G-L-E-R-T</b> 3:1  <b>Englert</b> 2:18,18,20 3:1,22 4:2,7,17,18 5:6 6:1 7:22 8:2 8:10  <b>establishment</b> 4:8  <b>establishments</b> 7:2</p>	<p style="text-align: center;"><b>I</b></p> <p><b>impact</b> 2:11  <b>information</b> 4:1  <b>Introductions</b> 2:16  <b>issues</b> 2:10</p>	<p style="text-align: center;"><b>O</b></p> <p><b>Official</b> 2:14  <b>Okay</b> 4:3 5:20 6:1 6:4,13,19 7:7,16 7:21 8:7,12  <b>ones</b> 7:4  <b>order</b> 2:11</p>	<p style="text-align: center;"><b>T</b></p> <p><b>T-E-S-H-A</b> 4:22  <b>t/a</b> 1:9  <b>take</b> 7:18  <b>tell</b> 7:11  <b>Termination</b> 1:11 2:9  <b>Tesha</b> 4:21 6:9  <b>Thank</b> 3:2,9 4:3 8:10,11,12  <b>third</b> 4:8  <b>today</b> 4:20 5:5 6:12</p>
	<p style="text-align: center;"><b>F</b></p> <p><b>filed</b> 4:13 7:1  <b>find</b> 5:2,3 6:17 7:14  <b>first</b> 3:8,15  <b>Fletcher</b> 1:19 2:3 2:12,20 3:2,9 4:3 4:11,16,19 5:7,9 5:12,20 6:2,5,8,15 6:21 7:5,9,17,22 8:4,12  <b>Floor</b> 1:17  <b>follow</b> 7:7  <b>forward</b> 2:5</p>	<p style="text-align: center;"><b>J</b></p> <p><b>J-A-Y</b> 3:8  <b>Jay</b> 3:4  <b>Joe</b> 2:18  <b>June</b> 3:19,19</p>	<p style="text-align: center;"><b>P</b></p> <p><b>P-R-O-C-E-E-D-...</b> 2:1  <b>part</b> 6:16  <b>parties</b> 2:3 8:7  <b>peace</b> 2:11  <b>please</b> 2:4,22  <b>present</b> 8:7  <b>presiding</b> 1:19  <b>pretty</b> 4:14  <b>process</b> 6:17  <b>protest</b> 2:10 3:13 3:15,18 4:13 6:10 6:11,22  <b>protestant</b> 3:11 5:10  <b>protested</b> 4:12  <b>pursuant</b> 2:14</p>	
	<p style="text-align: center;"><b>G</b></p> <p><b>give</b> 3:14 5:21,22</p>	<p style="text-align: center;"><b>K</b></p> <p><b>know</b> 6:16</p>	<p style="text-align: center;"><b>Q</b></p> <p><b>quickly</b> 5:14  <b>quiet</b> 2:11</p>	
		<p style="text-align: center;"><b>L</b></p> <p><b>La</b> 1:18 2:12  <b>License</b> 2:8  <b>Licensing</b> 3:7  <b>list</b> 4:10  <b>LLC</b> 1:9 2:7 4:9  <b>look</b> 7:9</p>		
		<p style="text-align: center;"><b>M</b></p> <p><b>ma'am</b> 4:2 5:8 8:2 8:3  <b>managing</b> 2:19  <b>March</b> 1:14 3:20  <b>matter</b> 1:8 2:4 8:9  <b>mean</b> 6:20  <b>means</b> 4:11 8:4  <b>mediation</b> 3:13,20</p>		

7:20 8:5	<u>3</u>			
trading 2:7 4:9				
<u>U</u>	<u>4</u>			
understand 6:21	4 3:19,19			
7:3,5	4:30 3:19,19			
<u>V</u>	<u>5</u>			
V-E-N-D-E-T-T-A	<u>6</u>			
4:18	6A 3:3,5,10 6:10			
Vendetta 4:8,9,17	8:6			
6:9 7:1	6A05 3:6			
Verne 1:18 2:12	<u>7</u>			
<u>W</u>	7th 1:17			
wait 5:12,16	<u>8</u>			
want 5:12,16				
Washington 1:18	<u>9</u>			
Williams 3:4,5 4:13				
5:7,8,11,18 6:4,13				
6:19,22 7:7,16,21				
8:11				
write 3:22				
<u>X</u>				
<u>Y</u>				
<u>Z</u>				
<u>0</u>				
<u>1</u>				
10 1:14				
10:00 3:21				
10:05 2:2				
10:09 6:6,7				
10:11 8:13				
1353 1:10 2:7				
14-PRO-00004				
1:12 2:6				
1601.2 2:15				
18 3:20				
<u>2</u>				
2014 1:14				
23rd 3:17				