

DISTRICT OF COLUMBIA  
+ + + + +  
ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

p-----»  
IN THE MATTER OF: :  
 :  
2408 Wisconsin Ave, LLC :  
t/a Mason Inn :  
2408 Wisconsin Avenue, NW : Show Cause  
Retailer CR : Hearing  
License No. 79644 :  
Case No. 12-CMP-00209 :  
ANC 3B :  
Noise Violation :  
p-----¼

MARCH 27, 2013

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  
MIKE SILVERSTEIN, Member

ALSO PRESENT  
MICHAEL STERN, OAG

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

3:03 p.m.

CHAIRPERSON MILLER: Okay. Good afternoon. Calling Case No. 12-CMP-00209, Mason Inn, located at 2408 Wisconsin Avenue, N.W., License No. 79644. And this is a show cause hearing.

Would you introduce yourselves for the record, please?

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

MR. SUNG: Kijun Sung for Mason Inn.

CHAIRPERSON MILLER: Okay. And are you the owner?

MR. SUNG: I'm one of the owners.

CHAIRPERSON MILLER: Okay. Do we have any preliminary matters in this case?

MR. STERN: Yes, the parties have entered into an Offer in Compromise which we hope the Board will accept. The Respondent has agreed to pay a fine of \$750 within 30

1 days to resolve this case.

2 MEMBER ALBERTI: I didn't hear  
3 that. What was that again, please?

4 MR. STERN: Seven hundred and  
5 fifty dollars within 30 days.

6 CHAIRPERSON MILLER: Okay. And I  
7 want to ask you, sir, is that correct you  
8 agree to a penalty of \$750 to be paid within  
9 30 days to resolve this case?

10 MR. SUNG: Yes.

11 CHAIRPERSON MILLER: And you  
12 understand that you waive your right to a  
13 hearing by accepting this offer?

14 MR. SUNG: Yes.

15 CHAIRPERSON MILLER: Okay. Are  
16 there any questions?

17 (No audible response.)

18 CHAIRPERSON MILLER: Okay. I then  
19 would move that we accept this offer of \$750  
20 to be paid within 30 days to resolve this  
21 case. Do I have a second?

22 MEMBER BROOKS: Second.

1 CHAIRPERSON MILLER: Mr. Brooks  
2 has seconded the motion. Any questions or  
3 comments?

4 (No audible response.)

5 CHAIRPERSON MILLER: All right.  
6 Then all those in favor of that settlement  
7 offer, say aye? Aye.

8 MEMBER ALBERTI: Aye.

9 MEMBER BROOKS: Aye.

10 MEMBER SILVERSTEIN: Aye.

11 CHAIRPERSON MILLER: All those  
12 opposed?

13 MEMBER JONES: Opposed.

14 CHAIRPERSON MILLER: All those  
15 abstaining?

16 (No audible response.)

17 CHAIRPERSON MILLER: Then the vote  
18 is 4-1-0 to accept the offer of \$750 to be  
19 paid within 30 days. Thank you.

20 (Whereupon, the hearing was c  
21 oncluded at 3:06 p.m.)  
22

<b>A</b>	<b>D.C</b> 1:15	2:14,17 3:6,11,15 3:18 4:1,5,11,14 4:17	<b>right</b> 3:12 4:5 <b>Room</b> 1:14 <b>Ruthanne</b> 1:15,17	<b>2</b>
<b>abstaining</b> 4:15 <b>accept</b> 2:21 3:19 4:18 <b>accepting</b> 3:13 <b>afternoon</b> 2:4 <b>agree</b> 3:8 <b>agreed</b> 2:22 <b>ALBERTI</b> 1:18 3:2 4:8 <b>Alcoholic</b> 1:2,13,14 <b>ANC</b> 1:10 <b>audible</b> 3:17 4:4,16 <b>Ave</b> 1:6 <b>Avenue</b> 1:8 2:5 <b>aye</b> 4:7,7,8,9,10	<b>E</b>	<b>motion</b> 4:2 <b>move</b> 3:19	<b>S</b>	<b>2000</b> 1:14 <b>2013</b> 1:12 <b>2408</b> 1:6,8 2:5 <b>27</b> 1:12
<b>B</b>	<b>F</b>	<b>N</b>	<b>second</b> 3:21,22 <b>seconded</b> 4:2 <b>settlement</b> 4:6 <b>Seven</b> 3:4 <b>show</b> 1:8 2:6 <b>SILVERSTEIN</b> 1:19 4:10 <b>sir</b> 3:7 <b>Stern</b> 1:22 2:10,10 2:19 3:4 <b>Street</b> 1:15 <b>Sung</b> 2:12,12,16 3:10,14	<b>3</b>
<b>Beverage</b> 1:2,13,14 <b>Board</b> 1:2,14 2:21 <b>Brooks</b> 1:18 3:22 4:1,9 <b>Building</b> 1:14	<b>favor</b> 4:6 <b>fifty</b> 3:5 <b>fine</b> 2:22	<b>NICK</b> 1:18 <b>Noise</b> 1:10 <b>NW</b> 1:8 <b>N.W</b> 1:15 2:6	<b>second</b> 3:21,22 <b>seconded</b> 4:2 <b>settlement</b> 4:6 <b>Seven</b> 3:4 <b>show</b> 1:8 2:6 <b>SILVERSTEIN</b> 1:19 4:10 <b>sir</b> 3:7 <b>Stern</b> 1:22 2:10,10 2:19 3:4 <b>Street</b> 1:15 <b>Sung</b> 2:12,12,16 3:10,14	<b>3B</b> 1:10 <b>3:03</b> 2:2 <b>3:06</b> 4:21 <b>30</b> 2:22 3:5,9,20 4:19
<b>C</b>	<b>G</b>	<b>O</b>	<b>Thank</b> 4:19 <b>t/a</b> 1:7	<b>4</b>
<b>c</b> 4:20 <b>Calling</b> 2:4 <b>case</b> 1:9 2:4,18 3:1 3:9,21 <b>cause</b> 1:8 2:7 <b>Chairperson</b> 1:15 1:17 2:3,14,17 3:6 3:11,15,18 4:1,5 4:11,14,17 <b>Columbia</b> 1:1 2:11 <b>comments</b> 4:3 <b>Compromise</b> 2:20 <b>Control</b> 1:2,13,14 <b>correct</b> 3:7 <b>CR</b> 1:8	<b>Good</b> 2:3	<b>OAG</b> 1:22 <b>offer</b> 2:20 3:13,19 4:7,18 <b>Okay</b> 2:3,14,17 3:6 3:15,18 <b>oncluded</b> 4:21 <b>opposed</b> 4:12,13 <b>owner</b> 2:15 <b>owners</b> 2:16	<b>Thank</b> 4:19 <b>t/a</b> 1:7	<b>4-1-0</b> 4:18
<b>D</b>	<b>H</b>	<b>P</b>	<b>T</b>	<b>7</b>
<b>days</b> 3:1,5,9,20 4:19 <b>District</b> 1:1 2:11 <b>dollars</b> 3:5 <b>DONALD</b> 1:18	<b>hear</b> 3:2 <b>hearing</b> 1:8,14 2:7 3:13 4:20 <b>HERMAN</b> 1:19 <b>hope</b> 2:21 <b>hundred</b> 3:4	<b>paid</b> 3:8,20 4:19 <b>parties</b> 2:19 <b>pay</b> 2:22 <b>penalty</b> 3:8 <b>please</b> 2:9 3:3 <b>preliminary</b> 2:18 <b>PRESENT</b> 1:17,21 <b>presiding</b> 1:15 <b>P-R-O-C-E-E-D-...</b> 2:1 <b>p.m</b> 2:2 4:21	<b>understand</b> 3:12	<b>79644</b> 1:9 2:6
<b>E</b>	<b>I</b>	<b>Q</b>	<b>U</b>	
	<b>Inn</b> 1:7 2:5,13 <b>introduce</b> 2:8	<b>questions</b> 3:16 4:2	<b>understand</b> 3:12	
<b>F</b>	<b>J</b>	<b>R</b>	<b>V</b>	
	<b>JONES</b> 1:19 4:13	<b>record</b> 2:9 <b>Reeves</b> 1:14 <b>representing</b> 2:11 <b>resolve</b> 3:1,9,20 <b>Respondent</b> 2:21 <b>response</b> 3:17 4:4 4:16 <b>Retailer</b> 1:8	<b>Violation</b> 1:10 <b>vote</b> 4:17	
<b>G</b>	<b>K</b>	<b>S</b>	<b>W</b>	
	<b>Kijun</b> 2:12	<b>waive</b> 3:12 <b>want</b> 3:7 <b>Washington</b> 1:15 <b>Wisconsin</b> 1:6,8 2:5	<b>waive</b> 3:12 <b>want</b> 3:7 <b>Washington</b> 1:15 <b>Wisconsin</b> 1:6,8 2:5	
<b>H</b>	<b>L</b>	<b>T</b>	<b>X</b>	
	<b>License</b> 1:9 2:6 <b>LLC</b> 1:6 <b>located</b> 2:5	<b>Thank</b> 4:19 <b>t/a</b> 1:7		
<b>I</b>	<b>M</b>	<b>Y</b>	<b>Z</b>	
	<b>MARCH</b> 1:12 <b>Mason</b> 1:7 2:5,12 <b>MATTER</b> 1:5 <b>matters</b> 2:18 <b>MEETING</b> 1:3 <b>Member</b> 1:18,18 1:19,19 3:2,22 4:8 4:9,10,13 <b>met</b> 1:14 <b>Michael</b> 1:22 2:10 <b>MIKE</b> 1:19 <b>Miller</b> 1:15,17 2:3	<b>waive</b> 3:12 <b>want</b> 3:7 <b>Washington</b> 1:15 <b>Wisconsin</b> 1:6,8 2:5		
<b>J</b>	<b>N</b>	<b>1</b>	<b>2</b>	
	<b>NICK</b> 1:18 <b>Noise</b> 1:10 <b>NW</b> 1:8 <b>N.W</b> 1:15 2:6	<b>12-CMP-00209</b> 1:9 2:4 <b>14th</b> 1:14		
<b>K</b>	<b>O</b>	<b>3</b>	<b>4</b>	
	<b>OAG</b> 1:22 <b>offer</b> 2:20 3:13,19 4:7,18 <b>Okay</b> 2:3,14,17 3:6 3:15,18 <b>oncluded</b> 4:21 <b>opposed</b> 4:12,13 <b>owner</b> 2:15 <b>owners</b> 2:16			
<b>L</b>	<b>P</b>	<b>5</b>	<b>6</b>	
	<b>paid</b> 3:8,20 4:19 <b>parties</b> 2:19 <b>pay</b> 2:22 <b>penalty</b> 3:8 <b>please</b> 2:9 3:3 <b>preliminary</b> 2:18 <b>PRESENT</b> 1:17,21 <b>presiding</b> 1:15 <b>P-R-O-C-E-E-D-...</b> 2:1 <b>p.m</b> 2:2 4:21			
<b>M</b>	<b>Q</b>	<b>6</b>	<b>7</b>	
	<b>questions</b> 3:16 4:2			
<b>N</b>	<b>R</b>	<b>7</b>	<b>8</b>	
	<b>record</b> 2:9 <b>Reeves</b> 1:14 <b>representing</b> 2:11 <b>resolve</b> 3:1,9,20 <b>Respondent</b> 2:21 <b>response</b> 3:17 4:4 4:16 <b>Retailer</b> 1:8			
<b>O</b>	<b>S</b>	<b>8</b>	<b>9</b>	
	<b>second</b> 3:21,22 <b>seconded</b> 4:2 <b>settlement</b> 4:6 <b>Seven</b> 3:4 <b>show</b> 1:8 2:6 <b>SILVERSTEIN</b> 1:19 4:10 <b>sir</b> 3:7 <b>Stern</b> 1:22 2:10,10 2:19 3:4 <b>Street</b> 1:15 <b>Sung</b> 2:12,12,16 3:10,14			
<b>P</b>	<b>T</b>	<b>9</b>	<b>0</b>	
	<b>Thank</b> 4:19 <b>t/a</b> 1:7			
<b>Q</b>	<b>U</b>	<b>0</b>	<b>1</b>	
	<b>understand</b> 3:12			
<b>R</b>	<b>V</b>	<b>1</b>	<b>2</b>	
	<b>Violation</b> 1:10 <b>vote</b> 4:17			
<b>S</b>	<b>W</b>	<b>2</b>	<b>3</b>	
	<b>waive</b> 3:12 <b>want</b> 3:7 <b>Washington</b> 1:15 <b>Wisconsin</b> 1:6,8 2:5			
<b>T</b>	<b>X</b>	<b>3</b>	<b>4</b>	
<b>U</b>	<b>Y</b>	<b>4</b>	<b>5</b>	
<b>V</b>	<b>Z</b>	<b>5</b>	<b>6</b>	
<b>W</b>	<b>1</b>	<b>6</b>	<b>7</b>	
	<b>12-CMP-00209</b> 1:9 2:4 <b>14th</b> 1:14			
<b>X</b>	<b>2</b>	<b>7</b>	<b>8</b>	
<b>Y</b>	<b>3</b>	<b>8</b>	<b>9</b>	
<b>Z</b>	<b>4</b>	<b>9</b>	<b>0</b>	