

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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1010 V, LLC :
t/a Josephine :
1010 Vermont Avenue, NW : Show Cause
Retailer CT : Hearing
License No. 76906 : (Status)
Case No. 12-251-00212 :
ANC 2F :
Sale to Minor; Failed to Take :
Steps Necessary to Ascertain :
Legal Drinking Age :
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APRIL 17, 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

MIKE SILVERSTEIN, Member

ALSO PRESENT

AMY SCHMIDT, OAG

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

9:46 a.m.

CHAIRPERSON MILLER: Next case on our calendar is Case No. 12-251-00212, Josephine, located at 1010 Vermont Avenue, N.W., License No. 76906 in ANC 2F.

When you're ready would you introduce yourselves for the record, please?

MS. SCHMIDT: Good morning. Amy Schmidt, Assistant Attorney General on behalf of the District of Columbia.

MR. SHIRAFKAN: Good morning, Madam Chair and Members of the Board, Makan Shirafkan on behalf of 1010 V, LLC, along with David Karim, who's a managing member for 1010 V, LLC.

CHAIRPERSON MILLER: Okay. Thank you. Again this is a show cause status hearing. Did your client receive notice of this hearing?

MR. SHIRAFKAN: Yes, ma'am, we have received notice and we've read and

1 understood it.

2 CHAIRPERSON MILLER: Okay. Then
3 I'll move that notice into the record, if
4 there's no objection.

5 All right. And are there any
6 preliminary matters to bring to the Board's
7 attention?

8 MS. SCHMIDT: Yes, there is. We
9 have an Offer in Compromise we'd like to
10 present to the Board which consists of
11 dropping charge No. 2 and a \$3,000 fine with
12 five days stayed for one year.

13 CHAIRPERSON MILLER: And when
14 would the fine be paid?

15 MS. SCHMIDT: When would the fine
16 be paid?

17 MR. SHIRAFKAN: Today.

18 CHAIRPERSON MILLER: Today?

19 MR. SHIRAFKAN: Yes.

20 CHAIRPERSON MILLER: Okay. I'm
21 going to repeat the OIC as I heard it and
22 Licensee can let me know if that's what they

1 agree to. That is dropping charge 2 and
2 paying a fine of \$3,000 today and the license
3 suspended for five days. That suspension is
4 stayed for a year pending on violations.

5 MR. SHIRAFKAN: Yes.

6 CHAIRPERSON MILLER: Okay. Any
7 questions by Board Members?

8 (No audible response.)

9 CHAIRPERSON MILLER: All right. I
10 move that we accept this Offer in Compromise
11 of dropping charge 2 and a penalty of \$3,000
12 to paid today, license suspended for five
13 days. That suspension stayed for a year
14 pending no further violations. Do I have a
15 second?

16 MEMBER SILVERSTEIN: Second.

17 CHAIRPERSON MILLER: Mr.
18 Silverstein seconded the motion. All those in
19 favor, say aye?

20 (Chorus of ayes.)

21 CHAIRPERSON MILLER: All those
22 opposed?

1 (No audible response.)

2 CHAIRPERSON MILLER: All those
3 abstaining?

4 (No audible response.)

5 CHAIRPERSON MILLER: The motion
6 passes.

7 MR. SHIRAFKAN: Madam Chair, if I
8 may add for the Board's knowledge, since this
9 incident actually we have had -- the Licensee
10 has had all his staff come to ABRA and get
11 their training, get the Board's ID training.
12 They have gone through the host training. We
13 purchased black lights to be able to tell the
14 difference between the logos in the IDs. And
15 further we've started having X on people who
16 are under 21. And we've had the bus boys in
17 addition to the servers and security for each
18 table observing so that if they see somebody
19 who's under 21 who gets a drink from somebody
20 else at a table, they can quickly let the
21 security know. I just wanted to let the Board
22 know that they've also taken these steps at

1 this point.

2 CHAIRPERSON MILLER: Well, that's
3 great. That's great that you're taking those
4 positive steps.

5 Okay. And this Offer in
6 Compromise has been approved. I'm going to
7 just sign off on that. Thank you.

8 MR. SHIRAFKAN: Thank you very
9 much. You all have a good day.

10 CHAIRPERSON MILLER: Thank you.
11 You, too.

12 (Whereupon, the hearing was
13 concluded at 9:50 a.m.)

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