

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

2 9:40 a.m.

3 CHAIRPERSON MILLER: Good morning.

4 I'd like to welcome you to the regularly
5 scheduled meeting of the District of Columbia
6 Alcoholic Beverage Control Board. Today is
7 April 25, 2012.

8 My name is Ruthanne Miller, I'm
9 the Chair.

10 Joining me to my right is Mr.
11 Calvin Nophlin. To his immediate left is Mr.
12 Donald Brooks, To my immediate right is Mr.
13 Nick Alberti. To my far left is Ms. Jeannette
14 Mobley and my immediate left is Mr. Mike
15 Silverstein.

16 The Board has six Members in
17 attendance for the conduct of business today
18 with three constituting a quorum.

19 Copies of today's hearing,
20 calendar and agenda are available at the
21 receptionist desk.

22 Please be aware that these

1 proceedings are being recorded by a Court
2 Reporter. Accordingly, we must ask you to
3 refrain from any disruptive noises or actions
4 in the hearing room. If you have any
5 electronic devices, pagers, cell phones or
6 such please make certain that they're turned
7 off to avoid any interruption of the
8 proceedings.

9 Please note that there's a piece
10 of paper on each table in the front. When you
11 come forward as your case is called, please
12 take a seat at the table and sign it. This is
13 to ensure that your name is correctly spelled
14 for the record.

15 The record will be closed at the
16 conclusion of each case except for any
17 materials specifically requested by the Board
18 or if the parties select to submit Proposed
19 Findings of Fact and Conclusions of Law within
20 30 calendar days after the conclusion of the
21 hearing as permitted by 23 DCMR 1717.2. After
22 the record is closed no other information will

1 be accepted by the Board.

2 Copies of transcripts are
3 available by contacting ABRA's Records Manager
4 Bill Hager and it is the sole responsibility
5 of the parties to make this request.

6 The Open Meetings Act requires
7 that the public hearing in each case be open
8 to the public The Board may and consistent
9 with Section 405(b) of the Opening Meetings
10 Act enter a closed meeting during or after the
11 public hearing in a case to consult with an
12 attorney to obtain legal advice, to discuss
13 settlement agreements or deliberate upon a
14 decision in an adjudication proceeding.

15 At this point we're ready to
16 proceed with the cases on the morning
17 calendar.

18 The first case is Case No. 12-PRO-
19 00015, Menomale, LCC at 2711 12th Street
20 Northeast, and License No. 88564 in ANC 5B.
21 This hearing has been cancelled as the parties
22 submitted a Voluntary Agreement that was

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approved by the Board.

(Whereupon, at 9:43 a.m. the
Protest Hearing (Status) was cancelled.)

<p style="text-align: center;">A</p> <p>ABRA's 4:3 accepted 4:1 Act 4:6,10 actions 3:3 adjudication 4:14 advice 4:12 agenda 2:20 Agreement 4:22 agreements 4:13 Alberti 1:19 2:13 Alcoholic 1:2,14 2:6 ANC 1:9 4:20 Application 1:10 approved 5:1 April 1:13 2:7 attendance 2:17 attorney 4:12 available 2:20 4:3 avoid 3:7 aware 2:22 a.m 2:2 5:2</p> <hr/> <p style="text-align: center;">B</p> <p>Beverage 1:2,14 2:6 Bill 4:4 Board 1:2,14 2:6 2:16 3:17 4:1,8 5:1 Brooks 1:18 2:12 Building 1:14 business 2:17</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:20 3:20 4:17 called 3:11 Calvin 1:18 2:11 cancelled 1:11 4:21 5:3 case 1:10 3:11,16 4:7,11,18,18 cases 4:16 cell 3:5 certain 3:6</p>	<p>Chair 2:9 Chairperson 1:15 1:17 2:3 closed 3:15,22 4:10 Columbia 1:1 2:5 come 3:11 conclusion 3:16,20 Conclusions 3:19 conduct 2:17 consistent 4:8 constituting 2:18 consult 4:11 contacting 4:3 Control 1:2,14 2:6 Copies 2:19 4:2 correctly 3:13 Court 3:1 CR 1:8</p> <hr/> <p style="text-align: center;">D</p> <p>days 3:20 DCMR 3:21 decision 4:14 deliberate 4:13 desk 2:21 devices 3:5 discuss 4:12 disruptive 3:3 District 1:1 2:5 Donald 1:18 2:12 D.C 1:15</p> <hr/> <p style="text-align: center;">E</p> <p>electronic 3:5 ensure 3:13 enter 4:10</p> <hr/> <p style="text-align: center;">F</p> <p>Fact 3:19 far 2:13 Findings 3:19 first 4:18 forward 3:11 front 3:10</p> <hr/> <p style="text-align: center;">G</p> <p>Good 2:3</p>	<p style="text-align: center;">H</p> <p>Hager 4:4 hearing 1:8,11 2:19 3:4,21 4:7,11,21 5:3</p> <hr/> <p style="text-align: center;">I</p> <p>immediate 2:11,12 2:14 information 3:22 interruption 3:7</p> <hr/> <p style="text-align: center;">J</p> <p>JEANETTE 1:22 Jeannette 2:13 Joining 2:10</p> <hr/> <p style="text-align: center;">L</p> <p>Law 3:19 LCC 4:19 left 2:11,13,14 legal 4:12 License 1:9 4:20 LLC 1:6</p> <hr/> <p style="text-align: center;">M</p> <p>Manager 4:3 materials 3:17 MATTER 1:5 meeting 1:3 2:5 4:10 Meetings 4:6,9 Member 1:18,18 1:19,20,22 Members 2:16 Menomale 1:6 4:19 met 1:14 Mike 1:20 2:14 Miller 1:15,17 2:3 2:8 Mobley 1:22 2:14 morning 2:3 4:16</p> <hr/> <p style="text-align: center;">N</p> <p>name 2:8 3:13 New 1:10 Nick 1:19 2:13 noises 3:3</p>	<p>Nophlin 1:18 2:11 Northeast 1:8 4:20 Northwest 1:15 note 3:9</p> <hr/> <p style="text-align: center;">O</p> <p>obtain 4:12 open 4:6,7 Opening 4:9</p> <hr/> <p style="text-align: center;">P</p> <p>paggers 3:5 paper 3:10 parties 3:18 4:5,21 permitted 3:21 phones 3:5 piece 3:9 please 2:22 3:6,9 3:11 point 4:15 PRESENT 1:17 presiding 1:15 proceed 4:16 proceeding 4:14 proceedings 3:1,8 Proposed 3:18 Protest 1:7 5:3 public 4:7,8,11 P-R-O-C-E-E-D-... 2:1</p> <hr/> <p style="text-align: center;">Q</p> <p>quorum 2:18</p> <hr/> <p style="text-align: center;">R</p> <p>ready 4:15 receptionist 2:21 record 3:14,15,22 recorded 3:1 Records 4:3 Reeves 1:14 refrain 3:3 regularly 2:4 Reporter 3:2 request 4:5 requested 3:17 requires 4:6 responsibility 4:4</p>	<p>Retailer 1:8 right 2:10,12 room 3:4 Ruthanne 1:15,17 2:8</p> <hr/> <p style="text-align: center;">S</p> <p>scheduled 2:5 seat 3:12 Section 4:9 select 3:18 settlement 4:13 sign 3:12 Silverstein 1:20 2:15 six 2:16 sole 4:4 specifically 3:17 spelled 3:13 Status 1:8 5:3 Street 1:8,15 4:19 submit 3:18 submitted 4:22</p> <hr/> <p style="text-align: center;">T</p> <p>table 3:10,12 take 3:12 TBD 1:7 three 2:18 today 2:6,17 today's 2:19 transcripts 4:2 turned 3:6 t/a 1:7</p> <hr/> <p style="text-align: center;">V</p> <p>Voluntary 4:22</p> <hr/> <p style="text-align: center;">W</p> <p>Washington 1:15 welcome 2:4 we're 4:15</p> <hr/> <p style="text-align: center;">P</p> <p>p 1:5,12</p> <hr/> <p style="text-align: center;">#</p> <p>#12-PRO-00015</p>
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