

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF: :
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Lee's Mini Market, Inc. :
t/a Lee's Mini Market :
3853 Alabama Avenue, S.E. :
License #ABRA-084939 :
Retailer B - Substantial :
Change from Class B to Class :
A :
Case #13-PRO-00011 :
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April 29, 2013

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The Alcoholic Beverage Control

Board met in Alcoholic Beverage Control
Hearing Room, Reeves Building, 2000 14th
Street N.W., Washington, D.C., Ms. La Verne
Fletcher, Agent, presiding.

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

10:04 a.m.

AGENT FLETCHER: Are the parties present in the matter of Lee's Mini Market? Would you please come forward?

Would the Applicant, the license holder please sit on this side? The person who's applying for the license, if you would sit on this side and Mr. Whong -- is Mr. Jon Whong here? Mr. Jon Whong? Is there an interpreter here?

MR. HENRY KO: No, he's not here.

AGENT FLETCHER: Okay. Thank you. Are you with the Applicant? You can just pull up a chair right on the other side there. That would be perfect. Thank you.

And you're all here for the protest?

MS. TILGHMAN: Yes, ma'am.

AGENT FLETCHER: Okay. Thank you. You can pull chairs up around the table. What I'm going to ask you to do is to

1 stand in front of that microphone and state
2 your name and to spell it for the court
3 reporter. So, if you can just position
4 yourselves to that, that would be perfect.

5 This is Case Number 13-PRO-00011,
6 Lee's Mini Market, Inc. trading as Lee's Mini
7 Market, 3853 Alabama Avenue, S.E., License
8 Number ABRA-084939. This is a Retailer Class
9 B Substantial Change. Charge from Class B to
10 Class A. The protest issues are adverse
11 impact on peace, order and quiet.

12 My name is La Verne Fletcher and
13 I'll be conducting the Roll Call Hearing as
14 the Board's Agent pursuant to D.C. Code
15 1601.2.

16 Introductions beginning the
17 Applicant please. Mr. Dol, are you the
18 Applicant?

19 MR. DOL KO: Yes, ma'am.

20 AGENT FLETCHER: Could you please
21 state your name and spell it for the court
22 reporter?

1 MR. DOL KO: Hi. How are you?
2 You know, my name is Dol Ko, Lee's Mini Mart
3 President. Oh, my name now first name Dol D-
4 O-L -- D-O-L last name Ko K-O.

5 AGENT FLETCHER: Thank you, Mr.
6 Ko. Thank you very much.

7 MR. DOL KO: Yes. Thank you.

8 AGENT FLETCHER: And your name,
9 sir?

10 MR. HENRY KO: My name is Henry.
11 That's H-E-N-R-Y.

12 AGENT FLETCHER: Um-hum.

13 MR. HENRY KO: Last name Ko K-O.

14 AGENT FLETCHER: And your
15 involvement in the case, Mr. Ko?

16 MR. HENRY KO: I'm like -- I'm his
17 son and I'm like helping him translate.

18 AGENT FLETCHER: Oh, thank you
19 very much. We appreciate that and Mr. Ko,
20 just so that you know, we did request an
21 interpreter today, but apparently, he's not
22 here yet. So, thank you for coming.

1 MR. HENRY KO: Okay.

2 AGENT FLETCHER: And your name,
3 sir?

4 MR. WILLIAMS: Vincent -- Vincent
5 Williams.

6 AGENT FLETCHER: And, Mr.
7 Williams, would you spell your name for the
8 court reporter please?

9 MR. WILLIAMS: V-I-N-C-E-N-T W-I-
10 L-L-I-A-M-S.

11 AGENT FLETCHER: Thank you, Mr.
12 Williams and your connection to the --

13 MR. WILLIAMS: I'm security for
14 the whole Fort Davis. That whole lot.

15 AGENT FLETCHER: Okay. So, you're
16 security for the entire lot?

17 MR. WILLIAMS: Yes.

18 AGENT FLETCHER: And you're here
19 in support of Mr. --

20 MR. WILLIAMS: Yes. Yes.

21 AGENT FLETCHER: -- Ko?

22 MR. WILLIAMS: Yes.

1 AGENT FLETCHER: And on behalf of
2 the protestants is -- is anyone here from ANC
3 7B? Is anyone --

4 MS. TILGHMAN: We're not members.
5 I mean we're members of 7B, but we're not
6 single member district representatives.

7 AGENT FLETCHER: Okay. And so,
8 there's no one present on behalf of ANC 7B?
9 That's okay. Thank you.

10 ANC 7B filed a protest. The
11 protest was filed by Robert T. Richards. Is
12 Mr. Richards present?

13 MS. CHATMON: He's suppose to be
14 coming here, but not yet.

15 MS. TILGHMAN: He's not here.

16 AGENT FLETCHER: Okay. Thank you
17 very much.

18 ANC 7B is dismissed as a
19 protestant because they're not present. ANC
20 7B will have the opportunity to seek standing
21 as a protestant, but for the purpose of the
22 protest, they are not considered protestants

1 today because there's no one here on their
2 behalf and so, that protest is dismissed.

3 You all are a member of a group of
4 protestants. You signed a protest petition.

5 MS. TILGHMAN: Yes.

6 AGENT FLETCHER: We have a protest
7 that was signed by 26 individuals. So, I'm
8 assuming that you're a part of that group.

9 MS. TILGHMAN: Yes.

10 MS. CHATMON: Yes.

11 AGENT FLETCHER: Okay. Thank you.
12 So, then what I need you to do is just state
13 your name into the microphone. State your
14 name and spell it for the court reporter.

15 MS. DAVIS: My name is Julia B.
16 Davis.

17 AGENT FLETCHER: Spelling, Ms.
18 Davis.

19 MS. DAVIS: J-U-L-I-A B initial D-
20 A-V-I-S.

21 AGENT FLETCHER: Thank you. Ms.
22 Davis, did you sign the protest letter?

1 MS. DAVIS: Yes, I did.

2 AGENT FLETCHER: Thank you very
3 much and your name is?

4 MS. CHATMON: My name is Lillian
5 M. Chatmon.

6 MS. TILGHMAN: Spell it.

7 AGENT FLETCHER: And would you
8 spell that for the court reporter?

9 MS. CHATMON: C-H-A -- C-H-A-T as
10 in Tom.

11 AGENT FLETCHER: I'm sorry. What
12 was that?

13 MS. TILGHMAN: Spell your first
14 name first.

15 MS. CHATMON: First name Lillian
16 L-I-L-L-I-A-N middle initial M last name C-H-
17 A-T as in Tom M-O-N.

18 AGENT FLETCHER: Chatmon.

19 MS. TILGHMAN: Paulette Tilghman P
20 as in Paul A-U-L-E-T-T-E last name T as in Tom
21 I as in igloo L as in Larry G as in girl H as
22 in Harry M as in Mary A as in apple N as in

1 Nancy.

2 MS. FRAZIER: Elsie Frazier.

3 MS. TILGHMAN: Spell Elsie.

4 AGENT FLETCHER: Spell that
5 please.

6 MS. FRAZIER: E-L-S-I-E F-R-A-Z-I-
7 E-R.

8 AGENT FLETCHER: Thank you.

9 MS. JACKSON: Lorraine W. Jackson
10 L-O-R-R-A-I-N-E middle initial W last name
11 Jackson J-A-C-K-S-O-N.

12 AGENT FLETCHER: Thank you, Ms.
13 Jackson and each of you signed the protest
14 letter?

15 MS. JACKSON: Yes, ma'am.

16 AGENT FLETCHER: Okay. Thank you.
17 Going to take a moment to confirm that. Okay.

18 I confirmed that each of you did
19 sign the protest letter. Therefore, the group
20 that you represent are granted standing as
21 protestants.

22 The fact that the five of you

1 showed up means that each of you is granted
2 standing as protestants as a group of five.

3 Let me ask you something. Do you
4 have a letter of designation from any of the
5 people that are not present?

6 MS. JACKSON: Yes.

7 AGENT FLETCHER: Okay. May I see
8 those?

9 MS. FRAZIER: I have --

10 AGENT FLETCHER: If you happen to
11 -- you're granted standing as a group.

12 If you have letters of designation
13 from people who are here, they'll be --

14 MS. FRAZIER: I do.

15 AGENT FLETCHER: -- they'll be
16 considered a part of this group. Do you have
17 any, Ms. Chatmon?

18 MS. CHATMON: Yes, we got a letter
19 of --

20 MS. TILGHMAN: People other than
21 us. A letter from people other than us. No.
22 Okay.

1 AGENT FLETCHER: Okay. Thank you.

2 MS. CHATMON: I just have a letter
3 with everyone's name --

4 MS. TILGHMAN: From us.

5 MS. CHATMON: -- on a letter.

6 Because I was told when I called down and
7 talked to -- to bring a --

8 AGENT FLETCHER: I'm sorry, Ms.
9 Chatmon. I didn't hear what you said.

10 MS. CHATMON: I said I have a
11 letter here with everyone that this -- name is
12 on.

13 AGENT FLETCHER: Oh, you have a
14 copy of the protest letter? Let me just make
15 sure that I understand. Just a second. One
16 second. Excuse me for one second, Ms.
17 Chatmon. I apologize for the noise. I hope
18 you can hear me okay.

19 Are you Mr. Whong?

20 MR. WHONG: Yes.

21 AGENT FLETCHER: Mr. Whong, would
22 you please come forward and pull up a chair.

1 MR. WHONG: Pull up a chair?

2 AGENT FLETCHER: Yes.

3 MR. WHONG: A chair.

4 AGENT FLETCHER: No problem. One
5 second. Ms. Chatmon, give me one minute.

6 Mr. Whong, would you please state
7 your name and spell it for the court reporter
8 please?

9 MR. WHONG: Jon Whong J-O-N W-H-O-
10 N-G. Interpreter in Korean English.

11 AGENT FLETCHER: Mr. Whong is the
12 interpreter that was provided by ABRA to
13 interpret in the Korean language for Mr. Ko.

14 That is Mr. Ko. That is Mr.
15 Whong.

16 MS. CHATMON: That's from Ms.
17 Tilghman. Well, he -- I'm giving --

18 AGENT FLETCHER: Okay. That's
19 okay. Thank you very much.

20 MS. CHATMON: The original's from
21 me, but then you got --

22 AGENT FLETCHER: All right. Okay.

1 Thank you very much, Ms Chatmon. I'll take a
2 look at this. Thank you.

3 Ms. Chatmon, the two documents
4 that you've given me, you may keep these for
5 your records. We won't need these at this
6 point of the Roll Call Hearing.

7 MS. CHATMON: Okay.

8 AGENT FLETCHER: One of your
9 letters is from Paulette Tilghman. It
10 discusses some of her concerns related to the
11 licensee and the next letter that you gave me
12 is signed by the four individuals including
13 you --

14 MS. CHATMON: Yes.

15 AGENT FLETCHER: -- stating that
16 this letter represents their concerns, but we
17 won't need this at this stage.

18 MS. CHATMON: Okay.

19 AGENT FLETCHER: Thank you.

20 Ms. Jackson, I'm taking a look at
21 the two documents that you give me and so, Ms.
22 Jackson, I have a letter from you from Anthony

1 Jackson designating you as his representative.

2 MS. JACKSON: That's my husband.

3 AGENT FLETCHER: Okay. That is
4 fine because Mr. Jackson did sign the protest
5 letter.

6 And I also have a letter from --
7 is it Teresa Hackney?

8 MS. TILGHMAN: Teresa Hackney.

9 AGENT FLETCHER: Teresa Hackney
10 designating you as her representative. That's
11 fine. She's accepted as a protestant because
12 she did sign the protest.

13 So, there are seven members to
14 your protest group. Each of you, because
15 you're present, as well as Anthony Jackson A-
16 N-T-H-O-N-Y Jackson J-A-C-K-S-O-N.

17 MS. JACKSON: There's a middle
18 initial.

19 AGENT FLETCHER: Is that a T?

20 MS. JACKSON: Anthony T. Jackson.

21 AGENT FLETCHER: Anthony T.

22 Jackson is also a protestant. T is his middle

1 initial.

2 MS. TILGHMAN: There's Bob.

3 AGENT FLETCHER: Pardon.

4 MS. TILGHMAN: Our ANC

5 representative is here.

6 AGENT FLETCHER: Okay. Thank you.

7 He'll just come on in and excuse me one

8 second.

9 Also, Teresa Hackney is recognized
10 as a protestant. Her name is spelled T-E-R-E-
11 S-A H-A-C-K-N-E-Y.

12 We have seven individuals in this
13 protestant group.

14 My understanding is that
15 representation is now present from ANC 6D.

16 MS. JACKSON: 7B.

17 AGENT FLETCHER: 7 -- what is it?

18 MS. JACKSON: 7B.

19 AGENT FLETCHER: 7B. Thank you.

20 Would you state your name, sir and
21 spell it for the court reporter?

22 MR. RICHARDS: Robert Richards.

1 Robert R-O-B-E-R-T Richards R-I-C-H-A-R-D-S.
2 I'm Chairman of ANC 7B.

3 AGENT FLETCHER: Now, I have a
4 question.

5 MR. RICHARDS: And also Single
6 Member district 7B07.

7 AGENT FLETCHER: Thank you. ANC
8 7B is granted standing as a protestant.

9 I have a question for you, Mr.
10 Richards. Before you came, the individuals
11 that are present were granted standing as
12 protestants, but I did have a question for
13 you.

14 When you sent in your protestant
15 letter, you actually attached the protest
16 petition of the individuals in this room. You
17 attached to your protest a list of 26
18 signatures.

19 MR. RICHARDS: That's right.

20 AGENT FLETCHER: So, was your
21 intention to -- was your intention to attach
22 that petition in support of the ANC's protest

1 or was it the intention of the group to file
2 a separate protest?

3 MR. RICHARDS: Well, there's
4 really two questions. Our purpose in doing it
5 was to indicate the -- the group came before
6 us and asked 7B to protest and so, because
7 they came before us, we attached their
8 petition to ours.

9 AGENT FLETCHER: Okay.

10 MR. RICHARDS: It was our belief
11 that the people who signed the petition would
12 have five representatives here and seek party
13 status for themselves.

14 AGENT FLETCHER: Okay. And so,
15 that is what happened. Okay. I just wanted
16 to double check that just to clear that up for
17 the record.

18 MS. CHATMON: May I say something?
19 The majority of the people --

20 AGENT FLETCHER: Yes, and Ms.
21 Harmon --

22 MS. CHATMON: -- on the petition

1 live in Fort Davis.

2 AGENT FLETCHER: What happens is
3 anyone who's not here or did not designate a
4 representative to appear on their behalf is
5 dismissed. That's what the protest letter
6 says. It says that either you have to come or
7 you have to designate someone to be here on
8 your behalf or your protest will be dismissed.

9 However, you're here. You can
10 represent the interest of the other people,
11 but only the group of seven that I mentioned
12 today had standing to file a protest. Have
13 been granted standing as protestants.

14 The other's have not, but their
15 letters tell them that their protest will be
16 dismissed because they're not here today.

17 And so, now, we have two
18 protestant groups. We have ANC 7B and a group
19 of seven.

20 MS. CHATMON: Fort Davis Civic
21 Association stipulated for --

22 AGENT FLETCHER: Ms. Harmon, I

1 don't know if -- I don't know if the court
2 reporter can hear you. If you could speak
3 into that microphone.

4 MS. CHATMON: In my letter, I
5 stated the five of us represents all of -- the
6 Fort Davis Civic Association as well as the
7 Fort Davis community. I think there were two
8 -- two or three people that signed that
9 petition at our civic meeting. But, everyone
10 else that signed it live in the Fort Davis
11 community.

12 AGENT FLETCHER: Yes, and you're
13 right. That's exactly what the letter says.
14 Your group of seven will have to represent the
15 interest of the entire community.

16 MS. CHATMON: That's -- that's
17 right.

18 AGENT FLETCHER: The Fort Davis
19 Civic Association did not file a protest. So,
20 they're not a protestant, but I'm assuming
21 you're here. You'll represent the interest of
22 the community. Your group of seven and ANC 7B

1 because that's what they do. They represent
2 the community.

3 Mr. Williams, you were going to
4 say something.

5 MR. WILLIAMS: Yes, I'm going to
6 wait until they get through talking because
7 I'm going to represent him and I didn't --

8 AGENT FLETCHER: Oh, Mr. Williams,
9 yes, this is -- that's not what we're here to
10 do today. This is not a Protest Hearing.
11 Today, all we do today is identify who the
12 parties are to the protest. That's all we do
13 today.

14 MR. WILLIAMS: Okay. You don't
15 want the numbers of the ones who wanted this
16 though?

17 AGENT FLETCHER: You can always
18 give us -- we can take that document today.

19 MR. WILLIAMS: Okay.

20 AGENT FLETCHER: But, the purpose
21 of the Roll Call Hearing is not to hear the
22 merits of the case, but just to determine who

1 the parties to the protest.

2 Mr. Whong, you can explain that
3 to --

4 MR. DOL KO: Thank you.

5 AGENT FLETCHER: And, Mr. Ko, do
6 you have any questions about what's happened
7 so far?

8 MR. WHONG: Yes, he's understood.
9 Thank you.

10 AGENT FLETCHER: Okay. Thank you.

11 And, Mr. Williams, just so that
12 you know, the next thing I'm going to do is
13 schedule a -- and this is because you're not
14 a party, but you are here with Mr. Ko. I'm
15 assuming you're hear at Mr. Ko's request. Am
16 I right about that?

17 MR. WILLIAMS: Yes.

18 AGENT FLETCHER: Mr. Whong, could
19 you ask Mr. Ko if Mr. Williams is here at his
20 request please?

21 MR. WHONG: Yes, he works as a
22 security guard for Mr. Ko's store.

1 AGENT FLETCHER: Okay. That's
2 just for the record, Mr. Williams.

3 Thank you, Mr. Ko.

4 Now, Mr. Williams, a moment ago,
5 you said something about representing Mr. Ko.

6 MR. WILLIAMS: Yes.

7 AGENT FLETCHER: Now, did Mr. Ko
8 designate you as his representative?

9 Mr. Ko is the owner of the store.
10 Mr. Ko is the Applicant. He applied for the
11 change in the class of his license.

12 If Mr. Ko wants Mr. Williams to
13 speak on his behalf, he would have to put that
14 in writing. So, I don't know if that's Mr.
15 Ko's intention or not.

16 MR. WHONG: Mr. Williams will
17 speak on behalf of Mr. Ko.

18 AGENT FLETCHER: Or is Mr.
19 Williams here in support of Mr. Ko? Just to
20 be a support.

21 MR. WHONG: Mr. Williams is here
22 in support of Mr. Ko.

1 AGENT FLETCHER: Which one? Mr.
2 Ko has to answer that question. I need to
3 know the answer to the question.

4 MR. WHONG: Ma'am, do you want him
5 to answer?

6 AGENT FLETCHER: I need to know --
7 yes, I had two questions. One --

8 MR. WILLIAMS: Tell him that I do
9 security for all the stores and they would
10 need to know -- she will need to know how we
11 operate security --

12 AGENT FLETCHER: No. That's --
13 no. No. No. No. Let me explain. Let me
14 explain please so that everybody understands
15 what we're doing.

16 This is what's going to happen.
17 Mr. Williams, if we get to the point where we
18 have a Protest Hearing, you're absolutely
19 right. You can testify about what you just
20 said.

21 MR. WILLIAMS: Okay.

22 AGENT FLETCHER: I just want to

1 make sure we keep all the hearings separate.

2 The purpose of this hearing is not
3 to talk about the security. It's just
4 identify the parties.

5 If this matter -- the thing we're
6 going to do is have a Mediation where
7 everybody has to come together to try and
8 resolve this issue.

9 MR. WILLIAMS: Okay.

10 AGENT FLETCHER: If that cannot be
11 done, then there's going to be a Protest
12 Hearing where if security is an issue, your
13 testimony related to security then becomes
14 relevant. So, you're going to be a witness if
15 we go to a Protest Hearing.

16 Can you ask Mr. Ko any -- so, Mr.
17 Williams, you're going to be a witness if we
18 have to go to a Protest Hearing. You're going
19 to testify for Mr. Ko with respect to
20 security.

21 MR. WILLIAMS: Yes.

22 AGENT FLETCHER: Okay. Thank you.

1 Now, I understand all the roles of everyone.

2 I understand that, Henry Ko,
3 you're Mr. Ko's son?

4 MR. HENRY KO: Yes.

5 AGENT FLETCHER: And you were here
6 to assist him today with the interpretation.
7 Interpreting.

8 And, Mr. Whong, you appeared and
9 took over that responsibility.

10 MR. WHONG: Yes.

11 AGENT FLETCHER: Okay.

12 MR. WHONG: Officially took it.

13 AGENT FLETCHER: Officially. Mr.
14 Whong is the official interpreter. Okay.

15 So, we have two protestant groups.
16 ANC 7B is a protestant and we have a group of
17 seven individuals.

18 For the group of seven
19 individuals, you'll need to designate a
20 representative to represent the entire group.

21 Is there one person among you that
22 you would like to designate as the

1 representative of the group?

2 MS. CHATMON: Paulette.

3 AGENT FLETCHER: Paulette. So,
4 Paulette Tilghman.

5 MS. TILGHMAN: Yes, ma'am.

6 AGENT FLETCHER: So, the group has
7 designated Paulette Tilghman as its
8 representative.

9 What that means is that beyond
10 today it's necessary that Ms. Tilghman be
11 present for the remainder of the proceedings.
12 Everyone doesn't have to show up unless you
13 want to.

14 We're going to have a Mediation
15 which I'll give you a date for in a moment.
16 That means that, Ms. Tilghman, you would have
17 to be present for the Mediation on behalf of
18 the whole group. Everybody can come if they
19 want to, but you're the only person that needs
20 to be present to speak on behalf of the
21 others.

22 MS. TILGHMAN: I have a question.

1 Yes. I'm going to be out of town June 4th to
2 11th. Is that going to --

3 AGENT FLETCHER: Yes, I'll work
4 around that when -- I will get the calendar.

5 MS. TILGHMAN: Thank you.

6 AGENT FLETCHER: Yes, I'll work
7 around that. I'll work around those dates.

8 And, Ms. Tilghman, what I need you
9 to do and you can do this while you're here,
10 if you could write just one sentence saying we
11 designate Paulette Tilghman as our
12 representative and have each member from your
13 protest group to just sign that one statement
14 and give that back to me for the record so
15 that we have it.

16 And, Mr. Williams, for the
17 Mediation, we're going to be scheduling a
18 Mediation to occur within the next few weeks,
19 for the Mediation, you won't be able to attend
20 because it's confidential. It's between the
21 Applicant only and the Protestants.

22 But, if we can't resolve the

1 matter during that proceeding, then that's
2 where you come in.

3 MR. WILLIAMS: Okay.

4 AGENT FLETCHER: So, for the
5 Mediation, only Mr. Ko.

6 MR. DOL KO: Yes, ma'am.

7 AGENT FLETCHER: You can bring
8 your son or Mr. Whong. We'll request -- if
9 you want us to request an interpreter for the
10 Mediation, we will. So, would you like for me
11 to request an interpreter?

12 MR. DOL KO: Yes, I need.

13 MR. WHONG: Yes.

14 AGENT FLETCHER: Okay. Thank you.
15 Then I will request you, Mr. Whong, because
16 you were here today.

17 MR. WHONG: Thank you.

18 AGENT FLETCHER: For the
19 Mediation. So, let's set some dates. I'm
20 going to give you a date for a Mediation and
21 I'm going to give you the dates for a Status
22 Hearing. Status.

1 MR. WHONG: Status.

2 AGENT FLETCHER: Um-hum.

3 MR. WHONG: Yes.

4 AGENT FLETCHER: And the Status
5 Hearing is a public hearing. So -- the
6 purpose of the Status Hearing is to report to
7 the ABC Board the outcome of the Mediation.
8 The Mediation comes first.

9 So, when you come for the Status
10 Hearing, the full Board will be here. There's
11 a full Board. I'm here today as the Board's
12 Agent. When you come for the Status Hearing,
13 the full Board will be here and you'll report
14 to them the results of the Mediation.

15 If the matter is not resolved in
16 mediation, then there's going to be a Protest
17 Hearing. That's when you would come in.

18 So, I'm going to give you the
19 dates for the Status Hearing and the Protest
20 Hearing first. I'm going to give you those
21 dates first.

22 The date for the Status Hearing is

1 June 5. The date for the Status Hearing is
2 June the 5th at 9:30 a.m.

3 MS. TILGHMAN: You say June 5th?

4 AGENT FLETCHER: The Status
5 Hearing.

6 MS. TILGHMAN: Did you say June
7 5th?

8 AGENT FLETCHER: Yes.

9 MS. TILGHMAN: I'll be out of town
10 from June 4th to 11th.

11 AGENT FLETCHER: What I'm going to
12 recommend for that is that -- one second.
13 What I'm going to recommend, Ms. Tilghman, is
14 that for the Status Hearing because the only
15 purpose of it is to say what the outcome is of
16 the Mediation, there are not going to be any
17 decisions made, it's just the status, you can
18 just designate someone else to be present to
19 say -- if Mr. Richards is going to be present
20 on that day --

21 MR. RICHARDS: I plan to be
22 present.

1 AGENT FLETCHER: Then you can sign
2 a brief statement saying I designate Mr.
3 Richards to speak on our behalf at the Status
4 Hearing. Because all he's going to be doing
5 is supporting the outcome of the Mediation.

6 So, if you want to do that now,
7 you can. We just need somebody here present
8 from your group on your behalf.

9 Because five of you were present
10 today, five of you will not need to show up
11 for the Status Hearing at all.

12 As a matter of fact, if Mr.
13 Richards is going to be here on your behalf,
14 none of you need to show up for the Status
15 Hearing. Just Mr. Richards.

16 MS. TILGHMAN: And that's June
17 5th?

18 AGENT FLETCHER: Yes, that's going
19 to be June 5th at 9:30 a.m.

20 So, Ms. Tilghman, are you going to
21 designate Mr. Richards to represent the group
22 on --

1 MS. TILGHMAN: Yes.

2 AGENT FLETCHER: -- okay, June
3 5th. So, you don't need -- no one else needs
4 to come. Your standing will stay in place if
5 Mr. Richards is here on your behalf.

6 So, the Status Hearing is June the
7 5th.

8 And, Ms. Tilghman, if you want,
9 you can also give me that statement today or
10 you can send it some other time.

11 MS. TILGHMAN: I can't put it on
12 this same sheet?

13 AGENT FLETCHER: Yes, you can put
14 it on the same sheet.

15 MS. TILGHMAN: Okay.

16 AGENT FLETCHER: And the Protest
17 Hearing is set for July 10, 2013. The Protest
18 Hearing is set for July 10, 2013 at 1:30 p.m.
19 and you'll receive notice of these dates as
20 well. July 10th at 1:30.

21 If the matter is not resolved in
22 mediation, this hearing will take place. The

1 Protest Hearing will take place if this matter
2 is not resolved.

3 If the matter can be resolved in
4 mediation, if the parties come together and
5 come up with a way to resolve the concerns of
6 the Protestants or to resolve the matter in
7 some mutually satisfactory way, then the
8 Protest Hearing would be cancelled if the
9 parties submit a written settlement agreement.

10 Thank you, Ms. Tilghman. That's
11 perfect.

12 MS. TILGHMAN: Thank you.

13 AGENT FLETCHER: Now, we need to
14 set a date for a Mediation that has to occur
15 before June 5. So, I'll give you some dates
16 that are available for mediation.

17 The Mediation takes place here.
18 My card is on the table. I'm the Board's
19 Mediator. The Mediation will be with me and
20 it will be here just to let you know.

21 The first date available for
22 mediation is Thursday, May the 2nd. That's

1 the first day.

2 Again, Ms. Tilghman --

3 MS. TILGHMAN: I'm available.

4 AGENT FLETCHER: Okay. You're the
5 only person that needs to be present from your
6 group for mediation.

7 Everyone can come, but you're the
8 only person that needs to come as a designated
9 representative. If you come, you're going to
10 represent.

11 MS. TILGHMAN: And what time is
12 that?

13 AGENT FLETCHER: It can be at
14 9:00, 10:00 or 11:00 on that day.

15 MS. TILGHMAN: Eleven.

16 MR. WHONG: Eleven.

17 AGENT FLETCHER: You can do the --
18 everyone is available on May 2nd at 11:00?

19 MR. WHONG: Eleven.

20 MR. WILLIAMS: Do I go to that
21 one?

22 MR. WHONG: Eleven a.m. Mediation.

1 MR. WILLIAMS: Yes, I don't go to
2 Mediation.

3 AGENT FLETCHER: That's right.

4 MR. WILLIAMS: I do?

5 AGENT FLETCHER: You don't.

6 MR. WILLIAMS: Okay. Okay.

7 AGENT FLETCHER: Exactly and if
8 the matter's not resolved on that day and the
9 case is going to go forward for a Protest
10 Hearing before the Board, then that's where
11 you come in and Mr. Ko would let you know
12 because he would be letting you know that he
13 needs you to testify as a witness. He would
14 have to let you know.

15 Mr. Ko will have a -- if the
16 matter is not resolved in mediation, Mr. Ko
17 will have an opportunity to tell us who his
18 witnesses will be.

19 MR. WILLIAMS: And one more
20 question. Do I need a letter if I have the
21 other security or my boss --

22 AGENT FLETCHER: Yes, who -- if --

1 I'm just letting him translate. Excuse me.

2 For our purposes, all we need is
3 for Mr. Ko to say -- he decides who his
4 witnesses will be. If Mr. Ko wants you to be
5 a witness for him related to security, then he
6 would tell us that you're going to be one of
7 his witnesses. That's all we need from Mr.
8 Ko. If it comes to that.

9 Any questions, Mr. Ko?

10 MR. DOL KO: Everything fine.

11 AGENT FLETCHER: Good. So, the
12 Mediation is set for Thursday, May 2nd at
13 11:00 in the morning. The Mediation will be
14 here. You can check in with the receptionist.

15 MS. TILGHMAN: Sorry. I missed
16 it.

17 AGENT FLETCHER: The Mediation is
18 scheduled for Thursday, May 2nd at 11:00 a.m.
19 It's going to take place here.

20 You can just check in with the
21 receptionist when you get here and I'll come
22 out and get everyone and we'll get started.

1 Ms. Tilghman, you have my card?

2 MS. CHATMON: Yes, we have it.

3 AGENT FLETCHER: Okay. So, if you
4 have any questions beyond today, you can let
5 me know and you'll get a letter with these
6 dates in it. The Mediation, the Status
7 Hearing and the Protest Hearing, you will
8 receive notice of that.

9 Ms. Tilghman, you as the
10 designated representative will receive any
11 further communication on behalf of the group
12 and, Mr. Richards, you're going to be the
13 designated representative for ANC 7B.

14 MR. RICHARDS: That's right.

15 AGENT FLETCHER: Okay. Because I
16 know sometimes you all designate someone else,
17 but you're going to be it for this protest.

18 MR. RICHARDS: That's right.

19 AGENT FLETCHER: Okay.

20 MR. RICHARDS: That was in our
21 letter. Wasn't it?

22 AGENT FLETCHER: Well, you didn't

1 designate. Yes, you signed the letter as the
2 chair and you did not designate a
3 representative. Sometimes the chairs
4 designate someone else, but because you
5 didn't, I just assumed you're going to handle
6 this yourself.

7 And so, Ms. Tilghman, did you fill
8 in that contact sheet on the table?

9 MS. TILGHMAN: Yes, but I don't do
10 email. So, I just have my address.

11 AGENT FLETCHER: Okay. Is there
12 someone else in your group that has an email
13 in case we can -- is there anyway we can get
14 an email to you? If not, we just won't.

15 MS. TILGHMAN: I have a fax.

16 AGENT FLETCHER: You can --

17 MS. CHATMON: I have an email.

18 AGENT FLETCHER: Okay. Whichever
19 one you would prefer. If you want Ms. Chatmon
20 to check her emails, that's fine, but you can
21 put your fax number on there.

22 MS. TILGHMAN: Okay.

1 AGENT FLETCHER: That would be
2 helpful.

3 MS. TILGHMAN: Thank you.

4 AGENT FLETCHER: Ms. Chatmon, if
5 you want to include your email address, we'll
6 indicate that we should send an email to you
7 for Ms. Tilghman.

8 And, Mr. Richards, is your email
9 address on there? On that contact sheet? Let
10 me see what information already -- Mr.
11 Richards, are you at anc7B@earthlink.com?

12 MR. RICHARDS: That's the office.

13 AGENT FLETCHER: Oh, you had --
14 okay. Do you want to give me yours?

15 MR. RICHARDS: Yes, you should
16 send it to my personal.

17 AGENT FLETCHER: Okay. Thank you
18 and, Mr. Richards, if you include a direct
19 phone number. Direct dial phone number for
20 you, too.

21 MR. RICHARDS: I will.

22 AGENT FLETCHER: Okay. Thank you.

1 Mr. Ko, did you fill out the
2 contact information sheet?

3 MR. DOL KO: Yes.

4 AGENT FLETCHER: Okay. Thank you
5 and Mr. Ko's email address is there also?

6 MR. HENRY KO: Oh, he does not use
7 email.

8 AGENT FLETCHER: Okay. Thank you.

9 Okay. So, in summary, we have two
10 Protestants, ANC 7B and a group of seven. The
11 Mediation is set for Thursday, May 2nd at
12 11:00. The Status Hearing is June 5 at 9:30
13 a.m. and the Protest Hearing is July 10 at
14 1:30 p.m.

15 Any questions, anyone?

16 Okay. Well, thank you for coming.
17 The Roll Call Hearing is concluded.

18 (Whereupon, the Roll Call Hearing
19 was concluded at 10:49 a.m.)

20
21
22

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