

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF: :
: :
Park Place, Inc. :
t/a The Park at 14th :
920 14th Street, NW : Fact Finding
Retailer CN : Hearing
License No. 75548 :
ANC 2F :
One-Day Substantial Change :
Application :
Date of Event: May 5, 2012 :
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MAY 2, 2012

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
JEANNETTE MOBLEY, Member
CALVIN NOPHLIN, Member
MIKE SILVERSTEIN, Member

ALSO PRESENT

ABIYE GHENENE, ABRA

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

3:43 p.m.

CHAIRPERSON MILLER: Okay. The next case on our calendar is another fact finding hearing for The Park at 14th, 920 14th Street, N.W., License No. 75548 in ANC 2F.

It's a one-day substantial change application. Date of event is May 5th. That's pretty soon.

MS. BARNES: Hi, how are you?

CHAIRPERSON MILLER: Okay. Would you introduce yourselves for the record when you're ready?

MS. BARNES: I am Ann Barnes, from The Park at 14th.

MR. BARNES: I am Mark Barnes, from The Park at 14th.

CHAIRPERSON MILLER: Okay. Are you the owners?

MR. BARNES: I am the owner.

CHAIRPERSON MILLER: You're the owner? Okay. What kind of event is this?

1 MR. BARNES: I'm sure everyone
2 here is familiar with LivingSocial.

3 CHAIRPERSON MILLER: Yes. We've
4 heard of it, yes.

5 MR. BARNES: LivingSocial is doing
6 the event. We call it Drinko de Mayo for the
7 celebration of Cinco de Mayo.

8 CHAIRPERSON MILLER: Okay.

9 MR. BARNES: We are doing an
10 event. They sold I guess close to 1,600
11 tickets.

12 CHAIRPERSON MILLER: Okay.

13 MR. BARNES: And we don't have
14 enough room, I guess, just for the patrons in
15 our building throughout the night, so we've
16 asked to move some of the people into the
17 alley. We aren't setting up a bar in the
18 alley or anything. We just want people to be
19 able to walk out into the alley with the
20 drinks.

21 CHAIRPERSON MILLER: Okay. Is the
22 alley fenced off or anything like that?

1 MR. BARNES: It is fenced off.
2 But what we have right now are planters that
3 barricade people from going onto our patio; we
4 have a patio out back already, that keep
5 people from going from the patio to the alley.
6 We're moving those planters out of the way and
7 putting them at the end of the alley so that
8 people can't go from the alley into the other
9 alley.

10 CHAIRPERSON MILLER: Okay.

11 MR. BARNES: The same sort of
12 thing, but what they'll do is be able to just
13 walk out of there.

14 Next door to us is a building that
15 has a underpass that the alley goes through
16 and they're also giving us that part, too,
17 where the alley is going through so that we're
18 lifting the garage door where the alley just
19 continues into the underpass of the building.
20 So we're taking those parts and allowing the
21 people to take their food and drink out into
22 that portion of the alley. But we're not

1 building anymore bars or anything like that.

2 CHAIRPERSON MILLER: Right, but
3 they can take their alcoholic drinks out
4 there, is that right?

5 MR. BARNES: Yes, ma'am.

6 CHAIRPERSON MILLER: So is there
7 some kind of a barricade or fence between --

8 MR. BARNES: We have a picture
9 there. There is a building right next to us.

10 CHAIRPERSON MILLER: Okay.

11 MR. BARNES: One. And there's
12 only an alleyway about the length of this that
13 they could go out that we're putting the
14 planters there and that there will be
15 barricades there to keep people from going
16 outside the alley.

17 CHAIRPERSON MILLER: Okay.

18 MS. BARNES: And security
19 personnel.

20 MR. BARNES: And security
21 personnel. And then we have outside no drinks
22 beyond this point.

1 CHAIRPERSON MILLER: Okay. So
2 you're expecting -- oh, you sold 1,500
3 tickets?

4 MR. BARNES: Throughout the day.
5 It's a seven-hour -- most people come for
6 about three hours. They can come anywhere
7 from 12:00 to 7:00 and get in.

8 MS. BARNES: And that includes the
9 inside and the outside.

10 MR. BARNES: That includes inside
11 of the club also.

12 CHAIRPERSON MILLER: How many
13 people does the club hold?

14 MR. BARNES: At one time 700.

15 CHAIRPERSON MILLER: Okay. What
16 kind of security are you going to have?

17 MR. BARNES: The same security
18 that we always have and we're having everyone
19 that works -- you know, we don't use all of
20 our security every night. So, but on this
21 night we'll have 35 -- on this day we'll have
22 35 to 40. We also have police that we've

1 already paid for, two officers. We don't
2 expect it to be a rowdy crowd. It's actually
3 one of the lighter crowds that we feel like --
4 even though we understand it is a drinking
5 holiday, that we should be able to handle this
6 crowd. We don't think it's --

7 CHAIRPERSON MILLER: How do you
8 know, you know, what the crowd is going to be?
9 Like who --

10 MR. BARNES: We've been to other
11 LivingSocial events.

12 CHAIRPERSON MILLER: Okay.

13 MR. BARNES: A lot of them, quite
14 a few of them, and we've seen who the
15 clientele is.

16 CHAIRPERSON MILLER: It's the
17 same? I mean, don't some different kinds of
18 things attract different kind of people
19 through LivingSocial, or no?

20 MR. BARNES: Yes, but we've seen
21 people that have even been walking past and
22 say, Oh, my God, we're coming here next week.

1 We're coming here. And we know who it is.

2 CHAIRPERSON MILLER: So the
3 security, is it your in-house security?

4 MR. BARNES: Yes.

5 CHAIRPERSON MILLER: Okay. How
6 are you going to control the sale of the
7 alcohol?

8 MR. BARNES: Is the bars that we
9 have already. We're not adding more bars.

10 CHAIRPERSON MILLER: Okay.

11 MR. BARNES: We're not doing
12 anyone 21 -- under 21 as we don't -- all of
13 our people are ABRA trained and --

14 CHAIRPERSON MILLER: So the only
15 guests that are coming are 21 or older, or --

16 MR. BARNES: Twenty-one and older
17 only.

18 CHAIRPERSON MILLER: Okay.

19 MR. BARNES: Only.

20 CHAIRPERSON MILLER: Okay.

21 MR. BARNES: As a matter of fact,
22 we have a thing that we do. We pay our people

1 \$10 for every ID that they confiscate, every
2 time they catch someone that is underage
3 trying to get in with a false ID.

4 CHAIRPERSON MILLER: So what is
5 your practice with checking IDs?

6 MR. BARNES: That's the practice,
7 you know?

8 CHAIRPERSON MILLER: I mean, how
9 many people do you have checking, or where do
10 they check?

11 MR. BARNES: We have at least
12 seven people that are trained to check IDs.
13 So if someone has to leave or go and go to the
14 bathroom -- the biggest incentive out there is
15 that you can make 100 to 200 extra dollars in
16 a day, double your salary by confiscating IDs.
17 That's a pretty big incentive.

18 CHAIRPERSON MILLER: But here
19 you're not even -- I mean, your guest list is
20 21 and older, so are you checking IDs at the
21 bar basically, or --

22 MR. BARNES: No, we're checking

1 them at the front door?

2 CHAIRPERSON MILLER: You're
3 checking them at the door?

4 MR. BARNES: We're checking them
5 at the front door.

6 CHAIRPERSON MILLER: Just the
7 door? Once they get in, that's it?

8 MR. BARNES: Well, our bartenders
9 and everyone, our management, our staff, if we
10 feel like someone is, you know --

11 CHAIRPERSON MILLER: Looks young?

12 MR. BARNES: -- suspicious or --

13 CHAIRPERSON MILLER: Okay.

14 MR. BARNES: -- what could be
15 underage, we constantly check for stuff like
16 that.

17 CHAIRPERSON MILLER: Okay. Are
18 your volunteers or staff allowed to drink?

19 MR. BARNES: No.

20 CHAIRPERSON MILLER: No? Are you
21 going to have volunteers, too?

22 MR. BARNES: And there are no

1 volunteers.

2 CHAIRPERSON MILLER: No

3 volunteers?

4 MR. BARNES: No volunteers.

5 CHAIRPERSON MILLER: Okay. All

6 right. I think those are my questions.

7 Anybody else?

8 MEMBER ALBERTI: Ms. Mobley.

9 CHAIRPERSON MILLER: Ms. Mobley?

10 MEMBER MOBLEY: Thank you for

11 being here.

12 MR. BARNES: Yes.

13 MEMBER MOBLEY: First of all, I

14 want to thank you so much for giving us a

15 detailed report answering all of our

16 questions. This is very helpful. I can say

17 that I've been to your establishment and I

18 know the care that you put in your security.

19 We really appreciate that.

20 Just to get it on the record, tell

21 us about emergency exits. We don't anticipate

22 any problems whatsoever --

1 MR. BARNES: Right.

2 MEMBER MOBLEY: -- but just tell
3 us about the emergency exits that you've
4 prepared, you know, like going out to the
5 alley in that arena.

6 MR. BARNES: First of all, the
7 exit area is wide enough to either get in or
8 go out --

9 MEMBER MOBLEY: Okay.

10 MR. BARNES: -- in both areas, if
11 there were rushing.

12 MEMBER MOBLEY: Yes.

13 MR. BARNES: And it's funny,
14 because we went to Bill Cosby the other night
15 at the Kennedy Center and I was explaining to
16 some friends of mine how no matter what
17 happened at the end of the night, everybody
18 was walking out. There was no emergency. Had
19 there been any type of emergency, it would
20 have been a catastrophe.

21 MEMBER MOBLEY: Okay.

22 MR. BARNES: And this is a place

1 that is ready no matter what. I think your
2 preparedness is more inside to make sure that
3 there isn't a catastrophe --

4 MEMBER MOBLEY: Sure.

5 MR. BARNES: -- happening.

6 Because as I've told people before, when me
7 and sisters; there was three of us, when we
8 were running out of the room and playing when
9 we were seven or eight, if we tried to go
10 through a doorway, somebody would always fall
11 and somebody would fall over them. And that
12 wasn't the house burning down or anything like
13 that.

14 MEMBER MOBLEY: Right.

15 MR. BARNES: So again, we try to
16 prepare our staff on how to handle situations
17 before they become out of control. You know,
18 how to keep people calm, now to keep
19 situations under control.

20 We had a situation when we first
21 opened the club. We smelt smoke and we were
22 trying to get people out of the club. And we

1 had pulled the fire alarm. Please leave.
2 Turned on all the lights. People, until they
3 see fire, do not want to leave. They were
4 doing anything -- we smelled it. We were like
5 there's something wrong. And there was
6 something wrong with the electrical unit on
7 the roof. But it still took us quite a while.

8 So even if we constantly prepare
9 our security personnel how to get people
10 moving, at that point you can't even tell
11 people don't take your drink outside if
12 there's an emergency, because in fact they're
13 like this is my drink. They were fighting us
14 over a drink. We were like this is an
15 emergency situation. So to stop the
16 confusion, we told them at that point we'll
17 deal with the situation if it's an emergency
18 and we've got to get people out of there.

19 MEMBER MOBLEY: Right. Okay.

20 MR. BARNES: We've gone over all
21 those things, because people do -- you know,
22 I've seen people get in a fight over a coat

1 check.

2 MEMBER MOBLEY: Right.

3 MR. BARNES: You know, you don't
4 want to fight. You don't want to create more
5 of an incident than it already is.

6 MEMBER MOBLEY: Yes. Okay. Thank
7 you.

8 MR. BARNES: You're welcome.

9 MEMBER MOBLEY: I don't have any
10 other questions, Madam Chair.

11 CHAIRPERSON MILLER: Okay. Mr.
12 Nophlin?

13 MEMBER NOPHLIN: Again, good
14 seeing you again. I think I was at the same
15 event she was at.

16 What about the fire marshall? Is
17 there a concern with regard to how many people
18 you're allowed to have in that area?

19 MR. BARNES: We've already went
20 through the fire department and everything and
21 they've given --

22 MS. BARNES: We have a special

1 event license.

2 MR. BARNES: We have the special
3 event license. They're kind of gone over
4 everything and they've told us what they
5 wanted us -- how they wanted us to set things
6 up and so forth. And I'm pretty sure that
7 they will be there.

8 MEMBER NOPHLIN: They didn't
9 suggest any number -- you can't exceed a
10 number of people at one time?

11 MR. BARNES: At one time they
12 didn't suggest a number, but we --

13 MEMBER NOPHLIN: Okay.

14 MR. BARNES: -- won't have it -- I
15 don't even expect it to get crazy. The other
16 night we had from 5:00 to I guess 3:00 in the
17 morning 2,200 people come throughout the
18 building. Most people come and they go and
19 come and they go and they come and they go.
20 You know, we are providing food so that we
21 hope people won't get intoxicated. When they
22 come they get one drink complementary with

1 their mention. And hopefully they won't be
2 able to drink that down too quick. Well, they
3 know they won't because it's a frozen drink
4 that they'll be --

5 MEMBER NOPHLIN: What time is this
6 event?

7 MR. BARNES: It starts at 12:00 in
8 the afternoon and goes to 7:00 at night.

9 MEMBER NOPHLIN: All right. Thank
10 you, Madam Chair.

11 CHAIRPERSON MILLER: Yes, Mr.
12 Brooks?

13 MEMBER BROOKS: Yes. Ms. Barnes
14 and Mr. Barnes, you indicate that the crowd
15 will be predominately Caucasian young
16 professionals?

17 MR. BARNES: Yes.

18 MEMBER BROOKS: How do you work
19 that?

20 MR. BARNES: We know what has come
21 past and said that they were coming to -- we
22 know what the demographics of the LivingSocial

1 events are that we went to.

2 MEMBER BROOKS: So if I wanted to
3 come, I'm just not welcome?

4 MR. BARNES: Oh, you're welcome.

5 MS. BARNES: Predominately.

6 MR. BARNES: Predominately.

7 MEMBER BROOKS: Predominately?

8 MS. BARNES: Predominately.

9 MR. BARNES: Predominately.

10 MEMBER BROOKS: Okay.

11 MR. BARNES: Just as other nights
12 we are predominately --

13 MEMBER BROOKS: Yes. All right.

14 MR. BARNES: -- African-American.
15 We know what this event is going to be that
16 day.

17 MEMBER BROOKS: You know what you
18 do? Okay.

19 MS. BARNES: Yes, we know what we
20 do.

21 MEMBER ALBERTI: I think Mr.
22 Jones.

1 CHAIRPERSON MILLER: Yes, Mr.

2 Jones?

3 MEMBER JONES: Thank you, Madam

4 Chair.

5 Are tickets still available for

6 sale?

7 MR. BARNES: Yes, they are.

8 MEMBER JONES: What's the price

9 range of them, do you know?

10 MR. BARNES: They're \$30 now.

11 MEMBER JONES: Thirty dollars now?

12 MR. BARNES: Yes.

13 MEMBER JONES: Okay. Will it

14 escalate as you get closer to the date or --

15 MR. BARNES: I don't think so.

16 MEMBER JONES: Do you have a hand

17 in the ticket sales and/or their pricing, or

18 is this in conjunction with LivingSocial?

19 MR. BARNES: It is conjunction

20 with LivingSocial. I don't have a problem

21 telling you the deal. Our deal was 50/50 of

22 what the door took in.

1 MEMBER JONES: Okay. Cool.

2 MR. BARNES: And with that, you
3 got a serving of food and you've got one
4 drink. Just so you know, in any of the things
5 that I do I try not to do open bar.

6 MEMBER JONES: Right.

7 MR. BARNES: I try to do drink
8 tickets. That way people can kind of be
9 responsible in what they drink, unless it is
10 a totally private event where someone has
11 bought out the event. And even then, just so
12 you know, we do have paramedics from the
13 minute we open to the time that we close, that
14 we have a little customer care center.

15 MEMBER JONES: And just a follow
16 up. As of right now, as you're speaking to
17 us, you're aware of the fact that 1,600
18 tickets have been sold.

19 MR. BARNES: Yes. Yes.

20 MEMBER JONES: Is there a cap?

21 MR. BARNES: Two thousand --

22 MEMBER JONES: Okay.

1 MR. BARNES: -- is the cap that we
2 want.

3 MEMBER JONES: Thank you. Thank
4 you very much.

5 MR. BARNES: That is the cap.

6 MEMBER JONES: Appreciate that.
7 Thank you, Madam Chair.

8 CHAIRPERSON MILLER: Yes, Mr.
9 Silverstein?

10 MEMBER SILVERSTEIN: I want to
11 echo Board Member Mobley's comments to you.
12 I know that you've never been shy when it
13 comes to answering questions, but providing as
14 full an application and answering our
15 questions in advance is much appreciated.
16 That makes it a lot easier.

17 MR. BARNES: Not a problem.

18 MEMBER MOBLEY: Thank you, Ann.

19 MS. BARNES: Thank you.

20 CHAIRPERSON MILLER: Ms. Barnes.

21 MR. BARNES: Thank you.

22 CHAIRPERSON MILLER: I didn't see

1 this right away. Mine didn't have the answers
2 when I started.

3 MR. BARNES: Oh.

4 CHAIRPERSON MILLER: I had the old
5 version. But I do want to ask you, how is the
6 2,000 cap determined?

7 MR. BARNES: We click every single
8 person.

9 CHAIRPERSON MILLER: No, no, I
10 mean --

11 MR. BARNES: We know how many men
12 and how many women come in every single night.

13 CHAIRPERSON MILLER: How did you
14 determine that 2,000 should be your cap?

15 MR. BARNES: Because we've done
16 again 2,500 people inside the building --

17 CHAIRPERSON MILLER: Okay.

18 MR. BARNES: -- without the
19 outside. We figure that there will be a point
20 at where people will be here crossing over
21 where it will probably get a little thick and
22 we'll have to say hold on a second, you know,

1 we got to get some in or get some out, or
2 hopefully it will turn over. We are expecting
3 -- well, we don't know what to expect because
4 now we do know how to disperse the building
5 evening. We are showing the Caps game on 3
6 and 4, and there's a band playing on 3 and 4.
7 It's called the Party --

8 MS. BARNES: The Dance Party Band.

9 MR. BARNES: -- The Dance Party
10 Band.

11 MEMBER ALBERTI: How original.

12 CHAIRPERSON MILLER: Oh, okay.

13 MR. BARNES: And LivingSocial
14 booked this band and it's a band for their
15 clientele. I had never heard of them. But we
16 will help distribute the people throughout the
17 building based on where we show the game and
18 early -- you know, that type of thing. The
19 food will be downstairs. We've worked this.
20 We want it to be really even. And we can cut
21 TVs on and off as we want for those two or
22 three hours. We think the heaviest time will

1 be between 2:00 and 3:00.

2 CHAIRPERSON MILLER: Okay. And
3 the security are going to deal with any crowd
4 control issues if that comes up?

5 MR. BARNES: That is my specialty.

6 CHAIRPERSON MILLER: Really?
7 Okay. And did you do this before other years?

8 MR. BARNES: We have done this not
9 just here, but we did a Rock a Block on Okie
10 Street when we used to own Love and Dream.
11 And we had 13,000 people on the street, and
12 knock on wood, without a hitch, an incident.
13 And I think in the years that we've done
14 events we've learned quite a bit and we've
15 used our experience. And thank God we haven't
16 been in here for almost two years.

17 CHAIRPERSON MILLER: Okay.

18 MEMBER ALBERTI: Mr. Jones I think
19 has a question.

20 CHAIRPERSON MILLER: Who does?

21 MEMBER ALBERTI: Mr. Jones.

22 CHAIRPERSON MILLER: Oh, Mr.

1 Jones?

2 MEMBER JONES: Thank you, Madam
3 Chair.

4 I just want to say thanks for
5 coming out. I don't usually say that, but I
6 appreciate you putting forth the effort and
7 putting together this package. And the bottom
8 line is my expectation of you is that you'll
9 run this the same way that you have run the
10 majority of your business operations since
11 you've been operating clubs in the District of
12 Columbia. And I'll just let that stand on its
13 own merit. So hopefully that will maintain
14 itself and I expect the same.

15 So thank you, matter of
16 discretion.

17 CHAIRPERSON MILLER: Okay. Let me
18 see if our investigator has any questions or
19 comments.

20 INVESTIGATOR GHENENE: I was going
21 to ask about emergency procedures, but Mr.
22 Barnes indicated they have a customer care

1 center in the event that someone became overly
2 intoxicated.

3 MR. BARNES: Yes.

4 CHAIRPERSON MILLER: How many
5 paramedics do you have there?

6 MR. BARNES: We have three working
7 that day.

8 CHAIRPERSON MILLER: Okay. Good.
9 All right.

10 MEMBER ALBERTI: We have the
11 license here.

12 CHAIRPERSON MILLER: Where is it?

13 MEMBER ALBERTI: It's already gone
14 around. It's over here.

15 CHAIRPERSON MILLER: Oh, okay.
16 We're just signing off.

17 MR. BARNES: Okay.

18 MEMBER NOPHLIN: Mr. Barnes, can I
19 ask you a question real quick?

20 MR. BARNES: Yes.

21 MEMBER NOPHLIN: What happens if
22 it rains?

1 MR. BARNES: That's the best thing
2 about the building next door is that
3 underpass.

4 MEMBER NOPHLIN: Oh, is it?

5 MR. BARNES: That it goes around
6 there. And that was our real reason. That is
7 actually extra room that we have so that if it
8 does rain, it can go there. But for this type
9 of clientele we've seen events where they like
10 to be in the rain.

11 CHAIRPERSON MILLER: Okay. Sounds
12 fun.

13 MR. BARNES: We hope it is. It's
14 going to be a long day for us, but --

15 CHAIRPERSON MILLER: That's true.
16 Right. Fun for the guests, yes. So I think
17 our order's coming out to you.

18 MR. BARNES: Okay.

19 MEMBER MOBLEY: All the best.

20 CHAIRPERSON MILLER: Thank you.

21 MS. BARNES: Thank you.

22 MEMBER ALBERTI: Good to see you.

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MR. BARNES: Thank you.

(Whereupon, the hearing was
concluded at 4:02 a.m.)

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