

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

b-----»  
IN THE MATTER OF: :  
 :  
 :  
 Dangerously Delicious DC, LLC :  
 t/a Dangerously Delicious : Show Cause  
 1339 H Street, NE : Hearing  
 Retailer F : (Status)  
 License No. 87422 :  
 Case #12-CMP-00694 :  
 :  
 (Violation of Settlement :  
 Agreement) :  
 b-----¼

May 8, 2013

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller,

presiding.

PRESENT:

RUTHANNE MILLER, Chairperson  
NICK ALBERTI, Member  
DONALD BROOKS, Member

MIKE SILVERSTEIN, Member

ALSO PRESENT:

LOUISE PHILLIPS, 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

(9:50 a.m.)

CHAIRPERSON MILLER: The next case is Case No. 12-CMP-00694, Dangerously Delicious. Thank you. 1339 H Street, N.E., License No. 87422.

MS. PHILLIPS: Louise Phillips, Assistant Attorney General, for the District of Columbia. Good morning, again.

CHAIRPERSON MILLER: Good morning. Good morning.

MS. BISANTE: Good morning.

MS. PHILLIPS: Good morning.

MS. BISANTE: I'm here.

CHAIRPERSON MILLER: A real person. And you are?

MS. BISANTE: My name is Sandra Bisante.

CHAIRPERSON MILLER: Okay. Let me ask you, did you receive notice of this hearing?

MS. BISANTE: Yes.

1 CHAIRPERSON MILLER: Okay. And  
2 did you read it and understand it?

3 MS. BISANTE: I did.

4 CHAIRPERSON MILLER: All Right.  
5 Then we are going to make that notice just a  
6 part of the record, unless there is an  
7 objection.

8 (Whereupon, the document was  
9 marked for identification as  
10 Exhibit 1 and was received in  
11 evidence.)

12 MS. BISANTE: Okay. I did speak  
13 with Mr. Rivero yesterday for our final  
14 conversation and he informed me that he  
15 believed that the report I received was  
16 incomplete. And so he originally was going to  
17 give us an offer or whatever and he retracted  
18 that. And that was the end of our  
19 conversation yesterday.

20 So I'm not sure where we stand.

21 CHAIRPERSON MILLER: Okay. Okay.  
22 Is there anything else you want to add, Ms.

1 Phillips?

2 MS. PHILLIPS: No. I see in the  
3 record that they -- Mr. Rivero discussed the  
4 case with a Ms. Sandra Bisante and agreed to  
5 no OIC because the report was missing the  
6 attachments and an email was sent to the  
7 Agency and requested that the attachments be  
8 served upon the establishment owner, that's  
9 who she is. Sorry.

10 MS. BISANTE: That's who I am.  
11 Also, I did speak just now when I received the  
12 attachments to an employee here and they said  
13 that he spoke out of turn and, in fact, I was  
14 not supposed to be presented with the  
15 attachments and, technically, it was complete.

16 I'm not sure what is happening.

17 CHAIRPERSON MILLER: Okay.

18 MS. BISANTE: I'm just a little  
19 confused by the whole thing.

20 CHAIRPERSON MILLER: All Right.  
21 So it sounds like -- well, at this point,  
22 there is no agreement to settle the case.

1 MS. BISANTE: There is not.

2 CHAIRPERSON MILLER: So I'm going  
3 to set it for a Show Cause Hearing, but that  
4 doesn't mean in the meantime you can't talk  
5 further with Mr. Rivero.

6 MS. BISANTE: Okay.

7 CHAIRPERSON MILLER: If you work  
8 things out beforehand, you know, that -- the  
9 Board could consider it, but, at this point,  
10 there -- all we can do is set a hearing date.

11 MS. BISANTE: Okay.

12 CHAIRPERSON MILLER: All Right.  
13 So that is for June 26, 2013 at 10:00 a.m.

14 MEMBER ALBERTI: May I ask a  
15 question?

16 CHAIRPERSON MILLER: Sure.

17 MEMBER ALBERTI: Ms. Bisante, we  
18 have you listed as a managing member. So are  
19 you a member of the LLC?

20 MS. BISANTE: Yes.

21 MEMBER ALBERTI: And what share of  
22 the LLC do you own?

1 MS. BISANTE: I am 29 percent.

2 MEMBER ALBERTI: Okay. Great.

3 Thank you. I just wanted to clear that up  
4 that we have a valid representative of the  
5 LLC.

6 MS. BISANTE: Okay.

7 MEMBER ALBERTI: Thank you.

8 MS. BISANTE: Thanks.

9 CHAIRPERSON MILLER: Okay. Thank  
10 you very much.

11 (Whereupon, the Show Cause  
12 (Status) Hearing in the above-entitled matter  
13 was concluded at 9:53 a.m.)

14

15

16

17

18

19

20

21

22

<p style="text-align: center;"><b>A</b></p> <p><b>above-entitled</b> 6:12  <b>add</b> 3:22  <b>Agency</b> 4:7  <b>agreed</b> 4:4  <b>agreement</b> 1:10  4:22  <b>ALBERTI</b> 1:19  5:14,17,21 6:2,7  <b>Alcoholic</b> 1:2,13,14  <b>Assistant</b> 2:8  <b>attachments</b> 4:6,7  4:12,15  <b>Attorney</b> 2:8  <b>a.m</b> 2:2 5:13 6:13</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>believed</b> 3:15  <b>Beverage</b> 1:2,13,14  <b>Bisante</b> 2:12,14,17  2:18,22 3:3,12 4:4  4:10,18 5:1,6,11  5:17,20 6:1,6,8  <b>Board</b> 1:2,14 5:9  <b>BROOKS</b> 1:19  <b>Building</b> 1:14</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>case</b> 1:9 2:3,4 4:4  4:22  <b>Cause</b> 1:6 5:3 6:11  <b>Chairperson</b> 1:15  1:18 2:3,10,15,19  3:1,4,21 4:17,20  5:2,7,12,16 6:9  <b>clear</b> 6:3  <b>Columbia</b> 1:1 2:9  <b>complete</b> 4:15  <b>concluded</b> 6:13  <b>confused</b> 4:19  <b>consider</b> 5:9  <b>Control</b> 1:2,13,14  <b>conversation</b> 3:14  3:19</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p><b>Dangerously</b> 1:6,6</p>	<p>2:4  <b>date</b> 5:10  <b>DC</b> 1:6  <b>Delicious</b> 1:6,6 2:5  <b>discussed</b> 4:3  <b>District</b> 1:1 2:8  <b>document</b> 3:8  <b>DONALD</b> 1:19  <b>D.C</b> 1:15</p> <hr/> <p style="text-align: center;"><b>E</b></p> <p><b>email</b> 4:6  <b>employee</b> 4:12  <b>establishment</b> 4:8  <b>evidence</b> 3:11  <b>Exhibit</b> 3:10</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p><b>F</b> 1:8  <b>fact</b> 4:13  <b>final</b> 3:13  <b>further</b> 5:5</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p><b>General</b> 2:8  <b>give</b> 3:17  <b>going</b> 3:5,16 5:2  <b>Good</b> 2:9,10,11,12  2:13  <b>Great</b> 6:2</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p><b>H</b> 1:7 2:5  <b>happening</b> 4:16  <b>hearing</b> 1:7,14 2:21  5:3,10 6:12</p> <hr/> <p style="text-align: center;"><b>I</b></p> <p><b>identification</b> 3:9  <b>incomplete</b> 3:16  <b>informed</b> 3:14</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p><b>June</b> 5:13</p> <hr/> <p style="text-align: center;"><b>K</b></p>	<p><b>License</b> 1:8 2:6  <b>listed</b> 5:18  <b>little</b> 4:18  <b>LLC</b> 1:6 5:19,22  6:5  <b>Louise</b> 1:22 2:7</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p><b>managing</b> 5:18  <b>marked</b> 3:9  <b>matter</b> 1:5 6:12  <b>mean</b> 5:4  <b>MEETING</b> 1:3  <b>member</b> 1:19,19,20  5:14,17,18,19,21  6:2,7  <b>met</b> 1:14  <b>MIKE</b> 1:20  <b>Miller</b> 1:15,18 2:3  2:10,15,19 3:1,4  3:21 4:17,20 5:2,7  5:12,16 6:9  <b>missing</b> 4:5  <b>morning</b> 2:9,10,11  2:12,13</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p><b>name</b> 2:17  <b>NE</b> 1:7  <b>NICK</b> 1:19  <b>notice</b> 2:20 3:5  <b>N.E</b> 2:5  <b>N.W</b> 1:15</p> <hr/> <p style="text-align: center;"><b>O</b></p> <p><b>OAG</b> 1:22  <b>objection</b> 3:7  <b>offer</b> 3:17  <b>OIC</b> 4:5  <b>Okay</b> 2:19 3:1,12  3:21,21 4:17 5:6  5:11 6:2,6,9  <b>originally</b> 3:16  <b>owner</b> 4:8</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>part</b> 3:6  <b>percent</b> 6:1</p>	<p><b>person</b> 2:16  <b>Phillips</b> 1:22 2:7,7  2:13 4:1,2  <b>point</b> 4:21 5:9  <b>PRESENT</b> 1:17,21  <b>presented</b> 4:14  <b>presiding</b> 1:16  <b>P-R-O-C-E-E-D-...</b>  2:1</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <p><b>question</b> 5:15</p> <hr/> <p style="text-align: center;"><b>R</b></p> <p><b>read</b> 3:2  <b>real</b> 2:15  <b>receive</b> 2:20  <b>received</b> 3:10,15  4:11  <b>record</b> 3:6 4:3  <b>Reeves</b> 1:14  <b>report</b> 3:15 4:5  <b>representative</b> 6:4  <b>requested</b> 4:7  <b>Retailer</b> 1:8  <b>retracted</b> 3:17  <b>Right</b> 3:4 4:20 5:12  <b>Rivero</b> 3:13 4:3 5:5  <b>Room</b> 1:14  <b>Ruthanne</b> 1:15,18</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p><b>Sandra</b> 2:17 4:4  <b>see</b> 4:2  <b>sent</b> 4:6  <b>served</b> 4:8  <b>set</b> 5:3,10  <b>settle</b> 4:22  <b>Settlement</b> 1:10  <b>share</b> 5:21  <b>Show</b> 1:6 5:3 6:11  <b>SILVERSTEIN</b>  1:20  <b>Sorry</b> 4:9  <b>sounds</b> 4:21  <b>speak</b> 3:12 4:11  <b>spoke</b> 4:13  <b>stand</b> 3:20</p>	<p><b>Status</b> 1:8 6:12  <b>Street</b> 1:7,15 2:5  <b>Suite</b> 1:15  <b>supposed</b> 4:14  <b>sure</b> 3:20 4:16 5:16</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p><b>talk</b> 5:4  <b>technically</b> 4:15  <b>Thank</b> 2:5 6:3,7,9  <b>Thanks</b> 6:8  <b>thing</b> 4:19  <b>things</b> 5:8  <b>turn</b> 4:13  <b>t/a</b> 1:6</p> <hr/> <p style="text-align: center;"><b>U</b></p> <p><b>understand</b> 3:2</p> <hr/> <p style="text-align: center;"><b>V</b></p> <p><b>valid</b> 6:4  <b>Violation</b> 1:10</p> <hr/> <p style="text-align: center;"><b>W</b></p> <p><b>want</b> 3:22  <b>wanted</b> 6:3  <b>Washington</b> 1:15  <b>work</b> 5:7</p> <hr/> <p style="text-align: center;"><b>Y</b></p> <p><b>yesterday</b> 3:13,19</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>p</b> 1:4,11</p> <hr/> <p style="text-align: center;"><b>#</b></p> <p><b>#12-CMP-00694</b>  1:9</p> <hr/> <p style="text-align: center;"><b>1</b></p> <p><b>1</b> 3:10  <b>10:00</b> 5:13  <b>12-CMP-00694</b> 2:4  <b>1339</b> 1:7 2:5  <b>14th</b> 1:14</p> <hr/> <p style="text-align: center;"><b>2</b></p> <p><b>2000</b> 1:14  <b>20009</b> 1:15</p>
--	--	---	---	--

**2013** 1:12 5:13  
**26** 5:13  
**29** 6:1

---

**4**

---

**400S** 1:15

---

**8**

---

**8** 1:12  
**87422** 1:8 2:6

---

**9**

---

**9:50** 2:2  
**9:53** 6:13