

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE REGULATION
ADMINISTRATION BOARD

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ROLL CALL HEARING

IN THE MATTER OF:	:
	:
I Before E, LLC	:
t/a Trinity	:
1600 7th Street, N.W.	:
License No. ABRA-098042	:
Retailer Class CT	:
New Application	:
	:
Case No. 15-PRO-00027	:

Monday,
May 11, 2015

ABRA Meeting Room
400 South
Reeves Municipal Center
2000 14th Street, N.W.
Washington, D.C. 20009

The above-entitled matter convened at
10:10 a.m. before the District of Columbia
Alcoholic Beverages Regulation Administration
Board.

BEFORE:

LAVERNE FLETCHER, Board Agent

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

2 (10:10 a.m.)

3 BOARD AGENT FLETCHER: Would the
4 parties in the matter of Trinity please come
5 forward, the parties in the matter of Trinity.
6 This is Case No. 15-PRO-00027. I Before E, LLC
7 t/a Trinity, 1606 7th Street, N.W., License No.
8 ABRA-098042. This is a Retailer Class CT new
9 application. The protest issues are adverse
10 impact on peace, order and quiet, real property
11 values and parking.

12 My name is LaVerne Fletcher, I'm
13 conducting the roll call hearing as the Board's
14 agent pursuant to D.C. Official Code 1601.2.
15 Introductions, beginning with the applicant.
16 Where's Trinity? Oh Trinity is on this side.
17 Normally it's the other way around. Well we'll
18 just stay like that.

19 MR. ENGLERT: Joe Englert (inaudible)
20 Trinity.

21 BOARD AGENT FLETCHER: Mr. Englert,
22 could you spell your last name.

1 MR. ENGLERT: E-n-g-l-e-r-t.

2 BOARD AGENT FLETCHER: Thank you. And
3 present on behalf of ANC 6E?

4 MR. PADRO: Alexander M. Padro,
5 P-a-d-r-o.

6 BOARD AGENT FLETCHER: Thank you, Mr.
7 Padro. And present on behalf of the Central Shaw
8 Neighborhood Association?

9 MR. PETERS: Brian Peter. B-r-i-a-n
10 P-e-t-e-r-s.

11 BOARD AGENT FLETCHER: ANC 6E does
12 have standing as a protestant. Mr. Peters, I have
13 a couple of questions for you about the
14 association. Is the association incorporated in
15 D.C.?

16 MR. PETERS: Yes ma'am.

17 BOARD AGENT FLETCHER: And did the
18 incorporation give the applicant at least a 7-day
19 notice of the April 20 meeting?

20 MR. PETERS: Yes ma'am.

21 BOARD AGENT FLETCHER: Okay. And Mr.
22 Englert, did you receive a copy of this?

1 MR. ENGLERT: Yes ma'am.

2 BOARD AGENT FLETCHER: Okay. Thank
3 you. In that case the Central Shaw Neighborhood
4 Association has standing as a protestant.

5 So we have two protestants in this
6 matter, the association and the ANC 6E, and we
7 need to set a date for a status hearing, a protest
8 hearing and a date for mediation. Mr. Englert,
9 did you put your contact information on this
10 sheet?

11 MR. ENGLERT: Yes ma'am.

12 BOARD AGENT FLETCHER: Thank you.
13 I'll give you the date for the status and protest
14 hearings first. The date for the status hearing is
15 June 17th at 9:30 a.m. The date for the protest
16 hearing is July 22nd at 4:30 p.m. We need to set
17 a date for mediation--

18 MR. PETERS: Ms. Fletcher, if I may?

19 BOARD AGENT FLETCHER: Yes.

20 MR. PETERS: I met with the applicant.
21 We had agreed on general terms for a settlement
22 agreement. Because of the dates of our

1 (inaudible) meetings, ANC 6E was not in a position
2 to be able to review those terms and won't be able
3 to do so until June 2nd, but we do anticipate
4 coming to an agreement with the applicant and
5 being able to have a settlement agreement for
6 submission seven days after that.

7 BOARD AGENT FLETCHER: And so, Mr.
8 Padro, when does the ANC meet to vote?

9 MR. PADRO: Okay. So we meet on the
10 first Tuesday of each month which I believe in
11 June would be the 2nd.

12 BOARD AGENT FLETCHER: June 2nd?

13 MR. PADRO: Yes.

14 BOARD AGENT FLETCHER: So you believe
15 that the ANC is going to enter in an agreement
16 with Trinity prior to most likely the protest
17 hearing for sure but you would also need to vote
18 on the settlement agreement. Okay. Well, it is
19 good then that your vote comes even before the
20 status hearing. So would you like for me to wait
21 until after June 2nd to set a date for the
22 mediation to give you a chance to vote?

1 MR. PADRO: I'm hoping that the
2 mediation session will not be necessary.

3 BOARD AGENT FLETCHER: Okay. Well
4 then I'll look at something after June 2nd between
5 June 2nd and the 17th. So maybe the mediation
6 won't be necessary.

7 So let's see, the next available date
8 for mediation after June 2nd is Thursday June 4th.

9 MR. PETERS: Is this Ms. Fletcher for
10 mediation including the association and the
11 applicant?

12 BOARD AGENT FLETCHER: It's for
13 everybody.

14 MR. PETERS: I think the Association
15 is likely to also sign the same agreement,
16 settlement agreement.

17 BOARD AGENT FLETCHER: Okay.

18 MR. PETERS: And we may not need the
19 mediation either. However, we haven't really
20 locked in an agreement on paper so if we expect
21 that to be true, we can forgo settlement
22 mediation.

1 BOARD AGENT FLETCHER: That's right.
2 I'm going to put it on the book and if we don't
3 need it then I'll cancel it. If you let me know,
4 send me an email that the matter has been resolved
5 -- my card's on the table -- I'll just cancel it.

6 MR. ENGLERT: What was that date?

7 BOARD AGENT FLETCHER: Thursday, June
8 4th.

9 MR. PADRO: That's the mediation date?

10 BOARD AGENT FLETCHER: Yes. It can be
11 9, 10, 11. 1.

12 MR. PETERS: 9 a.m. works for best for
13 us but I defer to Mr. Englert as well.

14 MR. ENGLERT: What day of the week?

15 BOARD AGENT FLETCHER: That is on a
16 Thursday. It can be 10, 11, or 1.

17 MR. ENGLERT: Is 1 not good? One's
18 better.

19 BOARD AGENT FLETCHER: Okay. Good. So
20 mediation is set for one o'clock on Thursday, June
21 4th and I've made a note that it may not be
22 necessary. I'll check with you also.

1 Okay. Then the Roll Call Hearing is
2 concluded and I may or may not see you on the 4th.
3 Thank you.

4 (Whereupon, the Roll Call Hearing in
5 the above-entitled matter having been concluded,
6 went off the record at 10:17 a.m.)

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A

a.m 1:19 2:2 4:15 7:12
8:6
able 5:2,2,5
above-entitled 1:19 8:5
ABRA 1:15
ABRA-098042 1:10 2:8
Administration 1:3,20
adverse 2:9
agent 1:22 2:3,14,21
3:2,6,11,17,21 4:2,12
4:19 5:7,12,14 6:3,12
6:17 7:1,7,10,15,19
agreed 4:21
agreement 4:22 5:4,5
5:15,18 6:15,16,20
Alcoholic 1:3,20
Alexander 3:4
ANC 3:3,11 4:6 5:1,8,15
anticipate 5:3
applicant 2:15 3:18
4:20 5:4 6:11
application 1:11 2:9
April 3:19
association 3:8,14,14
4:4,6 6:10,14
available 6:7

B

B-r-i-a-n 3:9
beginning 2:15
behalf 3:3,7
believe 5:10,14
best 7:12
better 7:18
BEVERAGE 1:3
Beverages 1:20
Board 1:3,20,22 2:3,21
3:2,6,11,17,21 4:2,12
4:19 5:7,12,14 6:3,12
6:17 7:1,7,10,15,19
Board's 2:13
book 7:2
Brian 3:9

C

call 1:5 2:13 8:1,4
cancel 7:3,5
card's 7:5
case 1:12 2:6 4:3
Center 1:16
Central 3:7 4:3
chance 5:22
check 7:22
Class 1:10 2:8
Code 2:14
Columbia 1:1,19
come 2:4

comes 5:19
coming 5:4
concluded 8:2,5
conducting 2:13
contact 4:9
convened 1:19
copy 3:22
couple 3:13
CT 1:10 2:8

D

D.C 1:17 2:14 3:15
date 4:7,8,13,14,15,17
5:21 6:7 7:6,9
dates 4:22
day 7:14
days 5:6
defer 7:13
District 1:1,19

E

E 1:8 2:6
E-n-g-l-e-r-t 3:1
either 6:19
email 7:4
Englert 2:19,19,21 3:1
3:22 4:1,8,11 7:6,13
7:14,17
enter 5:15
everybody 6:13
expect 6:20

F

first 4:14 5:10
Fletcher 1:22 2:3,12,21
3:2,6,11,17,21 4:2,12
4:18,19 5:7,12,14 6:3
6:9,12,17 7:1,7,10,15
7:19
forgo 6:21
forward 2:5

G

general 4:21
give 3:18 4:13 5:22
going 5:15 7:2
good 5:19 7:17,19

H

hearing 1:5 2:13 4:7,8
4:14,16 5:17,20 8:1,4
hearings 4:14
hoping 6:1

I

impact 2:10
inaudible 2:19 5:1
including 6:10

incorporated 3:14
incorporation 3:18
information 4:9
Introductions 2:15
issues 2:9

J

Joe 2:19
July 4:16
June 4:15 5:3,11,12,21
6:4,5,8,8 7:7,20

K

know 7:3

L

LaVerne 1:22 2:12
let's 6:7
License 1:10 2:7
LLC 1:8 2:6
locked 6:20
look 6:4

M

M 3:4
ma'am 3:16,20 4:1,11
matter 1:7,19 2:4,5 4:6
7:4 8:5
mediation 4:8,17 5:22
6:2,5,8,10,19,22 7:9
7:20
meet 5:8,9
meeting 1:15 3:19
meetings 5:1
met 4:20
Monday 1:14
month 5:10
Municipal 1:16

N

N.W 1:9,17 2:7
name 2:12,22
necessary 6:2,6 7:22
need 4:7,16 5:17 6:18
7:3
Neighborhood 3:8 4:3
new 1:11 2:8
Normally 2:17
note 7:21
notice 3:19

O

o'clock 7:20
Official 2:14
Oh 2:16
Okay 3:21 4:2 5:9,18
6:3,17 7:19 8:1
One's 7:17

order 2:10

P

P-a-d-r-o 3:5
P-e-t-e-r-s 3:10
P-R-O-C-E-E-D-I-N-G-S
2:1
p.m 4:16
Padro 3:4,4,7 5:8,9,13
6:1 7:9
paper 6:20
parking 2:11
parties 2:4,5
peace 2:10
Peter 3:9
Peters 3:9,12,16,20
4:18,20 6:9,14,18
7:12
please 2:4
position 5:1
present 3:3,7
prior 5:16
property 2:10
protest 2:9 4:7,13,15
5:16
protestant 3:12 4:4
protestants 4:5
pursuant 2:14
put 4:9 7:2

Q

questions 3:13
quiet 2:10

R

real 2:10
really 6:19
receive 3:22
record 8:6
Reeves 1:16
Regulation 1:3,20
resolved 7:4
Retailer 1:10 2:8
need 5:2
review 5:2
right 7:1
roll 1:5 2:13 8:1,4
Room 1:15

S

see 6:7 8:2
send 7:4
session 6:2
set 4:7,16 5:21 7:20
settlement 4:21 5:5,18
6:16,21
seven 5:6
Shaw 3:7 4:3
sheet 4:10

side 2:16	17th 4:15 6:5	
sign 6:15		
South 1:16	<u>2</u>	
spell 2:22	20 3:19	
standing 3:12 4:4	2000 1:17	
status 4:7,13,14 5:20	20009 1:17	
stay 2:18	2015 1:14	
Street 1:9,17 2:7	22nd 4:16	
submission 5:6	2nd 5:3,11,12,21 6:4,5	
sure 5:17	6:8	
<u>T</u>	<u>3</u>	
t/a 1:9 2:7		
table 7:5	<u>4</u>	
terms 4:21 5:2	4:30 4:16	
Thank 3:2,6 4:2,12 8:3	400 1:16	
think 6:14	4th 6:8 7:8,21 8:2	
Thursday 6:8 7:7,16,20	<u>5</u>	
Trinity 1:9 2:4,5,7,16,16		
2:20 5:16	<u>6</u>	
true 6:21	6E 3:3,11 4:6 5:1	
Tuesday 5:10	<u>7</u>	
two 4:5	7-day 3:18	
<u>U</u>	7th 1:9 2:7	
<u>V</u>	<u>8</u>	
values 2:11		
vote 5:8,17,19,22	<u>9</u>	
<u>W</u>		
wait 5:20		
Washington 1:17		
way 2:17		
we'll 2:17		
week 7:14		
went 8:6		
works 7:12		
<u>X</u>		
<u>Y</u>		
<u>Z</u>		
<u>0</u>		
<u>1</u>		
1 7:11,16,17		
10 7:11,16		
10:10 1:19 2:2		
10:17 8:6		
11 1:14 7:11,16		
14th 1:17		
15-PRO-00027 1:12 2:6		
1600 1:9		
1601.2 2:14		
1606 2:7		