

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF: :
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West End Bar & Grill, LLC :
t/a Marshall's :
2524 L Street, NW : Show Cause
Retailer CT : Hearing
License No. 23505 : (Status)
Case No. 12-CMP-00057 :
ANC 2A :
Substantial Change :
(Operating After Hours) :
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JUNE 13, 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

CALVIN NOPHLIN, Member
MIKE SILVERSTEIN, Member

ALSO PRESENT

MICHAEL STERN, OAG

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

9:54 a.m.

CHAIRPERSON MILLER: The next case on the calendar is Case No. 12-CMP-00057, Marshall's located at 2524 L Street, N.W., License No. 23505 in ANC 2A.

Have a seat. Morning.

MR. STERN: Michael Stern representing the District of Columbia.

CHAIRPERSON MILLER: Okay, Mr. Stern.

And could you identify yourself for the record, sir?

MR. MOUKALLED: Yes, my name is Tarek Moukalled. I'm the owner of Marshall's Bar & Grill located at 2524 L Street, N.W.

CHAIRPERSON MILLER: Okay. Why don't you sign in? Have you done that?

MR. MOUKALLED: Yes.

CHAIRPERSON MILLER: I just need to ask you a few preliminary questions. Did you receive notice of this show cause hearing,

1 status hearing?

2 MR. MOUKALLED: Yes, I did.

3 CHAIRPERSON MILLER: Did you read
4 it?

5 MR. MOUKALLED: Yes.

6 CHAIRPERSON MILLER: Did you
7 understand it?

8 MR. MOUKALLED: Yes.

9 CHAIRPERSON MILLER: And do you
10 waive our reading that notice into the record
11 this morning?

12 MR. MOUKALLED: Yes.

13 CHAIRPERSON MILLER: Okay. Mr.
14 Stern, are there any preliminary matters?

15 MR. STERN: There are not at this
16 time. My understanding there have been
17 discussions and there's still some issue about
18 what the appropriate penalty should be.

19 CHAIRPERSON MILLER: Okay.

20 MR. STERN: So there won't be any
21 OIC today.

22 CHAIRPERSON MILLER: Okay. So

1 then like the previous case, I'm going to
2 schedule this case for a show cause hearing
3 for May 2nd, 2012. One second.

4 MEMBER ALBERTI: No.

5 CHAIRPERSON MILLER: No.

6 MEMBER ALBERTI: No, August.

7 CHAIRPERSON MILLER: I'm sorry,
8 August 1st, 2012 at 2:30 p.m. Sorry about
9 that. Okay. So, you know, you can still
10 settle before then, but as of now the hearing
11 is set for that date.

12 MR. MOUKALLED: Okay.

13 CHAIRPERSON MILLER: Okay. Thank
14 you very much.

15 (Whereupon, the hearing was
16 concluded at 9:56 a.m.)

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<p style="text-align: center;">A</p> <p>ALBERTI 1:19 4:4 4:6</p> <p>Alcoholic 1:2,14,15</p> <p>ANC 1:10 2:6</p> <p>appropriate 3:18</p> <p>August 4:6,8</p> <p>a.m 2:2 4:16</p> <hr/> <p style="text-align: center;">B</p> <p>Bar 1:6 2:16</p> <p>Beverage 1:2,14,15</p> <p>Board 1:2,15</p> <p>BROOKS 1:19</p> <p>Building 1:15</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:4</p> <p>CALVIN 1:20</p> <p>case 1:9 2:3,4 4:1,2</p> <p>cause 1:8 2:22 4:2</p> <p>Chairperson 1:17 1:18 2:3,10,17,20 3:3,6,9,13,19,22 4:5,7,13</p> <p>Change 1:10</p> <p>Columbia 1:1 2:9</p> <p>concluded 4:16</p> <p>Control 1:2,14,15</p> <p>CT 1:8</p> <hr/> <p style="text-align: center;">D</p> <p>date 4:11</p> <p>discussions 3:17</p> <p>District 1:1 2:9</p> <p>DONALD 1:19</p> <p>D.C 1:16</p> <hr/> <p style="text-align: center;">G</p> <p>going 4:1</p> <p>Grill 1:6 2:16</p> <hr/> <p style="text-align: center;">H</p> <p>hearing 1:8,15 2:22 3:1 4:2,10,15</p> <p>Hours 1:11</p> <hr/> <p style="text-align: center;">I</p>	<p>identify 2:12</p> <p>issue 3:17</p> <hr/> <p style="text-align: center;">J</p> <p>JUNE 1:13</p> <hr/> <p style="text-align: center;">K</p> <p>know 4:9</p> <hr/> <p style="text-align: center;">L</p> <p>L 1:8 2:5,16</p> <p>License 1:9 2:6</p> <p>LLC 1:6</p> <p>located 2:5,16</p> <hr/> <p style="text-align: center;">M</p> <p>Marshall's 1:7 2:5 2:15</p> <p>MATTER 1:5</p> <p>matters 3:14</p> <p>MEETING 1:3</p> <p>Member 1:19,19 1:20,21 4:4,6</p> <p>met 1:15</p> <p>Michael 1:22 2:8</p> <p>MIKE 1:21</p> <p>Miller 1:17,18 2:3 2:10,17,20 3:3,6,9 3:13,19,22 4:5,7 4:13</p> <p>morning 2:7 3:11</p> <p>Moukalled 2:14,15 2:19 3:2,5,8,12 4:12</p> <hr/> <p style="text-align: center;">N</p> <p>name 2:14</p> <p>need 2:20</p> <p>NICK 1:19</p> <p>NOPHLIN 1:20</p> <p>notice 2:22 3:10</p> <p>NW 1:8</p> <p>N.W 1:16 2:5,16</p> <hr/> <p style="text-align: center;">O</p> <p>OAG 1:22</p> <p>OIC 3:21</p> <p>Okay 2:10,17 3:13</p>	<p>3:19,22 4:9,12,13</p> <p>Operating 1:11</p> <p>owner 2:15</p> <hr/> <p style="text-align: center;">P</p> <p>penalty 3:18</p> <p>preliminary 2:21 3:14</p> <p>PRESENT 1:18,22</p> <p>presiding 1:17</p> <p>previous 4:1</p> <p>P-R-O-C-E-E-D-... 2:1</p> <p>p.m 4:8</p> <hr/> <p style="text-align: center;">Q</p> <p>questions 2:21</p> <hr/> <p style="text-align: center;">R</p> <p>read 3:3</p> <p>reading 3:10</p> <p>receive 2:22</p> <p>record 2:13 3:10</p> <p>Reeves 1:15</p> <p>representing 2:9</p> <p>Retailer 1:8</p> <p>Room 1:15</p> <p>Ruthanne 1:16,18</p> <hr/> <p style="text-align: center;">S</p> <p>schedule 4:2</p> <p>seat 2:7</p> <p>second 4:3</p> <p>set 4:11</p> <p>settle 4:10</p> <p>show 1:8 2:22 4:2</p> <p>sign 2:18</p> <p>SILVERSTEIN 1:21</p> <p>sir 2:13</p> <p>sorry 4:7,8</p> <p>status 1:9 3:1</p> <p>Stern 1:22 2:8,8,11 3:14,15,20</p> <p>Street 1:8,16 2:5,16</p> <p>Substantial 1:10</p> <hr/> <p style="text-align: center;">T</p>	<p>Tarek 2:15</p> <p>Thank 4:13</p> <p>time 3:16</p> <p>today 3:21</p> <p>t/a 1:7</p> <hr/> <p style="text-align: center;">U</p> <p>understand 3:7</p> <p>understanding 3:16</p> <hr/> <p style="text-align: center;">W</p> <p>waive 3:10</p> <p>Washington 1:16</p> <p>West 1:6</p> <hr/> <p style="text-align: center;">P</p> <p>p 1:5,12</p> <hr/> <p style="text-align: center;">1</p> <p>1st 4:8</p> <p>12-CMP-00057 1:9 2:4</p> <p>13 1:13</p> <p>14th 1:15</p> <hr/> <p style="text-align: center;">2</p> <p>2A 1:10 2:6</p> <p>2nd 4:3</p> <p>2:30 4:8</p> <p>2000 1:15</p> <p>2012 1:13 4:3,8</p> <p>23505 1:9 2:6</p> <p>2524 1:8 2:5,16</p> <hr/> <p style="text-align: center;">9</p> <p>9:54 2:2</p> <p>9:56 4:16</p>
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