

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

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IN THE MATTER OF: :  
 :  
Pezzo Forte, Inc. :  
t/a Tuscana West : Show  
1350 I Street, N.W. : Cause  
Retailer CR : Hearing  
License No. 82284 : (Status)  
ANC 2C :  
Operating After Board :  
Approved Hours :  
Case No. 13-CMP-00160 :  
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July 17, 2013

The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street N.W., Washington, D.C., Chairperson

Ruthanne Miller presiding.

PRESENT:

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

MICHAEL SILVERSTEIN, Member

ALSO PRESENT:

AMY SCHMIDT, OAG

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

10:24 a.m.

CHAIRPERSON MILLER: The next case on the calendar on Case Number 13-CMP-00160, Tuscana West located at 1350 I Street, N.W., License Number 82284 in ANC 2C.

MS. SCHMIDT: Good morning.

CHAIRPERSON MILLER: Good morning.

MS. SCHMIDT: Amy Schmidt, Assistant Attorney General on behalf of the District of Columbia standing in for Michael Stern.

MS. KOWKABI: I'm Karen Kowkabi K-O-W-K-A-B-I. I'm the President Owner of Tuscana West.

CHAIRPERSON MILLER: Okay. Good morning. Did you receive notice of this hearing?

MS. KOWKABI: Yes, I did.

CHAIRPERSON MILLER: Did you read it and understand it?

MS. KOWKABI: Yes, I did.

1                   CHAIRPERSON MILLER: Okay. Then  
2 we're going to move that notice into the  
3 record unless there's an objection. Okay.  
4 Good.

5                   And are there any preliminary  
6 matters?

7                   MS. SCHMIDT: Yes, in this case,  
8 an OIC is consisting of a \$500 fine to be paid  
9 in 15 days. The explanation for this is that  
10 charge 1 will be amended to a violation of  
11 25.723D which is the Daylight Savings time  
12 provision and charges 2 and 3 will be dropped.

13                   CHAIRPERSON MILLER: Okay. Ms.  
14 Kowkabi?

15                   MS. KOWKABI: Yes.

16                   CHAIRPERSON MILLER: All right. I  
17 want to make sure that you're in agreement to  
18 what I heard to be the proposed offer in  
19 compromise. Which is a fine of \$500 to be  
20 paid within 15 days. The second two charges  
21 are being dropped. The first charge is being  
22 amended to reflect that it relates to the

1 Daylight Savings Law.

2 MS. KOWKABI: Yes, I agree.

3 CHAIRPERSON MILLER: Okay. And  
4 understand that you waive your right to a  
5 hearing on this matter.

6 MS. KOWKABI: Okay.

7 CHAIRPERSON MILLER: All right.

8 Any questions by Board Members?

9 I would then move that we approve  
10 this offer in compromise of \$500 to be paid  
11 within 15 days. Do I have a second?

12 MEMBER SILVERSTEIN: Second.

13 CHAIRPERSON MILLER: Mr.

14 Silverstein seconded the motion. All those in  
15 favor say aye.

16 (Ayes.)

17 CHAIRPERSON MILLER: All those  
18 opposed? All those abstaining? Motion passes  
19 a 4-0-0.

20 Okay. Thank you very much.

21 (Whereupon, at 10:27 a.m., the  
22 hearing was adjourned.)

<p style="text-align: center;"><b>A</b></p> <p><b>abstaining</b> 4:18  <b>adjourned</b> 4:22  <b>agree</b> 4:2  <b>agreement</b> 3:17  <b>ALBERTI</b> 1:19  <b>Alcoholic</b> 1:2,14,14  <b>amended</b> 3:10,22  <b>Amy</b> 1:23 2:9  <b>ANC</b> 1:9 2:6  <b>approve</b> 4:9  <b>Approved</b> 1:10  <b>Assistant</b> 2:10  <b>Attorney</b> 2:10  <b>aye</b> 4:15  <b>Ayes</b> 4:16  <b>a.m</b> 2:2 4:21</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>behalf</b> 2:10  <b>Beverage</b> 1:2,14,14  <b>Board</b> 1:2,10,14  4:8  <b>BROOKS</b> 1:19  <b>Building</b> 1:15</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 2:4  <b>case</b> 1:11 2:3,4 3:7  <b>Cause</b> 1:8  <b>Chairperson</b> 1:15  1:18 2:3,8,16,20  3:1,13,16 4:3,7,13  4:17  <b>charge</b> 3:10,21  <b>charges</b> 3:12,20  <b>Columbia</b> 1:1 2:11  <b>compromise</b> 3:19  4:10  <b>consisting</b> 3:8  <b>Control</b> 1:2,14,14  <b>CR</b> 1:8</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p><b>Daylight</b> 3:11 4:1  <b>days</b> 3:9,20 4:11  <b>District</b> 1:1 2:11</p>	<p><b>DONALD</b> 1:19  <b>dropped</b> 3:12,21  <b>D.C</b> 1:15</p> <hr/> <p style="text-align: center;"><b>E</b></p> <p><b>explanation</b> 3:9</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p><b>favor</b> 4:15  <b>fine</b> 3:8,19  <b>first</b> 3:21  <b>Forte</b> 1:6</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p><b>General</b> 2:10  <b>going</b> 3:2  <b>Good</b> 2:7,8,16 3:4</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p><b>heard</b> 3:18  <b>hearing</b> 1:8,15 2:18  4:5,22  <b>Hours</b> 1:10</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p><b>July</b> 1:13</p> <hr/> <p style="text-align: center;"><b>K</b></p> <p><b>K</b> 2:13  <b>Karen</b> 2:13  <b>Kowkabi</b> 2:13,13  2:19,22 3:14,15  4:2,6</p> <hr/> <p style="text-align: center;"><b>L</b></p> <p><b>Law</b> 4:1  <b>License</b> 1:9 2:6  <b>located</b> 2:5</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p><b>matter</b> 1:5 4:5  <b>matters</b> 3:6  <b>MEETING</b> 1:3  <b>Member</b> 1:19,19  1:20 4:12  <b>Members</b> 4:8  <b>met</b> 1:14  <b>Michael</b> 1:20 2:11  <b>Miller</b> 1:16,18 2:3</p>	<p>2:8,16,20 3:1,13  3:16 4:3,7,13,17  <b>morning</b> 2:7,8,17  <b>motion</b> 4:14,18  <b>move</b> 3:2 4:9</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p><b>NICK</b> 1:19  <b>notice</b> 2:17 3:2  <b>Number</b> 2:4,6  <b>N.W</b> 1:8,15 2:5</p> <hr/> <p style="text-align: center;"><b>O</b></p> <p><b>OAG</b> 1:23  <b>objection</b> 3:3  <b>offer</b> 3:18 4:10  <b>OIC</b> 3:8  <b>Okay</b> 2:16 3:1,3,13  4:3,6,20  <b>Operating</b> 1:10  <b>opposed</b> 4:18  <b>Owner</b> 2:14  <b>O-W-K-A-B-I</b> 2:14</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>paid</b> 3:8,20 4:10  <b>passes</b> 4:18  <b>Pezzo</b> 1:6  <b>preliminary</b> 3:5  <b>PRESENT</b> 1:17,22  <b>President</b> 2:14  <b>presiding</b> 1:16  <b>proposed</b> 3:18  <b>provision</b> 3:12  <b>P-R-O-C-E-E-D-...</b>  2:1</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <p><b>questions</b> 4:8</p> <hr/> <p style="text-align: center;"><b>R</b></p> <p><b>read</b> 2:20  <b>receive</b> 2:17  <b>record</b> 3:3  <b>Reeves</b> 1:15  <b>reflect</b> 3:22  <b>relates</b> 3:22  <b>Retailer</b> 1:8</p>	<p><b>right</b> 3:16 4:4,7  <b>Room</b> 1:15  <b>Ruthanne</b> 1:16,18</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p><b>Savings</b> 3:11 4:1  <b>Schmidt</b> 1:23 2:7,9  2:9 3:7  <b>second</b> 3:20 4:11  4:12  <b>seconded</b> 4:14  <b>Show</b> 1:7  <b>Silverstein</b> 1:20  4:12,14  <b>standing</b> 2:11  <b>Status</b> 1:9  <b>Stern</b> 2:12  <b>Street</b> 1:8,15 2:5  <b>sure</b> 3:17</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p><b>Thank</b> 4:20  <b>time</b> 3:11  <b>Tuscan</b> 1:7 2:5,15  <b>two</b> 3:20  <b>t/a</b> 1:7</p> <hr/> <p style="text-align: center;"><b>U</b></p> <p><b>understand</b> 2:21  4:4</p> <hr/> <p style="text-align: center;"><b>V</b></p> <p><b>violation</b> 3:10</p> <hr/> <p style="text-align: center;"><b>W</b></p> <p><b>waive</b> 4:4  <b>want</b> 3:17  <b>Washington</b> 1:15  <b>West</b> 1:7 2:5,15  <b>we're</b> 3:2</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>p</b> 1:5,12</p> <hr/> <p style="text-align: center;"><b>\$</b></p> <p><b>\$500</b> 3:8,19 4:10</p> <hr/> <p style="text-align: center;"><b>1</b></p> <p><b>1</b> 3:10</p>	<p><b>10:24</b> 2:2  <b>10:27</b> 4:21  <b>13-CMP-00160</b>  1:11 2:4  <b>1350</b> 1:8 2:5  <b>14th</b> 1:15  <b>15</b> 3:9,20 4:11  <b>17</b> 1:13</p> <hr/> <p style="text-align: center;"><b>2</b></p> <p><b>2</b> 3:12  <b>2C</b> 1:9 2:6  <b>2000</b> 1:15  <b>2013</b> 1:13  <b>25.723D</b> 3:11</p> <hr/> <p style="text-align: center;"><b>3</b></p> <p><b>3</b> 3:12</p> <hr/> <p style="text-align: center;"><b>4</b></p> <p><b>4-0-0</b> 4:19</p> <hr/> <p style="text-align: center;"><b>8</b></p> <p><b>82284</b> 1:9 2:6</p>
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