

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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Sami Restaurant, LLC : Protest Hearing
t/a Bistro 18 : (Status)
2420 18th Street NW :
Retailer CR :
License No.86876 :
Renewal Application :
ANC 1C :
Case No. 13-PRO-00077 :
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July 24, 2012

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

9:53 a.m.

CHAIRPERSON MILLER: Thanks. Did you sign in by the way? Did you get it? Okay. Where'd that paper go?

MR. ALBERTI: They're both on this table now.

(Off the record comments)

CHAIRPERSON MILLER: Thank you.

MR. ALBERTI: Thank you, sir.

CHAIRPERSON MILLER: All right.

Now, next case on the morning calendar is Case Number 13-PRO-00077, Sami Restaurant, trading as Bistro 18, located at 2420 18th Street NW, License Number 86876.

This is also a Protest Status Hearing. Good morning.

MR. HURWITZ: Good morning. My name's Eli Hurwitz. I'm representing Sami Restaurant.

MR. GHULAIS: My name is Sami Ghulais, the owner of Bistro 18.

1 CHAIRPERSON MILLER: I'm sorry, I
2 didn't catch your name.

3 MR. GHULAIS: Sami Ghulais, S-A-M-
4 I.

5 CHAIRPERSON MILLER: Okay, good
6 morning.

7 MR. JAMES: Good morning, Denis
8 James, President of Kalorama Citizens
9 Association representing the Association
10 today.

11 CHAIRPERSON MILLER: Good morning.
12 Okay, are there any matters you need to bring
13 to our attention? Otherwise, I'll set this
14 for a hearing.

15 MR. HURWITZ: The only matter I
16 would like to bring up is that we have filed a
17 request for the termination of the voluntary
18 agreement.

19 And the Board has recently acted on
20 that request and is moving forward. So I'm
21 wondering whether, if there is going to be a
22 hearing on that termination, if we can combine

1 the protest hearing and termination hearing to
2 save everybody double efforts.

3 It may be premature for you to rule
4 on that, but I just wanted to --

5 CHAIRPERSON MILLER: Right.

6 MR. HURWITZ: -- call that to your
7 attention.

8 CHAIRPERSON MILLER: Okay. And did
9 you file anything in writing asking us to do
10 that?

11 MR. HURWITZ: Not yet, because this
12 has all just happened.

13 CHAIRPERSON MILLER: Right, okay.
14 Mr. James, I don't know if you have any
15 comments right now or --

16 MR. JAMES: I personally would, for
17 KCA, would not object to that. But the ANC,
18 as a party, has filed a protest in the matter
19 of the termination. So nobody is here to
20 speak for the ANC.

21 CHAIRPERSON MILLER: It's a good
22 point. So why don't you confer with all the

1 parties and then --

2 MR. JAMES: Wait, I'm sorry. They
3 can't have, because -- Are the placards up
4 yet?

5 MR. HURWITZ: They're not up yet,
6 but they could be put up probably this week.

7 MR. JAMES: I'm sure that they will
8 be filing, but anyway --

9 CHAIRPERSON MILLER: All right.
10 I'd say thank you for putting it on our radar
11 screen.

12 And then after you have a chance to
13 talk to all the parties, if you come to some
14 agreement or whatever, why don't you submit
15 something in writing?

16 MR. JAMES. All right.

17 MR. HURWITZ: Fine, thank you.

18 CHAIRPERSON MILLER: Okay. As of
19 now, Protest Hearing is scheduled for October
20 2nd at 1:30 p.m.

21 I'm going to reiterate the
22 important stuff, this PIF, this Protest

1 Information Form, that you should have gotten
2 from Ms. Tesha Anderson. If you don't, you
3 need to see her.

4 It needs to be filed within seven
5 days of the hearing. And if it doesn't, your
6 application or the protest most likely would
7 be dismissed. It says that in the
8 instructions.

9 And it's very basic but very
10 important for putting the parties and the
11 Board on notice as to the issues and the
12 witnesses.

13 Okay, so if you have any questions
14 leading up to this hearing feel free to
15 contact Ms. Anderson at 442-6942 or our
16 general counsel, Ms. Jenkins, also.

17 MR. JAMES: So we did meet at
18 mediation and determined that we would meet
19 again privately on this matter and bring the
20 ANC into it so we could just move forward as
21 quickly as possible.

22 CHAIRPERSON MILLER: That's great.

1 So it looks like it's going forward in that
2 direction.

3 MR.HURWITZ: We have continuing
4 discussions, yes.

5 CHAIRPERSON MILLER: Okay. So
6 we'll leave this on the calendar just in case.
7 But hopefully you'll resolve it.

8 MR.HURWITZ: Thank you very much.

9 CHAIRPERSON MILLER: Okay, thank
10 you.

11 (Whereupon, the hearing was
12 concluded at 10:00 a.m.)

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<p style="text-align: center;">A</p> <p>acted 3:19 agreement 3:18 5:14 ALBERTI 1:18 2:6 2:10 Alcoholic 1:2,13,14 Amy 1:22 ANC 1:10 4:17,20 6:20 Anderson 6:2,15 anyway 5:8 application 1:9 6:6 asking 4:9 Association 3:9,9 attention 3:13 4:7 a.m 2:2 7:12</p>	<p>continuing 7:3 Control 1:2,13,14 counsel 6:16 CR 1:8</p> <p style="text-align: center;">D</p> <p>days 6:5 Denis 3:7 determined 6:18 direction 7:2 discussions 7:4 dismissed 6:7 DISTRICT 1:1 DONALD 1:18 double 4:2 D.C 1:15</p>	<p>6:5,14 7:11 hopefully 7:7 Hurwitz 2:18,19 3:15 4:6,11 5:5,17</p> <p style="text-align: center;">I</p> <p>important 5:22 6:10 Information 6:1 instructions 6:8 issues 6:11</p> <p style="text-align: center;">J</p> <p>James 3:7,8 4:14 4:16 5:2,7,16 6:17 Jenkins 6:16 July 1:12</p>	<p>move 6:20 moving 3:20 MR.HURWITZ 7:3,8</p> <p style="text-align: center;">N</p> <p>name 2:21 3:2 name's 2:19 need 3:12 6:3 needs 6:4 NICK 1:18 notice 6:11 No.86876 1:9 Number 2:13,15 NW 1:8 2:14 N.W 1:15</p>	<p style="text-align: center;">Q</p> <p>questions 6:13 quickly 6:21</p> <p style="text-align: center;">R</p> <p>radar 5:10 record 2:8 Reeves 1:14 reiterate 5:21 Renewal 1:9 representing 2:19 3:9 request 3:17,20 resolve 7:7 Restaurant 1:6 2:13,20 Retailer 1:8 right 2:11 4:5,13 4:15 5:9,16 Room 1:14 rule 4:3 Ruthanne 1:15,17</p>
<p style="text-align: center;">B</p> <p>basic 6:9 Beverage 1:2,13,14 Bistro 1:7 2:14,22 Board 1:2,14 3:19 6:11 bring 3:12,16 6:19 BROOKS 1:18 Building 1:14</p>	<p style="text-align: center;">E</p> <p>efforts 4:2 Eli 2:19 everybody 4:2</p> <p style="text-align: center;">F</p> <p>feel 6:14 file 4:9 filed 3:16 4:18 6:4 filing 5:8 Fine 5:17 Form 6:1 forward 3:20 6:20 7:1 free 6:14</p>	<p style="text-align: center;">K</p> <p>Kalorama 3:8 KCA 4:17 know 4:14</p> <p style="text-align: center;">L</p> <p>leading 6:14 leave 7:6 License 1:9 2:15 LLC 1:6 located 2:14 looks 7:1</p>	<p style="text-align: center;">O</p> <p>OAG 1:22 object 4:17 October 5:19 okay 2:5 3:5,12 4:8 4:13 5:18 6:13 7:5,9 owner 2:22</p> <p style="text-align: center;">P</p> <p>paper 2:5 parties 5:1,13 6:10 party 4:18 personally 4:16 PIF 5:22 placards 5:3 point 4:22 possible 6:21 premature 4:3 PRESENT 1:17,21 President 3:8 presiding 1:15 privately 6:19 probably 5:6 protest 1:6 2:16 4:1 4:18 5:19,22 6:6 put 5:6 putting 5:10 6:10 P-R-O-C-E-E-D-... 2:1 p.m 5:20</p>	<p style="text-align: center;">S</p> <p>Sami 1:6 2:13,19 2:21 3:3 save 4:2 says 6:7 scheduled 5:19 Schmidt 1:22 screen 5:11 see 6:3 set 3:13 seven 6:4 sign 2:4 SILVERSTEIN 1:19 sir 2:10 sorry 3:1 5:2 speak 4:20 Status 1:7 2:16 Street 1:8,15 2:14 stuff 5:22 submit 5:14 sure 5:7 S-A-M 3:3</p>
<p style="text-align: center;">C</p> <p>calendar 2:12 7:6 call 4:6 case 1:10 2:12,12 7:6 catch 3:2 Chairperson 1:15 1:17 2:3,9,11 3:1 3:5,11 4:5,8,13,21 5:9,18 6:22 7:5,9 chance 5:12 Citizens 3:8 COLUMBIA 1:1 combine 3:22 come 5:13 comments 2:8 4:15 concluded 7:12 confer 4:22 contact 6:15</p>	<p style="text-align: center;">G</p> <p>general 6:16 Ghulais 2:21,22 3:3 3:3 go 2:5 going 3:21 5:21 7:1 good 2:17,18 3:5,7 3:11 4:21 gotten 6:1 great 6:22</p> <p style="text-align: center;">H</p> <p>happened 4:12 hearing 1:6,14 2:17 3:14,22 4:1,1 5:19</p>	<p style="text-align: center;">M</p> <p>matter 1:5 3:15 4:18 6:19 matters 3:12 mediation 6:18 meet 6:17,18 MEETING 1:3 Member 1:18,18 1:19 met 1:14 MICHAEL 1:19 Miller 1:15,17 2:3 2:9,11 3:1,5,11 4:5,8,13,21 5:9,18 6:22 7:5,9 morning 2:12,17 2:18 3:6,7,11</p>		

T	8			
table 2:7	86876 2:15			
talk 5:13				
termination 3:17	9			
3:22 4:1,19	9:53 2:2			
Tesha 6:2				
thank 2:9,10 5:10				
5:17 7:8,9				
Thanks 2:3				
today 3:10				
trading 2:13				
t/a 1:7				
V				
voluntary 3:17				
W				
Wait 5:2				
wanted 4:4				
Washington 1:15				
way 2:4				
week 5:6				
we'll 7:6				
Where'd 2:5				
witnesses 6:12				
wondering 3:21				
writing 4:9 5:15				
1				
1C 1:10				
1:30 5:20				
10:00 7:12				
13-PRO-00077				
1:10 2:13				
14th 1:14				
18 1:7 2:14,22				
18th 1:8 2:14				
2				
2nd 5:20				
2000 1:14				
2012 1:12				
24 1:12				
2420 1:8 2:14				
4				
442-6942 6:15				