

GOVERNMENT OF THE DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
BOARD

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IN THE MATTER OF:

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A.B.R.A. AGENDA

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JULY 31, 2013

The Alcoholic Beverage Control Board
met in 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

HERMAN JONES, Member

MIKE SILVERSTEIN, Member

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

6:04 p.m.

CHAIRPERSON MILLER: Okay. We are back on the record now to do the agenda for July 31, 2013.

First item on the agenda is a settlement agreement dated July 9, 2013 between Union Kitchen and ANC 6C. Union Kitchen is located at 1100 3rd Street, N.W., License No. 91912.

I move that we approve with modifications. I note that one modification is to paragraph 8. I'm not sure if we have any others. If we do, our counsel will discuss them with the parties. But that's the only one I --

MEMBER ALBERTI: It's item No. 3, paragraph 2.

CHAIRPERSON MILLER: You have item No. 3?

MEMBER ALBERTI: Item No. 8 and item 13 --

CHAIRPERSON MILLER: Okay.

1 MEMBER ALBERTI: -- need

2 modification.

3 CHAIRPERSON MILLER: Okay. Good.

4 Item No. 8, No. 3. Is that what you said?

5 MEMBER ALBERTI: Yes, and No. 13.

6 CHAIRPERSON MILLER: Yes, good.

7 Thank you. All right. So it's a motion to

8 approve with modifications to 8, 3 and 13. Do I

9 have a second?

10 MEMBER BROOKS: Second.

11 CHAIRPERSON MILLER: Mr. Brooks has

12 seconded the motion. All those in favor, say

13 aye?

14 (Chorus of ayes.)

15 CHAIRPERSON MILLER: All those

16 opposed?

17 (No audible response.)

18 CHAIRPERSON MILLER: All those

19 abstaining?

20 (No audible response.)

21 CHAIRPERSON MILLER: Motion passes

22 5-0-0.

1 No. 2, a request by E. & J. Gallo
2 Winery for approval to provide retailers with
3 products valued at more than \$50 and less than
4 \$500.

5 I move that we approve. Do I have a
6 second?

7 MEMBER BROOKS: Second.

8 CHAIRPERSON MILLER: Mr. Brooks has
9 seconded the motion. All those in favor, say
10 aye?

11 (Chorus of ayes.)

12 CHAIRPERSON MILLER: All those
13 opposed?

14 (No audible response.)

15 CHAIRPERSON MILLER: All those
16 abstaining?

17 (No audible response.)

18 CHAIRPERSON MILLER: Motion passes
19 5-0-0.

20 The third one is a settlement
21 agreement dated June 17th, 2013 between Dacha
22 Beer Garden and ANC 6E. Dacha Beer Garden is

1 located at 1600 7th Street, N.W., License No.
2 92773.

3 If I recall, this one has many
4 modifications and I'm not sure if it's -- and I
5 don't know, Mr. Alberti, if you know all of them
6 or whether you all think we should just have our
7 counsel discuss the modifications.

8 MEMBER ALBERTI: I think, yes, just
9 approve with modifications. I could list them,
10 but --

11 CHAIRPERSON MILLER: Okay.

12 MEMBER ALBERTI: -- just approve
13 with modifications is sufficient.

14 CHAIRPERSON MILLER: All right. I
15 agree on this one then. I move to approve with
16 modifications. Do I have a second?

17 MEMBER SILVERSTEIN: Second.

18 CHAIRPERSON MILLER: Mr. Silverstein
19 has seconded the motion. All those in favor,
20 say aye?

21 (Chorus of ayes.)

22 CHAIRPERSON MILLER: All those

1 opposed?

2 (No audible response.)

3 CHAIRPERSON MILLER: All those
4 abstaining?

5 (No audible response.)

6 CHAIRPERSON MILLER: The motion
7 passes 5-0-0.

8 No. 4 is a settlement agreement
9 dated July 22nd, 2013 between Bin 1301 and Shaw-
10 Dupont Citizens Alliance. Bin 1301 is located
11 at 1301 U Street, N.W., License No. 091682.

12 I move that we approve with
13 modifications to paragraphs 2, 5, 8, 9 and 10.
14 Anybody have any other ones?

15 (No audible response.)

16 CHAIRPERSON MILLER: Okay. Is there
17 a second?

18 MEMBER SILVERSTEIN: Second.

19 CHAIRPERSON MILLER: Mr. Silverstein
20 has seconded the motion. All those in favor,
21 say aye?

22 (Chorus of ayes.)

1 CHAIRPERSON MILLER: All those
2 opposed?

3 (No audible response.)

4 CHAIRPERSON MILLER: All those
5 abstaining?

6 (No audible response.)

7 CHAIRPERSON MILLER: The motion
8 passes 5-0-0.

9 No. 5 is a request for a change e in
10 hours for Rice Bar to open two hours earlier.
11 It's located at 1020 19th Street, N.W., License
12 No. 091948. Monday through Saturday's hours are
13 changed from 9:00 a.m. to 7:00 a.m. opening.

14 I move that we approve. Do I have a
15 second?

16 MEMBER SILVERSTEIN: Second.

17 CHAIRPERSON MILLER: Mr. Silverstein
18 seconded the motion. All those in favor, say
19 aye?

20 (Chorus of ayes.)

21 CHAIRPERSON MILLER: All those
22 opposed?

1 (No audible response.)

2 CHAIRPERSON MILLER: All those
3 abstaining?

4 (No audible response.)

5 CHAIRPERSON MILLER: The motion
6 passes 5-0-0.

7 No. 6 is a request for a change in
8 hours for the 9:30 Club located at 815 V Street,
9 N.W. proposing 24 hours.

10 And I move that we have a fact
11 finding hearing on this request. Do I have a
12 second?

13 MEMBER BROOKS: Second.

14 CHAIRPERSON MILLER: Mr. Brooks has
15 seconded the motion. All those in favor, say
16 aye?

17 (Chorus of ayes.)

18 CHAIRPERSON MILLER: All those
19 opposed?

20 (No audible response.)

21 CHAIRPERSON MILLER: All those
22 abstaining?

1 MEMBER SILVERSTEIN: Abstain.

2 CHAIRPERSON MILLER: Motion passes
3 4-0-1.

4 Okay. No. 7 is a request to change
5 of hours of sales and entertainment. This is
6 for L'Enfant Plaza located at 480 L'Enfant
7 Plaza, S.W., License No. 076156.

8 I move that we postpone
9 consideration of this request for a week. Do I
10 have a second?

11 MEMBER ALBERTI: Second.

12 CHAIRPERSON MILLER: Mr. Alberti
13 seconded the motion. All those in favor, say
14 aye?

15 (Chorus of ayes.)

16 CHAIRPERSON MILLER: All those
17 opposed?

18 (No audible response.)

19 CHAIRPERSON MILLER: All those
20 abstaining?

21 (No audible response.)

22 CHAIRPERSON MILLER: Motion passes

1 5-0-0.

2 No. 8 is a change of hours request
3 from Takeateasy located at 1990 M Street, N.W.,
4 License No. 089631. They want to increase their
5 hours from 3:00 on Saturday to 5:30 a.m. on
6 Saturday.

7 Does someone want to move for action
8 this case?

9 MEMBER ALBERTI: I move we that
10 schedule a fact finding. Are we dealing with
11 No. 8?

12 CHAIRPERSON MILLER: Yes.

13 MEMBER ALBERTI: Fact finding.

14 CHAIRPERSON MILLER: Okay. Is there
15 a second?

16 MEMBER BROOKS: Second.

17 CHAIRPERSON MILLER: Okay. Mr.
18 Brooks has seconded the motion. All those in
19 favor, say aye?

20 (Chorus of ayes.)

21 CHAIRPERSON MILLER: All those
22 opposed?

1 (No audible response.)

2 CHAIRPERSON MILLER: All those
3 abstaining?

4 (No audible response.)

5 CHAIRPERSON MILLER: Motion passes
6 5-0-0.

7 No. 9 is also a request by
8 Takeateasy, and this is for an entertainment
9 endorsement for live and recorded music with
10 dancing.

11 I move that we have a fact finding
12 on this issue at the same time that they come in
13 for a fact finding on the previous issue. Do I
14 have a second?

15 MEMBER BROOKS: Second.

16 CHAIRPERSON MILLER: Mr. Brooks has
17 seconded the motion. All those in favor, say
18 aye?

19 (Chorus of ayes.)

20 CHAIRPERSON MILLER: All those
21 opposed?

22 (No audible response.)

1 CHAIRPERSON MILLER: All those
2 abstaining?

3 (No audible response.)

4 CHAIRPERSON MILLER: Motion passes
5 5-0-0.

6 No. 10 is a request for a
7 safekeeping extension by Duchess and the Queen
8 located at 2102 18th Street, N.W., License No.
9 089545.

10 I move that we grant this extension
11 for six months. Do I have a second?

12 MEMBER BROOKS: Second.

13 CHAIRPERSON MILLER: Mr. Brooks has
14 seconded the motion. All those in favor, say
15 aye?

16 (Chorus of ayes.)

17 CHAIRPERSON MILLER: All those
18 opposed?

19 (No audible response.)

20 CHAIRPERSON MILLER: All those
21 abstaining?

22 (No audible response.)

1 CHAIRPERSON MILLER: Motion passes

2 5-0-0.

3 No. 11 is a request for a
4 substantial change and review of supporting
5 documentation for the expansion of Living
6 Social's premises to add 150 seats on the sixth
7 floor. And this is at 918 F Street, N.W.

8 I move that we placard this request.
9 Do I have a second?

10 MEMBER SILVERSTEIN: Second.

11 CHAIRPERSON MILLER: Mr. Silverstein
12 seconded the motion. All those in favor, say
13 aye?

14 (Chorus of ayes.)

15 CHAIRPERSON MILLER: All those
16 opposed?

17 (No audible response.)

18 CHAIRPERSON MILLER: All those
19 abstaining?

20 (No audible response.)

21 CHAIRPERSON MILLER: Motion passes

22 5-0-0.

1 No. 12 is a request to add a
2 sidewalk caf, by Hard Rock Caf, located at 999 E
3 Street, N.W., License No. 14130.

4 I move that we approve this request.
5 Do I have a second?

6 MEMBER BROOKS: Second.

7 CHAIRPERSON MILLER: Mr. Brooks has
8 seconded the motion. All those in favor, say
9 aye?

10 (Chorus of ayes.)

11 CHAIRPERSON MILLER: All those
12 opposed?

13 (No audible response.)

14 CHAIRPERSON MILLER: All those
15 abstaining?

16 (No audible response.)

17 CHAIRPERSON MILLER: The motion
18 passes 5-0-0.

19 No. 13 is a second request for a
20 license class change from Class B to Class A by
21 Lee's Mini Market located at 3853 Alabama
22 Avenue, S.E., License No. 084939.

1 I move that we placard this request.

2 Do I have a second?

3 MEMBER BROOKS: Second.

4 CHAIRPERSON MILLER: Mr. Brooks has

5 seconded the motion.. All those in favor, say

6 aye?

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those

9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those

12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: Motion passes

15 5-0-0.

16 No. 14 is a request for safekeeping

17 by Georgia Avenue Market located at 3128 Georgia

18 Avenue, N.W., License No. 0075752.

19 I move that we grant this request

20 for six months.

21 MEMBER ALBERTI: Second.

22 CHAIRPERSON MILLER: Mr. Alberti

1 seconded the motion. All those in favor, say
2 aye?

3 (Chorus of ayes.)

4 CHAIRPERSON MILLER: All those
5 opposed?

6 (No audible response.)

7 CHAIRPERSON MILLER: All those
8 abstaining?

9 (No audible response.)

10 CHAIRPERSON MILLER: Motion passes
11 5-0-0.

12 No. 15 is approval of the Safety
13 Plan Final Rulemaking.

14 I move that we approve.

15 MEMBER ALBERTI: Second.

16 CHAIRPERSON MILLER: Mr. Alberti
17 seconded the motion the motion. All those in
18 favor, say aye?

19 (Chorus of ayes.)

20 CHAIRPERSON MILLER: All those
21 opposed?

22 (No audible response.)

1 CHAIRPERSON MILLER: All those
2 abstaining?

3 (No audible response.)

4 CHAIRPERSON MILLER: The motion
5 passes 5-0-0.

6 No. 16 is a review and approval of
7 Brew Pub and Wine Pub Permit Final Rulemaking.

8 I move that we approve.

9 MEMBER ALBERTI: Second.

10 CHAIRPERSON MILLER: Mr. Alberti
11 seconded the motion. All those in favor, say
12 aye?

13 (Chorus of ayes.)

14 CHAIRPERSON MILLER: All those
15 opposed?

16 (No audible response.)

17 CHAIRPERSON MILLER: All those
18 abstaining?

19 (No audible response.)

20 CHAIRPERSON MILLER: Motion passes
21 5-0-0.

22 No. 17 is review and approval of the

1 Technical Amendment Final Rulemaking.

2 I move that we approve. Do I have a
3 second?

4 MEMBER ALBERTI: Second.

5 CHAIRPERSON MILLER: Mr. Alberti
6 seconded the motion. All those in favor, say
7 aye?

8 (Chorus of ayes.)

9 CHAIRPERSON MILLER: All those
10 opposed?

11 (No audible response.)

12 CHAIRPERSON MILLER: All those
13 abstaining?

14 (No audible response.)

15 CHAIRPERSON MILLER: Motion passes
16 5-0-0.

17 No. 18 is review and approval of
18 Full Service Grocery Store Definition Final
19 Rulemaking.

20 I move that we approve.

21 MEMBER ALBERTI: Second.

22 CHAIRPERSON MILLER: Mr. Alberti

1 seconded the motion. All those in favor, say
2 aye?

3 (Chorus of ayes.)

4 CHAIRPERSON MILLER: All those
5 opposed?

6 (No audible response.)

7 CHAIRPERSON MILLER: All those
8 abstaining?

9 (No audible response.)

10 CHAIRPERSON MILLER: The motion
11 passes 5-0-0.

12 That completes the meeting agenda,
13 and we just have our supplemental agenda to do.

14 Okay. No. 1 on the supplemental
15 agenda is a review of a change of hours
16 application for inside premises and outside
17 sidewalk caf, for Duplex Diner located at 2004
18 18th Street, N.W., License No. 88303. Okay.
19 They're changing the hours for a half an hour
20 earlier, from 11:30 a.m. start on Saturday --

21 MEMBER ALBERTI: This is why I got
22 confused to begin with. I'm not sure I even

1 know.

2 CHAIRPERSON MILLER: -- to 11:00
3 a.m., and Sunday 11:30 going to 11:00 a.m.,
4 earlier start. I think that's it.

5 What are you saying?

6 MEMBER ALBERTI: Ms. Miller, I think
7 is really just a change of hours for the inside
8 premises.

9 CHAIRPERSON MILLER: Okay. Right.

10 MEMBER ALBERTI: I'm not sure. I
11 think it's both. It looks like it's change of
12 hours for both, but both of them for earlier
13 hours.

14 CHAIRPERSON MILLER: Right, to go
15 from 11:30 to 11:00 a.m. start.

16 MEMBER ALBERTI: Yes, okay.

17 CHAIRPERSON MILLER: Okay.

18 MEMBER ALBERTI: Yes, I have no
19 problem. I'll approve it.

20 CHAIRPERSON MILLER: Okay. So I
21 move to approve. Do I have a second?

22 MEMBER ALBERTI: Second.

1 CHAIRPERSON MILLER: Mr. Alberti
2 seconded the motion. All those in favor, say
3 aye?

4 (Chorus of ayes.)

5 CHAIRPERSON MILLER: All those
6 opposed?

7 (No audible response.)

8 CHAIRPERSON MILLER: All those
9 abstaining?

10 (No audible response.)

11 CHAIRPERSON MILLER: Motion passes
12 5-0-0.

13 No. 2 is an entertainment
14 endorsement application for proposed
15 entertainment hours Sunday through Thursday 6:00
16 p.m. to 2:00 a.m. and Friday and Saturday 6:00
17 p.m. to 3:00 a.m. And this is for Duplex Diner,
18 same place, located at 2004 18th Street, N.W.,
19 License No. 88303.

20 I move that we approve this
21 application. Do I have a second?

22 MEMBER SILVERSTEIN: Second.

1 CHAIRPERSON MILLER: Okay. All
2 those in favor, say aye?

3 (Chorus of ayes.)

4 CHAIRPERSON MILLER: All those
5 opposed?

6 (No audible response.)

7 CHAIRPERSON MILLER: All those
8 abstaining?

9 (No audible response.)

10 CHAIRPERSON MILLER: Motion passes
11 5-0-0.

12 No. 3 is a amendment to a license.
13 Let's see, the Board previously approved the
14 amendment and reinstated settlement agreement
15 with the Kalorama Citizens Association to allow
16 for the following modifications: Entertainment
17 seven days per week until 2:00 a.m. weekdays and
18 3:00 a.m. Fridays and Saturdays; sale of
19 alcoholic beverages until 2:00 a.m. weekdays and
20 3:00 a.m. Fridays and Saturdays. It's for Trust
21 located at 2459 18th Street, N.W., License No.
22 025781.

1 I move that we approve.

2 MEMBER ALBERTI: Second.

3 CHAIRPERSON MILLER: Mr. Alberti
4 seconded the motion. All those in favor, say
5 aye?

6 (Chorus of ayes.)

7 CHAIRPERSON MILLER: All those
8 opposed?

9 (No audible response.)

10 CHAIRPERSON MILLER: All those
11 abstaining?

12 (No audible response.)

13 CHAIRPERSON MILLER: Motion passes
14 5-0-0.

15 No. 4 is a request for a license
16 cancellation by Roadside Caf,. The owner is
17 requesting that the license be removed from
18 safekeeping and canceled immediately. Roadside
19 Caf, is located at 2101 Benning Road, N.E.,
20 License No. 088358.

21 I move that we deny this request and
22 hold the license in safekeeping pending

1 resolution of the show cause hearing related to
2 this license.

3 MEMBER ALBERTI: Second.

4 CHAIRPERSON MILLER: Mr. Alberti has
5 seconded the motion. All those in favor, say
6 aye?

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those
9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those
12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: Motion passes
15 5-0-0.

16 No. 5 is a request for a new retail
17 Class B full service grocery with retailer D
18 restaurant on premises. Little Red Fox is the
19 establishment located at 5035 Connecticut
20 Avenue, N.W., License No. 092834.

21 I move that we postpone
22 consideration of this request to study further

1 the documents.

2 MEMBER ALBERTI: Second.

3 CHAIRPERSON MILLER: Mr. Alberti has
4 seconded the motion. All those in favor, say
5 aye?

6 (Chorus of ayes.)

7 CHAIRPERSON MILLER: All those
8 opposed?

9 (No audible response.)

10 CHAIRPERSON MILLER: All those
11 abstaining?

12 (No audible response.)

13 CHAIRPERSON MILLER: Motion passes
14 5-0-0.

15 Next is a request to change hours of
16 operation and alcohol sales for Smash Burger.
17 The current hours of operation and sales are
18 Sunday through Saturday 10:00 a.m. to 10:00
19 p.m., and the requested change would be from
20 10:00 a.m. to 11:00 p.m., just one hour later.
21 Smash Burger is located at 1739 Connecticut
22 Avenue, N.W.

1 I'd move that we approve this
2 request. Do I have a second?

3 MEMBER ALBERTI: Second.

4 CHAIRPERSON MILLER: Mr. Alberti
5 seconded the motion. All those in favor, say
6 aye?

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those
9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those
12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: Motion passes
15 5-0-0.

16 No. 7. This is a request for a
17 stipulated license, but it's dependent on the
18 Board's approval of the settlement agreement
19 with ANC 6E, which the Board addressed under
20 item No. 3 under the regular agenda. That needs
21 some modification.

22 I would move that we postpone

1 consideration of the request for a stipulated
2 license for another week.

3 MEMBER ALBERTI: Second.

4 CHAIRPERSON MILLER: Mr. Alberti
5 seconded the motion. All those in favor, say
6 aye?

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those
9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those
12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: Motion passes
15 5-0-0.

16 No. 8 is a notice of continuing
17 default and demand for immediate payment from
18 landlord. Show cause hearing pending.
19 Outstanding violations. Balance of \$17,775 per
20 adjudication for Fur Factory located at 33
21 Patterson Street, N.W., License No. 060626.
22 This is just for our information. No action is

1 required on the part of the Board.

2 No. 9 is a manager's application for
3 Jolm Adams, ABRA-092611.

4 I move that we approve the
5 application. Do I have a second?

6 MEMBER ALBERTI: Second.

7 CHAIRPERSON MILLER: Mr. Alberti
8 seconded the motion. All those in favor, say
9 aye?

10 (Chorus of ayes.)

11 CHAIRPERSON MILLER: All those
12 opposed?

13 (No audible response.)

14 CHAIRPERSON MILLER: All those
15 abstaining?

16 (No audible response.)

17 CHAIRPERSON MILLER: Motion passes
18 5-0-0.

19 No. 10 is a manager's application
20 for Ruth Koerber, ABRA-092623.

21 I move that we approve the
22 application. Do I have a second?

1 MEMBER ALBERTI: Second.

2 CHAIRPERSON MILLER: Mr. Alberti
3 seconded the motion. All those in favor, say
4 aye?

5 (Chorus of ayes.)

6 CHAIRPERSON MILLER: All those
7 opposed?

8 (No audible response.)

9 CHAIRPERSON MILLER: All those
10 abstaining?

11 (No audible response.)

12 CHAIRPERSON MILLER: Motion passes
13 5-0-0.

14 No. 11 is a manager's application
15 for Robert Saunderman, ABRA-092693.

16 I move that we approve this
17 application.

18 MEMBER ALBERTI: Second.

19 CHAIRPERSON MILLER: Mr. Alberti
20 seconded the motion. All those in favor, say
21 aye?

22 (Chorus of ayes.)

1 CHAIRPERSON MILLER: All those
2 opposed?

3 (No audible response.)

4 CHAIRPERSON MILLER: All those
5 abstaining?

6 (No audible response.)

7 CHAIRPERSON MILLER: Motion passes
8 5-0-0.

9 And that concludes our supplemental
10 agenda.

11 Okay. I'm just going to do the
12 closed meeting notes.

13 As Chairperson of the Alcoholic
14 Beverage Control Board for the District of
15 Columbia and in accordance with Section 405 of
16 the Open Meetings Amendment Act of 2010, I move
17 that the ABC Board hold a closed meeting on
18 August 7, 2013 for the purpose of seeking legal
19 advice from our counsel on the matters
20 identified on the Board's agenda for August 7th,
21 2013 as published in the D.C. Register on August
22 2nd 2013. Is there a second?

1 MEMBER BROOKS: Second.

2 ACTING CHAIRMAN ALBERTI: Mr. Brooks
3 has seconded the motion. I'll now take a roll
4 vote on the motion not that it's been seconded.
5 Mr. Brooks?

6 MEMBER BROOKS: I agree.

7 CHAIRPERSON MILLER: Mr. Alberti?

8 MEMBER ALBERTI: I agree.

9 CHAIRPERSON MILLER: Ms. Miller
10 agrees. Mr. Silverstein?

11 MEMBER SILVERSTEIN: I agree.

12 CHAIRPERSON MILLER: Mr. Jones?

13 MEMBER JONES: I agree.

14 CHAIRPERSON MILLER: Mr. Jones
15 agrees.

16 As it appears that the motion has
17 passed, I hereby give notice that the ABC Board
18 will hold this aforementioned closed meeting
19 pursuant to the Open Meetings Amendment Act of
20 2010. Notice will also be posted on the ABC
21 Board hearing room bulletin board, placed on the
22 electronic calendar on ABRA's Web site and

1 published in the D.C. Register in as timely a
2 manner as practicable.

3 As Chairperson of the Alcoholic
4 Beverage Control Board for the District of
5 Columbia and in accordance with Section 405 of
6 the Open Meetings Amendment Act of 2010, I move
7 that the ABC Board hold a closed meeting on
8 August 7th, 2013 for the purposes of discussing
9 and hearing reports concerning ongoing or
10 planned investigations of alleged criminal or
11 civil misconduct or violations of law or
12 regulations and seeking legal advice from our
13 counsel on the Board's investigative agenda for
14 August 7th, 2013 as published in the D.C.
15 Register on August 2nd, 2013. Is there a
16 second?

17 MEMBER BROOKS: Second.

18 CHAIRPERSON MILLER: I'll take a
19 roll call on the motion before us now that it's
20 been seconded. Mr. Brooks?

21 MEMBER BROOKS: I agree.

22 CHAIRPERSON MILLER: Mr. Alberti?

1 MEMBER ALBERTI: I agree.

2 CHAIRPERSON MILLER: Ms. Miller
3 agrees. Mr. Silverstein?

4 MEMBER SILVERSTEIN: I agree.

5 CHAIRPERSON MILLER: Mr. Silverstein
6 agrees. And, Mr. Jones?

7 MEMBER JONES: I agree.

8 CHAIRPERSON MILLER: Mr. Jones
9 agrees. It appears that the motion has passed
10 by a 5-0-0 vote. I hereby give notice that the
11 ABC Board will hold this aforementioned closed
12 meeting pursuant to the Open Meetings Amendment
13 Act of 2010. Notice will also be posted on the
14 ABC Board hearing room bulletin board, placed on
15 the electronic calendar on ABRA's Web site and
16 published in the D.C. Register in as timely a
17 manner as practicable.

18 And that concludes our business for
19 today, July 31, 2013. Thank you.

20 (Whereupon, the hearing was
21 concluded at 6:25 p.m.)

22

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