

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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MEETING

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IN THE MATTER OF:	:
	:
Riot Act DC, LLC	:
t/a Penn Social	:
801 E Street, NW	: Protest
Retailer CX	: Hearing
License No. 86808	: (Status)
Case No. 13-PRO-00084	:
ANC 2C	:
Renewal Application	:
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AUGUST 7, 2013

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
 MIKE SILVERSTEIN, Member

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

9:48 a.m.

CHAIRPERSON MILLER: Next case on the calendar is Case No. 13-PRO-00084, Penn Social, located at 801 E Street, N.W., License No. 86808 in ANC 2C.

Morning.

MR. FONSECA: Michael Fonseca on behalf of Applicant.

MR. WILSEY: Kevin Wilsey on behalf of ANC 2C.

CHAIRPERSON MILLER: Okay.

MR. TINPE: Jon Tinpe, ANC 2C.

CHAIRPERSON MILLER: All right. This also is a protest status hearing. Are there any issues you want to bring to your attention?

MR. FONSECA: Just for the record I've spoken with Jeff Dawson, who's the principal, and he is out of town. Had missed this date on his calendar. He appeared at the roll call and at the mediation. Mr. O'Brien

1 of my firm has been representing the client
2 principally.

3 There is an agreement in principle
4 and conveyed that to the commissioner here and
5 Mr. O'Brien will be contacting him of what
6 that plan of detail is.

7 CHAIRPERSON MILLER: I'm sorry,
8 your voice dropped.

9 MR. FONSECA: Oh, sorry. Mr.
10 O'Brien will contact them to work out the plan
11 of details and I'm sure we'll have an executed
12 agreement in short order.

13 CHAIRPERSON MILLER: Great.

14 MR. WILSEY: We're fairly close.
15 There's just a little back and forth on some
16 language in the agreement. So we're almost
17 there.

18 CHAIRPERSON MILLER: Okay. That's
19 great. I think that's probably why this
20 hearing is scheduled for the same time as the
21 previous case. But I'll put it on the
22 calendar, but most likely you will settle and

1 not go to hearing.

2 MR. WILSEY: That would be great.

3 CHAIRPERSON MILLER: Okay.

4 (Laughter.)

5 CHAIRPERSON MILLER: So the
6 protest hearing is scheduled for September 18,
7 2013 at 5:00 p.m. And in the event this goes
8 to protest, I have to alert you as well that
9 you should have received a mailing from our
10 adjudication assistant Tesha Anderson
11 explaining the protest process and a copy of
12 that Protest Information Form.

13 The Protest Information Form has
14 to be submitted within seven days of the
15 hearing to ABRA and filed on opposing parties.
16 If you don't do so, your case is subject to
17 dismissal.

18 Okay. And all right. And I'll
19 give you Ms. Anderson's number just in case.
20 442-6942.

21 Thank you very much.

22 MR. FONSECA: Thank you.

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CHAIRPERSON MILLER: Okay.

(Whereupon, the hearing was
concluded at 9:50 a.m.)

A	conveyed 3:4 copy 4:11 CX 1:8	Jeff 2:19 Jon 2:13	plan 3:6,10 PRESENT 1:18 presiding 1:15 previous 3:21 principal 2:20 principally 3:2 principle 3:3 probably 3:19 process 4:11 protest 1:8 2:15 4:6 4:8,11,12,13 put 3:21 P-R-O-C-E-E-D-... 2:1 p.m 4:7	Thank 4:21,22 think 3:19 time 3:20 Tinpe 2:13,13 town 2:20 t/a 1:7
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