

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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The Stadium Group, LLC :
t/a Stadium :
2127 Queens Chapel Road, NE :
Retailer CN :
License No. 82005 : Show Cause
Case No. 12-CMP-00680 : Hearing
ANC 2E : (Status)
Operating After Hours; :
Provided Back-up Drinks; :
Noise Violation; Provided :
False or Misleading :
Information; Failed to Follow :
Security Plan; Violation of I :
Special Event Safety/Security :
Plan :
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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

ALSO PRESENT
WALTER ADAMS, OAG

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

9:51 a.m.

CHAIRPERSON MILLER: Next case on our calendar is Case No. 12-CMP-00680, Stadium, located at 2127 Queens Chapel Road, N.E., License No. 82005 in ANC 5C.

MS. TODD: Good morning.

CHAIRPERSON MILLER: Good morning.

MS. TODD: Karen Todd for the Licensee.

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

MS. TODD: Todd, T-O-D-D.

MR. ADAMS: Good morning. Walter Adams representing the District.

CHAIRPERSON MILLER: And, Ms. Todd, what's your relation with the establishment?

MS. TODD: I'm their attorney.

CHAIRPERSON MILLER: You're the attorney? Okay. And have you filed an appearance in the case?

1 MS. TODD: For this particular
2 instance?

3 CHAIRPERSON MILLER: To represent
4 that client.

5 MS. TODD: I have in the past. I
6 can do another one, yes.

7 CHAIRPERSON MILLER: Okay. So you
8 have in the past?

9 MS. TODD: Entered an appearance,
10 yes.

11 CHAIRPERSON MILLER: Here? Okay.

12 MS. TODD: Yes.

13 CHAIRPERSON MILLER: For this
14 client, but not this particular case? Okay.
15 Yes, if you could do that.

16 MS. TODD: Okay. Well, do I do
17 that with Martha?

18 CHAIRPERSON MILLER: Yes.

19 MS. TODD: Okay. Then yes I have.

20 CHAIRPERSON MILLER: I'm sorry.
21 What?

22 MS. TODD: I think yes I have.

1 They're aware that I'm representing Stadium
2 Club.

3 CHAIRPERSON MILLER: Who is?

4 MS. TODD: Martha Jenkins.

5 CHAIRPERSON MILLER: Okay.

6 MS. TODD: And Louise Phillips.

7 CHAIRPERSON MILLER: Our general
8 counsel?

9 MS. TODD: Yes.

10 CHAIRPERSON MILLER: Okay. Well,
11 let's see where we are in this. Did your
12 client receive notice of this hearing?

13 MS. TODD: Yes, they have.

14 CHAIRPERSON MILLER: And did they
15 read it and understand it?

16 MS. TODD: Yes, they have.

17 CHAIRPERSON MILLER: Okay. So
18 we're going to make that notice a part of this
19 record unless there's an objection.

20 MS. TODD: No, there's no
21 objection to that.

22 CHAIRPERSON MILLER: Okay. Are

1 there any preliminary issues in this case?

2 MR. ADAMS: Madam Chairman, there
3 are no preliminary matters.

4 CHAIRPERSON MILLER: Okay. All
5 right. Then this case is going to be set for
6 a show cause hearing August 14, 2013 at 11:00
7 a.m.

8 MS. TODD: August 13?

9 CHAIRPERSON MILLER: Fourteen.

10 MS. TODD: I have it for September
11 11th.

12 CHAIRPERSON MILLER: Oh, let me
13 double-check then.

14 MR. ADAMS: Madam Chairman, the
15 District also received a notice setting the
16 show cause hearing for September 11th at 1:30.

17 CHAIRPERSON MILLER: Okay. So I
18 understand that is the correct time.
19 September 11th at 1:30 p.m.

20 So, Ms. Todd, will you file a
21 notice of appearance before then?

22 MS. TODD: That's not a problem.

1 CHAIRPERSON MILLER: Okay. Mr.
2 Alberti, did you have a question or comment?

3 MEMBER ALBERTI: Yes, can you tell
4 us why your client isn't here today?

5 MS. TODD: I was under the
6 impression that if they had an attorney
7 present that they wouldn't need to show up, so
8 I advised them that they didn't need to show.

9 MEMBER ALBERTI: Well, I don't
10 know about the rest of the Board Members, but
11 I certainly feel that if a licensee isn't
12 present it's a sign that they're not really
13 taking their responsibility toward their
14 business seriously. I expect them to be here
15 to hear the decisions of the Board. And you
16 can convey that to your client.

17 MS. TODD: Oh, that's --

18 MEMBER ALBERTI: I don't know how
19 the rest of my fellow Board Members -- they
20 can speak to that, but that's my opinion.

21 MS. TODD: I'll definitely relay
22 the message, but under my advisement I was

1 under the impression that since this was a
2 preliminary matter that they wouldn't have to
3 show up until the actual show cause hearing.

4 MEMBER ALBERTI: Okay. Well, so
5 fine. So now you know.

6 MS. TODD: Thank you.

7 MEMBER ALBERTI: Thank you.

8 CHAIRPERSON MILLER: I would just
9 say that it's my understanding that your
10 client is not required to show up, that as
11 long as you are here to represent them that
12 that satisfies any requirements for this
13 hearing. And Mr. Alberti has expressed a
14 sentiment, you know, with respect to his
15 perception.

16 MS. TODD: Okay. Thank you.

17 MEMBER ALBERTI: So, Ms. Miller,
18 what is your sentiment, since you spoke on
19 that?

20 CHAIRPERSON MILLER: No, I don't
21 have a sentiment with respect to a status
22 hearing. If we're just going to be setting a

1 date, my sentiment is it doesn't matter to me.

2 MEMBER ALBERTI: Okay. Thank you.

3 CHAIRPERSON MILLER: Other's
4 sentiments may be different, too.

5 Okay. So are there any questions
6 or any other issues you need to bring to our
7 attention?

8 MR. ADAMS: There are no further
9 issues.

10 CHAIRPERSON MILLER: Okay. So
11 then we'll see you September 11th at 1:30 p.m.

12 MS. TODD: Thank you.

13 CHAIRPERSON MILLER: Okay. Thank
14 you.

15 (Whereupon, the hearing was
16 concluded at 9:55 a.m.)

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<p style="text-align: center;">A</p> <p>actual 7:3 Adams 1:25 2:14 2:15 5:2,14 8:8 advised 6:8 advisement 6:22 Alberti 1:22 6:2,3,9 6:18 7:4,7,13,17 8:2 Alcoholic 1:2,17,18 ANC 1:10 2:6 appearance 2:22 3:9 5:21 attention 8:7 attorney 2:19,21 6:6 August 1:16 5:6,8 aware 4:1 a.m 2:2 5:7 8:16</p> <hr/> <p style="text-align: center;">B</p> <p>Back-up 1:11 Beverage 1:2,17,18 Board 1:2,18 6:10 6:15,19 bring 8:6 BROOKS 1:22 Building 1:18 business 6:14</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:4 case 1:9 2:3,4,22 3:14 5:1,5 catch 2:12 cause 1:9 5:6,16 7:3 certainly 6:11 Chairman 5:2,14 Chairperson 1:19 1:21 2:3,8,11,16 2:20 3:3,7,11,13 3:18,20 4:3,5,7,10 4:14,17,22 5:4,9 5:12,17 6:1 7:8,20 8:3,10,13 Chapel 1:8 2:5</p>	<p>client 3:4,14 4:12 6:4,16 7:10 Club 4:2 CN 1:8 COLUMBIA 1:1 comment 6:2 concluded 8:16 Control 1:2,17,18 convey 6:16 correct 5:18 counsel 4:8</p> <hr/> <p style="text-align: center;">D</p> <p>date 8:1 decisions 6:15 definitely 6:21 different 8:4 District 1:1 2:15 5:15 DONALD 1:22 double-check 5:13 Drinks 1:11 D.C 1:19</p> <hr/> <p style="text-align: center;">E</p> <p>Entered 3:9 establishment 2:18 Event 1:14 expect 6:14 expressed 7:13</p> <hr/> <p style="text-align: center;">F</p> <p>Failed 1:13 False 1:12 feel 6:11 fellow 6:19 file 5:20 filed 2:21 fine 7:5 Follow 1:13 Fourteen 5:9 further 8:8</p> <hr/> <p style="text-align: center;">G</p> <p>general 4:7 going 4:18 5:5 7:22 Good 2:7,8,14 Group 1:6</p>	<p style="text-align: center;">H</p> <p>hear 6:15 hearing 1:9,18 4:12 5:6,16 7:3,13,22 8:15 Hours 1:10</p> <hr/> <p style="text-align: center;">I</p> <p>impression 6:6 7:1 Information 1:13 instance 3:2 issues 5:1 8:6,9</p> <hr/> <p style="text-align: center;">J</p> <p>Jenkins 4:4</p> <hr/> <p style="text-align: center;">K</p> <p>Karen 2:9 know 6:10,18 7:5 7:14</p> <hr/> <p style="text-align: center;">L</p> <p>let's 4:11 License 1:9 2:6 licensee 2:10 6:11 LLC 1:6 located 2:5 long 7:11 Louise 4:6</p> <hr/> <p style="text-align: center;">M</p> <p>Madam 5:2,14 Martha 3:17 4:4 matter 1:5 7:2 8:1 matters 5:3 MEETING 1:3 Member 1:22,22 1:23 6:3,9,18 7:4 7:7,17 8:2 Members 6:10,19 message 6:22 met 1:18 MIKE 1:23 Miller 1:19,21 2:3 2:8,11,16,20 3:3,7 3:11,13,18,20 4:3 4:5,7,10,14,17,22 5:4,9,12,17 6:1</p>	<p>7:8,17,20 8:3,10 8:13 Misleading 1:12 morning 2:7,8,14</p> <hr/> <p style="text-align: center;">N</p> <p>name 2:12 NE 1:8 need 6:7,8 8:6 NICK 1:22 Noise 1:12 notice 4:12,18 5:15 5:21 N.E 2:6 N.W 1:19</p> <hr/> <p style="text-align: center;">O</p> <p>OAG 1:25 objection 4:19,21 Oh 5:12 6:17 Okay 2:21 3:7,11 3:14,16,19 4:5,10 4:17,22 5:4,17 6:1 7:4,16 8:2,5,10,13 Operating 1:10 opinion 6:20 Other's 8:3</p> <hr/> <p style="text-align: center;">P</p> <p>part 4:18 particular 3:1,14 perception 7:15 Phillips 4:6 Plan 1:13,14 preliminary 5:1,3 7:2 present 1:21,24 6:7 6:12 presiding 1:19 problem 5:22 Provided 1:11,12 P-R-O-C-E-E-D-... 2:1 p.m 5:19 8:11</p> <hr/> <p style="text-align: center;">Q</p> <p>Queens 1:8 2:5 question 6:2</p>	<p>questions 8:5</p> <hr/> <p style="text-align: center;">R</p> <p>read 4:15 really 6:12 receive 4:12 received 5:15 record 4:19 Reeves 1:18 relation 2:17 relay 6:21 represent 3:3 7:11 representing 2:15 4:1 required 7:10 requirements 7:12 respect 7:14,21 responsibility 6:13 rest 6:10,19 Retailer 1:8 right 5:5 Road 1:8 2:5 Room 1:18 Ruthanne 1:19,21</p> <hr/> <p style="text-align: center;">S</p> <p>Safety/Security 1:14 satisfies 7:12 Security 1:13 see 4:11 8:11 sentiment 7:14,18 7:21 8:1 sentiments 8:4 September 5:10,16 5:19 8:11 seriously 6:14 set 5:5 setting 5:15 7:22 show 1:9 5:6,16 6:7 6:8 7:3,3,10 sign 6:12 SILVERSTEIN 1:23 sorry 2:11 3:20 speak 6:20 Special 1:14 spoke 7:18</p>
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