



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

2 10:16 a.m.

3 CHAIRPERSON MILLER: Okay, next case is  
4 Case No. 15-AUD-00064, Ethiopia Restaurant and Market,  
5 located at 4630 14th Street, Northwest, License No.  
6 91373 in ANC 4C.

7 MR. RIVERO: Good morning, Board Members.  
8 Fernando Rivero for the District of Columbia.

9 CHAIRPERSON MILLER: Okay, is anybody here  
10 from Ethiopia Restaurant and Market?

11 Mr. Rivero, have you been in touch with  
12 Ethiopia Restaurant and Market, in particular, today?

13 MR. RIVERO: I did attempt to contact the  
14 licensee. There was no answer at the number of  
15 record. The Government is ready to move to the next  
16 scheduled hearing.

17 CHAIRPERSON MILLER: Okay, as far as I  
18 know, the office was not informed that this individual  
19 was on his way, and so, at this point, I think it is  
20 appropriate to schedule for a show cause hearing, and  
21 that is September 16th, 2015 at 1:30 p.m.

22 (Whereupon, the above-entitled matter went

1 off the record at 10:17 a.m. and resumed at 10:36  
2 a.m.)

3 CHAIRPERSON MILLER: Okay, and now, we're  
4 going to go back a little bit to some cases that we  
5 passed earlier, because not all the parties were here.

6 Okay, Case No. 15-AUD-00064, Ethiopia  
7 Restaurant and Market, located at 4630 14th Street,  
8 Northwest, License No. 91373 in ANC 4C. Good morning.

9 MR. RIVERO: Good morning, Board Members.  
10 Fernando Rivero for the District of Columbia.

11 MS. WOLDE: Fetlework Wolde.

12 CHAIRPERSON MILLER: I'm sorry, could you  
13 say that again?

14 MS. WOLDE: Fetlework Wolde, W-O-L-D-E.

15 CHAIRPERSON MILLER: Okay, you are the  
16 owner?

17 MS. WOLDE: Yes.

18 CHAIRPERSON MILLER: Okay, all right. Let  
19 me just ask you first, if you received notice of this  
20 hearing?

21 MS. WOLDE: I have not read the notice,  
22 but I have another letter that I just gave it to.

1 CHAIRPERSON MILLER: All right, can you  
2 speak louder?

3 MS. WOLDE: I only receive this letter and  
4 I called about this letter, so, they told me there was  
5 a hearing today.

6 CHAIRPERSON MILLER: Okay, I don't know  
7 what that letter is. Does that letter tell you that  
8 you have a hearing today?

9 MS. WOLDE: No.

10 CHAIRPERSON MILLER: No?

11 MR. RIVERO: The licensee is holding up  
12 the case report.

13 CHAIRPERSON MILLER: Okay.

14 MR. RIVERO: Seems to me like it might  
15 have been attached to something.

16 CHAIRPERSON MILLER: Okay.

17 MR. RIVERO: But there was more than just  
18 this.

19 CHAIRPERSON MILLER: How did you know to  
20 come to this hearing?

21 MS. WOLDE: I came to file the with the  
22 Court, when I received that letter. That's why I file

1       them quarterly. So, they were checking it out. They  
2       said it's a Board hearing today.

3               Maybe the letter is in the restaurant, but  
4       this is the only thing I found last week when I went  
5       there. I don't go there every day. Probably, it's  
6       there, but I don't see it.

7               CHAIRPERSON MILLER: Okay.

8               (Whereupon, the above-entitled matter went  
9       off the record at 10:38 a.m. and resumed at 10:40  
10      a.m.)

11              CHAIRPERSON MILLER: Okay, back on the  
12      record.

13              MR. RIVERO: Thank you for your  
14      indulgence.

15              I discussed with the licensee, what this  
16      case is about, what the notice is about, which is the  
17      failure to file a quarterly report on time.

18              The licensee and I have discussed that  
19      fact that it -- she has recently become aware of that,  
20      and that as part of the offer in compromise that I'll  
21      present, the report will be filed by tomorrow, and she  
22      has agreed to a fine, and I'll present that in due

1 course.

2 CHAIRPERSON MILLER: Okay.

3 MR. RIVERO: But we don't have any notice  
4 issues. She knows what this is about.

5 CHAIRPERSON MILLER: Okay.

6 MR. RIVERO: Okay?

7 CHAIRPERSON MILLER: All right, I want to  
8 hear her say that though.

9 MS. WOLDE: Okay.

10 CHAIRPERSON MILLER: No notice issues,  
11 right? You know what this is about?

12 MS. WOLDE: Yes.

13 CHAIRPERSON MILLER: Okay, all right.

14 MR. RIVERO: So, the parties have an offer  
15 in compromise --

16 CHAIRPERSON MILLER: Okay.

17 MR. RIVERO: -- to present to the Board at  
18 this time.

19 CHAIRPERSON MILLER: Okay.

20 MR. RIVERO: And that will consist of a  
21 fine of \$750 to be paid within 30 days. If payment is  
22 not made within 30 days, license will be suspended

1 until the payment is received.

2 The licensee will also file a quarterly  
3 report at issue in this case, by the close of business  
4 tomorrow.

5 CHAIRPERSON MILLER: Okay.

6 MR. RIVERO: That's the offer in  
7 compromise.

8 CHAIRPERSON MILLER: All right, now, I  
9 need to you ask if you agree to that offer in  
10 compromise, a fine of \$750 to be paid within 30 days.  
11 If the payment isn't made within 30 days, your license  
12 will be suspended until the payment is made. Do you  
13 agree?

14 MS. WOLDE: Yes.

15 CHAIRPERSON MILLER: Okay, and you  
16 understand that by accepting this offer in compromise,  
17 you waive your right to a hearing on this case and on  
18 appeal.

19 MS. WOLDE: Yes.

20 CHAIRPERSON MILLER: Okay.

21 MEMBER SILVERSTEIN: Actually, I didn't  
22 hear that, but --

1 CHAIRPERSON MILLER: All right, any  
2 questions by Board Members?

3 MR. RIVERO: The term also included the  
4 filing --

5 CHAIRPERSON MILLER: Filing.

6 MR. RIVERO: -- of the quarterly report by  
7 the end of --

8 CHAIRPERSON MILLER: Thank you, and let me  
9 ask if you also -- do you understand that you are  
10 required to file your quarterly report by close of  
11 business tomorrow, August 13th?

12 MS. WOLDE: Yes.

13 MEMBER SILVERSTEIN: There you go.

14 CHAIRPERSON MILLER: Okay, all right.

15 MEMBER ALBERTI: Can I?

16 CHAIRPERSON MILLER: Sure, questions?  
17 Comments?

18 MEMBER ALBERTI: Can I ask, does the  
19 licensee understand that if you fail to file your  
20 quarterly report by close of business tomorrow, that  
21 that's another violation?

22 MS. WOLDE: Yes.

1 MR. RIVERO: Yes.

2 MEMBER ALBERTI: Okay, just want to make  
3 sure that there's no misunderstanding, because that is  
4 -- it can get very serious and result in additional  
5 fines.

6 MR. RIVERO: She understands the Board is  
7 going to order this, that she would be in violation of  
8 a Board order, if she fails to file by tomorrow. The  
9 suspension attaches only to the payment term.

10 MEMBER ALBERTI: Yes.

11 MR. RIVERO: It does not attach to the  
12 second item.

13 MEMBER ALBERTI: Thank you, Mr. Rivero,  
14 for that.

15 CHAIRPERSON MILLER: Right, right, I  
16 appreciate Mr. Alberti raising that point, because  
17 it's within 24 hours, to make sure she understands  
18 that. Okay, all right. Any other questions?

19 Okay, then I move that we approve this  
20 offer in compromise of a fine of \$750 to be paid  
21 within 30 days. If not paid within 30 days, the  
22 license will be suspended until the payment is made,

1 and also, that the licensee will file a quarterly  
2 payment, that's outstanding, by close of business  
3 tomorrow, August 13th, 2016. Is there a second?

4 MEMBER BROOKS: Second.

5 CHAIRPERSON MILLER: Mr. Brooks has  
6 seconded the motion. All those in favor say aye.

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those opposed?

9 (No audible response.)

10 CHAIRPERSON MILLER: All those abstaining?

11 (No audible response.)

12 CHAIRPERSON MILLER: The motion passes 6-  
13 0-0. Thank you.

14 (Whereupon, the above-entitled matter went  
15 off the record at 10:44 a.m.)

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