

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
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MEETING

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IN THE MATTER OF: :  
: :  
SJ Enterprises, LLC :  
t/a The Casbah :  
1128 H Street, NE : Protest  
Retailer CR : Hearing  
License No. 88779 : (Status)  
Case No. 13-PRO-00090 :  
ANC 6A :  
Renewal Application :  
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AUGUST 14, 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

9:45 a.m.

CHAIRPERSON MILLER: Okay. Next case is Case No. 13-PRO-00090, The Casbah located at 1128 H Street, N.E., License No. 88779 in ANC 6A.

MR. WILLIAMS: Good morning.

CHAIRPERSON MILLER: Good morning.

MR. WILLIAMS: I'm Jay Williams here on behalf of ANC 6A.

CHAIRPERSON MILLER: Okay.

MR. WILLIAMS: It does not appear that Mr. Hussein is present.

CHAIRPERSON MILLER: I'm sorry. What?

MR. WILLIAMS: It does not appear that Mr. Hussein who --

CHAIRPERSON MILLER: Right.

MR. WILLIAMS: -- we've been working with at Casbah is present.

CHAIRPERSON MILLER: The owner. It does not appear that the owner is here.

1 MR. WILLIAMS: Correct.

2 CHAIRPERSON MILLER: Have you been  
3 in conversation with the owner?

4 MR. WILLIAMS: Not recently. We  
5 had mediation in July, July 24th. That was  
6 the last contact I'm aware of. I haven't  
7 heard from him either way since then.

8 CHAIRPERSON MILLER: Okay. I was  
9 just conferring with counsel. I think the  
10 rule is that we dismiss if they fail to come  
11 to the status hearing, but it's 9:46 and I'm  
12 just wondering if perhaps we should give them  
13 a chance to come in in the next 15 minutes or  
14 so before -- but we'll go through the calendar  
15 and if they're not in by then, we'll deal with  
16 the dismissal.

17 Is that amenable to the Board?

18 MEMBER BROOKS: Yes.

19 MEMBER ALBERTI: But no later than  
20 10:00.

21 MEMBER BROOKS: 10:00.

22 CHAIRPERSON MILLER: Okay.

1 MR. WILLIAMS: I'm fine with that.

2 CHAIRPERSON MILLER: All right.

3 MR. WILLIAMS: Thank you.

4 CHAIRPERSON MILLER: Thank you  
5 very much.

6 (Whereupon, at 9:47 p.m. off the  
7 record until 10:03 a.m.)

8 CHAIRPERSON MILLER: Okay. That's  
9 the end of the protest hearings. We should go  
10 back to -- yes, has he arrived? So we should  
11 go back to the case that we left open. That  
12 is I believe the Casbah case.

13 MR. WILLIAMS: That's correct.

14 CHAIRPERSON MILLER: Yes. I'll  
15 call that again. Case No. 13-PRO-00090. Is  
16 the owner here from The Casbah?

17 (No audible response.)

18 CHAIRPERSON MILLER: Okay. The  
19 owner is not here. It's now 10:03. We  
20 haven't heard anything from him or here that  
21 the owner is on the way, so therefore I would  
22 move pursuant to 1603.3 also to dismiss then

1 the application of License No. 88779. Do I  
2 have a second?

3 MEMBER BROOKS: Second.

4 CHAIRPERSON MILLER: Mr. Brooks  
5 has seconded the motion. All those in favor,  
6 say 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: The motion  
15 passes 4-0-0.

16 Okay. All right. And the  
17 Applicant can reapply, but as of now it's  
18 dismissed.

19 MR. WILLIAMS: Thank you very  
20 much.

21 CHAIRPERSON MILLER: All right.  
22 Thank you.

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(Whereupon, the hearing was  
concluded at 10:04 a.m.)

<p style="text-align: center;"><b>A</b></p> <p><b>abstaining</b> 5:12  <b>ALBERTI</b> 1:20  3:19  <b>Alcoholic</b> 1:2,13,14  <b>amenable</b> 3:17  <b>ANC</b> 1:10 2:6,10  <b>appear</b> 2:12,16,22  <b>Applicant</b> 5:17  <b>application</b> 1:10  5:1  <b>arrived</b> 4:10  <b>audible</b> 4:17 5:10  5:13  <b>AUGUST</b> 1:12  <b>aware</b> 3:6  <b>aye</b> 5:6  <b>eyes</b> 5:7  <b>a.m</b> 2:2 4:7 6:2</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>back</b> 4:10,11  <b>behalf</b> 2:10  <b>believe</b> 4:12  <b>Beverage</b> 1:2,13,14  <b>Board</b> 1:2,14 3:17  <b>Brooks</b> 1:21 3:18  3:21 5:3,4  <b>Building</b> 1:14</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 3:14  <b>call</b> 4:15  <b>Casbah</b> 1:7 2:4,20  4:12,16  <b>case</b> 1:9 2:4,4 4:11  4:12,15  <b>Chairperson</b> 1:15  1:19 2:3,8,11,14  2:18,21 3:2,8,22  4:2,4,8,14,18 5:4  5:8,11,14,21  <b>chance</b> 3:13  <b>Chorus</b> 5:7  <b>COLUMBIA</b> 1:1  <b>come</b> 3:10,13  <b>concluded</b> 6:2</p>	<p><b>conferring</b> 3:9  <b>contact</b> 3:6  <b>Control</b> 1:2,13,14  <b>conversation</b> 3:3  <b>correct</b> 3:1 4:13  <b>counsel</b> 3:9  <b>CR</b> 1:8</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p><b>deal</b> 3:15  <b>dismiss</b> 3:10 4:22  <b>dismissal</b> 3:16  <b>dismissed</b> 5:18  <b>DISTRICT</b> 1:1  <b>DONALD</b> 1:21  <b>D.C</b> 1:15</p> <hr/> <p style="text-align: center;"><b>E</b></p> <p><b>either</b> 3:7  <b>Enterprises</b> 1:6</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p><b>fail</b> 3:10  <b>favor</b> 5:5  <b>fine</b> 4:1</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p><b>give</b> 3:12  <b>go</b> 3:14 4:9,11  <b>Good</b> 2:7,8</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p><b>H</b> 1:8 2:5  <b>heard</b> 3:7 4:20  <b>hearing</b> 1:8,14 3:11  6:1  <b>hearings</b> 4:9  <b>Hussein</b> 2:13,17</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p><b>Jay</b> 2:9  <b>July</b> 3:5,5</p> <hr/> <p style="text-align: center;"><b>L</b></p> <p><b>left</b> 4:11  <b>License</b> 1:9 2:5 5:1  <b>LLC</b> 1:6  <b>located</b> 2:5</p>	<p style="text-align: center;"><b>M</b></p> <p><b>MATTER</b> 1:5  <b>mediation</b> 3:5  <b>MEETING</b> 1:3  <b>Member</b> 1:20,21  1:22 3:18,19,21  5:3  <b>met</b> 1:14  <b>MIKE</b> 1:22  <b>Miller</b> 1:15,19 2:3  2:8,11,14,18,21  3:2,8,22 4:2,4,8  4:14,18 5:4,8,11  5:14,21  <b>minutes</b> 3:13  <b>morning</b> 2:7,8  <b>motion</b> 5:5,14  <b>move</b> 4:22</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p><b>NE</b> 1:8  <b>NICK</b> 1:20  <b>N.E</b> 2:5  <b>N.W</b> 1:15</p> <hr/> <p style="text-align: center;"><b>O</b></p> <p><b>Okay</b> 2:3,11 3:8,22  4:8,18 5:16  <b>open</b> 4:11  <b>opposed</b> 5:9  <b>owner</b> 2:21,22 3:3  4:16,19,21</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>passes</b> 5:15  <b>present</b> 1:18 2:13  2:20  <b>presiding</b> 1:15  <b>protest</b> 1:8 4:9  <b>pursuant</b> 4:22  <b>P-R-O-C-E-E-D-...</b>  2:1  <b>p.m</b> 4:6</p> <hr/> <p style="text-align: center;"><b>R</b></p> <p><b>reapply</b> 5:17  <b>record</b> 4:7  <b>Reeves</b> 1:14</p>	<p><b>Renewal</b> 1:10  <b>response</b> 4:17 5:10  5:13  <b>Retailer</b> 1:8  <b>right</b> 2:18 4:2 5:16  5:21  <b>Room</b> 1:14  <b>rule</b> 3:10  <b>Ruthanne</b> 1:15,19</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p><b>second</b> 5:2,3  <b>seconded</b> 5:5  <b>SILVERSTEIN</b>  1:22  <b>SJ</b> 1:6  <b>sorry</b> 2:14  <b>status</b> 1:9 3:11  <b>Street</b> 1:8,15 2:5</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p><b>Thank</b> 4:3,4 5:19  5:22  <b>think</b> 3:9  <b>t/a</b> 1:7</p> <hr/> <p style="text-align: center;"><b>W</b></p> <p><b>Washington</b> 1:15  <b>way</b> 3:7 4:21  <b>we'll</b> 3:14,15  <b>we've</b> 2:19  <b>Williams</b> 2:7,9,9,12  2:16,19 3:1,4 4:1  4:3,13 5:19  <b>wondering</b> 3:12  <b>working</b> 2:20</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>p</b> 1:5,11</p> <hr/> <p style="text-align: center;"><b>1</b></p> <p><b>10:00</b> 3:20,21  <b>10:03</b> 4:7,19  <b>10:04</b> 6:2  <b>1128</b> 1:8 2:5  <b>13-PRO-00090</b> 1:9  2:4 4:15  <b>14</b> 1:12</p>	<p><b>14th</b> 1:14  <b>15</b> 3:13  <b>1603.3</b> 4:22</p> <hr/> <p style="text-align: center;"><b>2</b></p> <hr/> <p><b>2000</b> 1:14  <b>2013</b> 1:12  <b>24th</b> 3:5</p> <hr/> <p style="text-align: center;"><b>4</b></p> <hr/> <p><b>4-0-0</b> 5:15</p> <hr/> <p style="text-align: center;"><b>6</b></p> <hr/> <p><b>6A</b> 1:10 2:6,10</p> <hr/> <p style="text-align: center;"><b>8</b></p> <hr/> <p><b>88779</b> 1:9 2:6 5:1</p> <hr/> <p style="text-align: center;"><b>9</b></p> <hr/> <p><b>9:45</b> 2:2  <b>9:46</b> 3:11  <b>9:47</b> 4:6</p>
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