

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:

Axumawit Incorporation, Inc.
t/a Axum Restaurant
1934 9th Street, NW
Retailer CR - ANC-1B
License No. 89823
Case #13-CMP-00479 and
Case #13-CMP-00479(a)

Show Cause
Hearing

(Operating After Hours,
Violation of Settlement
Agreement, Failed to Follow
Security Plan)

September 10, 2014

The Alcoholic Beverage Control
Board met in the Alcoholic Beverage Control
Hearing Room, Reeves Building, 2000 14th
Street, N.W., Suite 400S, Washington, D.C.
20009, Chairperson Ruthanne Miller,
presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
MIKE SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

ALSO PRESENT:

MAUREEN ZANIEL, OAG
BRIAN AMY, OAG

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

(12:45 p.m.)

CHAIRPERSON MILLER: So how about
Axum Restaurant?

MS. ZANIEL: We have an Offer in
Compromise in that case.

CHAIRPERSON MILLER: Oh, good.
Okay. Come on up. Good afternoon. Would you
introduce yourselves for the record, please?

MR. KIDANE: My name is Mahteme
Kidane. M-A-H-T-E-M-E K-I-D-A-N-E.

CHAIRPERSON MILLER: Everybody
should sign-in actually anyway. Okay. And
you are the owner, correct?

MR. KIDANE: (No audible
response).

CHAIRPERSON MILLER: Sir, are you
the owner?

MR. KIDANE: Yes, I'm the owner.

CHAIRPERSON MILLER: Okay. You
need to speak up.

MR. KIDANE: Vice President. I'm

1 sorry.

2 CHAIRPERSON MILLER: You're the
3 Vice President?

4 MEMBER JONES: Are you the owner?

5 MR. KIDANE: I am the owner, yes.

6 MEMBER JONES: Okay.

7 MR. KIDANE: Yes.

8 MS. ZANIEL: Maureen Zaniel on
9 behalf of the District of Columbia.

10 CHAIRPERSON MILLER: Okay.

11 MR. AMY: I'm sorry, and Brian
12 Amy, pro bono attorney with the District of
13 Columbia.

14 CHAIRPERSON MILLER: Okay. Great.

15 MS. ZANIEL: In this matter, we
16 have had some lengthy discussions and we do
17 have a compromise we would like to offer to
18 the Board and recommend that it be accepted.

19 And the compromise consists of
20 this: That Charge 1 will be dismissed. That
21 there be a fine imposed for Charge 2 of \$350.
22 That there be a fine imposed for Charge 3 of

1 \$1,150 for a total of \$1,500. And that the
2 licensee would have 60 days within which to
3 pay that amount, conditioned upon if the
4 payment is not made within 60 days, the
5 license would be automatically suspended until
6 the fine is paid.

7 CHAIRPERSON MILLER: Okay. So let
8 me ask you, sir, if you agree to the Offer in
9 Compromise as I heard it? Charge 1 would be
10 dismissed. Charge 2 would be a fine of \$350.
11 Charge 3 would be a fine of \$1,150 with a
12 total fine being \$1,500 payable within 60
13 days.

14 If you don't pay it within 60
15 days, then your license would be automatically
16 suspended until payment of that fine. Do you
17 agree to that Offer in Compromise?

18 MR. KIDANE: I do.

19 CHAIRPERSON MILLER: Okay. And
20 you understand you waive your right to a
21 hearing? If you accept an Offer in
22 Compromise, you don't have a hearing.

1 MR. KIDANE: I'm familiar.

2 CHAIRPERSON MILLER: I'm sorry,
3 what?

4 MR. KIDANE: Yes, I'm familiar.

5 CHAIRPERSON MILLER: You
6 understand that?

7 MR. KIDANE: Yes, I understand
8 that.

9 CHAIRPERSON MILLER: Okay. All
10 right. Are there any questions by Board
11 Members? Okay. Then I would like to move
12 approval of this Offer in Compromise of Charge
13 1 being dismissed. Charge 2 a penalty of
14 \$350. Charge 3 a penalty of \$1,150. The
15 total penalty being \$1,500 to be paid within
16 60 days. If it is not paid in full within 60
17 days, then the license will be suspended until
18 payment.

19 MEMBER SHORT: Second.

20 CHAIRPERSON MILLER: Mr. Short has
21 seconded the motion.

22 All those in favor say aye.

1 ALL: Aye.

2 CHAIRPERSON MILLER: All those
3 opposed? All those abstaining? The motion
4 passes --

5 MEMBER JONES: I abstain.

6 CHAIRPERSON MILLER: -- 5-0-1 with
7 Jones abstaining. Okay. So that completes
8 your case, but you just need to wait for us to
9 sign. Okay. And we will give you that piece
10 of paper.

11 (Whereupon, the Show Cause Hearing
12 in the above-entitled matter was concluded at
13 12:49 p.m.)

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