

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

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IN THE MATTER OF: :  
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Mimi & D, LLC t/a Vita :  
Restaurant & Lounge Penthouse: Show Cause  
Nine (formerly Mood) : Hearing  
1318 9th Street, NW : (Status)  
Retailer CT - ANC-2F :  
License No. 86037 :  
Case #13-CMP-00104 :  
: :  
(Violation of Settlement :  
Agreement) :  
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September 11, 2013

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
- HERMAN JONES, Member
- MIKE SILVERSTEIN, Member

ALSO PRESENT:

FERNANDO RIVERO, OAG

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

(10:26 a.m.)

CHAIRPERSON MILLER: The next case on our calendar is another Show Cause (Status) Hearing for Mood, it was formerly Mood. It is now known as Penthouse Nine located at 1318 9th Street, N.W., License No. 86037, in ANC-2F. Good morning.

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

MS. BEYENE: I'm Adeba Beyene, the owner of Vita Lounge.

CHAIRPERSON MILLER: Okay. And let me ask you if you received notice of this hearing?

MS. BEYENE: Yes, ma'am.

CHAIRPERSON MILLER: And did you read it and understand it?

MS. BEYENE: Yes.

CHAIRPERSON MILLER: Okay. All right. Then that notice is part of the

1 record.

2 (Whereupon, the document was  
3 marked as Exhibit 1 for  
4 identification.)

5 CHAIRPERSON MILLER: Are there any  
6 preliminary issues to bring to our attention?

7 MR. RIVERO: The parties do not  
8 have an offer in compromise to present to the  
9 Board, at this time.

10 CHAIRPERSON MILLER: Okay. Then  
11 this case is scheduled for Show Cause Hearing  
12 on October 16, 2013 at 2:30 p.m.

13 MS. BEYENE: 2:30 p.m.?

14 CHAIRPERSON MILLER: Yes, 2:30.

15 MS. BEYENE: Thank you.

16 CHAIRPERSON MILLER: October 16th.

17 MS. BEYENE: Thank you.

18 CHAIRPERSON MILLER: All right.

19 Thank you.

20 (Whereupon, the Show Cause  
21 (Status) Hearing in the above-entitled matter  
22 was concluded at 10:28 a.m.)

<p style="text-align: center;"><b>A</b></p> <p>above-entitled 3:21 Adeba 2:12 Agreement 1:11 ALBERTI 1:21 Alcoholic 1:2,14,15 ANC 2:7 ANC-2F 1:8 attention 3:6 a.m 2:2 3:22</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p>Beverage 1:2,14,15 Beyene 2:12,12,17 2:20 3:13,15,17 Board 1:2,15 2:9 3:9 bring 3:6 BROOKS 1:21 Building 1:15</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p>calendar 2:4 case 1:9 2:3 3:11 Cause 1:6 2:4 3:11 3:20 Chairperson 1:17 1:20 2:3,14,18,21 3:5,10,14,16,18 Columbia 1:1 2:11 compromise 3:8 concluded 3:22 Control 1:2,14,15 CT 1:8</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p>D 1:6 District 1:1 2:10 document 3:2 DONALD 1:21 D.C 1:16</p> <hr/> <p style="text-align: center;"><b>E</b></p> <p>Exhibit 3:3</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p>Fernando 1:25 2:10</p>	<p>formerly 1:7 2:5</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p>Good 2:8,9</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p>hearing 1:7,15 2:5 2:16 3:11,21 HERMAN 1:22</p> <hr/> <p style="text-align: center;"><b>I</b></p> <p>identification 3:4 issues 3:6</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p>JONES 1:22</p> <hr/> <p style="text-align: center;"><b>K</b></p> <p>known 2:6</p> <hr/> <p style="text-align: center;"><b>L</b></p> <p>License 1:9 2:7 LLC 1:6 located 2:6 Lounge 1:6 2:13</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p>marked 3:3 matter 1:5 3:21 ma'am 2:17 MEETING 1:3 Member 1:21,21 1:22,22 Members 2:10 met 1:15 MIKE 1:22 Miller 1:17,20 2:3 2:14,18,21 3:5,10 3:14,16,18 Mimi 1:6 Mood 1:7 2:5,5 morning 2:8,9</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p>NICK 1:21 Nine 1:7 2:6 notice 2:15,22 NW 1:8 N.W 1:16 2:7</p>	<hr/> <p style="text-align: center;"><b>O</b></p> <p>OAG 1:25 October 3:12,16 offer 3:8 Okay 2:14,21 3:10 owner 2:13</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p>part 2:22 parties 3:7 Penthouse 1:6 2:6 preliminary 3:6 present 1:19,23 3:8 presiding 1:17 P-R-O-C-E-E-D-... 2:1 p.m 3:12,13</p> <hr/> <p style="text-align: center;"><b>R</b></p> <p>read 2:19 received 2:15 record 3:1 Reeves 1:15 Restaurant 1:6 Retailer 1:8 right 2:22 3:18 Rivero 1:25 2:9,10 3:7 Room 1:15 Ruthanne 1:17,20</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p>scheduled 3:11 September 1:13 Settlement 1:10 Show 1:6 2:4 3:11 3:20 SILVERSTEIN 1:22 Status 1:8 2:4 3:21 Street 1:8,16 2:7 Suite 1:16</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p>Thank 3:15,17,19 time 3:9 t/a 1:6</p>	<hr/> <p style="text-align: center;"><b>U</b></p> <p>understand 2:19</p> <hr/> <p style="text-align: center;"><b>V</b></p> <p>Violation 1:10 Vita 1:6 2:13</p> <hr/> <p style="text-align: center;"><b>W</b></p> <p>Washington 1:16</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p>p 1:4,12</p> <hr/> <p style="text-align: center;"><b>#</b></p> <p>#13-CMP-00104 1:9</p> <hr/> <p style="text-align: center;"><b>1</b></p> <p>1 3:3 10:26 2:2 10:28 3:22 11 1:13 1318 1:8 2:6 14th 1:15 16 3:12 16th 3:16</p> <hr/> <p style="text-align: center;"><b>2</b></p> <p>2F 2:8 2:30 3:12,13,14 2000 1:15 20009 1:17 2013 1:13 3:12</p> <hr/> <p style="text-align: center;"><b>4</b></p> <p>400S 1:16</p> <hr/> <p style="text-align: center;"><b>8</b></p> <p>86037 1:9 2:7</p> <hr/> <p style="text-align: center;"><b>9</b></p> <p>9th 1:8 2:7</p>
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