

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:

B Washington, LLC
t/a Plan B Burger Bar
801 Pennsylvania Ave., NW
Retailer CR - ANC-2C
License No. 95796
Case #14-PRO-00062

Protest
Hearing
(Status)

(Application for New License

September 24, 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

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

(9:39 a.m.)

CHAIRPERSON MILLER: Good morning.
Okay. Good morning, ladies and gentlemen. I would like to welcome you to the regularly scheduled meeting of the District of Columbia Alcoholic Beverage Control Board. Today is September 24, 2014.

My name is Ruthanne Miller. I'm the Chairperson. Joining me to my far right is Mr. Donald Brooks and next to Mr. Brooks is Mr. Nick Alberti and next to Mr. Nick Alberti is Mr. Hector Rodriguez. And to my left is Mr. Mike Silverstein and next to Mr. Silverstein is Mr. James Short.

We have six Members in attendance this morning for business and three constitutes a quorum.

Copies of today's hearing calendar and agenda are available at the receptionist desk. Please be aware that these proceedings are being recorded by a court reporter.

1 Accordingly, we must ask you to refrain from
2 any disruptive noises or actions in the
3 hearing room.

4 If you have any electronic
5 devices, pagers, cell phones or such, please,
6 make certain they are turned off to avoid any
7 interruption of the proceedings.

8 When I call your case, please,
9 come forward and take a seat at the table.
10 You will notice that there is a piece of paper
11 on each table for you to sign-in. This is to
12 ensure the correct spelling of your name for
13 the record.

14 The Open Meetings Act requires
15 that the public hearing on each case be open
16 to the public. The Board may, consistent with
17 Section 405(b) of the Open Meetings Act, enter
18 a closed meeting during or after the public
19 hearing on a case to consult with an attorney
20 to obtain legal advice, discuss settlement
21 agreements or deliberate upon a decision in an
22 adjudication proceeding.

1 Okay. That concludes my
2 introductory remarks and we can now turn to
3 this morning's calendar.

4 The first item on the calendar is
5 Case No. 14-PRO-00062, Plan B Burger Bar
6 located at 801 Pennsylvania Avenue, N.W.,
7 License No. 95796, in ANC-2C.

8 And the Board has received a
9 settlement agreement from the parties in this
10 case. Therefore, no one is expected to be
11 here for this status.

12 And I don't see anyone. Okay.

13 (Whereupon, the Protest (Status)
14 Hearing in the above-entitled matter was
15 concluded at 9:41 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 4:15 above-entitled 4:14 Act 3:14,17 actions 3:2 adjudication 3:22 advice 3:20 agenda 2:20 agreement 4:9 agreements 3:21 Alberti 1:16 2:12 2:12 Alcoholic 1:2,11,12 2:7 ANC-2C 1:7 4:7 Application 1:9 attendance 2:16 attorney 3:19 available 2:20 Ave 1:6 Avenue 4:6 avoid 3:6 aware 2:21</p> <hr/> <p style="text-align: center;">B</p> <p>B 1:5,6 4:5 Bar 1:6 4:5 Beverage 1:2,11,12 2:7 Board 1:2,12 2:7 3:16 4:8 Brooks 1:17 2:11 2:11 Building 1:12 Burger 1:6 4:5 business 2:17</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:19 4:3,4 call 3:8 case 1:8 3:8,15,19 4:5,10 cell 3:5 certain 3:6 Chairperson 1:13 1:16 2:3,10 closed 3:18</p>	<p>Columbia 1:1 2:6 come 3:9 concluded 4:15 concludes 4:1 consistent 3:16 constitutes 2:18 consult 3:19 Control 1:2,11,12 2:7 Copies 2:19 correct 3:12 court 2:22 CR 1:7</p> <hr/> <p style="text-align: center;">D</p> <p>D.C 1:13 decision 3:21 deliberate 3:21 desk 2:21 devices 3:5 discuss 3:20 disruptive 3:2 District 1:1 2:6 Donald 1:17 2:11</p> <hr/> <p style="text-align: center;">E</p> <p>electronic 3:4 ensure 3:12 enter 3:17 expected 4:10</p> <hr/> <p style="text-align: center;">F</p> <p>far 2:10 first 4:4 forward 3:9</p> <hr/> <p style="text-align: center;">G</p> <p>gentlemen 2:4 Good 2:3,4</p> <hr/> <p style="text-align: center;">H</p> <p>hearing 1:6,12 2:19 3:3,15,19 4:14 Hector 1:18 2:13</p> <hr/> <p style="text-align: center;">I</p> <p>interruption 3:7 introductory 4:2</p>	<p>item 4:4</p> <hr/> <p style="text-align: center;">J</p> <p>James 1:18 2:15 Joining 2:10</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p style="text-align: center;">L</p> <p>ladies 2:4 left 2:13 legal 3:20 License 1:7,9 4:7 LLC 1:5 located 4:6</p> <hr/> <p style="text-align: center;">M</p> <p>matter 1:4 4:14 meeting 1:3 2:6 3:18 Meetings 3:14,17 Member 1:16,17 1:17,18,18 Members 2:16 met 1:12 Mike 1:17 2:14 Miller 1:13,16 2:3 2:9 morning 2:3,4,17 morning's 4:3</p> <hr/> <p style="text-align: center;">N</p> <p>N.W 1:13 4:6 name 2:9 3:12 New 1:9 Nick 1:16 2:12,12 noises 3:2 notice 3:10 NW 1:6</p> <hr/> <p style="text-align: center;">O</p> <p>obtain 3:20 Okay 2:4 4:1,12 open 3:14,15,17</p> <hr/> <p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-... 2:1 paggers 3:5</p>	<p>paper 3:10 parties 4:9 Pennsylvania 1:6 4:6 phones 3:5 piece 3:10 Plan 1:6 4:5 please 2:21 3:5,8 PRESENT 1:15 presiding 1:14 proceeding 3:22 proceedings 2:21 3:7 Protest 1:6 4:13 public 3:15,16,18</p> <hr/> <p style="text-align: center;">Q</p> <p>quorum 2:18</p> <hr/> <p style="text-align: center;">R</p> <p>received 4:8 receptionist 2:20 record 3:13 recorded 2:22 Reeves 1:12 refrain 3:1 regularly 2:5 remarks 4:2 reporter 2:22 requires 3:14 Retailer 1:7 right 2:10 Rodriguez 1:18 2:13 room 1:12 3:3 Ruthanne 1:13,16 2:9</p> <hr/> <p style="text-align: center;">S</p> <p>scheduled 2:6 seat 3:9 Section 3:17 see 4:12 September 1:10 2:8 settlement 3:20 4:9 Short 1:18 2:15 sign-in 3:11</p>	<p>Silverstein 1:17 2:14,15 six 2:16 spelling 3:12 status 1:7 4:11,13 Street 1:13 Suite 1:13</p> <hr/> <p style="text-align: center;">T</p> <p>t/a 1:6 table 3:9,11 take 3:9 three 2:17 Today 2:7 today's 2:19 turn 4:2 turned 3:6</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p style="text-align: center;">W</p> <p>Washington 1:5,13 welcome 2:5</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p style="text-align: center;">1</p> <p>14-PRO-00062 1:8 4:5 14th 1:12</p> <hr/> <p style="text-align: center;">2</p> <p>2000 1:12 20009 1:13 2014 1:10 2:8 24 1:10 2:8</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p style="text-align: center;">4</p> <p>400S 1:13</p>
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405(b) 3:17

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