

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:

1720 I, LLC	
t/a Cafe Asia	Show Cause
1720 I Street, NW	Hearing
Retailer CN - ANC-2B	(Status)
License No. 86035	
Case #14-251-00217	

(Follow-up to Summary
Suspension Hearing on 8/15/14)

October 8, 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

(9:49 a.m.)

CHAIRPERSON MILLER: Okay. The next case is Cafe Asia, Case No. 14-251-00217 located at 1720 I Street, N.W., License No. 86035, in ANC-2B.

And this is a follow-up to a Summary Suspension Hearing in which the Board approved an Offer in Compromise that set forth a list of actions that Cafe Asia agreed to take and we are just having this hearing to hear from you whether all those actions have been taken.

MR. KLINE: Madam Chair, yes, they have. I think really the only open detail after the hearing was the training. Staff was provided with a copy of an invoice reflecting the training as well as the certificate from Tindley Protective Services reflecting completion of the training on September 6, 2014.

The Board's General Counsel had

1 raised with me the camera, the video system.
2 That was actually done prior to the hearing,
3 my client reminds me, and two Investigators
4 had looked at it prior to the last hearing.

5 The other issue was the security
6 plan, which we actually finalized on the spot.
7 We followed-up with staff. There was some
8 confusion as to whether the camera diagram was
9 there, but that has been corrected.

10 In addition to that, I would add
11 that Mr. Zhou has been in touch with the
12 captain who schedules the reimbursable detail
13 for that area to try to work that in terms of
14 the officers that are assigned. There have
15 been some issues that don't relate to their
16 operation, but perhaps relate to the
17 appropriateness of the officers assigned, but
18 we think that that dialogue is important and
19 I wanted to bring it to the Board's attention
20 to let the Board know that the operator is
21 doing whatever he can to work with MPD today
22 to make sure that there are not any issues

1 with respect to his operation.

2 CHAIRPERSON MILLER: So are four
3 reimbursable detail officers being provided?

4 MR. KLINE: Yes.

5 CHAIRPERSON MILLER: Okay. That's
6 No. 8. So but you are in contact with respect
7 to who those officers are? Okay. Has there
8 been a change yet or --

9 MR. KLINE: Well, I mean, I think
10 not airing that laundry here --

11 CHAIRPERSON MILLER: Okay.

12 MR. KLINE: -- it's not our
13 laundry to air, but there have been some
14 issues with respect to the officers that have
15 been assigned. And Mr. Zhou has been speaking
16 to the captain and --

17 CHAIRPERSON MILLER: Okay.

18 MR. KLINE: -- we are working that
19 out.

20 CHAIRPERSON MILLER: Okay. That's
21 good.

22 MR. KLINE: And the only reason I

1 even raised it is --

2 CHAIRPERSON MILLER: Okay.

3 MR. KLINE: -- I want the Board to
4 know that Mr. Zhou takes what we have agreed
5 to very seriously and he is doing whatever he
6 can to work out whatever issues there might
7 be.

8 CHAIRPERSON MILLER: And the
9 training has been completed?

10 MR. KLINE: Yes. September 6th.

11 CHAIRPERSON MILLER: Okay.

12 MR. KLINE: And we provided
13 certificates to Ms. Walker, which may or may
14 not have been provided to you, but I have a
15 copy here as well.

16 CHAIRPERSON MILLER: Okay. That's
17 the security training, right?

18 MR. KLINE: That's correct.

19 CHAIRPERSON MILLER: Yes, because
20 there is another training, I see here also,
21 for preserving a crime scene, that one has
22 been done as well?

1 MR. KLINE: Yes.

2 CHAIRPERSON MILLER: Okay. Are
3 there questions by Board Members?

4 MEMBER ALBERTI: Well, I am at a
5 loss, because I don't really have the
6 exhibits.

7 CHAIRPERSON MILLER: You don't
8 have a copy of the OIC?

9 MEMBER ALBERTI: Well, I do, I
10 see, but the exhibits aren't -- I haven't had
11 a chance to review the exhibits, so I'm kind
12 of at a loss here. But that's okay, I can do
13 that after this hearing.

14 CHAIRPERSON MILLER: Okay. I
15 mean, what does --

16 MEMBER ALBERTI: I will just work
17 with staff to get those exhibits and review
18 them after this hearing.

19 MR. KLINE: And if there is
20 anything that the Board feels is deficient, if
21 staff will just let me know, we will provide
22 it. I believe, Mr. Alberti, most of the

1 exhibits were before you when we were last
2 before you. This is one of those that we
3 worked out here and did quite a bit of work in
4 this room working with the OAG to give you --

5 MEMBER ALBERTI: Well, okay.
6 Okay.

7 MR. KLINE: -- the documents at
8 that time.

9 MEMBER ALBERTI: Fine. Great.

10 CHAIRPERSON MILLER: Okay. Any
11 other questions? Okay. Yes, I understand
12 that the submissions have been made. So okay.
13 Then I think that concludes this Status
14 Hearing.

15 MR. KLINE: Right.

16 CHAIRPERSON MILLER: Thank you
17 very much.

18 MR. KLINE: And again, if there is
19 anything that the Board -- if the Board has
20 any follow-up, if staff will just get in touch
21 with me --

22 CHAIRPERSON MILLER: Okay.

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MR. KLINE: -- and we will
facilitate it and make sure you have it.

CHAIRPERSON MILLER: Thank you.
All right. Good.

MR. KLINE: Thank you.

CHAIRPERSON MILLER: Okay.

MEMBER ALBERTI: All right.

(Whereupon, the Show Cause
(Status) Hearing in the above-entitled matter
was concluded at 9:55 a.m.)

<p style="text-align: center;">A</p> <p>a.m 2:2 8:10 above-entitled 8:9 actions 2:10,12 add 3:10 addition 3:10 agreed 2:10 5:4 air 4:13 airing 4:10 Alberti 1:17 6:4,9 6:16,22 7:5,9 8:7 Alcoholic 1:2,12,12 ANC-2B 1:7 2:6 appropriateness 3:17 approved 2:9 area 3:13 Asia 1:6 2:4,10 assigned 3:14,17 4:15 attention 3:19</p>	<p>7:10,16,22 8:3,6 chance 6:11 change 4:8 client 3:3 CN 1:7 COLUMBIA 1:1 completed 5:9 completion 2:20 Compromise 2:9 concluded 8:10 concludes 7:13 confusion 3:8 contact 4:6 Control 1:2,12,12 copy 2:17 5:15 6:8 correct 5:18 corrected 3:9 Counsel 2:22 crime 5:21</p>	<p>give 7:4 good 4:21 8:4 Great 7:9</p>	<p>met 1:12 MIKE 1:18 Miller 1:14,16 2:3 4:2,5,11,17,20 5:2 5:8,11,16,19 6:2,7 6:14 7:10,16,22 8:3,6 MPD 3:21</p>	<p>really 2:15 6:5 reason 4:22 Reeves 1:13 reflecting 2:17,19 reimbursable 3:12 4:3 relate 3:15,16 reminds 3:3 respect 4:1,6,14 Retailer 1:7 review 6:11,17 right 5:17 7:15 8:4 8:7 RODRIGUEZ 1:18 room 1:13 7:4 Ruthanne 1:14,16</p>
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<p style="text-align: center;">C</p> <p>Cafe 1:6 2:4,10 camera 3:1,8 captain 3:12 4:16 case 1:8 2:4,4 Cause 1:6 8:8 certificate 2:18 certificates 5:13 Chair 2:14 Chairperson 1:14 1:16 2:3 4:2,5,11 4:17,20 5:2,8,11 5:16,19 6:2,7,14</p>	<p style="text-align: center;">E</p> <p>exhibits 6:6,10,11 6:17 7:1</p> <p style="text-align: center;">F</p> <p>facilitate 8:2 feels 6:20 finalized 3:6 Fine 7:9 follow-up 1:9 2:7 7:20 followed-up 3:7 forth 2:9 four 4:2</p>	<p style="text-align: center;">I</p> <p>important 3:18 Investigators 3:3 invoice 2:17 issue 3:5 issues 3:15,22 4:14 5:6</p>	<p style="text-align: center;">O</p> <p>OAG 7:4 October 1:11 Offer 2:9 officers 3:14,17 4:3 4:7,14 OIC 6:8 okay 2:3 4:5,7,11 4:17,20 5:2,11,16 6:2,12,14 7:5,6,10 7:11,12,22 8:6 open 2:15 operation 3:16 4:1 operator 3:20</p>	<p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-... 2:1 plan 3:6 PRESENT 1:15 preserving 5:21 presiding 1:14 prior 3:2,4 Protective 2:19 provide 6:21 provided 2:17 4:3 5:12,14</p>
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