

GOVERNMENT OF THE DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE REGULATION
ADMINISTRATION BOARD

IN THE MATTER OF:

S & A DELI, INC. t/a
GOOD HOPE DELI & MARKET
License #ABRA 093974
Retailer A
Substantial Change
(Class B to Class A)
Case #14-PRO-00074

Tuesday,
October 14, 2014

ABRA Hearing Room, 400 South
Reeves Municipal Center
2000 14th Street, N.W.
Washington, D.C. 20009

The above-entitled matter convened at
10:17 a.m., before the District of Columbia Alcoholic
Beverage Regulation Administration Board.

BEFORE:

LA VERNE FLETCHER, Board Mediator

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P R O C E E D I N G S

(10:17 a.m.)

MS. FLETCHER: Would the parties in the matter of Good Hope Deli & Market please come forward. The parties in the matter of Good Hope Deli & Market.

This is Case #14-PRO-00074, S & A Deli, Inc., trading as Good Hope Deli & Market, 1736 Good Hope Road, S.E., License #ABRA-093974. This is a Retailer A, Substantial Change, Class B to Class A.

The protest issues are adverse impact on peace, order, and quiet, real property values, pedestrian safety and parking.

My name is LaVerne Fletcher, and I'm conducting the roll call hearing as the Board's agent, pursuant to D.C. Official Code 1601.2.

Introductions, beginning with the Applicant.

MR. LEE: Good morning. My name's Kevin Lee. I'm representing S & A Deli, Inc., trade name Good Hope Deli & Market, located at 1736 Good Hope Road, S.E. Next to me is Applicant and the owner of the S & A Deli, Inc.

1 MS. FLETCHER: Thank you. And Mr. Lee,
2 Kevin is K-E-V-I-N?

3 MR. LEE: Yes. That's correct.

4 MS. FLETCHER: L-E is

5 MR. LEE: L-E-E.

6 MS. FLETCHER: Is the last name. And may I
7 get your client's name again, please.

8 MS. SNYDER: My name is Seres Snyder. S-E-
9 R-E-S, Snyder, S-N-Y-D-E-R.

10 MS. FLETCHER: Thank you very much. And
11 present on behalf of ANC 8A?

12 MS. CLARK: Good morning. I'm Barbara
13 Clark, the Chair of ANC 8A.

14 MS. FLETCHER: Ms. Clark, does your last
15 name have an e?

16 MS. CLARK: No, ma'am. It has - just C-L-
17 A-R-K.

18 MS. FLETCHER: Okay. Thank you.

19 And Ms. Clark, you're also representing a
20 Group of 13?

21 MS. CLARK: Yes, I am.

22 MS. FLETCHER: So Ms. Clark, your Group of

1 13 is granted conditional standing today. I know
2 you're a member of that group.

3 MS. CLARK: Yes, I am.

4 MS. FLETCHER: So at the upcoming status
5 hearing, four more individuals, who are not present
6 today, will need to appear at the status hearing in
7 order for the Board to grant full standing. But today,
8 the group is granted conditional standing, and will
9 proceed, but in order to maintain standing as a group,
10 four individuals from the group that are not present
11 today need to appear, and they need to have signed the
12 protest letter.

13 Ms. Clark, I do have a question for you.
14 This is related to the group. There are three names on
15 the protest letter that are not legible at all, and so
16 in order to be a Protestant, we have to know who they
17 are.

18 MS. CLARK: Okay.

19 MS. FLETCHER: So those three individuals
20 whose names I cannot read at all, not in printing and
21 not the signature, they did not receive letters of the
22 protest -

1 MS. CLARK: Okay. One was a Council member.

2 He -

3 (Laughter)

4 MS. CLARK: I'll get him to sign it -

5 MS. FLETCHER: However, you may still
6 represent those individuals, of course. They just
7 didn't receive any notice because I couldn't read
8 their names, don't know their addresses. And so what
9 we're really going to have here is a Group of 10.

10 MS. CLARK: Okay.

11 MS. FLETCHER: But you can still represent
12 the other, the interests of the other three.

13 In order for a protest to be valid, we
14 have to know who the protestant is, and so -

15 MS. CLARK: Who the people are. Yes.

16 MS. FLETCHER: And so if you have three
17 people from your group that say they didn't receive
18 letters, it'll be those three, because I didn't know
19 who they were.

20 MS. CLARK: Right.

21 MS. FLETCHER: And I have a question about
22 one person on the list. The name, the first initial

1 seems to be N. The last name - let me see here. The
2 name appears to be N, the letter N, then Carthens, C-
3 A-R-T-H-E-N-S. I'm not sure if that's correct or not.
4 I sent a letter to that person.

5 The question that I have is - the address
6 was not in the geographic information system, but I
7 sent them a notice anyway. I'm assuming they got it
8 cause it didn't come back.

9 MS. CLARK: I'll -

10 MS. FLETCHER: But just so that you know:
11 The address is 1600 Steven Road, S-T-E-V-E-N.

12 MS. CLARK: Right.

13 MS. FLETCHER: I know there is a Steven
14 Road, but for some reason, I couldn't find the address
15 in the geographic information system. That's just
16 FYI. Nothing changes. I just wanted you to know.

17 MS. CLARK: Okay. All right.

18 MS. FLETCHER: And there was one other
19 person. Charles Lindsay.

20 MS. CLARK: Charles Lindsay signed his
21 office address. He's the Chief of Staff for Council
22 Member Barry.

1 MS. FLETCHER: Okay. Thank you. Thank you
2 for clearing that up because his address has him on
3 1350 Pennsylvania Avenue.

4 MS. CLARK: Right. He gave the District
5 building's address.

6 MS. FLETCHER: I just wanted to state that
7 for the record, just in case it comes up as an issue.
8 That's his work address.

9 MS. CLARK: Right.

10 MS. FLETCHER: So when I saw the address,
11 I knew it wasn't an address in ANC 8A. So I just
12 wanted to mention that, just for the record. I
13 understand that's his work address. I know that's the
14 Wilson Building.

15 MS. CLARK: And he lives in 8A.

16 MS. FLETCHER: And he lives -

17 MS. CLARK: I mean, he lives in Ward 8.

18 MS. FLETCHER: Okay. Thank you. So he is a
19 part of your group. I just wanted to clear that up in
20 case it comes up.

21 MS. CLARK: Okay.

22 MS. FLETCHER: So we have a Group of 10

1 granted conditional standing and ANC 8A. We need to
2 set a date for mediation, a status hearing and a
3 protest hearing. I'll give you the dates for the
4 status and protest hearings first.

5 The status hearing is set for November 5.
6 November 5 at 9:30 for the status hearing.

7 MS. CLARK: November 5?

8 MS. FLETCHER: November the 5th. Mm-hmm.
9 Wednesday, November 5, at 9:30.

10 MS. CLARK: Okay.

11 MS. FLETCHER: And the protest hearing is
12 set for Wednesday, December 10, at 4:30.

13 MS. CLARK: At what time?

14 MS. FLETCHER: 4:30.

15 MS. CLARK: 4:30 in the evening? Okay. I
16 didn't know you did anything -

17 MS. FLETCHER: Yes. You're used to 1:30;
18 right? Yes. We do some at 4:30.

19 MS. CLARK: 4:30 p.m. Okay.

20 MR. LEE: After that, you can go to bed. I
21 used to.

22 (Laughter)

1 MS. CLARK: Okay.

2 MS. FLETCHER: And so I will let you know
3 the next date available for mediation.

4 MS. CLARK: Okay. So again, to recap --
5 4:30, protest hearing, December -

6 MS. FLETCHER: 10.

7 MS. CLARK: 10.

8 MS. FLETCHER: Mm-hmm.

9 MS. CLARK: Okay. And the status hearing's
10 at 9:30, Wednesday, November the 5th.

11 MS. FLETCHER: 5th. Yes. And that's the day
12 where you'll bring the four additional -

13 MS. CLARK: The four additional people.

14 MS. FLETCHER: And Ms. Clark, you know this
15 already, but for the mediation, only you need to
16 appear for the group. Yes. They're not all required to
17 appear. No one except you is required to appear for
18 the mediation.

19 MS. CLARK: Right. I understand.

20 MS. FLETCHER: So the next available date,
21 if anyone wants to come this week, Thursday and Friday
22 are available, this week, the 16th and 17th. If not,

1 I'll keep moving.

2 MS. CLARK: That's not going to work.

3 MS. FLETCHER: That too - okay. So let's
4 see here. The week of October 20. On Thursday,
5 October 23, we could do 9 o'clock, or 11. If that's
6 good for anyone.

7 MS. CLARK: 11.

8 MR. LEE: 11.

9 MS. FLETCHER: At 11 on October 23? Is that
10 good?

11 MR. LEE: October 23rd is a Thursday?

12 MS. FLETCHER: Yes.

13 MR. LEE: Okay.

14 MS. FLETCHER: So mediation is set for
15 Thursday, October 23rd at 11.

16 MR. LEE: You're going to send us a letter;
17 right?

18 MS. FLETCHER: Yes. I'll send an email
19 confirming tonight.

20 Ms. Clark, you put your contact
21 information on that sheet?

22 MS. CLARK: Everything is here.

1 MS. FLETCHER: Thank you. Okay. Then the
2 roll call hearing is concluded. Thanks for coming.

3 MS. CLARK: Well, I thank you kindly.

4 (Off the record at 12:28 a.m.)

5 MS. FLETCHER: We will reopen the case of
6 Good Hope Deli to allow a Protestant in the Group of
7 10 to state his name and spell it for the record. And
8 can I get your name again, please.

9 MR. DAVIS: Name is Thernell Davis. T-H-E-
10 R-N-E-L-L. Last name Davis.

11 MS. FLETCHER: Thank you, Mr. Davis. And
12 what that means, Ms. Clark, is that now you'll need to
13 bring three additional people to the status hearing on
14 November 5.

15 MS. CLARK: That will work.

16 MS. FLETCHER: Thank you very much. The
17 roll call hearing is concluded.

18 (Whereupon, at 10:30 a.m., the roll call
19 hearing was concluded)

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