



**PRESENT:**

**RUTHANNE MILLER, Chairperson**

**DONALD BROOKS, Member**

**NICK ALBERTI, Member**

**HECTOR RODRIGUEZ, Member**

**MIKE SILVERSTEIN, Member**

**JAMES SHORT, Member**

**HERMAN JONES, Member**

**ALSO PRESENT:**

**Michael Stern**

**Timothy Brown**

**Wasil Aziz**

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

9:35 a.m.

CHAIR MILLER: Okay, good morning, everyone. I'd like to welcome you to the regularly scheduled meeting of the District of Columbia Alcoholic Beverage Control Board.

Today is October 15, 2014. My name is Ruthanne Miller. I'm the Chairperson of the Board.

Joining me to my far right is Mr. Donald Brooks. Next to Mr. Brooks is Mr. Nick Alberti, and next to Mr. Alberti and myself is Mr. Hector Rodriguez, and to my left is Mr. Mike Silverstein and next to Mr. Silverstein is Mr. James Short.

So, we have six members in attendance for the conduct of business today, with three constituting a quorum.

Copies of today's hearing calendar and agenda are available at the receptionist desk.

1                   Please be aware that these  
2 proceedings are being recorded by a Court  
3 Reporter.

4                   Accordingly, we must ask you to  
5 refrain from any disruptive noises or  
6 actions in the hearing room.

7                   If you have any electronic  
8 devices, pagers, cell phones or such, please  
9 make certain they're turned off to avoid any  
10 interruption of the proceedings.

11                  When I call your case, please  
12 come forward and take a seat at the table.  
13 You'll notice that there's a piece of paper  
14 on each table for you to sign in. This is  
15 to ensure the correct spelling of your name  
16 into the record.

17                  The Open Meeting Act applies that  
18 the public hearing on each case be open to  
19 the public.

20                  The Board may, consistent with  
21 Section 405(b) of the Open Meetings Act,  
22 entered a closed meeting during or after the

1 public hearing on a case, to consult with an  
2 attorney, obtain legal advice, discuss  
3 settlement agreement or deliberate on a  
4 decision in adjudication proceeding.

5 Okay, that concludes my  
6 introductory remarks, and I'm going to start  
7 to call the morning calendar, beginning with  
8 Case No. 14-251-00044, Bachelor's  
9 Mill/Backdoor Pub, located at 1104 8th  
10 Street, Southeast, License No. 11277 in ANC  
11 6D.

12 When you're ready, if you could  
13 sign in and introduce yourself for the  
14 record.

15 MR. STERN: Good morning, Madam  
16 Chair and Members of the Board. Michael  
17 Stern, representing the District of  
18 Columbia.

19 CHAIR MILLER: Good morning.

20 MR. BROWN: Good morning, Madam  
21 Chair and Member of the Boards. Timothy  
22 Brown, representative and Vice President,

1 representing Bachelor's Mill.

2 MR. AZIZ: Good morning. My name  
3 is Wasil Aziz. I'm the manager of the  
4 Bachelor's Mill.

5 CHAIR MILLER: Okay, I had  
6 trouble hearing you. Your name, sir?

7 MR. AZIZ: Wasil Aziz.

8 CHAIR MILLER: Okay, thank you.  
9 You're manager? You're not -- are you an  
10 owner, as well or no?

11 MR. AZIZ: No.

12 CHAIR MILLER: Okay, are there  
13 any preliminary matters?

14 MR. STERN: There are.

15 CHAIR MILLER: Okay.

16 MR. STERN: In this case, the  
17 parties have reached an agreement which we  
18 hope the Board will adopt as an offer in  
19 compromise.

20 The establishment will pay a fine  
21 of \$3,000 to resolve these two violations.  
22 They will be charged at \$1,500 per

1 violation.

2 CHAIR MILLER: Okay, Mr. Brown,  
3 you're an attorney, right, authorized to  
4 represent --

5 MR. BROWN: Yes, I'm the Vice  
6 President.

7 CHAIR MILLER: Oh, you're the  
8 Vice President, also?

9 MR. BROWN: Yes.

10 CHAIR MILLER: Okay.

11 MR. BROWN: Okay.

12 CHAIR MILLER: I thought you were  
13 Counsel.

14 MR. BROWN: No, I'm a Corporate  
15 Officer.

16 CHAIR MILLER: Okay, all right.  
17 So, there's been an offer in compromise  
18 represented of \$1,500 for each violation,  
19 and when is that to be paid by?

20 MR. STERN: Excuse me, within 10  
21 days.

22 CHAIR MILLER: Within 10 days?

1 MR. STERN: Right.

2 CHAIR MILLER: Okay, do you agree  
3 to that offer in compromise?

4 MR. BROWN: Yes, we do.

5 CHAIR MILLER: Okay, and do you  
6 understand that you waive your right to a  
7 hearing, if you enter into an offer in  
8 compromise?

9 MR. BROWN: Yes.

10 CHAIR MILLER: Okay, are there  
11 any Board questions?

12 (No audible response)

13 CHAIR MILLER: Okay, then I move  
14 that we accept this offer in compromise of  
15 \$1,500 for each violation, totaling \$3,000,  
16 to be paid within 10 days. Do I have a  
17 second?

18 MEMBER BROOKS: Second.

19 CHAIR MILLER: Mr. Brooks has  
20 seconded the motion. All those --

21 MEMBER SHORT: Can I ask a  
22 question?

1 CHAIR MILLER: Yes.

2 MEMBER SHORT: Is there a time  
3 limit on when it's going to be paid?

4 CHAIR MILLER: Ten days.

5 MEMBER SHORT: Ten days?

6 CHAIR MILLER: Or it will be in  
7 violation of the order.

8 MEMBER SHORT: So, it's not going  
9 to --

10 CHAIR MILLER: As far as I -- I  
11 didn't hear anything further. Is there  
12 anything further?

13 MR. STERN: No, I'm actually  
14 still in discussions with the Agency on the  
15 appropriateness of the additional verbiage  
16 what has recently been introduced --

17 CHAIR MILLER: Okay.

18 MR. STERN: -- for this case.  
19 I'm not proposing --

20 CHAIR MILLER: For this case  
21 what?

22 MR. STERN: I'm not proposing

1 that the --

2 CHAIR MILLER: Right, so, it is  
3 just a total of \$3,000, \$1,500 for each  
4 violation, to be paid within 10 days.

5 MR. STERN: Thank you.

6 CHAIR MILLER: Okay, so, there's  
7 been a motion to approve the offer in  
8 compromise that's been seconded.

9 If there aren't any other  
10 questions or comments, all those in favor,  
11 say aye.

12 (Chorus of aye)

13 CHAIR MILLER: All those opposed?

14 (No audible response)

15 CHAIR MILLER: All those  
16 abstaining?

17 (No audible response)

18 CHAIR MILLER: Motion passes 6-0-  
19 0. So, it's approved.

20 MR. BROWN: Thank you.

21 MR. AZIZ: Thank you.

22 CHAIR MILLER: Okay, thank you.

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(Whereupon, the above-entitled  
matter went off the record at 9:40 a.m.)

<b>A</b>			<b>I</b>	
<b>\$1,500</b> 6:22 7:18 8:15 10:3	3:6	<b>correct</b> 4:15	<b>interruption</b> 4:10	10:18
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