

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF: :
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Cause Operation, LLC :
t/a Cause DC :
1926 9th Street, NW : Protest
Retailer CR : Hearing
License No. 90192 : (Status)
Case No. 13-PRO-00115 :
ANC 1B :
Substantial Change (Summer :
Garden) :
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OCTOBER 23, 2013

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Washington, D.C., Ruthanne

Miller, Chairperson, presiding.

PRESENT
RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
MIKE SILVERSTEIN, Member

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

9:42 a.m.

CHAIRPERSON MILLER: Next case is
Case No. 13-PRO-00115, Cause DC, located at
1926 9th Street, N.W., License No. 90192.

And this is a protest status
hearing for a substantial change involving a
summer garden.

Okay. And when you're ready, if
you could identify yourselves for the record.

MR. JOHNSON: Good morning. Lynn
Johnson, spokesperson for the group of five
protesters.

CHAIRPERSON MILLER: Okay.

MR. SAUVAGEAN: Oh, Jansen
Sauvagean, resident on 9th Street.

CHAIRPERSON MILLER: In the group
of five?

MR. SAUVAGEAN: Correct.

CHAIRPERSON MILLER: Okay.

MR. FRIAR: Daniel Friar, 9th
Street.

1 MS. GUBEROVIC: Anita Guberovic,
2 9«th Street resident.

3 CHAIRPERSON MILLER: I'm sorry,
4 are you part of the group of five?

5 MS. GUBEROVIC: Yes, I am.

6 CHAIRPERSON MILLER: Okay. What's
7 your name again?

8 MS. GUBEROVIC: Anita.

9 CHAIRPERSON MILLER: Okay.

10 MR. RATWANI: Raj Ratwani, not
11 part of the group of five. I'm with Cause
12 Operations, the owner.

13 CHAIRPERSON MILLER: Okay. So my
14 notes reflect that you all needed to have
15 three more individuals from the group of five
16 present here today who weren't at the roll
17 call hearing. Is that the three of you?

18 MR. SAUVAGEAN: That's us three,
19 correct.

20 CHAIRPERSON MILLER: Okay. So
21 that requirement is met. Are there any other
22 issues that you need to bring to my attention,

1 our attention?

2 MR. JOHNSON: Well, what we would
3 like to bring before the Board is that we have
4 been feverishly working on an agreement and
5 we're I think -- as of 60 seconds ago I think
6 we have an agreement we can present to you.
7 We can get signatures here right now, but the
8 only question I have is we need the ANC to
9 sign and I don't see them here.

10 CHAIRPERSON MILLER: Okay. Well,
11 you don't need to do that right this minute in
12 this status hearing.

13 MR. JOHNSON: Okay.

14 CHAIRPERSON MILLER: But that's
15 great. If you're almost there, that's great
16 and it's good to hear that.

17 I guess so at this point then I'm
18 going to just -- I'm going to set it for a
19 protest hearing, but hopefully you won't have
20 to go there if you've got a settlement. And
21 I'm also just going to highlight a few things
22 you need to know in the event you do go to

1 protest hearing.

2 So your protest hearing is set for
3 November 20th, 2013 at 4:30 p.m. And you
4 should have gotten a letter explaining the
5 protest process and a copy of the Protest
6 Information Form already. And if you don't
7 have these documents and you don't arrive at
8 a settlement, you should make sure you get
9 them from Ms. Anderson.

10 If you do go to hearing, you're
11 required to complete and submit the Protest
12 Information Form, which is also known as a
13 PIF, seven days before the date of the
14 hearing. It needs to be submitted to ABRA and
15 to the opposing parties in this case. And if
16 we don't receive a copy of the PIF, the
17 application or the protest could be dismissed.
18 It's a pretty strict requirement. And be sure
19 if you go to hearing to serve it on each party
20 as well so each party knows what to expect at
21 the hearing. In that PIF you would identify
22 witnesses and issues.

1 Okay. So if you have any
2 questions on that, you could call Ms. Anderson
3 at (202) 442-6942. But hopefully you'll be
4 resolving this with your settlement agreement,
5 and we'll look forward to that.

6 MR. JOHNSON: Thank you.

7 CHAIRPERSON MILLER: Okay. Thank
8 you very much.

9 (Whereupon, the hearing was
10 concluded at 9:45 a.m.)

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<p style="text-align: center;">A</p> <p>ABRA 5:14 ago 4:5 agreement 4:4,6 6:4 ALBERTI 1:20 Alcoholic 1:2,14,14 ANC 1:10 4:8 Anderson 5:9 6:2 Anita 3:1,8 application 5:17 arrive 5:7 attention 3:22 4:1 a.m 2:2 6:10</p> <hr/> <p style="text-align: center;">B</p> <p>Beverage 1:2,14,14 Board 1:2,14 4:3 bring 3:22 4:3 BROOKS 1:21 Building 1:15</p> <hr/> <p style="text-align: center;">C</p> <p>call 3:17 6:2 case 1:9 2:3,4 5:15 Cause 1:6,7 2:4 3:11 Chairperson 1:16 1:19 2:3,14,17,20 3:3,6,9,13,20 4:10 4:14 6:7 change 1:10 2:7 COLUMBIA 1:1 complete 5:11 concluded 6:10 Control 1:2,14,14 copy 5:5,16 correct 2:19 3:19 CR 1:8</p> <hr/> <p style="text-align: center;">D</p> <p>Daniel 2:21 date 5:13 days 5:13 DC 1:7 2:4 dismissed 5:17 DISTRICT 1:1</p>	<p>documents 5:7 DONALD 1:21 D.C 1:15</p> <hr/> <p style="text-align: center;">E</p> <p>event 4:22 expect 5:20 explaining 5:4</p> <hr/> <p style="text-align: center;">F</p> <p>feverishly 4:4 five 2:12,18 3:4,11 3:15 Form 5:6,12 forward 6:5 Friar 2:21,21</p> <hr/> <p style="text-align: center;">G</p> <p>garden 1:11 2:8 go 4:20,22 5:10,19 going 4:18,18,21 good 2:11 4:16 gotten 5:4 great 4:15,15 group 2:12,17 3:4 3:11,15 Guberovic 3:1,1,5 3:8 guess 4:17</p> <hr/> <p style="text-align: center;">H</p> <p>hear 4:16 hearing 1:8,15 2:7 3:17 4:12,19 5:1,2 5:10,14,19,21 6:9 highlight 4:21 hopefully 4:19 6:3</p> <hr/> <p style="text-align: center;">I</p> <p>identify 2:10 5:21 individuals 3:15 Information 5:6,12 involving 2:7 issues 3:22 5:22</p> <hr/> <p style="text-align: center;">J</p> <p>Jansen 2:15 Johnson 2:11,12</p>	<p>4:2,13 6:6</p> <hr/> <p style="text-align: center;">K</p> <p>know 4:22 known 5:12 knows 5:20</p> <hr/> <p style="text-align: center;">L</p> <p>letter 5:4 License 1:9 2:5 LLC 1:6 located 2:4 look 6:5 Lynn 2:11</p> <hr/> <p style="text-align: center;">M</p> <p>MATTER 1:5 MEETING 1:3 Member 1:20,21 1:22 met 1:14 3:21 MIKE 1:22 Miller 1:16,19 2:3 2:14,17,20 3:3,6,9 3:13,20 4:10,14 6:7 minute 4:11 morning 2:11</p> <hr/> <p style="text-align: center;">N</p> <p>name 3:7 need 3:22 4:8,11,22 needed 3:14 needs 5:14 NICK 1:20 notes 3:14 November 5:3 NW 1:8 N.W 1:15 2:5</p> <hr/> <p style="text-align: center;">O</p> <p>OCTOBER 1:13 Oh 2:15 Okay 2:9,14,20 3:6 3:9,13,20 4:10,13 6:1,7 Operation 1:6 Operations 3:12</p>	<p>opposing 5:15 owner 3:12</p> <hr/> <p style="text-align: center;">P</p> <p>part 3:4,11 parties 5:15 party 5:19,20 PIF 5:13,16,21 point 4:17 present 1:18 3:16 4:6 presiding 1:16 pretty 5:18 process 5:5 protest 1:8 2:6 4:19 5:1,2,5,5,11,17 protesters 2:13 P-R-O-C-E-E-D-... 2:1 p.m 5:3</p> <hr/> <p style="text-align: center;">Q</p> <p>question 4:8 questions 6:2</p> <hr/> <p style="text-align: center;">R</p> <p>Raj 3:10 Ratwani 3:10,10 ready 2:9 receive 5:16 record 2:10 Reeves 1:15 reflect 3:14 required 5:11 requirement 3:21 5:18 resident 2:16 3:2 resolving 6:4 Retailer 1:8 right 4:7,11 roll 3:16 Room 1:15 Ruthanne 1:15,19</p> <hr/> <p style="text-align: center;">S</p> <p>Sauvagean 2:15,16 2:19 3:18 seconds 4:5</p>	<p>see 4:9 serve 5:19 set 4:18 5:2 settlement 4:20 5:8 6:4 seven 5:13 sign 4:9 signatures 4:7 SILVERSTEIN 1:22 sorry 3:3 spokesperson 2:12 status 1:9 2:6 4:12 Street 1:8,15 2:5,16 2:22 3:2 strict 5:18 submit 5:11 submitted 5:14 substantial 1:10 2:7 summer 1:10 2:8 sure 5:8,18</p> <hr/> <p style="text-align: center;">T</p> <p>Thank 6:6,7 things 4:21 think 4:5,5 three 3:15,17,18 today 3:16 t/a 1:7</p> <hr/> <p style="text-align: center;">W</p> <p>Washington 1:15 weren't 3:16 we'll 6:5 we're 4:5 witnesses 5:22 working 4:4</p> <hr/> <p style="text-align: center;">P</p> <p>p 1:5,12</p> <hr/> <p style="text-align: center;">I</p> <p>1B 1:10 13-PRO-00115 1:9 2:4 14th 1:15 1926 1:8 2:5</p>
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