

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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Panda Bear, LLC :
t/a Hot N Juicy Crawfish :
2651 Connecticut Avenue, NW : Show Cause
Retailer CR : Hearing
License No. 86226 : (Status)
Case No. 13-AUD-00036 :
ANC 3C :
Failed to File Quarterly :
Statements (4th Quarter 2012):

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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

ALSO PRESENT

- LOUISE PHILLIPS, OAG

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

9:50 a.m.

CHAIRPERSON MILLER: All right.

Next case is Case No. 13-AUD-00036, Hot N Juicy Crawfish, located at 2651 Connecticut Avenue, N.W., License No. 86226.

MS. NGUYEN: Hi.

CHAIRPERSON MILLER: Good morning.

MS. NGUYEN: Good morning. I'm Rita Nguyen. I'm representing Laina Vo, or operating partner.

CHAIRPERSON MILLER: I'm sorry, could you speak a little louder?

MS. NGUYEN: Sure. I'm Rita Nguyen, operating partner.

CHAIRPERSON MILLER: You're Rita?

MS. NGUYEN: Rita Nguyen, spelled N-G-U-Y-E-N.

CHAIRPERSON MILLER: Okay. Where's the Government in this one? We're doing Hot N Juicy Crawfish. Ms. Phillips, are you on that?

1 MEMBER SILVERSTEIN: Ms. Phillips,
2 are you on Hot N Juicy Crawfish?

3 MS. PHILLIPS: Yes.

4 (Laughter.)

5 MS. PHILLIPS: She's sitting in my
6 seat so --

7 MS. NGUYEN: I'm sorry, am I in
8 the wrong seat?

9 MS. PHILLIPS: You let people sit
10 in my seat and I don't know what's happening.

11 (Laughter.)

12 MS. NGUYEN: Would you like me to
13 move?

14 MS. PHILLIPS: Yes, I would like
15 for you to move. Thank you.

16 MEMBER ALBERTI: It's okay, Ms.
17 Nguyen. We understand.

18 (Laughter.)

19 MS. NGUYEN: I've never done this
20 before.

21 CHAIRPERSON MILLER: That's okay.

22 MS. PHILLIPS: That's all right.

1 That's why I thought it wasn't my turn yet.

2 Sorry. I apologize.

3 CHAIRPERSON MILLER: That's okay.

4 We just called the case.

5 MS. PHILLIPS: This is Hot N

6 Juicy?

7 CHAIRPERSON MILLER: Yes.

8 MS. PHILLIPS: Let me find it.

9 It's here somewhere.

10 CHAIRPERSON MILLER: If you want

11 to just identify yourself?

12 MS. PHILLIPS: Louise Phillips,

13 Assistant Attorney General for the District of

14 Columbia.

15 CHAIRPERSON MILLER: Okay. That's

16 fine. Then I can ask Ms. --w hat is your last

17 name?

18 MS. NGUYEN: Nguyen.

19 CHAIRPERSON MILLER: Nguyen?

20 MS. NGUYEN: Nguyen.

21 CHAIRPERSON MILLER: Okay. And

22 are you the owner?

1 MS. NGUYEN: Just operating
2 partner. We're partners.

3 CHAIRPERSON MILLER: Operating
4 partner? Okay. Did you receive notice of
5 this hearing?

6 MS. NGUYEN: I did.

7 CHAIRPERSON MILLER: And did you
8 read and understand it?

9 MS. NGUYEN: Yes, I did.

10 CHAIRPERSON MILLER: Okay.

11 MS. NGUYEN: I'd like to settle.
12 It is my fault that I didn't file it timely.

13 CHAIRPERSON MILLER: No, no
14 problem. So I just want to make sure you had
15 notice. Okay. So that's going to be part of
16 this record.

17 Ms. Phillips, are you ready?

18 MS. PHILLIPS: Yes.

19 (Laughter.)

20 CHAIRPERSON MILLER: All right.
21 Are there any preliminary matters in this
22 case?

1 MS. PHILLIPS: Yes, there are.
2 The parties have an Offer in Compromise to
3 present to the Board. It looks like it's
4 \$850 to be paid today?

5 MS. NGUYEN: (No audible
6 response.)

7 MS. PHILLIPS: All right.

8 CHAIRPERSON MILLER: Ms. Nguyen, I
9 want to ask you to confirm, are you agreeable
10 to that Offer in Compromise of \$850 to be paid
11 today?

12 MS. NGUYEN: Yes, ma'am.

13 CHAIRPERSON MILLER: Okay. And do
14 you understand that you waive your right to a
15 hearing by accepting the Offer in Compromise?

16 MS. NGUYEN: (No audible
17 response.)

18 CHAIRPERSON MILLER: Okay. Any
19 Board questions?

20 (No audible response.)

21 CHAIRPERSON MILLER: All right.
22 Then I would move that we accept this Offer in

1 Compromise of \$850 to be paid today. Do I
2 have a second?

3 MEMBER SILVERSTEIN: Second.

4 CHAIRPERSON MILLER: Mr.
5 Silverstein has seconded the motion. All
6 those in favor, say aye?

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those
9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those
12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: Okay. The
15 motion passes then 4-0-0 to accept this Offer
16 in Compromise of \$850 to be paid today.

17 So if you just wait a minute,
18 we'll sign the papers that you need.

19 MS. NGUYEN: Okay.

20 (Whereupon, the hearing was
21 concluded at 9:53 a.m.)

22

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