

DISTRICT OF COLUMBIA
+ + + + +
ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
MEETING

IN THE MATTER OF:

S & A Deli, Inc. t/a	
Good Hope Deli & Market	Protest
1736 Good Hope Road, SE	Hearing
Retailer A - ANC-8A	(Status)
License No. 093974	
Case #14-PRO-00074	

(Substantial Change)

November 5, 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
HERMAN JONES, Member
MIKE SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

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

(10:25 a.m.)

CHAIRPERSON MILLER: So I have before me an addition to our schedule. All the Board Members may not have it on their schedule. And that is License No. ABRA-093974, Good Hope Deli & Market located at 1736 Good Hope Road, S.E. It is a protest case.

Okay. Good morning.

ALL: Good morning.

CHAIRPERSON MILLER: So let's start with introductions.

MR. LEE: My name is Kevin Lee. I represent the S & A Deli, Inc. t/a Good Hope Deli & Market. Next to me is the owner of the establishment.

MS. SNYDER: My name is Seres Snyder, owner.

MR. LEE: Spell.

MS. SNYDER: S & A Deli Market.

CHAIRPERSON MILLER: Okay.

1 MR. LEE: Spell.

2 MS. SNYDER: The spelling is S-E-
3 R-E-S Snyder, S-N-Y-D-E-R.

4 MS. CLARK: Good morning. I'm
5 Barbara Clark. I'm the Chair of ANC-8A.

6 MS. AKWEI: My name is Deborah
7 Akwei, A-K-W-E-I. I'm a resident at 1920 18th
8 Street, S.E.

9 CHAIRPERSON MILLER: Okay. So you
10 are Deborah Akwei. Are you here with the ANC
11 or are you representing --

12 MS. AKWEI: I'm a resident.

13 CHAIRPERSON MILLER: -- a party?

14 MS. AKWEI: I'm a resident.

15 MS. CLARK: She is representing
16 the party of five.

17 CHAIRPERSON MILLER: Who is with
18 you? You are representing a party of five?

19 MS. AKWEI: Yes.

20 CHAIRPERSON MILLER: Okay. Okay.

21 MS. CLARK: Well, she is one of
22 the signatories on the sheet.

1 CHAIRPERSON MILLER: Okay. Good.
2 All right. So do you all have any questions
3 or preliminary matters that you want to bring
4 to our attention?

5 MR. LEE: Unfortunately, we
6 haven't had any agreement yet.

7 CHAIRPERSON MILLER: You don't
8 have an agreement yet?

9 MR. LEE: Yes, not yet.

10 CHAIRPERSON MILLER: Okay. Have
11 you had mediation?

12 MS. CLARK: Yes, we did last week.

13 CHAIRPERSON MILLER: Okay. So
14 okay. Well, you still have time if you can
15 work it out, otherwise, I have your Protest--

16 MS. CLARK: December 10th.

17 MR. LEE: December 10th.

18 CHAIRPERSON MILLER: December 10th.

19 MS. CLARK: At 4:30.

20 CHAIRPERSON MILLER: Okay.

21 December 10th at 4:30.

22 MS. CLARK: 4:30.

1 CHAIRPERSON MILLER: Okay. So in
2 the event you go to hearing, I just need to
3 tell you a couple of things about that hearing
4 process that are very important.

5 You will get a mailing ahead of
6 time of a Protest Information Form and an
7 Exhibit Form. The Protest Information Form is
8 going to ask you for -- to identify your
9 issues. The issues may have narrowed between
10 when the protest started and when you go to
11 hearing or not.

12 But we want to know what are the
13 issues that you are going to want to be
14 arguing at the hearing and who your witnesses
15 are. And not by category, not like neighbors,
16 you know, specific people. And you are going
17 to serve that on the opposing parties and file
18 it with the Board seven days ahead of time.

19 If the Protest Information Form
20 isn't filed seven days ahead of time and
21 served, it's possible your case could be
22 dismissed.

1 Then there is an Exhibit Form. We
2 want you to identify any exhibits you want to
3 put into evidence, documentary exhibits, and
4 actually attach copies of the exhibits to your
5 Exhibit Form. That also has to be done seven
6 days ahead of time.

7 There is an exception, you know,
8 if it's something you couldn't have done it
9 seven days ahead of time and there is no
10 prejudice, if you just got a document or
11 something, you know, we can make an exception
12 to that.

13 But as a general rule, you need to
14 have everything served on each other and the
15 Board seven days ahead. And that makes for a
16 more efficient predictable hearing for
17 everybody.

18 Okay. So if you have any
19 questions between now and then, you can
20 contact Martha Jenkins, our counsel.

21 Do you have any questions now
22 though?

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

MR. LEE: No.

CHAIRPERSON MILLER: Okay. Well, maybe you will settle and never get to hearing, but just in case. And if you don't get something in the mail, you know, and it's a week out and you haven't gotten those, contact our office. Thank you.

All right. Good luck.

MS. CLARK: Thank you.

MR. LEE: Thank you very much.

CHAIRPERSON MILLER: Okay. So we are going to recess now. Our next case is not until 11:00.

(Whereupon, the Protest (Status) Hearing in the above-entitled matter was concluded at 10:30 a.m.)

A	couple 5:3	HECTOR 1:18	morning 2:10,11 3:4	representing 3:11 3:15,18
A-K-W-E-I 3:7	D	HERMAN 1:17	N	resident 3:7,12,14
a.m 2:2 7:16	D.C 1:13	Hope 1:6,6 2:7,8,15	N.W 1:13	Retailer 1:7
above-entitled 7:15	days 5:18,20 6:6,9 6:15	I	name 2:14,18 3:6	right 4:2 7:8
ABRA 2:6	Deborah 3:6,10	identify 5:8 6:2	narrowed 5:9	Road 1:6 2:8
addition 2:4	December 4:16,17 4:18,21	important 5:4	need 5:2 6:13	RODRIGUEZ 1:18
agreement 4:6,8	Deli 1:5,6 2:7,15,16 2:21	Information 5:6,7 5:19	neighbors 5:15	Room 1:12
ahead 5:5,18,20 6:6 6:9,15	dismissed 5:22	introductions 2:13	never 7:3	rule 6:13
Akwei 3:6,7,10,12 3:14,19	DISTRICT 1:1	issues 5:9,9,13	NICK 1:16	Ruthanne 1:13,16
ALBERTI 1:16	document 6:10	J	November 1:10	S
Alcoholic 1:2,11,12	documentary 6:3	Jenkins 6:20	O	S 1:5 2:15,21
ANC 3:10	DONALD 1:17	JONES 1:17	office 7:7	S-E 3:2
ANC-8A 1:7 3:5	E	K	okay 2:10,22 3:9,20 3:20 4:1,10,13,14 4:20 5:1 6:18 7:2 7:11	S-N-Y-D-E-R 3:3
arguing 5:14	efficient 6:16	Kevin 2:14	opposing 5:17	S.E 2:8 3:8
attach 6:4	establishment 2:17	know 5:12,16 6:7 6:11 7:5	owner 2:16,19	schedule 2:4,6
attention 4:4	event 5:2	L	P	SE 1:6
B	everybody 6:17	Lee 2:14,14,20 3:1 4:5,9,17 7:1,10	P-R-O-C-E-E-D-... 2:1	Seres 2:18
Barbara 3:5	evidence 6:3	let's 2:12	parties 5:17	serve 5:17
Beverage 1:2,11,12	exception 6:7,11	License 1:7 2:6	party 3:13,16,18	served 5:21 6:14
Board 1:2,12 2:5 5:18 6:15	Exhibit 5:7 6:1,5	located 2:7	people 5:16	settle 7:3
bring 4:3	exhibits 6:2,3,4	luck 7:8	possible 5:21	seven 5:18,20 6:5,9 6:15
BROOKS 1:17	F	M	predictable 6:16	sheet 3:22
Building 1:12	file 5:17	mail 7:5	prejudice 6:10	signatories 3:22
C	filed 5:20	mailing 5:5	preliminary 4:3	SILVERSTEIN 1:18
case 1:8 2:9 5:21 7:4,12	five 3:16,18	Market 1:6 2:7,16 2:21	PRESENT 1:15	Snyder 2:18,19,21 3:2,3
category 5:15	Form 5:6,7,7,19 6:1 6:5	Martha 6:20	presiding 1:14	specific 5:16
Chair 3:5	G	matter 1:4 7:15	process 5:4	Spell 2:20 3:1
Chairperson 1:13 1:16 2:3,12,22 3:9 3:13,17,20 4:1,7 4:10,13,18,20 5:1 7:2,11	general 6:13	matters 4:3	protest 1:6 2:8 4:15 5:6,7,10,19 7:14	spelling 3:2
Change 1:9	go 5:2,10	mediation 4:11	put 6:3	start 2:13
Clark 3:4,5,15,21 4:12,16,19,22 7:9	going 5:8,13,16 7:12	MEETING 1:3	Q	started 5:10
COLUMBIA 1:1	Good 1:6,6 2:7,8,10 2:11,15 3:4 4:1 7:8	Member 1:16,17,17 1:18,18	questions 4:2 6:19 6:21	Status 1:7 7:14
concluded 7:16	gotten 7:6	Members 2:5	R	Street 1:13 3:8
contact 6:20 7:7	H	met 1:12	R-E-S 3:3	Substantial 1:9
Control 1:2,11,12	hearing 1:6,12 5:2 5:3,11,14 6:16 7:4 7:15	MIKE 1:18	recess 7:12	Suite 1:13
copies 6:4		Miller 1:13,16 2:3 2:12,22 3:9,13,17 3:20 4:1,7,10,13 4:18,20 5:1 7:2,11	Reeves 1:12	T
counsel 6:20			represent 2:15	t/a 1:5 2:15
				tell 5:3
				Thank 7:7,9,10
				things 5:3
				time 4:14 5:6,18,20 6:6,9

U Unfortunately 4:5				
V				
W want 4:3 5:12,13 6:2,2 Washington 1:13 week 4:12 7:6 witnesses 5:14 work 4:15				
X				
Y				
Z				
0 093974 1:7 2:7				
1 10:25 2:2 10:30 7:16 10th 4:16,17,18,21 11:00 7:13 14-PRO-00074 1:8 14th 1:12 1736 1:6 2:8 18th 3:7 1920 3:7				
2 2000 1:12 20009 1:13 2014 1:10				
3				
4 4:30 4:19,21,22 400S 1:13				
5 5 1:10				