

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

IN THE MATTER OF:

Adams Morgan Spaghetti Garden Inc. t/a Spaghetti Garden, Brass Monkey/Peyote/Roxanne 2317 18th Street, NW Retailer CR - ANC-1C License No. 10284 Case #14-251-00221	Fact- Finding Hearing
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(Simple Assault)

November 12, 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
 MIKE SILVERSTEIN, Member
 HECTOR RODRIGUEZ, Member
 JAMES SHORT, Member

ALSO PRESENT:

ZACHARY VICK, ABRA Investigator

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

2 (9:44 a.m.)

3 CHAIRPERSON MILLER: The next
4 hearing is another Fact-Finding Hearing. It's
5 Case No. 14-251-00221, that is scheduled for
6 9:30. This is Adams Morgan Spaghetti Garden,
7 Brass Monkey, Peyote, Roxanne located at 2317
8 18th Street, N.W., License No. 10284, in ANC-
9 1C. Hi.

10 INVESTIGATOR VICK: How are you
11 doing?

12 CHAIRPERSON MILLER: Good. How
13 are you?

14 INVESTIGATOR VICK: All right.
15 Investigator Zachary Vick, ABRA.

16 CHAIRPERSON MILLER: Yes, 9:30.
17 Oh, okay.

18 MEMBER SILVERSTEIN: Madam Chair?

19 CHAIRPERSON MILLER: Let me see.
20 I thought maybe this changed, right? This may
21 be scheduled for 10:00. Let me just look and
22 see. Oh, yes, okay.

1 MS. GEPHARDT: Well, are they
2 here?

3 CHAIRPERSON MILLER: Are they
4 here?

5 MEMBER ALBERTI: No.

6 MS. GEPHARDT: Okay.

7 MEMBER ALBERTI: They are not.

8 CHAIRPERSON MILLER: Okay. I'm
9 sorry. I had one sheet of paper that said
10 9:30 and another said 10:00. So the calendar
11 says 10:00, and they are not here, so we will
12 reconvene this hearing at 10:00.

13 INVESTIGATOR VICK: Yes, ma'am.

14 CHAIRPERSON MILLER: All right.

15 Thank you.

16 MS. GEPHARDT: Okay. Investigator
17 Vick?

18 (Whereupon, the above-entitled
19 matter went off the record at 9:46 a.m. and
20 resumed at 10:02 a.m.)

21 CHAIRPERSON MILLER: Okay. It is
22 now 10:02 and we do have a hearing scheduled

1 for 10:00. Mr. Vick, do you want to come
2 forward again? This is Case No. 14-251-00221,
3 Spaghetti Garden, Brass Monkey, Peyote,
4 Roxanne.

5 Would you introduce yourselves for
6 the record, please?

7 INVESTIGATOR VICK: Investigator
8 Zachary Vick, ABRA.

9 CHAIRPERSON MILLER: Okay. Do you
10 have any information whether anyone else is
11 planning on attending this Fact-Finding
12 Hearing?

13 INVESTIGATOR VICK: I have no
14 knowledge of anyone else that is going to be
15 coming.

16 CHAIRPERSON MILLER: Okay. So I
17 think since it is after 10:00, we would just
18 like to hear from you with respect to the
19 assault that took place.

20 INVESTIGATOR VICK: Okay.

21 CHAIRPERSON MILLER: Okay.

22 MEMBER ALBERTI: Ms. Miller?

1 CHAIRPERSON MILLER: What? Yes?

2 MEMBER ALBERTI: You know, if the
3 applicant does show up and we continue with
4 this, I think it is better practice to have
5 the applicant hear what the Investigator says.

6 CHAIRPERSON MILLER: I think we
7 have no --

8 MEMBER ALBERTI: Well, I think
9 that's only fair to the applicant that he hear
10 what the Investigator has to say.

11 CHAIRPERSON MILLER: I understand
12 that, but we don't have any indication that
13 the applicant is coming. If you want to
14 recess for 10 minutes to see if the applicant
15 shows, we can do that.

16 MEMBER ALBERTI: Yes.

17 CHAIRPERSON MILLER: What are you
18 suggesting?

19 MEMBER SILVERSTEIN: I would
20 suggest we recess for at least 10 minutes.

21 CHAIRPERSON MILLER: 15 minutes.
22 Okay.

1 MEMBER SILVERSTEIN: We could do
2 some work of our own.

3 CHAIRPERSON MILLER: Okay. We
4 will do that.

5 MEMBER RODRIGUEZ: I agree, Madam
6 Chair.

7 CHAIRPERSON MILLER: Thank you.

8 INVESTIGATOR VICK: Okay.

9 CHAIRPERSON MILLER: We will let
10 you know when we are ready.

11 MEMBER ALBERTI: Thank you,
12 Investigator.

13 CHAIRPERSON MILLER: Okay. Let's
14 go.

15 (Whereupon, the above-entitled
16 matter went off the record at 10:04 a.m. and
17 resumed at 11:08 a.m.)

18 CHAIRPERSON MILLER: Okay. Where
19 we left off was with Case No. 14-251-00221.
20 We had the Investigator here for that Fact-
21 Finding but not the owner of the establishment
22 and so we are going -- the owner of the

1 establishment did not show at all between
2 10:00 and 11:00, so we are going to reschedule
3 this Fact-Finding to a date to be determined.

4 (Whereupon, the Fact-Finding
5 Hearing in the above-entitled matter was
6 concluded at 11:08 a.m.)

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