

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF: :

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Case #13-PRO-00161 :

The Fireplace Restaurant

t/a The Fireplace :

2621 P Street NW :

License #ABRA-014419 :

Retailer CT :

License Renewal :

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December 2, 2013

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The Alcoholic Beverage Control Board met in Alcoholic Beverage Control

Hearing Room, Reeves Building, 2000 14th Street N.W., Washington, D.C., Ms. La Verne Fletcher, Agent, presiding.

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

12:00 p.m.

AGENT FLETCHER: Would the parties in the Fireplace Restaurant please come forward?

This is Case No. 13-PRO-00161, The Fireplace Restaurant trading as The Fireplace, 2621 P Street, Northwest. License No. ABRA-014419. This is a Retailer CT Renewal.

The protest issues are adverse impact on peace, order and quiet, residential parking and vehicular and pedestrian safety.

Introductions, beginning with the Applicant.

MR. MOREHOUSE: My name is Perry Morehouse, that's P-E-R-R-Y, Morehouse, pO-R-E-H-O-U-S-E, and I acting as a representative of the owners.

I am an employee there. They are having trouble getting back to town from being away for the weekend.

AGENT FLETCHER: Okay, and so, Mr.

1 Morehouse, you're an employee?

2 MR. MOREHOUSE: Yes, and I also
3 own a manager's license.

4 AGENT FLETCHER: And you're the
5 ABC Manager?

6 MR. MOREHOUSE: Yes.

7 AGENT FLETCHER: And why are the
8 owners not present today?

9 MR. MOREHOUSE: They are in --
10 they're in Puerto Rico and they are not
11 getting -- they -- something wrong -- happened
12 with their -- what do you want to call it?
13 When they -- connections with their flight.

14 AGENT FLETCHER: Okay, so, what
15 the owners need to do, they're not present
16 today.

17 What they're going to need to do,
18 normally, the application would be dismissed
19 because they're not present.

20 But you're saying that they're not
21 here because they're in Puerto Rico?

22 MR. MOREHOUSE: Right.

1 AGENT FLETCHER: And they're
2 having some flight --

3 MR. MOREHOUSE: Problems.

4 AGENT FLETCHER: -- problems?

5 MR. MOREHOUSE: Connection, yes.

6 AGENT FLETCHER: And so, they
7 asked you to come down and --

8 MR. MOREHOUSE: Right.

9 AGENT FLETCHER: -- in their
10 absence?

11 MR. MOREHOUSE: To just show -- to
12 be here.

13 AGENT FLETCHER: I need you to
14 have them to send us an email saying exactly
15 what you just said, for our record,
16 designating you -- verifying that they
17 designated you as their representative.

18 MR. MOREHOUSE: Okay.

19 AGENT FLETCHER: For the purpose
20 of Roll Call. Also, there is going to be a
21 status hearing set. So, I'm assuming they'll
22 be present for that.

1 MR. MOREHOUSE: Yes, I am just
2 here as --

3 AGENT FLETCHER: Okay, so, for the
4 -- I'm going to accept the reason that you
5 gave for them not being present.

6 MR. MOREHOUSE: Okay.

7 AGENT FLETCHER: And Mr.
8 Morehouse, if you would put your contact
9 information on that sheet.

10 MR. MOREHOUSE: I will.

11 AGENT FLETCHER: Thank you.
12 Present on behalf of ANC 2B?

13 MR. FELDSTEIN: Still, Mike
14 Feldstein.

15 AGENT FLETCHER: Still, Mike
16 Feldstein, okay, thank you. ANC 2B does have
17 standing as a Protestant.

18 We need to set a date for a
19 mediation, a status and a protest hearing.

20 The status hearing is set for
21 February 5th.

22 MR. FELDSTEIN: What time?

1 AGENT FLETCHER: At 9:30 a.m. and
2 the protest hearing is set for April 2nd at
3 4:30 p.m., April 2nd at 4:30 p.m.

4 The next available date for
5 mediation is Friday, January 24th, and if
6 that's okay --

7 MR. FELDSTEIN: What time?

8 AGENT FLETCHER: And you can run
9 that by the owners.

10 MR. MOREHOUSE: Right, right.

11 MR. FELDSTEIN: What time?

12 AGENT FLETCHER: At nine, ten,
13 eleven or one. Do you have a preference, Mr.
14 Feldstein?

15 MR. FELDSTEIN: What day is the
16 24th?

17 AGENT FLETCHER: Friday.

18 MR. FELDSTEIN: Let's make it
19 nine.

20 AGENT FLETCHER: Nine o'clock,
21 okay. So, mediation is set for 9:00 a.m. on
22 Friday, January 24th.

1 Okay, so, Mr. Morehouse, if you
2 would pass that information along.

3 MR. MOREHOUSE: Okay, and I send
4 it to you, LaVerne Fletcher at this email
5 address?

6 AGENT FLETCHER: Yes.

7 MR. MOREHOUSE: Okay, I'll have
8 them send it in.

9 AGENT FLETCHER: Yes, and I'll
10 make sure it gets into the record.

11 MR. MOREHOUSE: Okay.

12 AGENT FLETCHER: Okay, the Roll
13 Call Hearing is concluded.

14 MR. MOREHOUSE: Okay, thank you
15 very much.

16 AGENT FLETCHER: Thank you.

17 (Whereupon, the Roll Call Hearing
18 was concluded at 12:05 p.m.)

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<p style="text-align: center;">A</p> <p>a.m 6:1,21 ABC 3:5 ABRA 2:8 ABRA-014419 1:12 absence 4:10 accept 5:4 acting 2:17 address 7:5 adverse 2:10 Agent 1:22 2:3,22 3:4,7,14 4:1,4,6,9 4:13,19 5:3,7,11 5:15 6:1,8,12,17 6:20 7:6,9,12,16 Alcoholic 1:3,19,19 ANC 5:12,16 Applicant 2:14 application 3:18 April 6:2,3 asked 4:7 assuming 4:21 available 6:4</p>	<p>date 5:18 6:4 day 6:15 December 1:15 designated 4:17 designating 4:16 dismissed 3:18 DISTRICT 1:1</p> <p style="text-align: center;">E</p> <p>E-H-O-U-S-E 2:17 eleven 6:13 email 4:14 7:4 employee 2:19 3:1 exactly 4:14</p> <p style="text-align: center;">F</p> <p>February 5:21 Feldstein 5:13,14 5:16,22 6:7,11,14 6:15,18 Fireplace 1:10,11 2:4,7,7 Fletcher 1:22 2:3 2:22 3:4,7,14 4:1 4:4,6,9,13,19 5:3 5:7,11,15 6:1,8,12 6:17,20 7:4,6,9,12 7:16 flight 3:13 4:2 forward 2:5 Friday 6:5,17,22</p>	<p style="text-align: center;">J</p> <p>January 6:5,22</p> <p style="text-align: center;">K</p> <p style="text-align: center;">L</p> <p>La 1:21 LaVerne 7:4 Let's 6:18 license 1:12,13 2:8 3:3</p> <p style="text-align: center;">M</p> <p>Manager 3:5 manager's 3:3 MATTER 1:9 mediation 5:19 6:5 6:21 met 1:19 Mike 5:13,15 Morehouse 2:15,16 2:16 3:1,2,6,9,22 4:3,5,8,11,18 5:1 5:6,8,10 6:10 7:1 7:3,7,11,14</p>	<p>P-R-O-C-E-E-D-... 2:1 p.m 2:2 6:3,3 7:18 parking 2:12 parties 2:4 pass 7:2 peace 2:11 pedestrian 2:12 Perry 2:15 please 2:4 preference 6:13 present 3:8,15,19 4:22 5:5,12 presiding 1:22 problems 4:3,4 protest 2:10 5:19 6:2 Protestant 5:17 Puerto 3:10,21 purpose 4:19 put 5:8</p> <p style="text-align: center;">Q</p> <p>quiet 2:11</p> <p style="text-align: center;">R</p> <p>reason 5:4 record 4:15 7:10 Reeves 1:20 Renewal 1:13 2:9 representative 2:17 4:17 residential 2:11 Restaurant 1:10 2:4,7 Retailer 1:13 2:9 Rico 3:10,21 right 3:22 4:8 6:10 6:10 Roll 1:5 4:20 7:12 7:17 Room 1:20 run 6:8</p>	<p>set 4:21 5:18,20 6:2 6:21 sheet 5:9 show 4:11 standing 5:17 status 4:21 5:19,20 Street 1:12,21 2:8 sure 7:10</p> <p style="text-align: center;">T</p> <p>t/a 1:11 ten 6:12 t 1:8,14 thank 5:11,16 7:14 7:16 tO-R 2:16 time 5:22 6:7,11 today 3:8,16 town 2:20 trading 2:7 trouble 2:20</p> <p style="text-align: center;">U</p> <p style="text-align: center;">V</p> <p>vehicular 2:12 verifying 4:16 Verne 1:21</p>
<p style="text-align: center;">B</p> <p>back 2:20 beginning 2:13 behalf 5:12 Beverage 1:3,19,19 Board 1:3,19 Building 1:20</p>	<p style="text-align: center;">G</p> <p>getting 2:20 3:11 going 3:17 4:20 5:4</p> <p style="text-align: center;">H</p> <p>happened 3:11 hearing 1:5,20 4:21 5:19,20 6:2 7:13 7:17</p> <p style="text-align: center;">I</p> <p>impact 2:11 information 5:9 7:2 Introductions 2:13 issues 2:10</p>	<p style="text-align: center;">N</p> <p>N.W 1:21 name 2:15 need 3:15,17 4:13 5:18 nine 6:12,19,20 normally 3:18 Northwest 2:8 NW 1:12</p> <p style="text-align: center;">O</p> <p>o'clock 6:20 okay 2:22 3:14 4:18 5:3,6,16 6:6,21 7:1,3,7,11,12,14 order 2:11 owners 2:18 3:8,15 6:9</p>	<p style="text-align: center;">Q</p> <p>quiet 2:11</p> <p style="text-align: center;">R</p> <p>reason 5:4 record 4:15 7:10 Reeves 1:20 Renewal 1:13 2:9 representative 2:17 4:17 residential 2:11 Restaurant 1:10 2:4,7 Retailer 1:13 2:9 Rico 3:10,21 right 3:22 4:8 6:10 6:10 Roll 1:5 4:20 7:12 7:17 Room 1:20 run 6:8</p>	<p style="text-align: center;">U</p> <p style="text-align: center;">V</p> <p>vehicular 2:12 verifying 4:16 Verne 1:21</p> <p style="text-align: center;">W</p> <p>want 3:12 Washington 1:21 weekend 2:21 wrong 3:11</p>
<p style="text-align: center;">C</p> <p>call 1:5 3:12 4:20 7:13,17 Case 1:10 2:6 COLUMBIA 1:1 come 2:5 4:7 concluded 7:13,18 Connection 4:5 connections 3:13 contact 5:8 Control 1:3,19,19 CT 1:13 2:9</p>	<p style="text-align: center;">G</p> <p>getting 2:20 3:11 going 3:17 4:20 5:4</p> <p style="text-align: center;">H</p> <p>happened 3:11 hearing 1:5,20 4:21 5:19,20 6:2 7:13 7:17</p> <p style="text-align: center;">I</p> <p>impact 2:11 information 5:9 7:2 Introductions 2:13 issues 2:10</p>	<p style="text-align: center;">N</p> <p>N.W 1:21 name 2:15 need 3:15,17 4:13 5:18 nine 6:12,19,20 normally 3:18 Northwest 2:8 NW 1:12</p> <p style="text-align: center;">O</p> <p>o'clock 6:20 okay 2:22 3:14 4:18 5:3,6,16 6:6,21 7:1,3,7,11,12,14 order 2:11 owners 2:18 3:8,15 6:9</p>	<p style="text-align: center;">Q</p> <p>quiet 2:11</p> <p style="text-align: center;">R</p> <p>reason 5:4 record 4:15 7:10 Reeves 1:20 Renewal 1:13 2:9 representative 2:17 4:17 residential 2:11 Restaurant 1:10 2:4,7 Retailer 1:13 2:9 Rico 3:10,21 right 3:22 4:8 6:10 6:10 Roll 1:5 4:20 7:12 7:17 Room 1:20 run 6:8</p>	<p style="text-align: center;">U</p> <p style="text-align: center;">V</p> <p>vehicular 2:12 verifying 4:16 Verne 1:21</p> <p style="text-align: center;">W</p> <p>want 3:12 Washington 1:21 weekend 2:21 wrong 3:11</p>
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