

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

2 (10:10 a.m.)

3 BOARD AGENT FLETCHER: Would the
4 parties in the matter of Lucky Corner Store,
5 the parties in the matter of Lucky Corner
6 Store please come forward.

7 This is Case No. 14-PRO-00092, YD
8 Progress t/a Lucky Corner Store, 5433 Georgia
9 Avenue, N.W., License No. ABRA-093115. This
10 is a Retailer Class B License Renewal. Is
11 anyone present in the matter of Lucky Corner
12 Store?

13 MR. AKINS: I'm the Commissioner
14 of ANC 4D-01.

15 BOARD AGENT FLETCHER: Thank you.
16 Would you please come forward. And if you
17 would state your name and spell it for the
18 record.

19 MR. AKINS: Lamont L-a-m-o-n--t
20 Akins A-k-i-n-s. Commissioner ANC 4D.

21 BOARD AGENT FLETCHER: Thank you,
22 Mr. Akins. And you're present on behalf of

1 ANC 4D?

2 MR. AKINS: Yes, ma'am.

3 BOARD AGENT FLETCHER: Thank you.

4 Have you had any communication with the owner
5 of Lucky Corner Store?

6 MR. AKINS: No, we have not.

7 BOARD AGENT FLETCHER: Okay.

8 Thank you. The License Renewal application
9 in this matter is dismissed. Mr. Akins, you
10 may know the process but the Lucky Corner
11 Store is going to receive a court order
12 dismissing this renewal application. They
13 will have 10 days from that date to seek
14 reinstatement of the application, explaining
15 to the Board for good cause the reason that
16 they were not present today.

17 MR. AKINS: Okay.

18 BOARD AGENT FLETCHER: So the
19 License Renewal Application is dismissed and
20 ANC 4D will be kept informed and ANC 4D will
21 also receive a copy of the order dismissing
22 the application.

1 MR. AKINS: Okay. Thank you.

2 BOARD AGENT FLETCHER: Mr. Akins,
3 are you going to be representing the ANC for
4 [inaudible] today? If you would just put that
5 contact information down there anyway, just in
6 case.

7 MR. AKINS: Thank you.

8 BOARD AGENT FLETCHER: Thank you
9 very much. The Roll Call Hearing is
10 concluded.

11 (Whereupon, the Roll Call Hearing
12 in the above-entitled matter having been
13 concluded, went off the record at 10:12 a.m.)

14 [HEARING REOPENED]

15 BOARD AGENT FLETCHER: It's 10:30
16 and we're back on the record with Lucky Corner
17 Store. Can you state your name and spell it
18 for the record please?

19 MR. ENDALE: My name is Yosef
20 Endale. Y-o-s-e-f last name E-n-d-a-l-e.

21 BOARD AGENT FLETCHER: Did you say
22 E?

1 MR. ENDALE: Yes, E-n-d-a-l-e my
2 last name. My first name is Y-o-s-e-f.
3 Yosef.

4 BOARD AGENT FLETCHER: And the
5 last name, did you say the second letter is l
6 or n?

7 MR. ENDALE: N.

8 BOARD AGENT FLETCHER: N like
9 Nancy?

10 MR. ENDALE: Yes.

11 BOARD AGENT FLETCHER: And would
12 you please write your name on that sheet and
13 put your daytime phone number and email
14 address.

15 MR. ENDALE: Okay.

16 BOARD AGENT FLETCHER: Thank you.
17 So Mr. Endale, just so that you know what
18 happened before you arrived. Because you
19 weren't present when the case was called, the
20 License Renewal application was dismissed. So
21 this is what happens next. You're going to
22 receive an order from the ABC Board dismissing

1 the License Renewal application but you'll
2 have an opportunity to explain to the Board
3 why you weren't here today. You're here now
4 but the case was called before you came.

5 And so the application was
6 dismissed and, as I said, you're going to get
7 the Board Order dismissing the License Renewal
8 application but you'll have an opportunity to
9 explain to the Board why you weren't present.

10 And we opened the record to reflect
11 that you came, you just weren't here when the
12 case was called.

13 So in your explanation you might
14 explain to the Board that you appeared but you
15 appeared late and the record supports that.

16 MR. ENDALE: You said I appeared?

17 BOARD AGENT FLETCHER: I'm sorry?
18 I said what?

19 MR. ENDALE: Kindly repeat for me.
20 I'm sorry.

21 BOARD AGENT FLETCHER: Yes. This
22 case was called before you arrived and so

1 because you weren't present when the case was
2 called, your License Renewal application was
3 dismissed.

4 ANC 4D which was the protestant in
5 this matter they were present but you were not
6 present at the time that the case was called.
7 So the application to renew your license was
8 dismissed because you weren't present when the
9 case was called.

10 You're going to receive a Board
11 Order from the ABC Board dismissing the
12 License Renewal application but you'll have an
13 opportunity to explain to the Board why you
14 weren't here when the case was called.

15 You may also include in your
16 explanation that you arrived, you arrived late
17 I reopened the record to reflect that you
18 arrived late, to reflect that you were here.

19 MR. ENDALE: Okay.

20 BOARD AGENT FLETCHER: At the time
21 that you were dismissed, you were dismissed
22 because you failed to appear, because you

1 weren't here. You showed up later.

2 MR. ENDALE: Yes.

3 BOARD AGENT FLETCHER: So I
4 reopened the record to reflect that you did
5 show up. You just weren't here when your case
6 was called. And what happens when you're not
7 here when your case is called, the case is
8 dismissed. Your application is dismissed.

9 MR. ENDALE: Okay. Yes, the
10 appointment was 10 o'clock--

11 BOARD AGENT FLETCHER: The Roll
12 Call Hearing was scheduled for 10.

13 MR. ENDALE: Yes. Actually,
14 somebody called me to come to the court and
15 that's why I was--

16 BOARD AGENT FLETCHER: Can you
17 speak into the microphone?

18 MR. ENDALE: Okay. Somebody
19 called me to come to the court outside.

20 BOARD AGENT FLETCHER: Oh you were
21 outside?

22 MR. ENDALE: Yes. And when he

1 called me I--

2 BOARD AGENT FLETCHER: Oh so you
3 were some place else?

4 MR. ENDALE: Yes.

5 BOARD AGENT FLETCHER: You were in
6 the hallway? You were in the receptionist
7 area?

8 MR. ENDALE: Yes. And I was over
9 there.

10 BOARD AGENT FLETCHER: Oh instead
11 of over here?

12 MR. ENDALE: Yes. I didn't know
13 because I see somebody inside and when they
14 call you you're going to come. That's why you
15 know--

16 BOARD AGENT FLETCHER: Oh I see.
17 I understand. You didn't know you were
18 supposed to come in here?

19 MR. ENDALE: Yes.

20 BOARD AGENT FLETCHER: Oh I
21 understand. When you write your explanation
22 for why you weren't here, include that to say

1 you were here and you thought someone was
2 going to call you from out there. You were
3 here. And just explain that in your
4 explanation to the Board.

5 MR. ENDALE: Okay.

6 BOARD AGENT FLETCHER: And then
7 the Board will respond to you. They will let
8 you know whether or not they reinstate your
9 License Renewal application. But just explain
10 that. I reopened the record so you would have
11 an opportunity to say that you're here.

12 MR. ENDALE: Yes, I was here.

13 BOARD AGENT FLETCHER: You were
14 here I understand in the reception area.

15 MR. ENDALE: Yes, and somebody
16 going to call me. That's why I'm waiting. I
17 didn't receive any call, that's why I just
18 come here.

19 BOARD AGENT FLETCHER: Exactly.
20 Well, thank you and that's the reason the
21 record was reopened to give you an opportunity
22 to say you were here and to explain. So now

1 we have on the record that you were here. You
2 were in the receptionist area and you were
3 waiting to be called.

4 MR. ENDALE: Yes.

5 BOARD AGENT FLETCHER: So put that
6 in your request to reinstate your application
7 and then the transcript will reflect what
8 you're saying.

9 MR. ENDALE: Okay.

10 BOARD AGENT FLETCHER: Okay. So
11 that's what you do next. Nothing has happened.
12 You still continue to operate. As you know,
13 it's just that the application had to be
14 dismissed because you weren't here but just
15 explain. That's just another layer you're
16 going to have to go through. Another step.

17 MR. ENDALE: Okay.

18 BOARD AGENT FLETCHER: Any
19 questions about that? If you have any further
20 questions my card is on the table.

21 MR. ENDALE: Okay.

22 BOARD AGENT FLETCHER: I'm LaVerne

1 Fletcher, give me a call. Okay?

2 MR. ENDALE: Thank you very much.

3 Still I'm placarded?

4 BOARD AGENT FLETCHER: Pardon?

5 MR. ENDALE: Still I'm placarded?

6 Can I take down the sign from the store?

7 BOARD AGENT FLETCHER: Yes, the
8 placards, you can take those down.

9 MR. ENDALE: Okay. And with the --
10 you're going to mail it to me, right?

11 BOARD AGENT FLETCHER: Yes. You
12 should get it within the next week.

13 MR. ENDALE: Okay. Thank you very
14 much.

15 BOARD AGENT FLETCHER: Okay.
16 Thank you. We're off the record.

17 (Whereupon, the Roll Call Hearing
18 in the above-entitled matter having been
19 concluded went off the record at 10:35 a.m.)
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21
22

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