

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

IN THE MATTER OF:

Thoi Foods, Inc.	
t/a Nam-Viet pho 79	Show
3419 Connecticut Ave., NW	Cause
Retailer CR - ANC-3C	Hearing
License No. 25298	(Status)
Case #14-AUD-00058	

(Failed to File Quarterly
 Statements-1st Quarter 2013)

December 10, 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:

LOUISE PHILLIPS, OAG

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

(10:26 a.m.)

CHAIRPERSON MILLER: The next case is Case No. 14-AUD-00058, Nam-Viet Pho 79 located at 3419 Connecticut Avenue, N.W., License No. 25298, in ANC-3C.

MS. PHILLIPS: Louise Phillips, Assistant Attorney General, for the District of Columbia.

MR. NGUYEN: Good morning, Madam Chair, Richard Nguyen, corporate secretary, on behalf of Thoi Foods, Inc.

CHAIRPERSON MILLER: Okay. And you are corporate secretary?

MR. NGUYEN: Yes, ma'am.

CHAIRPERSON MILLER: Are you authorized to --

MR. NGUYEN: I have a letter here.

CHAIRPERSON MILLER: You do?
Good.

MEMBER RODRIGUEZ: Thank you.

CHAIRPERSON MILLER: Martha, can

1 you get that letter? He has an authorizing
2 letter. All right. That authorizes you to
3 represent the establishment here today?

4 MR. NGUYEN: Correct, ma'am.

5 CHAIRPERSON MILLER: Okay. We
6 will take a look at that, too. Okay. So did
7 you receive notice of this hearing?

8 MR. NGUYEN: I did.

9 CHAIRPERSON MILLER: Did you read
10 it and understand it?

11 MR. NGUYEN: Yes, I did.

12 CHAIRPERSON MILLER: Okay. So
13 there are no notice issues, are there? There
14 is not an issue?

15 MR. NGUYEN: There's no issue.

16 CHAIRPERSON MILLER: Okay. Okay.
17 Perfect. All right. I see your letter. It's
18 perfect. Okay.

19 Are there any preliminary matters?

20 MS. PHILLIPS: Yes, Madam Chair.
21 The parties have reached an agreement, which
22 we hope the Board will accept, consisting of

1 a fine of \$2,000. And I understand and
2 received a copy from the owner of a quarterly
3 statement which has been filed. I assume you
4 have it in your record. This will be paid
5 either in 30 days or the license will be
6 suspended or today.

7 MR. NGUYEN: Today.

8 CHAIRPERSON MILLER: Today. All
9 right. Okay. So I just want to confirm with
10 you that you agree to this Offer in Compromise
11 to pay a fine of \$2,000 today?

12 MR. NGUYEN: I agree.

13 CHAIRPERSON MILLER: Okay. And
14 you realize that you waive your right to a
15 hearing or an appeal?

16 MR. NGUYEN: Understood.

17 CHAIRPERSON MILLER: Okay. Any
18 questions by Board Members? Not hearing any,
19 then I move that we approve this Offer in
20 Compromise of \$2,000 to be paid today.

21 MEMBER SILVERSTEIN: Second.

22 CHAIRPERSON MILLER: Mr.

1 Silverstein seconded the motion.

2 All those in favor say aye.

3 ALL: Aye.

4 CHAIRPERSON MILLER: All those
5 opposed? All those abstaining? The motion
6 passes 6-0-0.

7 Okay.

8 MR. NGUYEN: Are we set?

9 CHAIRPERSON MILLER: Almost. You
10 just have to wait for some paperwork.

11 MR. NGUYEN: Okay. Sure.

12 MS. PHILLIPS: We can move on with
13 the calendar.

14 MEMBER ALBERTI: Thank you.

15 MS. PHILLIPS: You're welcome.

16 MR. NGUYEN: Happy holidays,
17 folks.

18 CHAIRPERSON MILLER: Thank you.

19 (Whereupon, the Show Cause
20 (Status) Hearing in the above-entitled matter
21 was concluded at 10:29 a.m.)
22

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