

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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Hak, LLC :

t/a Midtown :

1219 Connecticut Avenue N.W. :

License #ABRA-072087 :

Retailer CN :

License Renewal :

Case #13-PRO-00176 :

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December 16, 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.

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

10:02 a.m.

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3 AGENT FLETCHER: Will the parties
4 in the matter of Midtown restaurant please
5 come forward. The parties in the matter of
6 Midtown. This is Case No. 13-PRO-00176, Hak,
7 LLC trading as Midtown, 1219 Connecticut
8 Avenue N.W., License No. ABRA-072087. This is
9 a Retailer CN, License Renewal. The protest
10 issues are adverse impact on peace, order, and
11 quiet.

12 My name is La Verne Fletcher and
13 I'm conducting the roll call hearing as the
14 Board's agent pursuant to D.C. Official Code
15 1601.2.

16 Introductions beginning with the
17 Applicant.

18 MR. MPRAS: Emanuel Mpras for Hak,
19 LLC, trading as Midtown.

20 AGENT FLETCHER: Mr. Mpras, would
21 you spell your name for the court reporter,
22 please?

1 MR. MPRAS: I have provided it to
2 him in writing already.

3 AGENT FLETCHER: Thank you very
4 much.

5 And for ANC-2C.

6 MS. NICHOLS: It's 2B.

7 AGENT FLETCHER: It's 2B?

8 MS. NICHOLS: Yes. 2B-05.

9 AGENT FLETCHER: Let me change
10 that. Thank you. ANC-2B. Present on behalf
11 of ANC-2B.

12 MS. NICHOLS: I am Abigail Nichols
13 and I also have given the recorder my name.

14 AGENT FLETCHER: Thank you, Ms.
15 Nichols.

16 On behalf of a group of 17.

17 MR. NELSON: Carl, C-A-R-L,
18 Nelson, N-E-L-S-O-N.

19 AGENT FLETCHER: Thank you, Mr.
20 Nelson.

21 Your name, sir?

22 MR. SEQUEIRA: Diego Sequeira.

1 AGENT FLETCHER: D I E G O?

2 MR. SEQUEIRA: Yes.

3 AGENT FLETCHER: What's the last
4 name?

5 MR. SEQUEIRA: Sequeira, S-E-Q-U-
6 E-I-R-A.

7 AGENT FLETCHER: S-E-Q --

8 MR. SEQUEIRA: U-E-I-R-A.

9 AGENT FLETCHER: Okay. Thank you
10 very much.

11 ANC-2B has standing as the
12 protestant. Mr. Nelson, your group of 17 has
13 conditional standing which means that --

14 MR. NELSON: We have our five
15 here.

16 AGENT FLETCHER: Oh, you do?
17 Okay. Then if you would line up behind Mr.
18 Nelson and just state your name and spell it
19 for the record.

20 You were going to say something,
21 Mr. Mpras?

22 MR. MPRAS: I will. You'll give

1 me chance later.

2 AGENT FLETCHER: Okay.

3 MR. BAINES: Steven Baines, S-T-E-
4 V-E-N B-A-I-N-E-S.

5 AGENT FLETCHER: Thank you.

6 MS. STANLEY: Melissa Stanley, M-
7 E-L-I-S-S-A S-T-A-N-L-E-Y.

8 AGENT FLETCHER: Thank you.

9 MR. McMAHON: Thomas McMahon, T-H-
10 O-M-A-S M-C-M-A-H-O-N.

11 AGENT FLETCHER: Did you hear that
12 okay?

13 MR. McMAHON: I'm sorry?

14 AGENT FLETCHER: Could you spell
15 that one more time, your last name?

16 MR. McMAHON: M-C-M-A-H-O-N.

17 AGENT FLETCHER: Thank you.

18 Mr. Mpras, you were going to say
19 something?

20 Abigail Nichols?

21 MS. NICHOLS: I'm also in the
22 group of five as well.

1 AGENT FLETCHER: Yes, you are. I
2 should have said that but I knew that you
3 were. I know that you're a member of the
4 group of 17.

5 MR. MPRAS: Ma'am, one point I
6 want to bring up as far as the ANC protest is
7 that I represent the venue and they were never
8 given proper notice of the meeting.

9 AGENT FLETCHER: That would be
10 required for Citizen's Association but not a
11 requirement for the ANC. Thank you.

12 So each of you signed the protest
13 letter?

14 MR. MPRAS: Yes.

15 AGENT FLETCHER: Thank you very
16 much. You can have a seat. Thank you very
17 much.

18 So five from your group of 17 are
19 present. Mr. Nelson, that means that your
20 group is granted standing as a protestant.

21 We need to set a date for
22 mediation, the status hearing, and the protest

1 hearing. I'll give you the dates of the
2 status and protest hearing. The status
3 hearing is set for February 19th at 9:30. The
4 protest hearing is set for April 23, 2014 at
5 1:30.

6 MR. MPRAS: 1:00 p.m., ma'am?

7 AGENT FLETCHER: 1:30. For the
8 protest hearing it's 1:30.

9 MR. MPRAS: Thank you.

10 AGENT FLETCHER: Do you want to
11 say something, Mr. Nelson?

12 MR. NELSON: No, ma'am.

13 AGENT FLETCHER: We need to set a
14 date for mediation prior to February 19th.
15 February 10th. Actually, that's not good.

16 MR. MPRAS: Can we have it on the
17 6th by any chance?

18 AGENT FLETCHER: On the 6th? We
19 could do February 6th at 11:30. Does that
20 work for you?

21 MR. MPRAS: Yes.

22 AGENT FLETCHER: February 6th at

1 11:30. I've got mediation down for Thursday,
2 February 6th at 11:30.

3 Okay. Any questions? Thank you
4 for coming. The roll call hearing is
5 concluded.

6 (Whereupon, at 10:08 a.m. the
7 hearing was adjourned.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 8:6 Abigail 3:12 5:20 ABRA-072087 1:12 2:8 adjourned 8:7 adverse 2:10 agent 1:22 2:3,14 2:20 3:3,7,9,14,19 4:1,3,7,9,16 5:2,5 5:8,11,14,17 6:1,9 6:15 7:7,10,13,18 7:22 Alcoholic 1:3,19,19 ANC 6:6,11 ANC-2B 3:10,11 4:11 ANC-2C 3:5 Applicant 2:17 April 7:4 Association 6:10 Avenue 1:11 2:8</p>	<p>concluded 8:5 conditional 4:13 conducting 2:13 Connecticut 1:11 2:7 Control 1:3,19,19 court 2:21</p> <p style="text-align: center;">D</p> <p>D 4:1 D.C 1:21 2:14 date 6:21 7:14 dates 7:1 December 1:15 Diego 3:22 DISTRICT 1:1</p> <p style="text-align: center;">E</p> <p>E 4:1 E-I-R-A 4:6 E-L-I-S-S-A 5:7 Emanuel 2:18</p> <p style="text-align: center;">F</p> <p>far 6:6 February 7:3,14,15 7:19,22 8:2 five 4:14 5:22 6:18 Fletcher 1:22 2:3 2:12,20 3:3,7,9,14 3:19 4:1,3,7,9,16 5:2,5,8,11,14,17 6:1,9,15 7:7,10,13 7:18,22 forward 2:5</p> <p style="text-align: center;">G</p> <p>G 4:1 give 4:22 7:1 given 3:13 6:8 going 4:20 5:18 good 7:15 granted 6:20 group 3:16 4:12 5:22 6:4,18,20</p> <p style="text-align: center;">H</p> <p>Hak 1:10 2:6,18</p>	<p>hear 5:11 hearing 1:5,20 2:13 6:22 7:1,2,3,4,8 8:4,7</p> <p style="text-align: center;">I</p> <p>impact 2:10 Introductions 2:16 issues 2:10</p> <p style="text-align: center;">J</p> <p style="text-align: center;">K</p> <p>knew 6:2 know 6:3</p> <p style="text-align: center;">L</p> <p>La 1:21 2:12 letter 6:13 License 1:12,13 2:8 2:9 line 4:17 LLC 1:10 2:7,19</p> <p style="text-align: center;">M</p> <p>M 5:6 M-C-M-A-H-O-N 5:10,16 ma'am 6:5 7:6,12 matter 1:9 2:4,5 McMAHON 5:9,9 5:13,16 means 4:13 6:19 mediation 6:22 7:14 8:1 meeting 6:8 Melissa 5:6 member 6:3 met 1:19 Midtown 1:10 2:4,6 2:7,19 Mpras 2:18,18,20 3:1 4:21,22 5:18 6:5,14 7:6,9,16,21</p> <p style="text-align: center;">N</p> <p>N-E-L-S-O-N 3:18 N.W 1:11,21 2:8</p>	<p>name 2:12,21 3:13 3:21 4:4,18 5:15 need 6:21 7:13 Nelson 3:17,18,20 4:12,14,18 6:19 7:11,12 never 6:7 Nichols 3:6,8,12,12 3:15 5:20,21 notice 6:8</p> <p style="text-align: center;">O</p> <p>O 4:1 O-M-A-S 5:10 Official 2:14 Oh 4:16 okay 4:9,17 5:2,12 8:3 order 2:10</p> <p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-... 2:1 p.m 7:6 parties 2:3,5 peace 2:10 please 2:4,22 point 6:5 present 3:10 6:19 presiding 1:22 prior 7:14 proper 6:8 protest 2:9 6:6,12 6:22 7:2,4,8 protestant 4:12 6:20 provided 3:1 pursuant 2:14</p> <p style="text-align: center;">Q</p> <p>questions 8:3 quiet 2:11</p> <p style="text-align: center;">R</p> <p>record 4:19 recorder 3:13 Reeves 1:20 Renewal 1:13 2:9</p>	<p>reporter 2:21 represent 6:7 required 6:10 requirement 6:11 restaurant 2:4 Retailer 1:12 2:9 roll 1:5 2:13 8:4 Room 1:20</p> <p style="text-align: center;">S</p> <p>S-E-Q 4:7 S-E-Q-U 4:5 S-T-A-N-L-E-Y 5:7 S-T-E 5:3 seat 6:16 Sequeira 3:22,22 4:2,5,5,8 set 6:21 7:3,4,13 signed 6:12 sir 3:21 sorry 5:13 spell 2:21 4:18 5:14 standing 4:11,13 6:20 Stanley 5:6,6 state 4:18 status 6:22 7:2,2 Steven 5:3 Street 1:21</p> <p style="text-align: center;">T</p> <p>T-H 5:9 t/a 1:10 t 1:8,14 Thank 3:3,10,14,19 4:9 5:5,8,17 6:11 6:15,16 7:9 8:3 Thomas 5:9 Thursday 8:1 time 5:15 trading 2:7,19</p> <p style="text-align: center;">U</p> <p>U-E-I-R-A 4:8</p> <p style="text-align: center;">V</p> <p>V-E-N 5:4</p>
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