

1 GOVERNMENT OF THE DISTRICT OF COLUMBIA
2 ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
3 ALCOHOLIC BEVERAGE CONTROL BOARD

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6 IN THE MATTER OF: :
7 TAG Ventures, Inc. : Case #15-251-00225
8 t/a Bar 7 :
9 1015 7th Street Northwest :
10 License #82350 :
11 Retailer CT :
12 ANC 6E :

13 - - - - -X

14 Wednesday, April 27, 2016

15

16 Whereupon, the above-referenced matter
17 came on for hearing at the Alcoholic Beverage
18 Control Board, Reeves Center, 2000 14th Street,
19 N.W., Suite 400S, Washington, D.C. 20009.

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22

1 BOARD MEMBERS PRESENT

2 NICK ALBERTI, BOARD MEMBER

3 RUTHANNE MILLER, BOARD MEMBER

4 JAMES SHORT, BOARD MEMBER

5 MIKE SILVERSTEIN, BOARD MEMBER

6

7 ALSO PRESENT:

8 JASON PERU

9 DEBORAH PEARCE

10 ANDREW KLINE

11 TWEKE ALEMAYEHU

12 KRISHNA RAMSON

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

2 CHAIRPERSON ANDERSON: We now have a fact
3 finding hearing for Case #15-251-00225, Bar 7,
4 license #82350, will the parties please approach.
5 Will the parties please identify themselves for
6 the record starting to my, yeah, all right, go
7 ahead.

8 MR. PERU: ABRA investigator Jason Peru.

9 CHAIRPERSON ANDERSON: Good morning, Mr.
10 Peru.

11 MS. PEARCE: Lieutenant Deborah Pearce.

12 CHAIRPERSON ANDERSON: Good morning,
13 Lieutenant.

14 MR. KLINE: Good morning, Andrew Kline on
15 behalf of the licensee.

16 CHAIRPERSON ANDERSON: Good morning, Mr.
17 Kline.

18 MR. RAMSON: Good morning Board, Krishna
19 Ramson, Bar 7.

20 MR. ALEMAYEHU: Tweke Alemayehu, Bar 7.

21 CHAIRPERSON ANDERSON: Good morning, sir.
22 We have an investigation. The Board has called a

1 fact finding hearing because there was an
2 incident at the establishment and at least based
3 on the conclusion of the investigation report,
4 there are some concerns and the investigator
5 concluded that there was some dishonesty on the
6 part of one of the employees, so Investigator
7 Peru, can you just please bring us up to speed.
8 What happened at this establishment?

9 MR. PERU: I received an MPD report in
10 reference to an incident that occurred inside of
11 the establishment. The MPD report stated that
12 they responded to the hospital from reference to
13 an assault that occurred. So, we went there to
14 see the MPD report.

15 I then proceeded to Bar 7 to
16 investigate the matter, and upon arrival at Bar 7
17 I met with the ABC manager on duty, Krishna
18 Ramson and basically interviewed Mr. Ramson and
19 asked him to describe the events that occurred
20 the evening of the incident. The individual --
21 the results of the injury were someone was
22 stabbed outside of the establishment. So, I

1 asked Mr. Krishna regarding the incident. He
2 stated that he was aware of what happened the
3 night of the incident. He stated that the
4 altercation took place outside of the
5 establishment, that they were already closed. He
6 stated that he involved the patrons of his
7 establishment and also that it was -- the victim
8 was a cousin of one of the security officers that
9 worked for him.

10 He stated that the Bar 7 security
11 staff was able to get the fight under control and
12 disburse the crowd and that the victim was
13 transported to the hospital. He also provided me
14 with the incident report from Bar 7 for that
15 night. And at no time during the interview
16 speaking to Mr. Ramson did he describe his
17 involvement, stating that he was involved in the
18 fight, stating that he actually went outside to
19 assist in the altercation, that he had grabbed or
20 had tried stopping the fight.

21 The same night I then spoke to security
22 officer, Justin Spencer, who is actually the

1 cousin of the victim. His story -- his statement
2 to me was that fellow security officers attempted
3 to break up a fight between two male patrons
4 outside of the establishment and the suspect's
5 friend -- and the suspect's friends and the
6 cousin of the security officer. He stated that
7 he responded to assist -- Mr. Spencer said he
8 responded to assist the fellow security officer
9 and that he was attacked as well. He stated that
10 his cousin, Alonzo Barnes, was also across the
11 street waiting for him to get off work and saw
12 that he was being attacked. He said that his
13 cousin joined the fight to help him and then was
14 stabbed.

15 Mr. Spencer stated that his cousin was
16 transported to the hospital by some friends for
17 medical attention. I also spoke to the other
18 security officer that was involved in the
19 altercation, Mr. Glenwyn Johnson. He stated that
20 he saw the fight occurring outside and ran from
21 inside to outside to go assist the fight. He
22 said that they were able to disperse the crowd

1 but an unknown male suspect brandished a black
2 knife and began threatening other individuals in
3 the area. He stated that Mr. Barnes threw a
4 punch at the suspect and then was stabbed.

5 Mr. Johnson has stated that he observed a
6 black male adult get into a silver Infinity and
7 then drive off with his friends. He stated the
8 victim's cousin was transported to the hospital
9 and he stated that he did not call MPD. Mr.
10 Ramson provided me with a video copy of the
11 incident inside and outside of the establishment
12 with whatever camera views that we had.

13 After reviewing video of the incident I
14 can see that the establishment was empty and it
15 was closed, like he stated, but then I can see
16 that about 3:33 a.m. something happens outside
17 because all I can see is a large crowd kind of
18 gathering and reacting from the camera view.
19 Then approximately a minute later I see ABC
20 manager Ramson in video camera dragging an
21 unknown individual across the sidewalk. At 3:34,
22 almost 7 seconds later, security officer, Justin

1 Spencer, who I also interviewed, is seen on video
2 then grabbing that same individual and kind of
3 throwing him towards -- from the sidewalk towards
4 the street.

5 At approximately, you know, what is this,
6 now we're at 15 seconds later, the suspect --
7 what I assume is the suspect based on what we're
8 seeing on camera, appears in the camera and joins
9 his friend who is fighting the victim, Alonzo
10 Barnes. At 3:35 the crowd moves out of camera
11 view. At 3:44 someone moves the camera that's on
12 the street from the outside, the PTZ, you know it
13 tilts and zooms, someone moves it and then it's
14 focused on the staff standing outside.

15 So at 3:44 on camera I can see the staff
16 outside: Mr. Ramson, security officer Spencer,
17 security officer Johnson, and other unknown males
18 outside near the vehicle, speaking. And that was
19 important to me as well because there's no MPD on
20 the scene, present. When I got back to the
21 office I reviewed the security plan that the
22 establishment had and I also determined that

1 based on the security plan they violated that as
2 well for not preserving a crime scene and I also
3 added in that they had -- it states that all
4 management and security personnel must be ??
5 [inaudible 42:50] certified to maintain
6 employment, Bar 7 training consists of, but not
7 limited to, to include conflict resolution
8 training, procedures for handling a violent
9 incident and various other emergencies, and in my
10 opinion that was not handled properly. They did
11 not handle the incident the way it should have
12 been handled. That's all the information that I
13 have.

14 CHAIRPERSON ANDERSON: All right.
15 Lieutenant Pearce, I see that you're -- do you
16 have anything to add regarding the incident?

17 MS. PEARCE: No.

18 CHAIRPERSON ANDERSON: Do the Board
19 members have questions? Yes, Mr. Alberti. Hold
20 on, yes?

21 MR. PERU: When I ran this, Bar 7, there
22 was another stabbing incident that occurred

1 December 27th. Are you all aware of that
2 incident?

3 MS. PEARCE: No. It was December 27th
4 about 17 or about 5:41 p.m. on that date.

5 MR. SILVERSTEIN: Were the authorities
6 notified? We get so many reports coming through
7 and so --

8 MS. PEARCE: Oh, I understand.

9 MR. SILVERSTEIN: I apologize if we're
10 not completely on top of this.

11 MR. KLINE: For the record, the
12 establishment is not [inaudible 44:16].

13 MS. PEARCE: It doesn't appear that ABRA
14 was notified, but there was another stabbing
15 incident that occurred in and around that area --

16 MR. SILVERSTEIN: Okay.

17 MS. PEARCE: -- so it may not be related.

18 MR. SILVERSTEIN: Thank you. But it's
19 helpful to know, thank you.

20 CHAIRPERSON ANDERSON: Go ahead, Mr.
21 Alberti.

22 MR. ALBERTI: So, Investigator Peru, I

1 want to ask -- you saw the video, so I want to
2 get your impression of the video, but before I do
3 that I want to point out something that you left
4 out in your synopsis of what happened. And I
5 don't fault you for this, but after Mr. Spencer,
6 Justin Spencer, threw the guy across -- from the
7 sidewalk out into the street, all right, which
8 you mentioned, you said the fight continues, and
9 then according to your write-up you say, Justin
10 Spencer is seen walking away from the fight and
11 not trying to break it up as the fight continues,
12 so I don't want to ask a leading question.

13 I want to get your impression of the
14 actions of Mr. Ramson and Justin Spencer. The
15 claim is that they were out there to break up
16 this fight. Do you think that they were acting
17 effectively to break up the fight or do you have
18 another impression of their actions?

19 MR. PERU: Well based on, I see what
20 you're -- I left out in my -- in my camera view,
21 I wasn't trying to read the report verbatim, I
22 apologize.

1 MR. ALBERTI: No that's fine, I'm not
2 faulting you for it.

3 MR. PERU: But at 3:34 is seen an unknown
4 male who appears to be the suspect in the top of
5 the camera, he is fighting you see security
6 officer, Justin Spencer, who I interviewed. You
7 see him walking away from -- the opposite
8 direction from where the fight's occurring, so
9 based on what you see on video and after speaking
10 to everybody involved, you know with Justin --
11 the security officer, his cousin, who was the
12 ultimate victim in this and got stabbed,
13 unfortunately, once the fight turned on them and
14 they became security officers is almost -- it
15 turned into more of a fight between the security
16 officers and the original individuals who started
17 the fight.

18 You know -- they may have -- I say 'may
19 have' because there's no video to prove that.
20 You know, I'm not sure if, when the fight -- when
21 the last fight started breaking out when someone
22 was getting into a cab -- when that started,

1 there's no video of that. And that's when they
2 say they intervened to try and break this up, but
3 then all you see from there is actions as they're
4 just taking place, and you see the actions of Mr.
5 Spencer, you see the actions of Mr. Ramson, which
6 are -- I mean from Mr. Ramson dragging -- I don't
7 know who the individual was -- across the
8 sidewalk, you know, and then Mr. Spencer grabbing
9 that guy and throwing him towards the street, I
10 wouldn't say in any scenario that's the proper
11 way to handle a fight or detainment of a suspect
12 or individuals that are involved in a fight.

13 MR. ALBERTI: So, would you say their
14 actions were not -- did not appear to be
15 defensive actions?

16 MR. PERU: Correct. It -- it -- it,
17 correct. I mean, it's hard -- I didn't see them
18 being attacked on the video, right?

19 MR. ALBERTI: Right.

20 MR. PERU: So, all I see is just so --
21 the individual being -- unknown individual being
22 drug across the camera view. I mean, the camera

1 is very clear on those things that I put in my
2 report, you know -- I didn't want to speculate on
3 what other things that may have happened.

4 My concern after seeing the video, really
5 what drew me, was my concern of -- I wasn't told
6 any of this information, you know, whether it was
7 withheld or it was just not disclosed, you can
8 call it anything you want to call it, in my
9 opinion, when I spoke with the managers and we
10 went over the detail and spoke with everything,
11 and mind you I didn't see the whole video when I
12 was at the establishment.

13 He showed me that the club was empty and
14 he showed me that there was no video outside of
15 the primary area where the fight took place. Not
16 until I had to thoroughly review this to catch --
17 I mean it's a couple of seconds you see this
18 happen. Once I saw that, that's what my concern
19 was, was [inaudible 48:33] -- that I wasn't given
20 the whole story by the ABC manager or the
21 security officer, that they, I mean go to say
22 intentionally left these things out -- you know -

1 - and did not disclose that they were involved
2 and they had an involvement in the fight.

3 MR. ALBERTI: Thank you.

4 MR. PERU: It seemed to make it seem that
5 they responded to do the right thing and then the
6 right thing turned into someone getting stabbed,
7 that's what they made it seem when I spoke with
8 everybody and that was my impression when I left
9 the establishment, to be quite frank with you,
10 until I reviewed the video and that changed my
11 mind about what happened.

12 MR. ALBERTI: Thank you. And am I
13 correct that as far as we know at no time did
14 they call MPD?

15 MR. PERU: Correct, and MPD was not
16 notified, and they admitted to that as well. MPD
17 was not notified until -- like the procedure is
18 the emergency room called that a victim was
19 stabbed.

20 MR. ALBERTI: I just -- I see Mr. Kline
21 is here and I'm just going to make a quick
22 statement. My concerns here are twofold: One is

1 that the establishment was less than upfront
2 about what had transpired. The truth lies
3 somewhere between what they told the investigator
4 and what I'm -- the impression I have from
5 reading the synopsis of the video footage; and,
6 two, that this is clearly a case where MPD should
7 have been called. You see a fight outside, your
8 guards are going out, somebody needs to be
9 calling MPD. I'm sorry, this does not give me a
10 whole lot of confidence in the staff of this
11 establishment, and so I will -- I'll leave it at
12 that.

13 CHAIRPERSON ANDERSON: Are there any
14 other questions by any other Board members? Yes,
15 Mr. Short.

16 MR. SHORT: Good morning, Mr. Peru.

17 MR. PERU: Good morning, sir.

18 MR. SHORT: The security plan. Did you
19 get a chance to review it?

20 MR. PERU: Yes.

21 MR. SHORT: You did?

22 MR. PERU: Yes, uh --

1 MR. SHORT: Did it address how they are
2 supposed to handle violent incidents?

3 MR. PERU: Well, the security plan, which
4 I quoted in my report, I quoted that section
5 because that's the only section that discusses
6 the fact that they have all been properly trained
7 in that manner. It doesn't necessarily define
8 the steps of what that is. You know, it says on
9 the requirements -- on the requirements, like I
10 read earlier stating that they would have
11 conflict resolution training and procedures for
12 handling violent incidents and various other
13 emergencies. However, it says 'procedures for
14 crowd control, procedures for permitting patrons
15 to enter, but there's not a -- and there's
16 procedure #8, procedures for preserving a crime
17 scene, but nothing that breaks down what those
18 procedures are.

19 MR. SHORT: Okay, so they're not very --
20 they're not too plain or laid out as to --

21 MR. PERU: Correct.

22 MR. SHORT: -- specifics on what they

1 should do?

2 MR. PERU: Yes, sir.

3 MR. SHORT: And there's nothing in there
4 about contacting or calling emergency EMS or MPD
5 or --

6 MR. PERU: There is not, sir.

7 MR. SHORT: Okay. I guess the second
8 thing I was going to ask is do you have in report
9 that you were somewhat impeded or interfered
10 with? Is that true? Was that --

11 MR. PERU: My report is that I was given
12 misleading and false statements is what I was --
13 what I listed in my report. I did cite that in
14 my report, yes sir, for not being given the full
15 details of the incident and what actually
16 occurred from what I've seen on video and from
17 what ABC manager Ramson told me and the security
18 officers told me.

19 MR. SHORT: So, after reviewing the video
20 tape of the incident you considered the
21 information that you was given was not complete
22 or accurate?

1 MR. PERU: Yes, sir.

2 MR. SHORT: Thank you, that's all I have
3 Mr. Chair.

4 CHAIRPERSON ANDERSON: Yes, Ms. Miller.

5 MS. MILLER: Good morning, Mr. Peru.

6 MR. PERU: Good morning.

7 MS. MILLER: I just wanted to ask you,
8 your reference to the crime scene that should
9 have been preserved. Where was that?

10 MR. PERU: It would have to be outside,
11 is where the incident occurred, that they
12 obviously everyone involved -- security officers,
13 ABC manager, people were there that saw the
14 incident happen. They knew the victim. The
15 victim got put into a vehicle, you know, so
16 people saw the incident happen outside and next -
17 - the MPD not being called, that area where the
18 incident occurred I feel like is the crime scene,
19 whether it's inside or outside from the
20 establishment, you know, it still could have been
21 maintained until MPD was notified.

22 MS. MILLER: Okay. And my other question

1 is, were you told untruths or were you just told
2 incomplete information?

3 MR. PERU: I'm going to say it was a mix
4 of both. It was definitely a mix of both. It
5 was incomplete and the details about what
6 occurred and how it was handled was untrue.

7 MS. MILLER: Was there something
8 specifically that was told that happened that
9 didn't happen? Or was it just that they didn't
10 inform you of things that had happened.

11 MR. PERU: Well, if you read the
12 statements, I can go back and read them, you
13 know, verbatim if that will be helpful but Mr.
14 Ramson -- I'll take his statement. I know he's
15 present. So, he stated, you know, he was working
16 the night of the incident, he was aware of what
17 took place. So, I was aware. He told me he knew
18 what happened. He stated that the incident
19 happened outside after it was closed and empty,
20 that male patrons of the establishment got into
21 an altercation on the sidewalk which led to one
22 of the males striking the other male while he was

1 getting into a cab. He stated that Bar 7
2 security staff, not himself, security staff was
3 outside of the establishment on the sidewalk and
4 intervening in an attempt to break up the fight.
5 Mr. Ramson stated that the male suspect's friend
6 jumped in and began hitting the security officer
7 who was attempting to break up the fight. He
8 stated that the other security officer staff
9 responded to help their fellow officers. He
10 stated that the cousin of one of the vic -- the
11 security officer's -- was stabbed -- got involved
12 in a fight to help his cousin and got stabbed.
13 So, just reading the events of that statement, I
14 can't believe that that's what happened based on
15 looking at video. Not seeing the actual incident
16 outside -- you know -- not a lot being covered,
17 that's one thing, but seeing the response of the
18 security staff and the manager himself would tell
19 me that this is not an accurate statement to what
20 actually occurred, so --

21 MS. MILLER: Okay, thank you very much.
22 Thank you, Mr. Chairman.

1 CHAIRPERSON ANDERSON: Any other
2 questions by any Board members? Mr. Kline, do
3 you have anything to present on behalf of your
4 client?

5 MR. KLINE: I have a few questions.
6 Investigator Peru, you said that you were told
7 the altercation took place outside, correct?

8 MR. PERU: Yes, sir.

9 MR. KLINE: And that was true, correct?

10 MR. PERU: Yes, sir.

11 MR. KLINE: You were told that the place
12 was closed, correct?

13 MR. PERU: Yes, sir.

14 MR. KLINE: And that was true, correct?

15 MR. PERU: Yes, sir.

16 MR. KLINE: You were told it involved
17 patrons who had been in the establishment --

18 MR. PERU: Yes, sir.

19 MR. KLINE: -- and that was true,
20 correct?

21 MR. PERU: Yes, sir.

22 MR. KLINE: And you were told that it was

1 a victim -- the victim was a cousin of one of the
2 security officers?

3 MR. PERU: Yes, sir.

4 MR. KLINE: And that was true.

5 MR. PERU: Yes, sir.

6 MR. KLINE: And you were also told that
7 Bar 7 security personnel got the fight under
8 control.

9 MR. PERU: Yes, sir.

10 MR. KLINE: Do you have any reason to
11 believe that that's not true?

12 MR. PERU: If you look at video and seen
13 the fight occurring and the security officer who
14 I interviewed who said he was there walking in
15 the opposite direction from the actual fight, I
16 would say that's a failed attempt or no attempt
17 to actually break up that fight. So, that was
18 the last fight that I saw that you seen on
19 camera. Is that fight taking place and then Mr.
20 Spencer walking the opposite direction from the
21 fight occurring. Off camera is where his cousin
22 gets stabbed, so to answer your question, no that

1 wasn't an attempt to break up a fight, if I'm
2 seeing a security officer walk away from where
3 the fight's occurring.

4 MR. KLINE: Okay, but you admit that the
5 bulk of the activity took place off camera,
6 didn't it?

7 MR. PERU: The stabbing I believe took
8 place off -- off camera, Yes, sir.

9 MR. KLINE: Well, but if there was a
10 fight involving a bunch of individuals, you
11 didn't see that on camera did you?

12 MR. PERU: The -- the -- a brawl of sort
13 -- no, that was not seen on camera.

14 MR. KLINE: Okay, but you did say that on
15 the camera --

16 MR. ALBERTI: Mr. Kline, I hate to
17 interrupt you, but your question to him was the
18 fight off camera, you didn't see it. We don't
19 know that there was a fight off camera. All that
20 we know is there was a stabbing off camera, only
21 because there was a stabbing and we have evidence
22 of the stabbing, but we have no idea what

1 happened off camera.

2 MR. KLINE: Well, we do because, if I can
3 get to my next question --

4 MR. ALBERTI: All right, go ahead.

5 MR. KLINE: You saw people react to
6 something that happened off camera, didn't you?

7 MR. PERU: Yes, people reacted, Yes, sir.

8 MR. KLINE: Okay. And based on your
9 review of the video, the time sequence that you
10 describe, it's all happening very quickly isn't
11 it? It's all within a couple of minutes.

12 MR. PERU: Yes, sir.

13 MR. KLINE: Isn't that correct?

14 MR. PERU: Yes, sir.

15 MR. KLINE: Now, you were provided the
16 video promptly, correct?

17 MR. PERU: Yes, sir.

18 MR. KLINE: And the establishment was
19 otherwise cooperative in every question that you
20 asked, weren't they?

21 MR. PERU: They answered my questions,
22 yes.

1 MR. KLINE: They answered your questions.

2 MR. PERU: They did.

3 MR. KLINE: Is it -- is it perhaps
4 possible that you didn't ask enough questions, or
5 do you know what it was that you wanted to know
6 to complete your report?

7 MR. PERU: I'm going to say that it's
8 probably almost impossible.

9 MR. KLINE: All right, well, let me ask
10 you this. You had stated that misleading
11 statements were made to you. Please recite one
12 statement that was made to you that was
13 misleading.

14 MR. PERU: The total event breakdown from
15 Mr. Ramson and both security officers does not
16 coincide with the video and if all they saw --
17 when I spoke with Mr. Ramson and we went -- you
18 know -- and he showed me clips of the night of
19 the incident, we were on a clear understanding
20 that at that point from what he told me and what
21 I saw that not calling MPD was a problem and --
22 and a violation for not calling MPD. When I spo

1 -- he agreed that he knew that that was a
2 mistake, that they -- so he admitted to that. It
3 doesn't take away from the fact that didn't
4 happen. So, with that being said the total -- my
5 --0 the total questioning of the details and then
6 speaking to the officers - security officers --
7 separately, did a fight -- his statements that a
8 fight took place outside and that security -- you
9 know -- intervened, all of that, to me now, if
10 I'm seeing him involved in the incident, which
11 clearly -- if I'm asking you what happened the
12 night of the incident, your response would be a
13 fight happened and myself and security responded
14 to help with the fight. Even that statement
15 would have told me that he responded with his
16 staff. Even that statement would have said that
17 he was out there physically when it happened.
18 And then, even if he further said 'I was gonna --
19 I helped break the fight up' that statement would
20 even then lead me that 'okay he was involved to
21 help break it up' so when I see him on video
22 dragging the unknown person across camera view on

1 the sidewalk, that now I have to now believe as
2 an investigator that the information that I was
3 given up to that point is misleading or not
4 completely true and that is not -- yeah, not
5 completely true and incomplete, based on the fact
6 that he did not tell me that he responded -- he
7 went to help, he was involved, he grabbed
8 somebody -- you know. And which to me being that
9 there's video surveillance outside, obviously, I
10 mean -- you know, it obviously wasn't reviewed
11 completely by himself because he would have saw
12 himself on video, so -- you know -- with that
13 being said and then Justin Spencer, the security
14 officer, right? Who was saying he's breaking up
15 a fight and all this stuff and I see Justin
16 Spencer walking away in the opposite direction
17 from the altercation now I gotta question what
18 Justin's telling me. Justin is -- sure, Justin's
19 cousin was involved, Justin said his cousin
20 jumped in to help him, but now I see -- but now I
21 see security officer walking away from a fight.
22 So, now I gotta take from what he told me -- you

1 know, all I reported was facts. I didn't put my
2 opinion in here, I put what these guys told me,
3 and based on what they told me and based on what
4 I saw, they did not go together.

5 MR. KLINE: Can you recite one false
6 statement, one specific statement that was made
7 to you that was false?

8 MR. PERU: None of these statements can
9 be confirmed to be false or not false although
10 the -- the -- the incident on video confirms that
11 what they're saying didn't happen exactly the way
12 they're saying it and , like you pointed out, the
13 incident is off camera, the actual incident, so
14 there's no way to determine who broke up, who
15 started the fight, who tried to break it up or
16 anything else, so.

17 MR. KLINE: Can you answer my question,
18 which is can you cite one statement -- you've
19 said that there were false statements. Can you
20 identify one statement that was made to you that
21 was false?

22 MR. PERU: I can look through this whole

1 thing --

2 CHAIRPERSON ANDERSON: Mr. Kline, as you
3 know --

4 MR. KLINE: I'll move on.

5 CHAIRPERSON ANDERSON: I'm just saying,
6 but as you know this is not an adversarial
7 proceeding, we're trying to find information and
8 I -- I reviewed the report and I don't know what
9 happened in reviewing the report from the
10 investigator and so our goal is to find out what
11 happened, and so I think it would -- it would
12 help the Board if your client was to tell us to
13 fill in the gaps.

14 I think what the investigator stated was
15 that -- and I don't think -- at least from my
16 impression -- the investigator came at an
17 incident occurred, he asked, he was given the
18 version from the establishment what happened.
19 That's the version they gave him. He then got a
20 video and the video differed from the version
21 that was given to him so it leaves a question in
22 his mind exactly what's going on and I think

1 that's basically where I am currently, so I think
2 that -- in this fact finding hearing I want the
3 establishment to tell us -- to fill in the gaps,
4 so we can say 'you know what, you acted
5 appropriately and we're not going to do anything
6 or do we need to take further action'?

7 MR. ALBERTI: Mr. Chairman, I appreciate
8 that and I agree with that. It's a little hard
9 for an applicant to feel that this is non-
10 adversarial when the investigator reaches
11 conclusions that he's been misled and false
12 statements have been made and he can't point to a
13 single statement, so we'll move on from that but
14 I just have to say the posture of it looks like
15 it's not objective, conclusions have been made
16 that don't seem to be supported and I find it
17 useful to highlight that for the Board, but we'll
18 move on and at this time we're happy to try to
19 fill in the gaps as best we can and explain to
20 the Board what happened. Before we do that, we
21 do agree that Investigator Peru is correct and
22 Board member Alberti is correct, that this

1 establishment should have, and did not, notify
2 MPD after this incident occurred, and we concede
3 that. I mean that was -- in reviewing what went
4 on here there isn't any question about that, we
5 don't dispute that, and Mr. Ramson, I'm sure,
6 will tell you that that's not going to happen
7 again, but we recognize that so we need not spend
8 much time on that.

9 MR. ALBERTI: May I ask one more
10 question?

11 CHAIRPERSON ANDERSON: Go ahead, Mr.
12 Alberti.

13 MR. ALBERTI: So, just one quick question
14 Investigator Peru, Mr. Peru, it's hard to tell
15 'cause I didn't see the video and again the video
16 probably doesn't show everything, but on the
17 video did you see Mr. Ramson or Mr. Spencer being
18 attacked?

19 MR. PERU: No, there's no video of that.

20 MR. ALBERTI: But they did state that the
21 security guards were attacked.

22 MR. PERU: They said that the security

1 officers were involved, yes.

2 MR. ALBERTI: They were involved, didn't
3 say they were attacked?

4 MR. PERU: Well, the security officer
5 stated that --

6 MR. ALBERTI: Right.

7 MR. PERU: Yes -- yes -- yeah --

8 MR. ALBERTI: The security officer said
9 they were attacked.

10 MR. PERU: -- yes.

11 MR. ALBERTI: Okay. I don't know what
12 the means but I just, I think I need to clear
13 that up for myself, thank you.

14 CHAIRPERSON ANDERSON: Yes, Mr. Short.

15 MR. SHORT: Lieutenant, thank you for
16 your time this morning, thank you for your
17 service. You made the statement earlier -- so is
18 this your PSA?

19 MR. PERU: Yes, it is.

20 MR. SHORT: So, are you quite familiar
21 with most of the alcoholic beverage businesses in
22 that area?

1 MR. PERU: Yes.

2 MR. SHORT: Can you just give us a brief
3 synopsis of this business that's today for a fact
4 finding.

5 MR. PERU: We received, I believe, for
6 the year 2015, about 21 calls for disorderly and
7 fights in that area. We've had a stabbing on
8 December 12th. There was also -- you know --
9 you've also had -- you know -- a group of folks
10 fighting in a club. We also had an assault on a
11 police officer inside a club but other than that--

12 MR. SHORT: Assault on an officer inside
13 the club.

14 MR. PERU: Yeah, it looks to -- it looks
15 to be a patron in the bar needed an ambulance on
16 January 7, 2016, the sister of the patron was
17 disruptive to D.C. and fire and EMS and then
18 assaulted the MPD officer when she attempted to
19 remove the suspect from the ambulance, so it
20 occurred when she was outside in the ambulance
21 but it was also a patron from the club.

22 MR. SHORT: I do thank you for your

1 testimony. Thank you, Mr. Chair.

2 CHAIRPERSON ANDERSON: Thank you, Mr.
3 Short. Mr. Silverstein.

4 MR. SILVERSTEIN: I'm waiting to hear
5 from the licensees as to what they believe went
6 wrong and what they're going to do to correct it,
7 so I'm waiting for that.

8 MR. KLINE: Absolutely. First, I think
9 it appropriate, and I know the Board wants to
10 hear background on what went on that night, so
11 Mr. Ramson, would you tell the Board what
12 happened and what you observed and what your
13 participation was that evening?

14 MR. RAMSON: Good morning, Board. My
15 name is Krishna Ramson. The event that occurred
16 happened outside the establishment after we
17 closed. There were some patrons going into an
18 Uber: One male and, like, three females. As
19 they were getting into the vehicle, there was a
20 group of guys that was kind of going back and
21 forth with the gentleman. As the first group got
22 into the Uber, one guy in the aggressive party

1 ran in like kamikaze style jumped into the Uber
2 to attack the guy. Security was outside as we
3 were just kind of like crowd control, removing
4 them from the vehicle, and Uber removing them
5 from the vehicle it was in close proximity to the
6 curb. So, if you can kind of imagine the curb,
7 stepping out of the SUV he lost his footing, fell
8 down with the guy on the road, or the sidewalk --
9 road or sidewalk -- it was right on the edge.

10 At that point the group of the aggressors
11 attacked that one security, so they're fighting
12 him and punching him at that point. Several
13 other of our security guys start to separate them
14 and they was kind of detained for that split
15 second, the crowd backed up within the moments of
16 time. So, at that point there is a group of
17 people that's in front of -- like if you're
18 looking outside of our door to the left window --
19 that are, like, a pile of people. You know, you
20 have a group of five guys, our security, and the
21 patrons and we're trying to separate them. At
22 that point it's just a lot of punching and

1 kicking going on from the guys and we're trying
2 to either grasp them and just like, look,
3 identify ourselves, like "look, we work here" --
4 we're trying to separate it, it doesn't work.
5 There is one guy, as he's pulling, or he's got
6 one of our guys like in a headlock, I pulled him
7 with his leg and I dragged him to where -- Mr.
8 Peru is correct -- Agent Peru is correct -- I
9 pulled him to the side. As he got up to jump in
10 our face we kind of braced ourselves.

11 Mr. Spencer, Justin, just pushed him
12 towards the edge of the street. Now, mind you,
13 we're by the front of the -- very front of the
14 building as notated in the pictures and in the
15 video. The sidewalk, and in retrospect the
16 street, is probably at least eight feet away, so
17 it wasn't like we just hurled him out, so that is
18 correct to what he said. In the -- as things
19 started to despair, you know I called the guys
20 and "look let's try to stand down, let's try to -
21 - if we fall back and tell the guys, look "just
22 go home, go home" you see guys walking away -- my

1 staff walking away. At that moment, the
2 gentleman that did the stabbing went back to his
3 Infinity which was parked in front of -- excuse
4 me, I'm sorry -- Kinship Restaurant which is like
5 two doors down from us, or a door down from us.
6 Goes into his vehicle, comes out and brandishes a
7 knife. He says, 'who wants it with me?'

8 So, at this point he's swinging the
9 knife. But at that point, Justin's cousin, his
10 name is Mr. Alonzo Barnes, and him were in close
11 proximity. And I guess Alonzo, which I never met
12 until that evening, and I really didn't even meet
13 him that evening, I saw him in passing they got
14 into a verbal altercation and at that point we
15 don't know what to do if someone's brandishing a
16 knife. At that juncture we didn't know what to
17 do. He got cornered in front of Kinship in the
18 door of Kinship and he got stabbed one in the
19 side and one in the neck. As soon as that took
20 place, the big gentleman that is noted in the
21 report that was -- looked like someone was
22 walking away from, he grabbed the guy that did

1 the stabbing and said, 'come on, let's go.' They
2 got in their vehicle and they drove north onto
3 Georgia and Silver Spring.

4 At that point we were kinda like, in a
5 split second, we were all kinda like in awe and I
6 -- you know you're looking around -- and then the
7 guy says, the guy who got stabbed. His -- some
8 girl that was with that party said, "I think
9 you're bleeding." He didn't know -- he said, "I
10 am?" He looked at his shirt or whatever and had
11 blood on his hand. He said, "I gotta go" and
12 they literally jumped in their car, which was
13 parked like three cars down from where the
14 incident took place which was on the corner of
15 7th and New York, and they jumped in their car.

16 I went to address -- I turned to address
17 Justin, and I said, "what do you -- what are you
18 doing?" He said, "I gotta go, I gotta go get my
19 cousin." And at that point, I'm like, I'm stuck
20 at that point. And if you see in the video where
21 we're all kind of like huddling together. I do
22 recognize in hindsight that we should have

1 called, you know. But, you know, you're
2 concerned for someone's well-being and then all
3 of a sudden "how did this happen?" I kind of
4 lost track of it.

5 So, by no stretch of the imagination am I
6 trying to omit something or trying to avoid
7 calling MPD or what have you. That's the
8 [inaudible 1:13] that took place. Now, when Mr.
9 Peru came we did talk about it. I showed him the
10 video. I did fast track the video and just put
11 it in high speed because it happened within a
12 matter of minutes, so you can see it. But at no
13 stretch was I trying to omit something, because I
14 did see myself on the video several times. I'm
15 on there however many times, three times or four
16 times but I'm not trying to impede an
17 investigation or trying to derail the truth.

18 CHAIRPERSON ANDERSON: Let me ask you a
19 question, Mr. Ramson? Right?

20 MR. RAMSON: Yes, sir.

21 CHAIRPERSON ANDERSON: Have you had a
22 chance to review the report from the

1 investigator?

2 MR. RAMSON: Yes, sir.

3 CHAIRPERSON ANDERSON: So, do you agree
4 with everything in his -- in his synopsis of your
5 -- the conversation that he had with you, is that
6 correct, everything he stated in his report, is
7 that correct? So, what -- I mean -- Mr. Kline
8 can show you the report and so I want you to let
9 me know in his synopsis of his conversation with
10 you, what is it in that statement -- in that
11 statement do you disagree with? I'm asking you
12 about his synopsis of his conversation with you.

13 MR. RAMSON: You're asking about the
14 synopsis of it. Yes, I do agree with his
15 synopsis. I do disagree with him saying that I
16 falsified.

17 CHAIRPERSON ANDERSON: I haven't -- I
18 didn't get there, so I'm just asking you.

19 MR. RAMSON: I do agree with that though.

20 CHAIRPERSON ANDERSON: Now, in your -- by
21 looking at his synopsis of your statement and now
22 you're -- and you've had an opportunity to review

1 the video, is that correct?

2 MR. RAMSON: Yes, sir.

3 CHAIRPERSON ANDERSON: And put in your
4 report and reviewing the camera, the video, is
5 there anything that you believe that if you -- is
6 there anything that you believe that you could or
7 should have shared with the investigator if you
8 had to do it over again.

9 MR. RAMSON: I mean if I have to be
10 specific with the --

11 CHAIRPERSON ANDERSON: I'm not asking you
12 to be specific -- I'm not asking you to be
13 specific --

14 MR. RAMSON: In answering your question,
15 moving forward like, if there, from that
16 perspective, I would have said, "hey, I was in
17 this, in the report," but the video clearly
18 states that I was there. Because I think that's
19 what seems to be one of the things in question
20 about what took place.

21 CHAIRPERSON ANDERSON: Because I think
22 what you just explained, how you just explained

1 it, it does make sense, but that -- and that's
2 the reason I'm asking you if you agree with
3 what's in his report, because I think what Mr.
4 Kline was getting at was -- the investigator was
5 saying were there any false statements.

6 So what I'm just trying to find out from
7 you is, based on his review -- his synopsis of
8 what you told him and by reviewing the video
9 after -- I guess that's what I was asking, was if
10 you were to give him a report, seeing that, would
11 that change what you would have said to him
12 prior, when he interviewed you?

13 MR. RAMSON: At this juncture, yes.

14 CHAIRPERSON ANDERSON: All right.

15 Because, I mean -- and I'll say to you, when I
16 read it I'm just saying I didn't and when I see
17 the investigator said you were not being
18 truthful, I mean I'm not quite sure about what
19 but now that I'm hearing the whole story, I just
20 think you have to put yourself in the perspective
21 that if I spoke to you and you told me one thing
22 and then I go and see the video and the video

1 shows more than you have led me, then I'm -- I'm
2 just saying -- I would at least think in my mind
3 well, why didn't you tell me this? I mean, it
4 would have been much easier if you had shared all
5 of this with me so when I saw the video then I'm
6 not going to -- and I know you didn't see the
7 video and I understand it happened quickly, so
8 therefore maybe you didn't remember to tell him
9 everything, and that's basically where we are, at
10 least that's where I am anyway.

11 MR. RAMSON: Yes, sir. I think also,
12 too, I mean at the time you're just, I'm still
13 human, I'm going to make a mistake. I was wrong
14 for not calling MPD at that juncture, but I think
15 it's also a matter of like a [inaudible 1:17:26]
16 and how everything just happened so -- it
17 transpired so fast, you know. I mean hopefully,
18 looking forward, this doesn't happen again, but
19 in the event, you know, that took place I would
20 just know at that time and say, "hey,
21 Investigator Peru, or John Doe, or whomever, hey
22 this is -- I was in it or I was not in it, to my

1 knowledge this is what I know just so that we're
2 very transparent.

3 CHAIRPERSON ANDERSON: And this is all --
4 this is all this -- at least from my view, it is
5 the purpose of this hearing, just to find out
6 from your perspective what happened, because at
7 least when I read this I was still lost, and I
8 was still lost about what happened because I
9 never got the perspective in a sense and said,
10 okay, and I'm not blaming the investigator, so
11 Mr. Peru I just want to make sure that you don't
12 think that I -- relieved to hear that I think --

13 MR. RAMSON: No, I [inaudible 1:18:18]

14 CHAIRPERSON ANDERSON: Yeah, but I'm just
15 saying, I was saying 'okay, something is missing'
16 because I didn't see you getting back to him or
17 he getting back to you to say 'okay I've seen the
18 video, now I have seen the video, so I now need
19 to, I have now refreshed my recollection because
20 I've seen the video because all these things
21 happened, I wasn't thinking.' And as you said,
22 you're human, so now 'this is what really

1 happened -- this is what happened' and maybe we
2 wouldn't even have this fact finding today
3 because it would be a plausible explanation from
4 the establishment what was going on at that time.
5 At least that's my -- that's the way I see this.
6 The other Board members might differ, but that's
7 how I see it. Any other questions?

8 MR. SHORT: I have a couple.

9 CHAIRPERSON ANDERSON: Go ahead, Mr.
10 Short.

11 MR. SHORT: Good morning, Mr. Ramson.

12 MR. RAMSON: Mr. Short, how are you
13 doing?

14 MR. SHORT: How long have you been in
15 business? In this particular business?

16 MR. RAMSON: Since 1997.

17 MR. SHORT: Since 1997, you've been in
18 the same location?

19 MR. RAMSON: No, I started out with Mark
20 Barnes from Republic Gardens all the way up until
21 Park and then 2010.

22 MR. SHORT: So, you were on U Street with

1 Mark Barnes.

2 MR. RAMSON: Yes, sir.

3 MR. SHORT: Okay. Well, let me ask you
4 this question. How long have you been in the
5 business you are in now? How long have you been
6 there at this location?

7 MR. KLINE: Mr. Short, just to be clear
8 he is not the owner, he's the security director,
9 the owner is sitting over here, Mr. Taweke.

10 MR. SHORT: Okay, maybe I should be
11 directing it to Mr. Taweke?

12 MR. TAWEKE: Taweke.

13 MR. KLINE: Taweke, yes.

14 MR. SHORT: Mr. Taweke, please forgive
15 me, Mr. Taweke. Mr. Taweke, how long have you
16 owned the business there?

17 MR. TAWEKE: Since 2009.

18 MR. SHORT: Since 2009. Okay is this the
19 first fact finding hearing you've had with this
20 Board?

21 MR. TAWEKE: This is the second time,
22 sir.

1 MR. SHORT: Second time. Have you ever
2 been closed by the police chief before for this
3 type of situation?

4 MR. KLINE: Yes.

5 MR. TAWKEKE: Yes.

6 MR. SHORT: Can I ask you what you did
7 differently at this incident that you'd done
8 since you had your first hearing -- your first
9 closing from the police department?

10 Is there anything different that you did
11 or your security did at this incident since
12 you've had another one? I think that was in
13 2013.

14 MR. TAWKEKE: Yes.

15 MR. SHORT: So, what lesson did you learn
16 from 2013?

17 MR. TAWKEKE: I should have called MPD on
18 any kind of incident if our security could not
19 handle.

20 MR. SHORT: Okay, let me be clear. In
21 2013, at that incident, did someone call the
22 police?

1 MR. TAWEKE: Yes, sir.

2 MR. SHORT: But they didn't call this
3 time?

4 MR. TAWEKE: Yes, sir.

5 MR. SHORT: Can you give me a reason why
6 the police department was not called?

7 MR. TAWEKE: I think it's a lack of
8 judgment, sir.

9 UNKNOWN SPEAKER: Pardon me?

10 MR. TAWEKE: It's a lack of judgment.

11 MR. SHORT: Okay, do you think training
12 might have something to do with that?

13 MR. TAWEKE: I would say yes, yes sir.

14 MR. SHORT: How much training does your
15 security get, or a person under your employ. How
16 much security training do they get?

17 MR. TAWEKE: They do get HOST training by
18 the company.

19 MR. SHORT: HOST training?

20 MR. TAWEKE: Yes.

21 MR. SHORT: And so the document that was
22 provided for us as your security plan, is there

1 something in that document that says when you
2 have an incident that you call MPD?

3 MR. TAWEKE: It is supposed to be, Yes,
4 sir.

5 MR. SHORT: Does it or doesn't it?

6 MR. TAWEKE: It doesn't say specifically
7 on the security plan, but we should have.

8 MR. SHORT: Okay, someone was stabbed on
9 the street in front of your location.

10 MR. TAWEKE: Yes, sir.

11 MR. SHORT: Do you or any of your
12 employees know the person who was accused of
13 stabbing or the person that got stabbed?

14 MR. TAWEKE: Yes, the person that got
15 stabbed was one of our security's cousins. The
16 person that was doing the stabbing we don't know.

17 MR. SHORT: Okay, so with that person who
18 got stabbed, is the security person's cousin. Is
19 he a regular customer of your business?

20 MR. SHORT: He's not a customer?

21 MR. TAWEKE: No.

22 MR. SHORT: Does he ever work security

1 for you?

2 MR. TAWKEKE: No.

3 MR. SHORT: He's just a cousin of the
4 security person?

5 MR. TAWKEKE: Yes, sir.

6 MR. SHORT: Okay. I guess, also I wanted
7 to ask you are you familiar with the RDO program?
8 The reimbursable FCD program, are you familiar
9 with that?

10 MR. TAWKEKE: Yes, sir.

11 MR. SHORT: Have you ever -- have you
12 ever thought about employing them or having them
13 work for you?

14 MR. TAWKEKE: Yes, shortly after this
15 incident happened we moved ahead and started
16 having a police detail.

17 MR. SHORT: So, you have had interaction
18 with them regarding RDO? Them, being MPD.

19 MR. TAWKEKE: Yes, sir. After this
20 incident we already [inaudible 1:23].

21 MR. SHORT: So, can you tell this Board
22 just what -- what does that incur? What are you

1 going to do as far as that -- you've talked with
2 them, what's.

3 MR. KLINE: They've been doing every
4 Friday and Saturday night since this incident.

5 MR. SHORT: Okay.

6 MR. KLINE: We were going to get to that.

7 MR. SHORT: I was trying to get that
8 information Mr. Kline, thank you.

9 MR. KLINE: Yep, that's --

10 MR. SHORT: So, I ask again what exactly
11 is going on with you and RDO now?

12 MR. TAWEKE: The RDO makes crowd control
13 better, feel safe.

14 MR. SHORT: Okay. Have you thought about
15 redoing your security plan?

16 MR. KLINE: Mr. Short, if I may, just to
17 short circuit this. The answer is yes, we're
18 going to beef up and make a full plan. MPD is to
19 be notified. Right now, the plan technically
20 meets the requirements of the statute and the
21 Board approved it and it meets the minimum but
22 yes, we are going to look at that and we're going

1 to make changes to that, so that it's real clear
2 as to when MPD should be called.

3 MR. SHORT: Okay, since you answered that
4 for him, are you going to follow up on some new
5 training or retraining?

6 MR. KLINE: And that's been done as well.
7 As a matter of fact, HOST and you may not be
8 familiar with it, and a couple of the other Board
9 members may, HOST Security is run by retired
10 police officer, Robert Smith. He is out of San
11 Diego. It is a two-day training course that's
12 probably one of the longer training courses that
13 I've seen. I've sat through about half of it. I
14 think, as I said, a couple of Board members are
15 probably familiar with it. It's very good
16 training. After this incident, they had everyone
17 be retrained and had everyone trained after this
18 incident, so the answer to that is yes, that's
19 already been done. And we have the certificates
20 and we can proffer them.

21 MR. SHORT: Okay, well, can you produce
22 those for the Board if you don't mind?

1 MR. KLINE: Absolutely.

2 MR. SHORT: And I guess you're going to
3 be submitting the new plan for review also?

4 MR. KLINE: We'll tweak the plan and
5 we'll submit it to the Board for review,
6 absolutely.

7 MR. SHORT: Okay, and a plan for the
8 cameras, provided everything the investigator
9 wanted?

10 MR. KLINE: We believe so. I mean
11 [inaudible 1:25:35] turned over to the Board and
12 as I understand there is no issue with that.

13 MR. SHORT: Okay, that does answer a lot
14 of my questions. Hopefully we won't be here
15 again for another one of these and that the RDO
16 will assist the new security plan will assist,
17 and the responsibilities of owning an ABC license
18 in the District of Columbia will weigh a little
19 heavier on the owner. Thank you that's all I
20 have, Mr. Chair.

21 CHAIRPERSON ANDERSON: Thank you Mr.
22 Short. Ms. Miller.

1 MS. MILLER: Oh, okay, most of my
2 questions were asked and answered, but I just
3 have a couple of follow-ups. So the cameras -- I
4 heard I thought that the camera didn't cover the
5 site. And I also thought I heard that somebody
6 moved a camera outside. So I just wanted to ask
7 whether you can explain that, why either the site
8 was out of the range of the video or whether
9 because it was moved or something by someone
10 where it was turned on the staff instead of the
11 fight or something? Can you address that?

12 MR. RAMSON: Ms. Miller, I can answer
13 those questions.

14 MS. MILLER: Thank you.

15 MR. RAMSON: The range of the fight was
16 beyond the scope of the cameras.

17 MS. MILLER: Okay.

18 MR. RAMSON: However, the PTZ to pan and
19 tilt and zoom, which Investigator Peru speaks of,
20 it was moved. One of the other managers was just
21 I guess surveying the land, but this was actually
22 after everything had took place. That camera is

1 normally a fixed position facing the way that our
2 doors are routed -- you know, people are routed
3 for the queues for them to come in and be
4 searched and so forth and check the IDs.

5 MS. MILLER: Okay.

6 MR. RAMSON: So, that's the explanation.

7 MS. MILLER: Thank you very much. And my
8 only other question is were you outside for the
9 whole duration of the incident from before it
10 started or when it started until it ended?

11 MR. RAMSON: No, I didn't get outside
12 until I saw some commotion outside from the
13 inside. At that point when we light up -- you
14 know, closing people out and just -- you know --
15 farewelling the last set of patrons or whatnot
16 that we have, at that point we kind of saw some
17 things happen, then I went outside.

18 MS. MILLER: Okay. Thank you. Okay.
19 Thank you very much.

20 CHAIRPERSON ANDERSON: All right, thank
21 you. Mr. Kline, what information is it that
22 you're going to provide? I know that Mr. Short

1 had asked some questions. What information did
2 you say you're going to provide for the Board.

3 MR. KLINE: We are going to provide the
4 HOST Training certificates reflecting the recent
5 training that was done and the training after the
6 incident. That was done and we're also going to
7 provide an updated security plan. We will look
8 at it. Certainly, it will include clarifying
9 exactly when MPD needs to be called and we'll
10 also look into if there are any other areas that
11 need to be beefed up.

12 CHAIRPERSON ANDERSON: Can you also -- is
13 it possible for you to provide us a diagram of
14 the camera locations?

15 MR. KLINE: Yeah, I think it's already
16 part of the security plan but we'll look at that
17 and make sure that you have it and it's accurate.
18 It's like second to the last paragraph on the
19 last page.

20 CHAIRPERSON ANDERSON: Okay, well I don't
21 have it in front of me so, therefore --

22 MR. KLINE: It will be attached to the

1 report as part of the security plan.

2 MR. SHORT: Mr. Kline, if I may ask, if
3 that would include EMS calls also, correct?

4 MR. KLINE: Yes. Yeah.

5 MR. SHORT: Mpd and EMS?

6 MR. KLINE: Absolutely.

7 MR. SHORT: Medical services?

8 MR. KLINE: Definitely

9 CHAIRPERSON ANDERSON: There's no diagram
10 in this.

11 MR. RAMSON: It was stated in the
12 security plan, sir.

13 CHAIRPERSON ANDERSON: What does it say?

14 MR. KLINE: The video cameras and their
15 positions. I thought that was what you were
16 asking.

17 MR. KLINE: We'll get you a drawing.
18 That's fine.

19 MR. SHORT: Yeah, it's just not --

20 CHAIRPERSON ANDERSON: I think Mr. Kline
21 will let you know what it is that we're asking
22 for and I mean, this is a request, I mean we

1 can't order you to do anything and you can
2 volunteer to help the Board, to assist the Board
3 in providing information, so we'll appreciate
4 that. Prior to closing.

5 MR. SHORT: One other thing, Mr. Chair,
6 if you don't mind. Also, it might help if the
7 investigator comes out and looks at those angles
8 so if there's any blind spots or anything outside
9 or inside that could capture that they didn't
10 capture before, the investigator would probably
11 be very happy to come out and give you a hand
12 with that.

13 MR. KLINE: We're happy to work with the
14 investigator and in response to your earlier
15 comment, and I want to be real clear about this,
16 Mr. Taweke does take very seriously his
17 responsibilities as an ABC licensee. That is why
18 long before we were here he updated his training,
19 he started using the MPD reimbursable detail when
20 he thought it was appropriate. I went in there -
21 - this man takes this very seriously. We do not
22 take this lightly. He does not like being here

1 and we hope not to be here again and we hope
2 we've satisfied you but he will cooperate with
3 you in any way possible, we will provide the
4 things that you requested. If the investigator
5 wants to come out and look at the camera
6 placement, or any other aspects, we're happy to
7 work with him.

8 CHAIRPERSON ANDERSON: Thank you for the
9 representation, Mr. Kline. Now, let's turn to
10 Lieutenant Pearce. Since you're here, is there
11 any closing comments or statements you'd like to
12 make?

13 MS. PEARCE: I'm good, sir, thank you.

14 CHAIRPERSON ANDERSON: And I see another
15 officer here. He's just here for --

16 MS. PEARCE: He's helping me out.

17 CHAIRPERSON ANDERSON: Okay. All right,
18 I just want to be sure. I appreciate you being
19 here so I don't want you to think that you show
20 up and you didn't add anything to the proceeding.

21 MS. PEARCE: Mr. Short has some questions
22 for him.

1 CHAIRPERSON ANDERSON: All right. Mr.
2 Short will always have questions for security for
3 the public safety folks in D.C. government, thank
4 you. I mean, I basically make a motion that we
5 take no further action in this matter. Any -- is
6 that a consensus of the Board? Second?

7 MS. MILLER: I would second that.

8 CHAIRPERSON ANDERSON: Is that the
9 consensus? I mean, all those in favor. [chorus
10 of ayes].

11 All right. The Board will take no
12 further action, but we do appreciate that and
13 I'll await you presenting us the information that
14 you provided and thank you very much for coming.

15 I know it's never easy to come in front
16 of the Board, but as I said, I read through the
17 report, I was at a loss and so your testimony
18 here today basically filled in the details and
19 what I would ask in the future, if -- once, you
20 know, you gave the report to the investigator, if
21 you go back and you -- once you view the video
22 maybe you need to call him and say 'you know

1 what? I've reviewed the video and I forgot about
2 this and maybe this is something that --" because
3 it would not leave the question in his mind once
4 he saw the video and it's just -- yes, sir, go
5 ahead.

6 MR. RAMSON: I did take that for granted.
7 I was aware of it in the video, I just assumed at
8 that junction when we submitted the video that it
9 was all inclusive but I was not trying to hide
10 anything.

11 CHAIRPERSON ANDERSON: Well, you know you
12 should never assume.

13 MR. KLINE: If investigator Peru had any
14 questions of the licensee after reviewing the
15 video, we're happy to --

16 CHAIRPERSON ANDERSON: Well, I'm just
17 saying -- I'm saying both parties there were --
18 something was left and that's all I'm saying and
19 that's one of the reasons why I think. But thank
20 you very much for appearing here this morning.

21 MR. KLINE: Thank you.

22 CHAIRPERSON ANDERSON: I'll give you a

1 break for a little bit. Mr. Kline, I'm going to
2 call another case and then I'll call you but that
3 should be about five minutes.