

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF PUBLIC HEARINGS
CALENDAR

WEDNESDAY, JULY 24, 2013
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009

Ruthanne Miller, Chairperson

Members:

Nick Alberti, Donald Brooks, Herman Jones, Mike Silverstein

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00092

Busboys of Takoma, LLC, t/a Busboys & Poets

235 Carroll Street NW

License #92008

Retailer CR

ANC 4B

New Application

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00081

The Historic Georgetown Club, Inc., t/a Georgetown Club at Suter

1530 Wisconsin Ave NW

License #779

Retailer CX

ANC 2E

Renewal Application

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00088

Dos Ventures, LLC, t/a Riverfront at the Ballpark
25 Potomac Ave SE
License #92040
Retailer CT
ANC 6D
New Application

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00058

Matchbox Capitol Hill, LLC, t/a Matchbox
521 8th Street SE
License #79276
Retailer CR
ANC 6B
Renewal Application

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00077

Sami Restaurant, LLC, t/a Bistro 18
2420 18th Street NW
License #86876
Retailer CR
ANC 1C
Renewal Application

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00051

TBM Holdings, LLC, t/a TruOrleans
400 H Street NE
License #86210
Retailer CR
ANC 6C

Renewal Application

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00067

RS of Washington DC, LLC, t/a Zengo
781 7th Street NW
License #73795
Retailer CR
ANC 2C

Renewal Application

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00027

2100, LLC, t/a La Fonda
2100 14th Street NW
License #85469
Retailer CR
ANC 1B

Renewal Application

Show Cause Hearing (Status)

9:30 AM

Case # 13-251-00009

PTC, Inc., t/a Roadside Café
2101 Benning Road NE
License #88358
Retailer Caterer
ANC 7D

Sold, Delivered and Served Alcoholic Beverages for Consumption at a Catered Event, No ABC Manager on Duty, Failed to Take Steps Necessary to Ascertain Legal Drinking Age, Stored Alcoholic Beverages in the District of Columbia Without Boards Approval, Failed to File Semiannual Caterer's Report, Substantial Change without Board's Approval, Failed to Keep and Maintain Records for Inspection, Removed Unsealed Containers of Alcoholic Beverages from the Premises

Show Cause Hearing (Status)

9:30 AM

Case # 13-CMP-00177

MYRB Corporation, t/a Geranium Market
7350 Georgia Ave NW
License #60723
Retailer B
ANC 4A
Sold Go-Cups

Show Cause Hearing (Status)

9:30 AM

Case # 13-CMP-00126

Chez Aunty Libe, LLC, t/a Chez Aunty Libe Restaurant
6115 Georgia Ave NW
License #89030
Retailer DR
ANC 4B

Failed to File Quarterly Statements (4th Quarter 2012)

This hearing will be cancelled due to the cancellation of the Repondent's license on May 15, 2013.

Show Cause Hearing (Status)

9:30 AM

Case # 13-CMP-00006

Sula, LLC, t/a Masa 14
1825 14th Street NW
License #81469
Retailer CR
ANC 1B
Failed to File Quarterly Statements (3rd Quarter 2012)

Show Cause Hearing

10:00 AM

Case # 13-AUD-00002

Sisy's Salvadoran and Mexican Restaurant, Inc., t/a Sisy's
3911 14th Street NW
License #76125
Retailer CR
ANC 4C
Failed to Maintain Books and Records

Show Cause Hearing

11:00 AM

Case # 13-CMP-00012

Bee Hive, LLC, t/a Sticky Rice
1224 H Street NE
License #72783
Retailer CR
ANC 6A
**Failed to Allow an ABRA Investigator to Enter or Inspect Without Delay or
Otherwise Interfered with an Investigation**

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Show Cause Hearing

1:30 PM

Case # 12-CMP-00634

Biergarten Haus, Inc., t/a Biergarten Haus, Inc.
1355 H Street NE
License #83695
Retailer CT
ANC 6A

Permitted Patrons to Take Alcoholic Beverages off the Premises

Protest Hearing

2:30 PM

Case # 13-PRO-00063

SST Management, LLC, t/a Bin 1301 Wine Bar
1301 U Street NW
License #91682
Retailer CT
ANC 1B

New Application

Fact Finding Hearing*

3:30 PM

Temporary License Application

Applicant: Angelo H. Soares, on behalf of Food Truck Association of
Metropolitan Washington

Neighborhood: 1100 Alabama Ave SE

Date of Event: July 27, 2013

Size of Event: 5,000 attendees

Fact Finding Hearing*

4:00 PM

Temporary License Application
Applicant: Daniel E. Kirner, on behalf of Drink the District, LLC
Neighborhood: 500 New York Ave NW
Date of Events: July 27-28, 2013
Size of Event: 3,750 attendees

Fact Finding Hearing*

4:30 PM

Notta Bike or Bar, LLC, t/a Meridian Pint
3400 11th Street NW
License #80606
Retailer CT
ANC 1A
One Day Substantial Change Application
Date of Event: July 27 2013
Size of Event: 5,000 attendees

**The public hearings listed above were not published in the D.C. Register.*

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
AGENDA

WEDNESDAY, JULY 24, 2013 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of requests dated July 9, 2013, July 10, 2013 and July 15, 2013 from E& J Gallo Winery for approval to provide retailers with products valued at more than \$50 and less than \$500.

2. Review of New Caterer's License Application. *Aramark Educational Services at American University*, 3500 Massachusetts Avenue NW Caterer, Lic.#: 92633. *Continued from the July 10, 2013 Supplemental Agenda.*

3. Review of letter, dated July 2, 2013, from a group of residents requesting that the Board deny Aramark Educational Services at American University's catering application. *Aramark Educational Services at American University*, 3500 Massachusetts Avenue NW Caterer, Lic.#: 92633. *Continued from the July 10, 2013 Supplemental Agenda.*

4. Review of letter, dated July 5, 2013, from Elwyn Ferris regarding the lack of notification for the Settlement Agreement Termination application for Policy from both the Licensee and ABRA. Mr. Ferris is also requesting permission to reinstate his request for the Board to deny the Licensee's application. *Policy*, 1904 14th Street NW Retailer CR03, Lic.#: 76804. *Continued from the July 10, 2013 Supplemental Agenda.*

5. Review of letter, dated July 5, 2013, from Tanya Barbour regarding the lack of notification for the Settlement Agreement Termination application for Policy from both the Licensee and ABRA. Ms. Barbour is also requesting permission to reinstate his request for the Board to deny the Licensee's application. *Policy*, 1904 14th Street NW Retailer CR03, Lic.#: 76804. *Continued from the July 10, 2013 Supplemental Agenda.*

6. Review of letter, dated July 1, 2013, from Ramon Estrada regarding the lack of notification for the Settlement Agreement Termination application for Policy from both the Licensee and ABRA. Mr. Estrada is also requesting permission to reinstate his request for the Board to deny the Licensee's application. *Policy*, 1904 14th Street NW Retailer CR03, Lic.#: 76804. *Continued from the July 10, 2013 Supplemental Agenda.*

Board's Agenda – July 24, 2013 - Page 2

7. Review of Settlement Agreement, dated July 10, 2013, between Ruby Tuesday #5320 and ANC 1A. **Ruby Tuesday #5320**, 3365 14th Street NW Retailer CR02, Lic.#: 75456.*
-

8. Review of Settlement Agreement, dated July 8, 2013, between Agua 301 and ANC 6D. **Agua 301**, 301 Water Street SE Retailer CR02, Lic.#: 92094.*
-

9. Review of Settlement Agreement, dated June 19, 2013, between Sonoma and ANC 6B. **Sonoma**, 223 Pennsylvania Avenue SE Retailer CR02, Lic.#: 72017.*
-

10. Review of Change of Hours Application to Add Sunday and increase Hours of Operation and Alcoholic beverage Sales/Service. **Hours of Operation and Hours of Alcoholic beverage Sales/Service:** Sunday 11 am – 7pm, Monday through Saturday 10 am – 10 pm. No pending citation. No investigation matters. No conflict with Settlement Agreement. ANC 6B. **Capitol Hill Wine and Spirits**, 323 Pennsylvania Ave, SE, Retailer A, Lic# 81749.
-

11. Review of Change of Hours Application to Add Sunday. **Hours of Operation and Hours of Alcoholic beverage Sales/Service:** Sunday through Saturday 9 am – 10 pm. No pending citation. No investigation matters. No Settlement Agreement. ANC 7D. **Benning Liquors**, 3445 Benning Rd. NE, Retailer A, Lic# 78782.
-

12. Review of Change of Hours Application to Add Sunday. **Hours of Operation and Hours of Alcoholic beverage Sales/Service:** Sunday 9 am – 9 pm, Monday through Saturday 7 am – 12 am. No pending citation. No investigation matters. No Settlement Agreement. ANC 3B. **Lax Wine and Spirits**, 3035 Naylor Rd. SE, Retailer A, Lic# 82054.
-

13. Review of Change of Hours Application for Inside premise and outside Sidewalk Café. **Hours of Operation for inside Premise:** Sunday 11 am – 2 am, Monday through Thursday 5 pm – 2 am and Friday 5 pm – 4 am and Saturday 11:30 am – 4 am. **Hours of Hours of Alcoholic beverage Sales/Service inside Premise:** Sunday 11 am – 2 am, Monday through Thursday 5 pm – 2 am and Friday 5 pm – 3 am and Saturday 11:30 am – 3 am. **Hours of Operation and Hours of Alcoholic beverage Sales/Service for outside Sidewalk Café:** Sunday 11 am – 2 am, Monday through Thursday 5 pm – 2 am and Friday 5 pm – 3 am and Saturday 11 am – 3 am. No pending citation. No investigation matters. No conflict with Settlement Agreement. ANC 1C. **Duplex Diner**, 2004 18th St. NW, Retailer CR01, Lic# 88303.
-

Board's Agenda – July 24, 2013 - Page 2

14. Review of Entertainment Endorsement Application. ***Proposed Entertainment Hours:*** Sunday through Thursday 6 pm – 2 am and Friday & Saturday 6 pm – 3 am. No pending citation. No investigation matters. No conflict with Settlement Agreement. ANC 1C. ***Duplex Diner***, 2004 18th St. NW, Retailer CR01, Lic# 88303.

15. Review of Summer Garden Application for 16 seats. ***Proposed Hours of Operation and Hours of Alcoholic beverage Sales/Service:*** Sunday through Saturday 10 am – 12 am. No pending citation. No investigation matters. There is a conflict with Settlement Agreement. ANC 6B. (405.1) ***Rose Luxury***, 717 8th St. SE, Retailer CR01, Lic#: 90884.

16. Review of letter, 6/14/13, requesting to expand to the 3rd floor and increase the occupancy to 149. ***Current Hours of Operation and Hours of Alcoholic beverage Sales/Service:*** Sunday through Thursday 10 am – 2 am, and Friday & Saturday 10 am – 3 am. No pending citation. No investigation matters. No conflict with Settlement Agreement. ANC 1B. ***Black Cat***, 1811 14th St. NW, Retailer CX, Lic#: 60476.

17. Review of letter, 5/6/13, requesting to expand the current sidewalk café to include an additional 12 seats. ***Current Hours of Operation and Hours of Alcoholic beverage Sales/Service:*** Sunday through Saturday 10:30 am – 10:30 pm. No pending citation. No investigation matters. No Settlement Agreement. ANC 2F. ***Siroc***, 915 15th St NW, Retailer CR01, Lic#: 80975.

18. Review of Applications for a Retailer Class A license submitted by Savita Malhotra using 401 M, LLC which was previously used by her husband Ajay Malhotra, who is 100% stock holder and currently a licensee of 909 NJ, LLC t/a Harry's Reserve. In addition, the daughter Aisya Malhotra has recently applied for a Retailer Class A license that is pending.

*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
INVESTIGATIVE AGENDA

WEDNESDAY, JULY 24, 2013
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

On July 24, 2013 at 4:00 pm, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed "to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations."

1. Case#13-251-00073 Nanny O'Brien's Irish Pub, 3319 CONNECTICUT AVE NW Retailer C Tavern, License#: ABRA-076279

2. Case#13-CC-00037 Town House Tavern Restaurant, 1637 R ST NW Retailer C Restaurant, License#: ABRA-024682

3. Case#13-CC-00036 Top Spanish Cafe & Catering, 3541 GEORGIA AVE NW Retailer C Restaurant, License#: ABRA-084580

4. Case#13-CMP-00272 Taste, 1812 Hamlin ST NE Retailer C Tavern, License#: ABRA-086011

5. Case#13-CMP-00250 The Blaguard, 2003 18TH ST NW Retailer C Restaurant, License#: ABRA-086012
