

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, AUGUST 8, 2012
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

Ruthanne Miller, Chairperson

Members:

Nick Alberti, Donald Brooks, Herman Jones, Calvin Nophlin, Mike Silverstein

Protest Hearing (Status)

9:30 AM

Case # 12-PRO-00051

Sun Ok Kim, t/a Strand Liquors

605 Division Ave NE

License #9272

Retailer A

ANC 7C

Renewal Application

**Disposition: The Board scheduled the Protest Hearing for October 10, 2012
at 4:00 pm.**

Show Cause Hearing (Status)

9:30 AM

Case # 12-251-00064

Lace Hospitality, LLC, t/a Lace

2214 Rhode Island Ave NE

License #76369

Retailer CT

ANC 5A

Substantial Change (Operating After Hours)

**Disposition: The Board scheduled the Show Cause Hearing for October 31,
2012 at 10:00 am.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00468

Shu Kwan Ng, t/a Chinatown Market
521 H Street NW
License #19616
Retailer B
ANC 6C

Permitted the Sale or Delivery of Alcohol to an Intoxicated Person

Disposition: The Board accepted an Offer in Compromise: \$3,000 to be paid within 60 days; 5 days of suspension: 2 days stayed for one year; 3 days to be served on August 27, 2012 through August 29, 2012, 6-0.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00117

Lounge of Three, Inc., t/a Lounge of Three
1013 U Street NW
License #78816
Retailer CT
ANC 1B

Substantial Change (Operating After Hours)

Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid within 60 days; 2 days of suspension stayed for one year, 4-1 (Jones).

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00109

1414 U Street Restaurant, Inc., t/a Coppi's Pizza
1414 U Street NW
License #19269
Retailer CR
ANC 2B

Substantial Change (Operating After Hours)

Disposition: The Board accepted an Offer in Compromise: \$1,500 to be paid within 60 days; Application for Safekeeping to be submitted by August 8, 2012, 5-1 (Jones).

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00053

Zebander D. Tesema, t/a Georgia Line Convenience Store
5125 Georgia Ave NW
License #79225
Retailer B
ANC 4D
No ABC Manager on Duty

Disposition: The Board accepted an Offer in Compromise: \$500 to be paid within 60 days, 6-0.

Fact Finding Hearing

10:00 AM

Mt. Vernon Wine & Spirits, Inc., t/a Good Libations
1201 5th Street NW
License #73063
Retailer A
ANC 2C
Renewal of Application for Exception to Single Sales Restrictions

Disposition: The Board rescheduled this matter for August 15, 2012 at 1:00 pm.

Fact Finding Hearing

11:00 AM

Pub Crawl
Date of Event: September 29, 2012
The names of the establishments participating in the Pub Crawl are available upon request.

Disposition: The Board granted conditional approval pursuant to additional review by the Office of the General Counsel, 6-0.

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Protest Hearing

1:30 PM

Case # 12-PRO-00013

Walgreen Co., t/a Walgreen #11408
4225 Connecticut Ave NW

License #88579

Retailer B

ANC 3F

New Application

Disposition: The Board held a Closed Meeting under the Open Meetings Act and will issue an order within 90 days of close of the record. The Protestant will file Findings of Fact and Conclusions of Law. The Applicant may file Findings of Fact and Conclusions of Law. Copies of the transcript will be sent to the parties upon receipt.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
AGENDA

WEDNESDAY, AUGUST 8, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Service/Sales for the Premises and Summer Garden. ***Current Hours of Operation for the Premises and Summer Garden:*** Sunday through Thursday 7am-1am, and Friday & Saturday 7am-2am. ***Proposed Hours of Operation for the Premises and Summer Garden:*** Sunday through Thursday 7am-2am, Friday & Saturday 7am-3am. ***Current Hours of Alcoholic Beverage Service/Sales for the Premises and Summer Garden:*** Sunday 10am-1am, Monday through Thursday 11am-1am, Friday 11am-2am, and Saturday 9am-2am. ***Proposed Hours of Alcoholic Beverage Service/Sales for the Premises and Summer Garden:*** Sunday 10am-2am, Monday through Thursday 11am-2am, Friday 11am-3am, and Saturday 9am-3am. No pending investigative matters. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 3B. ***Breadsoda***, 2233 Wisconsin Avenue NW Retailer CR02, Lic.#: 78085.*
Decision: Approved, 4-1 (Alberti).
2. Review of Sidewalk Café Application for 22 seats. ***Proposed Hours of Operation:*** Sunday through Thursday 9am-11pm, Friday and Saturday 9am-12am. ***Proposed Hours of Alcoholic Beverage Service/Sales:*** Sunday through Thursday 11am-11pm, Friday and Saturday 11am-12am. No pending investigative matters. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 1A. ***Room 11***, 3234 11th Street NW Retailer CT01, Lic.#: 79568.*
Decision: Placard, 4-1 (Jones).
3. Review of Application for License Class Change to change from a Class “C” Restaurant License to a Class “C” Tavern License. No pending investigative matters. Outstanding citation. No conflict with Voluntary Agreement. ANC 1B. ***Salina Restaurant***, 1936 9th Street NW Retailer CR01, Lic.#: 82969.
Decision: Placard, 5-0.
4. Review of letter, dated July 19, 2012, from Kris Ramson requesting permission to store invoices off-site at a satellite office located in the District. ***Bar 7***, 1015 7th Street NW Retailer CT03, Lic.#: 82350.
Decision: Approved, 5-0.

5. Review of letter, dated July 27, 2012, from Michael Fonseca requesting permission to store invoices off-site at another location in the District. **Estadio**, 1520 14th Street NW Retailer CR02, Lic.#: 83263.
Decision: Approved, 5-0.
6. Review of letter, dated July 27, 2012, from Michael Fonseca requesting permission to store invoices off-site at another location in the District. **Proof**, 775 G Street NW Retailer CR02, Lic.#: 75357.
Decision: Approved, 5-0.
7. Review of letter, dated July 25, 2012, from Jose Tovar requesting permission to extend the safekeeping of the license deemed abandoned by Board Order No. 2012-308. **Margarita's Mexican Café**, 2317 Wisconsin Avenue NW Retailer CR01, Lic.#: 16488.*
Decision: Denied; License Cancelled, 5-0.
8. Review of correspondence, dated July 26, 2012, from Elliot Moulton requesting that Hotel Monticello be re-placarded with new dates because the Applicant did not make its placards visible to the public. The Applicant's response is included. **Hotel Monticello**, 1075 Thomas Jefferson Street NW Retailer CH02, Lic.#: 89867.
Decision: Denied, No Re-Placard, 5-0.
9. Review of letter, dated July 24, 2012, from Paul Pascal requesting that the Kalorama Citizens Association produce its articles of incorporation or bylaws and a copy of the required notice of the meeting held for the purpose of filing a protest. The Kalorama Citizens Association's response is included. **Duchess and The Queen**, 2102 18th Street NW Retailer CR03, Lic.#: 89545.*
Decision: The Kalorama Citizens Association Produced the Documents; No Further Action, 5-0.
10. Review of Motion for Reinstatement, dated July 24, 2012, from ANC 7C whose protest was dismissed on July 18, 2012 for failure to appear at the Protest Status Hearing. **Uncle Lee's Seafood**, 1102 Eastern Avenue NE Retailer A, Lic.#: 85918.*
Decision: Approved, 5-0.
11. Review of Motion for Reinstatement, dated July 19, 2012, from Eun Sun Kim whose application was dismissed on July 18, 2012 for failure to appear at the Protest Status Hearing. **Uncle Lee's Seafood**, 1102 Eastern Avenue NE Retailer A, Lic.#: 85918.*
Decision: Approved, 5-0.
12. Review of Motion for Reconsideration, dated July 27, 2012, from Don Padou regarding Board Order No. 2012-326. **Hush Restaurant and Lounge**, 2121 New York Avenue NE Retailer CT03, Lic.#: 89332.*
Decision: Denied, 5-0.

13. Review of Voluntary Agreement, dated July 23, 2012, between HGH, LLC and a Group of Five or More Protestants. *To Be Determined (HGH 1610, LLC)*, 1610 14th Street NW
Retailer CT03, Lic.#: 88785.*

Decision: Approved, 5-0.

14. Review of Civil Penalty Rulemaking.

Decision: Postponed until August 15, 2012.

*** 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.**

**** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of 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. 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
SUPPLEMENTAL AGENDA

WEDNESDAY, AUGUST 8, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of letter, dated July 31, 2012, from Stephen O'Brien requesting permission to store inventory off site at another location in the District while the hotel undergoes construction. *Latham Hotel*, 3000 M Street NW Retailer CH02, Lic.#: 78884.
Decision: Approved, 5-0.
2. Review of request for a stipulated Sidewalk Café endorsement, dated July 15, 2012, and letter of support from ANC 2B. *Fuel Pizza & Wings*, 1606 K Street NW Retailer CR, Lic.#: 88452.
Decision: Approved, 5-0.
3. Review of request for a stipulated Sidewalk Café endorsement, dated July 15, 2012, and letter of support from ANC 2C. *Fuel Pizza & Wings*, 600 F Street NW Retailer CR, Lic.#: 88727.
Decision: Approved, 5-0.
4. Review of request for a stipulated license for expansion, dated August 6, 2012, and letter of support from ANC 1B. *Solly's U Street Tavern*, 1942 11th Street NW Retailer CT01, Lic.#: 75811.
Decision: Approved, 5-0.

*** 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, AUGUST 8, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On AUGUST 8, 2012 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#12-251-00245 The Looking Glass Lounge at Temperance Hall, 3634 GEORGIA AVE NW Retailer C Tavern, License#: ABRA-074765

Decision: No Further Action.

2. Case#12-251-00201 Cobalt/ 30 Degrees/Level One, 1639 R ST NW Retailer C Tavern, License#: ABRA-071833

Decision: No Further Action.

3. Case#12-CMP-00280 Royal Palace, 1805 CONNECTICUT AVE NW Retailer C Nightclub, License#: ABRA-000704

Decision: Staff Settlement.

4. Case#12-CMP-00255 The District Restaurant-The District Underground, 2477 18TH ST NW Retailer C Tavern, License#: ABRA-081909

Decision: No Further Action.

5. Case#12-251-00219 Sultra Lounge/Viet-Thai, 2406 18TH ST NW Retailer C Restaurant, License#: ABRA-082430

Decision: No Further Action.

6. Case#12-CC-00071 AM Wine Shoppe, 2122 18TH ST NW Retailer A Retail - Liquor Store, License#: ABRA-082962

Decision: Sale to Minor Warning Letter; Staff Settlement.

7. Case#12-CC-00076 Mart Liquors, 2931 MARTIN LUTHER KING JR AVE SE Retailer A Retail - Liquor Store, License#: ABRA-083362

Decision: Sale to Minor Warning Letter.

8. Case#12-CC-00078 Chinatown Coffee Company, 475 H ST NW Retailer C Tavern, License#: ABRA-083981

Decision: Sale to Minor Warning Letter; Staff Settlement.

9. Case#12-CMP-00245 Rustik Tavern, 84 T ST NW Retailer C Tavern, License#: ABRA-085617

Decision: Staff Settlement.

10. Case#12-CC-00075 Benning Heights Market, 547 42ND ST NE Retailer B Retail - Grocery, License#: ABRA-087328

Decision: Sale to Minor Warning Letter; Staff Settlement; Refer to the Office of the Attorney General – Criminal Division (Rolling Papers).

11. Case#12-251-00205 Climax Restaurant & Hookah Bar, 900 FLORIDA AVE NW Retailer C Tavern, License#: ABRA-088290

Decision: No Further Action.

12. Case#12-CMP-00279 Climax Restaurant & Hookah Bar, 900 FLORIDA AVE NW Retailer C Tavern, License#: ABRA-088290

Decision: Show Cause.

13. Case#12-PRO-00013 Walgreens #11408, 4225 CONNECTICUT AVE NW Retailer B Retail - Class B, License#: ABRA-088579

Decision: Protest Report – FYI.