

Capital Reporting Company  
In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

1

DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :  
 :  
MH Owner, LLC :  
t/a Hotel Monticello :  
1075 Thomas Jefferson Street, NW: :  
Retailer CH : Roll Call  
License No. ABRA-089867 : Hearing  
Case No. 12-PRO-00075 :  
New Application :  
-----x

September 10, 2012

The Alcoholic Beverage Control

The Board's Agent met in the Alcoholic Beverage Control  
Hearing Room, Reeves Building, 2000 14th Street, N.W.,  
Washington, D.C.

PRESENT

LAVERNE FLETCHER, Board's Agent

Capital Reporting Company  
In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

2	1 PROCEEDINGS 2 10:21 a.m. 3 MS. FLETCHER: Would the parties in the 4 matter of Hotel Monticello please come forward? Oh, 5 can you hear me okay? 6 PARTICIPANT: This one? 7 MS. FLETCHER: Okay. When you -- I'll -- the 8 protestants on this side. 9 MR. MOULTON: I'm a little hard of hearing so 10 she's going to take care of that part. 11 MS. FLETCHER: Okay. This is Case No. 12- 12 PRO- 00075, MH Owner, LLC, trading as Hotel Monticello, 13 1075 Thomas Jefferson Street, N.W., License No. ABRA- 14 089867, Retailer CH, new application. 15 MR. MOULTON: Why don't you sit over here so 16 you can -- you can -- 17 MS. NEWMAN: Okay. 18 MR. MOULTON: I'm a little hard of hearing so 19 she's going to tell me what the lady says. 20 MS. NEWMAN: I'm wearing a hearing aid. 21 MS. FLETCHER: Can you hear me okay? Can you 22 hear me?	4	1 MR. WOODSON: Yes, good morning. My name is 2 Roderic Woodson. I'm a partner at Holland & Knight 3 appearing on behalf of the applicant. 4 MS. FLETCHER: Thank you, Mr. Woodson. Would 5 you spell your name for the court reporter? 6 MR. WOODSON: My first name is Roderic, R-O- 7 D-E- R-I-C, middle initial L, last name Woodson, W-O-O- 8 D-S-O-N. 9 MS. FLETCHER: Thank you. And present on 10 behalf of the protestants, your name, sir? 11 MR. MOULTON: Elliott J. Moulton. 12 MS. FLETCHER: Thank you. And Mr. Moulton, 13 would you spell your name for the court reporter, 14 please? 15 MR. MOULTON: Yes. E-L-L-I-O-T-T, initial J, 16 M-O-U-L-T-O-N. 17 MS. FLETCHER: Thank you. And your name? 18 MS. NEWMAN: Judy Newman. 19 MS. FLETCHER: Would you spell that for the 20 reporter, Ms. Newman? 21 MS. NEWMAN: First name is J-U-D-Y. Last 22 name is N-E-W-M-A-N.
3	1 MR. MOULTON: I can't hear you very well, no. 2 MS. FLETCHER: Okay. Can you -- 3 MR. MOULTON: I could walk up and listen to 4 you. 5 MS. FLETCHER: But I'll be more than happy to 6 come out there too. It's no problem. 7 MR. MOULTON: Why don't you come on? 8 MS. FLETCHER: I'll come on out. No problem. 9 Thank you. I think this -- 10 MR. MOULTON: Got you again, huh? 11 MS. FLETCHER: This go here? 12 PARTICIPANT: Yeah. 13 MS. FLETCHER: Okay. 14 MR. MOULTON: You want to come over here? 15 MR. WOODSON: I'm sure they'll be able to 16 hear you. 17 MS. FLETCHER: Okay. Introductions beginning 18 with the applicant, please? 19 MR. MOULTON: I'm Elliott Moulton. 20 MS. FLETCHER: With -- 21 MR. MOULTON: Oh, here's the other. 22 MS. FLETCHER: Yeah.	5	1 MS. FLETCHER: Thank you. And your name, 2 ma'am? 3 MS. OLMSTED: Is Martha Olmsted. 4 MS. FLETCHER: Could you -- could you spell 5 that, please? 6 MS. OLMSTED: M-A-R-T-H-A, O-L-M-S-T-E-D. 7 MS. FLETCHER: Are these some of your -- 8 MR. MOULTON: Yeah, yeah. 9 MS. FLETCHER: -- that was one of your -- 10 MR. MOULTON: Then here's Number 4 and Number 11 5 is coming in slowly. 12 MS. FLETCHER: Okay. 13 MR. MOULTON: Needs your name. 14 MS. FLETCHER: Can you just -- yeah. In your 15 chair. 16 MS. FLETCHER: Okay. 17 MR. MOULTON: Come up here so she can get 18 your name. 19 MR. LANTRY: Okay. Yes. I found parking, 20 like, a block and a half away. 21 MR. MOULTON: Well, that's good. 22 MS. FLETCHER: Good morning. Okay. Your

Capital Reporting Company  
 In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

<p style="text-align: right;">6</p> <p>1 name, sir?</p> <p>2 MR. LANTRY: Thomas F. Lantry, L-A-N-T-R-Y.</p> <p>3 MS. FLETCHER: L-A-N-T-R-Y?</p> <p>4 MR. LANTRY: Correct.</p> <p>5 MS. FLETCHER: And your name, sir? Are you</p> <p>6 able to -- the microphone is here. If you can't reach</p> <p>7 it, you can just tell me --</p> <p>8 MR. SHANNON: (Inaudible) chair?</p> <p>9 MS. FLETCHER: Yeah, that would be fine. But</p> <p>10 you can -- if you -- if it's going to be difficult, you</p> <p>11 can stay right there.</p> <p>12 MR. SHANNON: No, I can move over.</p> <p>13 MS. FLETCHER: You good? Okay. Okay. So if</p> <p>14 you could state your name and spell it for the court</p> <p>15 reporter?</p> <p>16 MR. SHANNON: Donald H. Shannon, D-O-N-A-L-D,</p> <p>17 middle initial H, Shannon is S-H-A-N-N-O-N.</p> <p>18 MS. FLETCHER: Okay. There is only one group</p> <p>19 of -- there is -- there is only one group of</p> <p>20 protestants in this matter and that is your group of</p> <p>21 five?</p> <p>22 MR. MOULTON: Well, we don't know about that</p>	<p style="text-align: right;">8</p> <p>1 announcement. It -- all it said was it needed three</p> <p>2 more people -- three -- a minimum of three, which we --</p> <p>3 it didn't require a basis for a protest. And if you</p> <p>4 understand, we don't know what we're protesting because</p> <p>5 we have not heard the plans for establishment of a</p> <p>6 restaurant and alcoholic service facilities.</p> <p>7 That's why I'm -- maybe we're not protesting.</p> <p>8 I don't know.</p> <p>9 MS. FLETCHER: Uh-huh.</p> <p>10 MR. MOULTON: But we don't know what we're</p> <p>11 protesting against until we hear the plans.</p> <p>12 MS. FLETCHER: Uh-huh.</p> <p>13 MR. MOULTON: You want -- is that clear?</p> <p>14 MS. FLETCHER: Yeah, I understand the --</p> <p>15 there are bases upon which a protest must be filed, for</p> <p>16 example --</p> <p>17 MR. MOULTON: It was not on a public notice.</p> <p>18 MS. FLETCHER: I understand.</p> <p>19 MR. MOULTON: Thank you.</p> <p>20 MS. FLETCHER: What -- for the purpose of</p> <p>21 roll call, I'm going to have to dismiss this group as</p> <p>22 protestants. But you may seek reinstatement of the</p>
<p style="text-align: right;">7</p> <p>1 but if that's it, fine, we are here.</p> <p>2 MS. FLETCHER: Yes, you are. Each of you are</p> <p>3 here. However, your protest letter -- the protest</p> <p>4 letter does not state a basis upon which the file of</p> <p>5 protest -- it states that you are filing a protest but</p> <p>6 it doesn't state a basis upon which to file the</p> <p>7 protest. Just for the purpose of the record, I'm going</p> <p>8 to read into the record the protest letter.</p> <p>9 The protest letter says -- I think the first</p> <p>10 word is, "Presented below is a list of neighbors who</p> <p>11 have standing to file an objection against a license</p> <p>12 pursuant to DC Official Code 25-601." That is correct.</p> <p>13 A group of five does have standing as protestants. "It</p> <p>14 is ABRA- 089867 applied for by the Hotel Monticello at</p> <p>15 1075 Thomas Jefferson Street, N.W., 2007. The hearing</p> <p>16 is scheduled for 10:00 a.m. on September 10, 2012."</p> <p>17 What the letter does not state is a basis</p> <p>18 upon which you're filing a protest. And there only</p> <p>19 certain bases upon which you may file a protest but</p> <p>20 they're not stated in the protest letter.</p> <p>21 MR. MOULTON: I don't think a requirement for</p> <p>22 stating a basis of protest was present on the public</p>	<p style="text-align: right;">9</p> <p>1 protest and explain to the ABC Board the basis upon</p> <p>2 which you believe you should be reinstated.</p> <p>3 MR. MOULTON: I don't -- I do not agree with</p> <p>4 that what -- at all because requirement for basis of a</p> <p>5 protest did not appear on the public notice. Sorry.</p> <p>6 MS. FLETCHER: I understand.</p> <p>7 MR. MOULTON: It just -- it did not.</p> <p>8 MS. FLETCHER: I know.</p> <p>9 MR. MOULTON: So we are unwilling to accept</p> <p>10 your disqualification. Thank you very much.</p> <p>11 MS. FLETCHER: Well, you'll have to accept it</p> <p>12 but you may petition the ABC Board for reinstatement on</p> <p>13 the basis that you just stated.</p> <p>14 MR. MOULTON: Would you show me the public</p> <p>15 notice? And --</p> <p>16 MS. FLETCHER: I will.</p> <p>17 MR. MOULTON: Okay.</p> <p>18 MS. FLETCHER: At the conclusion of this roll</p> <p>19 call hearing, I will show you. But for the purpose --</p> <p>20 MR. MOULTON: But this is -- this is germane</p> <p>21 to what you're doing now. And I protest this because</p> <p>22 it is not a -- it is not contained --</p>

Capital Reporting Company  
In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

10	1 MS. FLETCHER: Okay. Well, just -- 2 MR. MOULTON: -- in the public notice. 3 MS. FLETCHER: Well, let me get the 4 regulations and I'll come right back. I have them back 5 here and I'll show you where that is. 6 MR. MOULTON: I'd like to see the public 7 notice. 8 MS. FLETCHER: Okay. I won't show you the 9 public notice. 10 MR. MOULTON: Did you bring it with you? 11 MS. NEWMAN: No. 12 MR. MOULTON: No. 13 MS. FLETCHER: The -- your -- the public 14 notice informs you related to the fact that there's a 15 hearing today and the fact that you can file a protest. 16 The public notice is not going to tell you the basis 17 upon which to file the protest. 18 MR. MOULTON: And where is that explained? 19 MS. FLETCHER: Yeah, I'll show you in just a 20 moment. 21 MR. MOULTON: And why should we have that 22 before we show up here?	12	1 MS. FLETCHER: They'll have ten days from 2 receipt of the order dismissing the protest. 3 MR. WOODSON: All right. 4 MS. FLETCHER: The Board comes in this 5 Wednesday. 6 MR. WOODSON: Yes. 7 MS. FLETCHER: The -- depending on when you 8 submit your request for reinstatement, it goes on the 9 Board's agenda the following Wednesday. At whatever 10 point you submit your request for reinstatement, it 11 goes on the Board's agenda the following -- 12 MR. MOULTON: And what is the date of the 13 next Board meeting? 14 MS. FLETCHER: The Board meets every 15 Wednesday. 16 MR. MOULTON: Okay. 17 MS. FLETCHER: They meet -- 18 MR. MOULTON: So if we get it in today or 19 tomorrow, it goes on Wednesday? 20 MS. FLETCHER: If -- 21 MS. NEWMAN: So if all five of us are here, 22 we could do the paperwork right now.
11	1 MS. FLETCHER: Well, I -- 2 MR. MOULTON: It was not -- it was not 3 included as part of this. So I consider you're 4 treating us very unfairly and you're putting on 5 requirements here which were neither contained in the 6 public notice nor in the personal letter that was 7 addressed to each of us. Thank you. So we -- I'm 8 sorry, we'll -- I want the minutes to reflect our 9 dissatisfaction with this. 10 MS. FLETCHER: Okay. But just give me one 11 second to get the regulations for you. And this 12 decision today is based on past Board practice. But, 13 please, seek reinstatement and explain exactly that to 14 the Board. And they may grant reinstatement of your 15 protest. 16 MR. WOODSON: Ms. Fletcher? 17 MS. FLETCHER: Yes. 18 MR. WOODSON: Before you leave here -- the 19 table, this is -- I understand what you've done. It is 20 regular Board procedure. I would ask in the 21 participants' desire to seek a reinstatement, how much 22 time do they have to do that?	13	1 MS. FLETCHER: Well, you need to get the 2 Board's order. But go -- if you want -- if you want to 3 go ahead and do that now, please do. And when -- it 4 was -- I'll just put it in the record if you -- if that 5 would be easier. 6 MR. MOULTON: Okay. That will -- is it -- 7 are these still in effect? 8 MS. FLETCHER: I don't know if -- what the 9 date of this is. This -- at the time that these were 10 written, Barbara Lee Smith was the chair. I don't know 11 who that is. I don't know how long ago -- 12 MR. MOULTON: Could I have a new copy of that 13 then? 14 MR. WOODSON: Are they (inaudible)? 15 MS. FLETCHER: It's the summary of the 16 petition process. 17 MR. WOODSON: Oh, yeah. That's really -- 18 MS. FLETCHER: What you can -- 19 MR. WOODSON: Yes. 20 MS. FLETCHER: What you can do -- I'm going 21 to tell you who to contact for that. Sarah Fashbaugh. 22 She's the person --

Capital Reporting Company  
In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

14	<p>1 MR. MOULTON: Okay. Would you be prepared to 2 write this up? Just handwrite it now. 3 MS. NEWMAN: I've already got her name and 4 her phone number and everything. 5 MS. FLETCHER: Yeah, she's the person that 6 you'll request the most recent version of the protest -- 7 MR. MOULTON: This is old, I guess. 8 MR. WOODSON: Quite old. 9 MS. FLETCHER: Yeah, that's -- 10 MR. WOODSON: It's very -- it's old and very 11 much out of date. 12 MR. MOULTON: This is -- this is from the 13 last time around. 14 MS. FLETCHER: Yeah, that's really old. 15 MR. WOODSON: Well, that just shows how much 16 peace you have. 17 MR. MOULTON: Huh? 18 MR. WOODSON: That just shows how good 19 everything has been. 20 MR. MOULTON: Oh, well, yes. And we hope to 21 continue that. 22 MR. WOODSON: So do we. So do we.</p>	16	<p>1 call hearings in these letters, this has never included 2 any requirement -- or has never included a statement 3 that the party forward why they're doing the protest. 4 And the reason is that most people already know. 5 And so when you file -- when people file the 6 protest, most protest letters actually say that we 7 protest the issues of this license for A, B, and C 8 reasons. 9 MR. MOULTON: We don't really protest the 10 license. We protest the effect of that license and its 11 location on the condition of the environment within 12 which we all live. 13 MR. WOODSON: Yes, I understand that. And -- 14 MR. SHANNON: If the license was for indoors 15 -- inside the hotel, we wouldn't have a protest. 16 MR. WOODSON: Well, what you're really 17 concerned about is what I thought from the very 18 beginning, and that is you're concerned about the 19 rooftop -- 20 MR. SHANNON: Yeah. 21 MR. WOODSON: -- rooftop sun bar. 22 MR. MOULTON: Isn't that the only thing that</p>
15	<p>1 MR. MOULTON: Well, this is -- this is pretty 2 -- you could just write it on the back. 3 MS. NEWMAN: Well, yeah. I mean -- 4 MR. LANTRY: There you go. 5 MS. NEWMAN: But all we know about it is that 6 it's 143 seats on the roof. 7 MR. SHANNON: I mean, it should be pretty 8 obvious I'm here to protest an outdoor bar and in our 9 back yard. I don't know why we should have to be 10 specific about that. If they did require something 11 like this, why don't they say so in the -- in the 12 notice? 13 MR. WOODSON: Well, I don't run the ABC 14 Board. 15 MR. MOULTON: No. Well, wait. That's not 16 what I heard. 17 MR. WOODSON: Well, that pretty much -- 18 MR. MOULTON: Holland &amp; Knight is well known 19 for their immersion in this sort of an activity. 20 MR. WOODSON: Well, I don't -- I'm not 21 denying familiarity with -- explaining to you that 22 Board practice with respect to what is expected at roll</p>	17	<p>1 we're discussing here? 2 MR. WOODSON: Well, that's what we are 3 discussing. 4 MR. MOULTON: Okay. 5 MR. WOODSON: And that's really the only 6 thing that's important is what we're talking about. 7 And so, as I said a little while ago, once we're 8 finished with this proceeding today, I would like to 9 visit with you at the earliest possible date -- 10 MR. MOULTON: Sure. 11 MR. WOODSON: -- to talk through what your 12 concerns are and how we can fix it. 13 MR. MOULTON: We could probably do this 14 before you depart today. So 15 MR. SHANNON: Yeah, right here. 16 MR. WOODSON: Well, I could hear what you 17 have to say but I can't make any -- 18 MR. MOULTON: Of course not. 19 MR. WOODSON: -- a representation as to what 20 to do. 21 MR. MOULTON: I understand. Yeah. 22 MR. WOODSON: But I would be happy to do</p>

Capital Reporting Company  
In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

18	<p>1 that.</p> <p>2 MS. NEWMAN: I mean, we're all here. It took</p> <p>3 an effort to get here.</p> <p>4 MR. WOODSON: You're here. I'm here. So why</p> <p>5 not?</p> <p>6 MR. MOULTON: Yeah.</p> <p>7 MS. NEWMAN: Nobody else is using the room.</p> <p>8 MR. WOODSON: Okay.</p> <p>9 MS. FLETCHER: Plus, you have to see if there</p> <p>10 are any -- there's any other activity in this room</p> <p>11 today. As far as I know, there is not. And if there</p> <p>12 isn't, you may stand here as long as you'd like.</p> <p>13 MS. NEWMAN: Yeah.</p> <p>14 MS. FLETCHER: I have our meeting list today</p> <p>15 so I'm moving a little slow.</p> <p>16 MR. MOULTON: I've only got a -- you want</p> <p>17 one?</p> <p>18 MS. FLETCHER: What -- I'm --</p> <p>19 MR. WOODSON: Everybody came in their reading</p> <p>20 glasses.</p> <p>21 MR. MOULTON: That's my help. It helps me a</p> <p>22 lot. Oh, you really want to try them?</p>	20	<p>1 property values.</p> <p>2 MR. MOULTON: Oh, those are just going to go</p> <p>3 up with that hotel there now.</p> <p>4 MS. FLETCHER: You may also bring up</p> <p>5 overconcentration. But those are the bases and Sarah</p> <p>6 Fashbaugh can --</p> <p>7 MS. NEWMAN: Okay.</p> <p>8 MR. MOULTON: Okay.</p> <p>9 MS. FLETCHER: -- email you the section.</p> <p>10 Okay. And so for the purpose of the roll call hearing,</p> <p>11 the group of five is dismissed. You may seek</p> <p>12 reinstatement of your protest upon receipt of the Board</p> <p>13 order dismissing the protest. If you would like to</p> <p>14 write your letter now, seeking reinstatement and</p> <p>15 explaining the reason that the Board should grant</p> <p>16 reinstatement, if you want to do that while you're here</p> <p>17 and leave that, I will stamp that in, put it in the</p> <p>18 file.</p> <p>19 MR. MOULTON: Okay. Good. Thank you very</p> <p>20 much.</p> <p>21 MS. FLETCHER: And you need a tablet?</p> <p>22 MS. NEWMAN: Yes, please. You read my mind.</p>
19	<p>1 MS. FLETCHER: No. I'm --</p> <p>2 MR. MOULTON: Okay.</p> <p>3 MS. FLETCHER: -- going to be fine. Thank</p> <p>4 you. Yeah. Oh, and just for the record, the dialog</p> <p>5 that occurred just a short time ago was occurring while</p> <p>6 I was in the process of looking for regulations that</p> <p>7 tell you the bases upon which you can file a protest.</p> <p>8 Mr. Moulton, if I don't see this in a moment, I'm going</p> <p>9 to ask you to get it from Sarah Fashbaugh as well. The</p> <p>10 bases are --</p> <p>11 MR. MOULTON: Could you -- could you fax it</p> <p>12 to me?</p> <p>13 MS. FLETCHER: She will.</p> <p>14 MR. MOULTON: Okay. Okay. Then you -- this</p> <p>15 is the way you --</p> <p>16 MS. FLETCHER: But I can tell you the bases</p> <p>17 are peace, order and quiet, residential parking, and</p> <p>18 vehicular and pedestrian safety.</p> <p>19 MR. MOULTON: Repeat the first one again too.</p> <p>20 MS. NEWMAN: Peace, order and quiet.</p> <p>21 MS. FLETCHER: Peace, order and quiet. And</p> <p>22 then residential vehicular and pedestrian safety,</p>	21	<p>1 Thank you.</p> <p>2 MR. MOULTON: Thank you.</p> <p>3 MS. FLETCHER: And the other question I have,</p> <p>4 is there going to be a designated representative for</p> <p>5 this group? Okay. That'll be you, Mr. Moulton. So</p> <p>6 can -- did you put your contact information on that</p> <p>7 sheet -- your email address --</p> <p>8 MR. MOULTON: Perhaps not.</p> <p>9 MS. FLETCHER: -- and daytime phone number?</p> <p>10 MR. MOULTON: Okay. Sure.</p> <p>11 MS. FLETCHER: Thank you. Eljan@aol.com?</p> <p>12 MR. MOULTON: Right.</p> <p>13 MS. FLETCHER: If the Board grants</p> <p>14 reinstatement of your protest, then you'll hear from me</p> <p>15 to --</p> <p>16 MR. MOULTON: Thank you.</p> <p>17 MS. FLETCHER: -- set a date for mediation --</p> <p>18 MR. MOULTON: Oh, okay.</p> <p>19 MS. FLETCHER: -- a status hearing and a</p> <p>20 protest hearing.</p> <p>21 MR. MOULTON: Fine. Thank you. Any</p> <p>22 questions anybody?</p>

Capital Reporting Company  
In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

22	<p>1 MR. SHANNON: Yeah, I wonder why they didn't 2 put this notice on -- this information on the thing 3 that we got originally. 4 MS. FLETCHER: Well, that's a suggestion you 5 can make to the director. 6 MR. SHANNON: Yeah. 7 MR. MOULTON: No, we're not going to do your 8 work. 9 MR. SHANNON: That should be -- 10 MS. FLETCHER: Oh, no. It's not -- Oh, I -- 11 no. It's -- you're not doing -- 12 MR. MOULTON: We're not going to do their 13 work either. 14 MS. FLETCHER: Oh, yeah. I -- the public 15 does it all the time. I'm just -- but the placards 16 don't explain anything about the protest process. It 17 just gives you -- 18 MR. MOULTON: But that's the only thing that 19 appeared in public. That's what we responded to. 20 MS. FLETCHER: Well, then I'm -- I -- 21 MS. NEWMAN: We're neighbors and we're not 22 lawyers.</p>	24	<p>1 MS. NEWMAN: Yeah. 2 MS. FLETCHER: Sure. The only thing I'm 3 going to do -- you can stay right here. I'm just going 4 to call a case -- put somebody on the record but you 5 can stay right here. 6 MR. WOODSON: Okay. 7 MS. FLETCHER: But I'm going to do this. 8 (WHEREUPON, at 10:43 a.m., the hearing was 9 concluded.) 10 11 12 13 14 15 16 17 18 19 20 21 22</p>
23	<p>1 MS. FLETCHER: I know. And you -- I know 2 you're going to put that in your letter. So the Board 3 will take that into consideration, the reason that you 4 did not know. 5 MR. MOULTON: It was not made available to 6 us. 7 MS. FLETCHER: Yes. 8 MR. MOULTON: And it was not included in the 9 public announcement. 10 MS. FLETCHER: Yes. Okay. Well, then 11 anything else? 12 MS. NEWMAN: We're, like, finding to be this -- 13 MR. MOULTON: We're going to have a little 14 meeting with a friend here who's -- we want to -- 15 MS. FLETCHER: You can -- I'll wait. 16 MS. NEWMAN: Oh, okay. 17 MS. FLETCHER: I'll just -- I'll step out. 18 I'll come back. Are you going to -- are you going to 19 want to stay here for -- 20 MR. WOODSON: If you can make use of the room 21 for sure. 22 MS. FLETCHER: Okay.</p>	25	<p>1 CERTIFICATE OF NOTARY PUBLIC 2 3 I, BRADLEY ANGLIN, the officer before whom the 4 foregoing hearing was taken, do hereby certify that the 5 testimony appearing in the foregoing transcript was 6 recorded by me and thereafter reduced to typewriting 7 under my direction; that said transcription is a true 8 record of the testimony given by said parties; that I 9 am neither counsel for, related to, nor employed by any 10 of the parties to the action in which this was taken; 11 and, further, that I am not a relative or employee of 12 any counsel or attorney employed by the parties hereto, 13 nor financially or otherwise interested in the outcome 14 of this action. 15 16 17 18 19 _____ 20 BRADLEY ANGLIN 21 Notary Public in and for the 22 District of Columbia My Commission Expires: July 14, 2016</p>

Capital Reporting Company  
In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

26

1 CERTIFICATE OF TRANSCRIPTION

2

3 I, MIRANDA PENNACHI, hereby certify that I am not  
4 the Court Reporter who reported the following  
5 proceeding and that I have typed the transcript of this  
6 proceeding using the Court Reporter's notes and  
7 recordings. The foregoing/attached transcript is a  
8 true, correct and complete transcription of said  
9 proceeding.

10

11

12 \_\_\_\_\_

13 Date MIRANDA PENNACHI

14 Transcriptionist

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Capital Reporting Company  
In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

Page 1

<hr/> <p style="text-align: center;">0</p> <hr/> <p><b>00075</b> 2:12 <b>089867</b> 2:14 7:14</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p><b>10</b> 1:12 7:16 <b>10:00</b> 7:16 <b>10:21</b> 2:2 <b>10:43</b> 24:8 <b>1075</b> 1:7 2:13 7:15 <b>12</b> 2:11 <b>12-PRO-00075</b> 1:9 <b>14</b> 25:22 <b>143</b> 15:6 <b>14th</b> 1:15</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p><b>2000</b> 1:15 <b>2007</b> 7:15 <b>2012</b> 1:12 7:16 <b>2016</b> 25:22 <b>25-601</b> 7:12</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p><b>4</b> 5:10</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p><b>5</b> 5:11</p> <hr/> <p style="text-align: center;">A</p> <hr/> <p><b>a.m</b> 2:2 7:16 24:8 <b>ABC</b> 9:1,12 15:13 <b>able</b> 3:15 6:6 <b>ABRA</b> 2:13 7:14 <b>ABRA-089867</b> 1:8 <b>accept</b> 9:9,11</p>	<p><b>action</b> 25:10,14 <b>activity</b> 15:19 18:10 <b>actually</b> 16:6 <b>address</b> 21:7 <b>addressed</b> 11:7 <b>against</b> 7:11 8:11 <b>agenda</b> 12:9,11 <b>Agent</b> 1:15,17 <b>ago</b> 13:11 17:7 19:5 <b>ahead</b> 13:3 <b>aid</b> 2:20 <b>alcoholic</b> 1:2,13,15 8:6 <b>already</b> 14:3 16:4 <b>am</b> 25:9,11 26:3 <b>ANGLIN</b> 25:3,19 <b>announcement</b> 8:1 23:9 <b>anybody</b> 21:22 <b>anything</b> 22:16 23:11 <b>appear</b> 9:5 <b>appeared</b> 22:19 <b>appearing</b> 4:3 25:5 <b>applicant</b> 3:18 4:3 <b>application</b> 1:9 2:14 <b>applied</b> 7:14 <b>attorney</b> 25:12 <b>available</b> 23:5 <b>away</b> 5:20</p>	<hr/> <p style="text-align: center;">B</p> <hr/> <p><b>bar</b> 15:8 16:21 <b>Barbara</b> 13:10 <b>based</b> 11:12 <b>bases</b> 7:19 8:15 19:7,10,16 20:5 <b>basis</b> 7:4,6,17,22 8:3 9:1,4,13 10:16 <b>beginning</b> 3:17 16:18 <b>behalf</b> 4:3,10 <b>believe</b> 9:2 <b>Beverage</b> 1:2,13,15 <b>block</b> 5:20 <b>Board</b> 1:2 9:1,12 11:12,14,20 12:4,13,14 15:14,22 20:12,15 21:13 23:2 <b>Board's</b> 1:15,17 12:9,11 13:2 <b>BRADLEY</b> 25:3,19 <b>bring</b> 10:10 20:4 <b>Building</b> 1:15</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p><b>care</b> 2:10 <b>case</b> 1:9 2:11 24:4 <b>certain</b> 7:19 <b>CERTIFICATE</b> 25:1 26:1 <b>certify</b> 25:4 26:3</p>	<p><b>CH</b> 1:8 2:14 <b>chair</b> 5:15 6:8 13:10 <b>clear</b> 8:13 <b>Code</b> 7:12 <b>Columbia</b> 1:1 25:21 <b>comes</b> 12:4 <b>coming</b> 5:11 <b>Commission</b> 25:22 <b>complete</b> 26:8 <b>concerned</b> 16:17,18 <b>concerns</b> 17:12 <b>concluded</b> 24:9 <b>conclusion</b> 9:18 <b>condition</b> 16:11 <b>consider</b> 11:3 <b>consideration</b> 23:3 <b>contact</b> 13:21 21:6 <b>contained</b> 9:22 11:5 <b>continue</b> 14:21 <b>Control</b> 1:2,13,15 <b>copy</b> 13:12 <b>correct</b> 6:4 7:12 26:8 <b>counsel</b> 25:9,12 <b>course</b> 17:18 <b>court</b> 4:5,13 6:14 26:4,6</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p><b>D.C</b> 1:16 <b>date</b> 12:12 13:9 14:11 17:9 21:17</p>
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(866) 448 - DEPO

Capital Reporting Company  
 In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012  
 Page 2

<p>26:13  <b>days</b> 12:1  <b>daytime</b> 21:9  <b>DC</b> 7:12  <b>D-E</b> 4:7  <b>decision</b> 11:12  <b>denying</b> 15:21  <b>depart</b> 17:14  <b>depending</b> 12:7  <b>designated</b> 21:4  <b>desire</b> 11:21  <b>dialog</b> 19:4  <b>difficult</b> 6:10  <b>direction</b> 25:7  <b>director</b> 22:5  <b>discussing</b> 17:1,3  <b>dismiss</b> 8:21  <b>dismissed</b> 20:11  <b>dismissing</b> 12:2                  20:13  <b>disqualification</b>                  9:10  <b>dissatisfaction</b>                  11:9  <b>District</b> 1:1 25:21  <b>Donald</b> 6:16  <b>D-O-N-A-L-D</b>                  6:16  <b>done</b> 11:19  <b>D-S-O-N</b> 4:8</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p><b>earliest</b> 17:9  <b>easier</b> 13:5</p>	<p><b>effect</b> 13:7 16:10  <b>effort</b> 18:3  <b>either</b> 22:13  <b>Eljan@aol.com</b>                  21:11  <b>Elliott</b> 3:19 4:11  <b>E-L-L-I-O-T-T</b>                  4:15  <b>else</b> 18:7 23:11  <b>email</b> 20:9 21:7  <b>employed</b> 25:9,12  <b>employee</b> 25:11  <b>environment</b>                  16:11  <b>establishment</b> 8:5  <b>Everybody</b> 18:19  <b>everything</b> 14:4,19  <b>exactly</b> 11:13  <b>example</b> 8:16  <b>expected</b> 15:22  <b>Expires</b> 25:22  <b>explain</b> 9:1 11:13                  22:16  <b>explained</b> 10:18  <b>explaining</b> 15:21                  20:15</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p><b>facilities</b> 8:6  <b>fact</b> 10:14,15  <b>familiarity</b> 15:21  <b>Fashbaugh</b> 13:21                  19:9 20:6  <b>fax</b> 19:11  <b>file</b> 7:4,6,11,19                  10:15,17 16:5</p>	<p>19:7 20:18  <b>filed</b> 8:15  <b>filing</b> 7:5,18  <b>financially</b> 25:13  <b>finding</b> 23:12  <b>fine</b> 6:9 7:1 19:3                  21:21  <b>finished</b> 17:8  <b>first</b> 4:6,21 7:9                  19:19  <b>five</b> 6:21 7:13                  12:21 20:11  <b>fix</b> 17:12  <b>Fletcher</b> 1:17                  2:3,7,11,21                  3:2,5,8,11,13,17,                  20,22                  4:4,9,12,17,19                  5:1,4,7,9,12,14,1                  6,22                  6:3,5,9,13,18 7:2                  8:9,12,14,18,20                  9:6,8,11,16,18                  10:1,3,8,13,19                  11:1,10,16,17                  12:1,4,7,14,17,2                  0                  13:1,8,15,18,20                  14:5,9,14                  18:9,14,18                  19:1,3,13,16,21                  20:4,9,21                  21:3,9,11,13,17,                  19 22:4,10,14,20                  23:1,7,10,15,17,                  22 24:2,7  <b>foregoing</b> 25:4,5  <b>foregoing/                  attached</b> 26:7  <b>forward</b> 2:4 16:3</p>	<p><b>friend</b> 23:14</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p><b>germane</b> 9:20  <b>given</b> 25:8  <b>gives</b> 22:17  <b>glasses</b> 18:20  <b>grant</b> 11:14 20:15  <b>grants</b> 21:13  <b>group</b> 6:18,19,20                  7:13 8:21 20:11                  21:5  <b>guess</b> 14:7</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p><b>half</b> 5:20  <b>handwrite</b> 14:2  <b>happy</b> 3:5 17:22  <b>hard</b> 2:9,18  <b>hear</b> 2:5,21,22                  3:1,16 8:11                  17:16 21:14  <b>heard</b> 8:5 15:16  <b>hearing</b> 1:8,15                  2:9,18,20 7:15                  9:19 10:15 20:10                  21:19,20 24:8                  25:4  <b>hearings</b> 16:1  <b>help</b> 18:21  <b>helps</b> 18:21  <b>hereby</b> 25:4 26:3  <b>here's</b> 3:21 5:10  <b>hereto</b> 25:12  <b>Holland</b> 4:2 15:18  <b>hope</b> 14:20</p>
---	---	--	---

Capital Reporting Company  
 In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012  
 Page 3

<p><b>hotel</b> 1:7 2:4,12 7:14 16:15 20:3</p> <p><b>huh</b> 3:10 14:17</p> <hr/> <p style="text-align: center;"><b>I</b></p> <hr/> <p><b>I'd</b> 10:6</p> <p><b>I'll</b> 2:7 3:5,8 10:4,5,19 13:4 23:15,17,18</p> <p><b>I'm</b> 2:9,18,20 3:15,19 4:2 7:7 8:7,21 11:7 13:20 15:8,20 18:4,15,18 19:1,8 22:15,20 24:2,3,7</p> <p><b>immersion</b> 15:19</p> <p><b>important</b> 17:6</p> <p><b>inaudible</b> 6:8 13:14</p> <p><b>included</b> 11:3 16:1,2 23:8</p> <p><b>indoors</b> 16:14</p> <p><b>information</b> 21:6 22:2</p> <p><b>informs</b> 10:14</p> <p><b>initial</b> 4:7,15 6:17</p> <p><b>inside</b> 16:15</p> <p><b>interested</b> 25:13</p> <p><b>Introductions</b> 3:17</p> <p><b>isn't</b> 16:22 18:12</p> <p><b>issues</b> 16:7</p> <p><b>it's</b> 3:6 6:10 13:15 14:10 15:6 22:10,11</p> <p><b>I've</b> 14:3 18:16</p>	<hr/> <p style="text-align: center;"><b>J</b></p> <hr/> <p><b>Jefferson</b> 1:7 2:13 7:15</p> <p><b>Judy</b> 4:18</p> <p><b>J-U-D-Y</b> 4:21</p> <p><b>July</b> 25:22</p> <hr/> <p style="text-align: center;"><b>K</b></p> <hr/> <p><b>Knight</b> 4:2 15:18</p> <p><b>known</b> 15:18</p> <hr/> <p style="text-align: center;"><b>L</b></p> <hr/> <p><b>lady</b> 2:19</p> <p><b>Lantry</b> 5:19 6:2,4 15:4</p> <p><b>L-A-N-T-R-Y</b> 6:2,3</p> <p><b>last</b> 4:7,21 14:13</p> <p><b>LAVERNE</b> 1:17</p> <p><b>lawyers</b> 22:22</p> <p><b>leave</b> 11:18 20:17</p> <p><b>Lee</b> 13:10</p> <p><b>letter</b> 7:3,4,8,9,17,20 11:6 20:14 23:2</p> <p><b>letters</b> 16:1,6</p> <p><b>license</b> 1:8 2:13 7:11 16:7,10,14</p> <p><b>list</b> 7:10 18:14</p> <p><b>listen</b> 3:3</p> <p><b>little</b> 2:9,18 17:7 18:15 23:13</p> <p><b>live</b> 16:12</p> <p><b>LLC</b> 1:6 2:12</p> <p><b>location</b> 16:11</p>	<p><b>long</b> 13:11 18:12</p> <p><b>lot</b> 18:22</p> <hr/> <p style="text-align: center;"><b>M</b></p> <hr/> <p><b>ma'am</b> 5:2</p> <p><b>Martha</b> 5:3</p> <p><b>M-A-R-T-H-A</b> 5:6</p> <p><b>matter</b> 1:5 2:4 6:20</p> <p><b>may</b> 7:19 8:22 9:12 11:14 18:12 20:4,11</p> <p><b>maybe</b> 8:7</p> <p><b>mean</b> 15:3,7 18:2</p> <p><b>mediation</b> 21:17</p> <p><b>meet</b> 12:17</p> <p><b>meeting</b> 1:3 12:13 18:14 23:14</p> <p><b>meets</b> 12:14</p> <p><b>met</b> 1:15</p> <p><b>MH</b> 1:6 2:12</p> <p><b>microphone</b> 6:6</p> <p><b>middle</b> 4:7 6:17</p> <p><b>mind</b> 20:22</p> <p><b>minimum</b> 8:2</p> <p><b>minutes</b> 11:8</p> <p><b>MIRANDA</b> 26:3,13</p> <p><b>moment</b> 10:20 19:8</p> <p><b>Monticello</b> 1:7 2:4,12 7:14</p> <p><b>morning</b> 4:1 5:22</p> <p><b>Moulton</b> 2:9,15,18 3:1,3,7,10,14,19, 21 4:11,12,15</p>	<p>5:8,10,13,17,21 6:22 7:21 8:10,13,17,19 9:3,7,9,14,17,20 10:2,6,10,12,18, 21 11:2 12:12,16,18 13:6,12 14:1,7,12,17,20 15:1,15,18 16:9,22 17:4,10,13,18,21 18:6,16,21 19:2,8,11,14,19 20:2,8,19 21:2,5,8,10,12,1 6,18,21 22:7,12,18 23:5,8,13</p> <p><b>M-O-U-L-T-O-N</b> 4:16</p> <p><b>move</b> 6:12</p> <p><b>moving</b> 18:15</p> <hr/> <p style="text-align: center;"><b>N</b></p> <hr/> <p><b>N.W</b> 1:15 2:13 7:15</p> <p><b>neighbors</b> 7:10 22:21</p> <p><b>neither</b> 11:5 25:9</p> <p><b>Newman</b> 2:17,20 4:18,20,21 10:11 12:21 14:3 15:3,5 18:2,7,13 19:20 20:7,22 22:21 23:12,16 24:1</p> <p><b>N-E-W-M-A-N</b> 4:22</p> <p><b>Nobody</b> 18:7</p> <p><b>nor</b> 11:6 25:9,13</p>
--	--	--	---

Capital Reporting Company  
 In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012  
 Page 4

<p><b>Notary</b> 25:1,20  <b>notes</b> 26:6  <b>notice</b> 8:17 9:5,15              10:2,7,9,14,16              11:6 15:12 22:2  <b>NW</b> 1:7</p> <hr/> <p style="text-align: center;"><b>O</b></p> <hr/> <p><b>objection</b> 7:11  <b>obvious</b> 15:8  <b>occurred</b> 19:5  <b>occurring</b> 19:5  <b>officer</b> 25:3  <b>Official</b> 7:12  <b>Oh</b> 2:4 3:21 13:17              14:20 18:22 19:4              20:2 21:18              22:10,14 23:16  <b>old</b> 14:7,8,10,14  <b>Olmsted</b> 5:3,6  <b>O-L-M-S-T-E-D</b>              5:6  <b>order</b> 12:2 13:2              19:17,20,21              20:13  <b>originally</b> 22:3  <b>otherwise</b> 25:13  <b>outcome</b> 25:13  <b>outdoor</b> 15:8  <b>overconcentration</b>              20:5  <b>Owner</b> 1:6 2:12</p> <hr/> <p style="text-align: center;"><b>P</b></p> <hr/> <p><b>paperwork</b> 12:22  <b>parking</b> 5:19              19:17</p>	<p><b>PARTICIPANT</b>              2:6 3:12  <b>participants</b> 11:21  <b>parties</b> 2:3              25:8,10,12  <b>partner</b> 4:2  <b>party</b> 16:3  <b>past</b> 11:12  <b>peace</b> 14:16              19:17,20,21  <b>pedestrian</b>              19:18,22  <b>PENNACHI</b>              26:3,13  <b>people</b> 8:2 16:4,5  <b>Perhaps</b> 21:8  <b>person</b> 13:22 14:5  <b>personal</b> 11:6  <b>petition</b> 9:12 13:16  <b>phone</b> 14:4 21:9  <b>placards</b> 22:15  <b>plans</b> 8:5,11  <b>please</b> 2:4 3:18              4:14 5:5 11:13              13:3 20:22  <b>Plus</b> 18:9  <b>point</b> 12:10  <b>possible</b> 17:9  <b>practice</b> 11:12              15:22  <b>prepared</b> 14:1  <b>present</b> 1:17 4:9              7:22  <b>Presented</b> 7:10  <b>pretty</b> 15:1,7,17</p>	<p><b>PRO</b> 2:12  <b>probably</b> 17:13  <b>problem</b> 3:6,8  <b>procedure</b> 11:20  <b>proceeding</b> 17:8              26:5,6,9  <b>process</b> 13:16 19:6              22:16  <b>property</b> 20:1  <b>protest</b>              7:3,5,7,8,9,18,19              ,20,22 8:3,15              9:1,5,21              10:15,17 11:15              12:2 14:6 15:8              16:3,6,7,9,10,15              19:7 20:12,13              21:14,20 22:16  <b>protestants</b> 2:8              4:10 6:20 7:13              8:22  <b>protesting</b> 8:4,7,11  <b>public</b> 7:22 8:17              9:5,14              10:2,6,9,13,16              11:6 22:14,19              23:9 25:1,20  <b>purpose</b> 7:7 8:20              9:19 20:10  <b>pursuant</b> 7:12  <b>putting</b> 11:4</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <hr/> <p><b>question</b> 21:3  <b>questions</b> 21:22  <b>quiet</b> 19:17,20,21  <b>Quite</b> 14:8</p>	<p style="text-align: center;"><b>R</b></p> <hr/> <p><b>reach</b> 6:6  <b>reading</b> 18:19  <b>really</b> 13:17 14:14              16:9,16 17:5              18:22  <b>reason</b> 16:4 20:15              23:3  <b>reasons</b> 16:8  <b>receipt</b> 12:2 20:12  <b>recent</b> 14:6  <b>record</b> 7:7,8 13:4              19:4 24:4 25:8  <b>recorded</b> 25:6  <b>recordings</b> 26:7  <b>reduced</b> 25:6  <b>Reeves</b> 1:15  <b>reflect</b> 11:8  <b>regular</b> 11:20  <b>regulations</b> 10:4              11:11 19:6  <b>reinstated</b> 9:2  <b>reinstatement</b>              8:22 9:12              11:13,14,21              12:8,10              20:12,14,16              21:14  <b>related</b> 10:14 25:9  <b>relative</b> 25:11  <b>Repeat</b> 19:19  <b>reported</b> 26:4  <b>reporter</b> 4:5,13,20              6:15 26:4  <b>Reporter's</b> 26:6  <b>representation</b></p>
--	--	---	--

Capital Reporting Company  
 In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012  
 Page 5

<p>17:19  <b>representative</b>          21:4  <b>request</b> 12:8,10          14:6  <b>require</b> 8:3 15:10  <b>requirement</b> 7:21          9:4 16:2  <b>requirements</b> 11:5  <b>residential</b>          19:17,22  <b>respect</b> 15:22  <b>responded</b> 22:19  <b>restaurant</b> 8:6  <b>Retailer</b> 1:8 2:14  <b>R-I-C</b> 4:7  <b>R-O</b> 4:6  <b>Roderic</b> 4:2,6  <b>roll</b> 1:8 8:21 9:18          15:22 20:10  <b>roof</b> 15:6  <b>rooftop</b> 16:19,21  <b>room</b> 1:15 18:7,10          23:20  <b>run</b> 15:13</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p><b>safety</b> 19:18,22  <b>Sarah</b> 13:21 19:9          20:5  <b>scheduled</b> 7:16  <b>seats</b> 15:6  <b>second</b> 11:11  <b>section</b> 20:9  <b>seek</b> 8:22 11:13,21          20:11</p>	<p><b>seeking</b> 20:14  <b>September</b> 1:12          7:16  <b>service</b> 8:6  <b>Shannon</b>          6:8,12,16,17          15:7 16:14,20          17:15 22:1,6,9  <b>S-H-A-N-N-O-N</b>          6:17  <b>sheet</b> 21:7  <b>she's</b> 2:10,19          13:22 14:5  <b>short</b> 19:5  <b>shows</b> 14:15,18  <b>sir</b> 4:10 6:1,5  <b>sit</b> 2:15  <b>slow</b> 18:15  <b>slowly</b> 5:11  <b>Smith</b> 13:10  <b>somebody</b> 24:4  <b>sorry</b> 9:5 11:8  <b>sort</b> 15:19  <b>specific</b> 15:10  <b>spell</b> 4:5,13,19 5:4          6:14  <b>stamp</b> 20:17  <b>stand</b> 18:12  <b>standing</b> 7:11,13  <b>state</b> 6:14 7:4,6,17  <b>stated</b> 7:20 9:13  <b>statement</b> 16:2  <b>states</b> 7:5  <b>stating</b> 7:22  <b>status</b> 21:19</p>	<p><b>stay</b> 6:11 23:19          24:3,5  <b>step</b> 23:17  <b>Street</b> 1:7,15 2:13          7:15  <b>submit</b> 12:8,10  <b>suggestion</b> 22:4  <b>summary</b> 13:15  <b>sun</b> 16:21  <b>sure</b> 3:15 17:10          21:10 23:21 24:2</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p><b>t/a</b> 1:7  <b>table</b> 11:19  <b>tablet</b> 20:21  <b>talk</b> 17:11  <b>talking</b> 17:6  <b>ten</b> 12:1  <b>testimony</b> 25:5,8  <b>Thank</b> 3:9          4:4,9,12,17 5:1          8:19 9:10 11:7          19:3 20:19          21:1,2,11,16,21  <b>That'll</b> 21:5  <b>that's</b> 5:21 7:1 8:7          13:17 14:9,14          15:15 17:2,5,6          18:21 22:4,18,19  <b>thereafter</b> 25:6  <b>there's</b> 10:14          18:10  <b>they'll</b> 3:15 12:1  <b>they're</b> 7:20 16:3  <b>Thomas</b> 1:7 2:13          6:2 7:15</p>	<p><b>today</b> 10:15 11:12          12:18 17:8,14          18:11,14  <b>tomorrow</b> 12:19  <b>trading</b> 2:12  <b>transcript</b> 25:5          26:5,7  <b>transcription</b> 25:7          26:1,8  <b>Transcriptionist</b>          26:14  <b>treating</b> 11:4  <b>true</b> 25:7 26:8  <b>try</b> 18:22  <b>typed</b> 26:5  <b>typewriting</b> 25:6</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p><b>Uh-huh</b> 8:9,12  <b>understand</b>          8:4,14,18 9:6          11:19 16:13          17:21  <b>unfairly</b> 11:4  <b>unwilling</b> 9:9  <b>upon</b> 7:4,6,18,19          8:15 9:1 10:17          19:7 20:12</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p><b>values</b> 20:1  <b>vehicular</b> 19:18,22  <b>version</b> 14:6  <b>visit</b> 17:9</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p><b>wait</b> 15:15 23:15</p>
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Capital Reporting Company

In the Matter of: MH Owner, LLC t/a Hotel Monticello 09-10-2012

Page 6

<p><b>walk</b> 3:3</p> <p><b>Washington</b> 1:16</p> <p><b>wearing</b> 2:20</p> <p><b>Wednesday</b> 12:5,9,15,19</p> <p><b>we'll</b> 11:8</p> <p><b>we're</b> 8:4,7,10 17:1,6,7 18:2 22:7,12,21 23:12,13</p> <p><b>whatever</b> 12:9</p> <p><b>WHEREUPON</b> 24:8</p> <p><b>whom</b> 25:3</p> <p><b>who's</b> 23:14</p> <p><b>wonder</b> 22:1</p> <p><b>W-O-O</b> 4:7</p> <p><b>Woodson</b> 3:15 4:1,2,4,6,7 11:16,18 12:3,6 13:14,17,19 14:8,10,15,18,22 15:13,17,20 16:13,16,21 17:2,5,11,16,19, 22 18:4,8,19 23:20 24:6</p> <p><b>work</b> 22:8,13</p> <p><b>write</b> 14:2 15:2 20:14</p> <p><b>written</b> 13:10</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p><b>yard</b> 15:9</p> <p><b>you'll</b> 9:11 14:6 21:14</p> <p><b>you've</b> 11:19</p>			
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