

Capital Reporting Company
In the Matter of: Partners at 8th Street SE t/a The Ugly Mug 09-19-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :
 :
Partners at 8th Street SE :
t/a The Ugly Mug :
728 8th Street, SE :
Retailer CR : Fact Finding
License No. 71793 : Hearing
ANC 6B :
One-day Substantial Change :
Application (Food Truck :
Festival) :
Date of Event: September 22, 2012:
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September 19, 2012

The Alcoholic Beverage Control

Board met in the Alcoholic Beverage Control Hearing
Room, Reeves Building, 2000 14th Street, N.W.,
Washington, D.C., Ruthanne Miller, Chairperson,
presiding.

PRESENT

RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
HERMAN JONES, Member
CALVIN NOPHLIN, Member
MIKE SILVERSTEIN, Member

ALSO PRESENT

ABYIE GHENENE, ABRA

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

2 4:39 p.m.

3 CHAIRPERSON MILLER: Good afternoon.

4 MR. COBURN: Hi there.

5 CHAIRPERSON MILLER: So this is the fact
6 finding for the Food Truck Festival. It is -- the
7 Licensee is Partners at 723 8th Street, S.E., trading
8 as The Ugly Mug, 723 8th Street, S.E., License No.
9 71793. Okay. I'm just going to take a second and look
10 at what was just passed to us.

11 MR. COBURN: That was our response to the
12 interrogative that (inaudible) asking for --

13 CHAIRPERSON MILLER: Oh, the questions.

14 MR. COBURN: -- supplemental information to
15 the applicant.

16 CHAIRPERSON MILLER: Okay. Well, why don't
17 you start with introductions for the record?

18 MR. COBURN: Hi there. I am Skip Coburn.
19 I'm executive director of the DC Nightlife Association.
20 And the DC Food Truck Association asked me to please
21 help them process all of the applications and permits
22 for this event, including the ABC one-day substantial

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1 change request.

2 CHAIRPERSON MILLER: Okay. And with you?

3 MR. JABLONSKI: My name is Gaynor Jablonski.

4 I'm the managing --

5 CHAIRPERSON MILLER: I'm sorry, I didn't

6 hear.

7 MR. JABLONSKI: My name is Gaynor Jablonski.

8 I'm the managing member for Partners at 723 8th Street,

9 S.E., LLC.

10 CHAIRPERSON MILLER: Okay.

11 MR. RATHBONE: My name is Patrick Rathbone

12 and I am representing the DC Food Truck Association.

13 I'm the owner/operator for The Big Cheese Food Truck

14 and the organizer for the association of the event.

15 CHAIRPERSON MILLER: Okay.

16 MR. GHENENE: And Abyie Ghenene, ABRA

17 investigator.

18 CHAIRPERSON MILLER: Okay. So Mr. Coburn,

19 are you going to -- you're going to be --

20 MR. COBURN: Yes, ma'am.

21 CHAIRPERSON MILLER: -- answering most of the

22 questions? All right. Can -- do you want to describe

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1 the event for us?

2 MR. COBURN: Okay. If you refer to the -- if
3 you open the site plan to the one --

4 CHAIRPERSON MILLER: Watch those mikes again.

5 MR. COBURN: I just -- I'm sorry.

6 CHAIRPERSON MILLER: If we open up what?

7 MR. COBURN: If you open up the site plan,
8 which is the last page of the --

9 CHAIRPERSON MILLER: Okay.

10 MR. COBURN: -- of that I just gave you --

11 CHAIRPERSON MILLER: Yep.

12 MR. COBURN: -- what I'm saying will probably
13 relate best to the site plan. That's just the
14 questions. This is at Union Market. And there's a
15 large parking lot there at Union Market. You all have
16 previously approved events at this location. So I
17 think you're familiar with the huge parking lot there
18 between 5th and 6th, right off of Neal Street, which is
19 where the Union Market is in the Florida Market area.

20 CHAIRPERSON MILLER: Uh-huh.

21 MR. COBURN: We're using the same plan and
22 the operations that we used for the Brightest Young

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1 Thing event that was there about a month ago, some
2 other type event, except that they were standing inside
3 the building and our event is totally outside the
4 building.

5 CHAIRPERSON MILLER: Okay.

6 MR. COBURN: The food trucks -- there's a
7 plan to have about 35 food trucks. This map you have
8 is to scale. It's reduced but it's to scale in ratio.
9 Each of the food trucks lined up around the perimeter
10 fence are - - that's in a 20-foot-by-8-foot square.
11 You can see that the emergency exits are also 20 feet
12 wide. And there's only one entrance there on Neal
13 Street. That's the only point of entry where there
14 will be a security post. And the one ID checking point
15 for everybody that enters the other exit over there on
16 the -- on the top of your chart is an emergency exit
17 for fire, egress or any other emergency.

18 So all of the alcohol control will be at one
19 point at that first aid/ID checkpoint tent at the left
20 of your map. There's going to be a single point of
21 sale for alcohol, the tent there that says, "Bar."
22 That is the only place alcohol will be sold. And the

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1 other two tents are for tables and chairs. There's 24
2 chairs in each -- projected for each tent. And there's
3 a small 10-by-10 stage for a DJ part of the time and a
4 small band the other -- some other hours.

5 And you'll see the porta-johns in the upper
6 right-hand corner, probably overkill but that's what we
7 signed up for, that number of porta-johns. Let's see.
8 It's a -- the event runs from about 10:00 or 11:00 a.m.
9 to 10:00 p.m. And the parking lot is lit.

10 It's a commercial parking lot so it's lit. The
11 perimeter has this fence around. It's eight feet tall
12 and it's a totally enclosed --

13 CHAIRPERSON MILLER: Okay.

14 MR. COBURN: -- perimeter. So nobody's going
15 to go anywhere. And it's one of those chain-link
16 fences. So somebody would have trouble passing alcohol
17 to anybody outside.

18 MR. RATHBONE: And the trucks are going to be
19 lined up around that outside as well.

20 MR. COBURN: True. Okay.

21 CHAIRPERSON MILLER: Outside as well as
22 inside?

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1 MR. RATHBONE: Not outside but along the
2 perimeter of the fence.

3 CHAIRPERSON MILLER: Oh, right. Exactly.
4 Okay.

5 MR. COBURN: They can see that on the chart.

6 MR. RATHBONE: Well, I'm just saying it's
7 very difficult to get outside the fence.

8 MR. COBURN: Okay. The food trucks all have
9 their own licenses, permits, health inspections,
10 everything. We've already got -- you know, as usual
11 with a special event, we've already gotten all the
12 special event approvals from fire, health and safety,
13 EOH, you know, the normal entities. You're actually --
14 other than the final construction permit for these huge
15 20-by-20 tents -- it's amazing that DC requires us to
16 get a construction permit for every tent.

17 But other than getting the final construction
18 approval for the tent, we have all the other permits
19 except this one. I hope that's --

20 CHAIRPERSON MILLER: So --

21 MR. COBURN: -- my basic introduction. If
22 you have any other specific questions, I'm more than

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1 happy to answer them.

2 CHAIRPERSON MILLER: Okay. Well, I do just
3 looking at your plan. So, I mean, there's a lot of
4 open space here. But everybody goes -- they get their
5 food from the food trucks and get their drinks from the
6 bar. And then they go in these tents to eat?

7 MR. COBURN: No. They -- it's designed more
8 or less just to mill around. And a lot of the food
9 that's sold at the food trucks is, you know, like, a
10 taco --

11 CHAIRPERSON MILLER: Right.

12 MR. COBURN: -- you take around and eat it,
13 put this in this hand and drink in the other hand. And
14 so we hadn't anticipated a large need for a lot of
15 tables and chairs. We've projected, like, 24, 25, 26
16 seats in each of those tents for people who are elderly
17 or --

18 CHAIRPERSON MILLER: Oh, okay.

19 MR. COBURN: -- or who want to sit down or
20 have kids or something. But it's mostly a stand-up-
21 and-walk- around event, especially because so many of
22 the food trucks, you know, are almost like amusements

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1 in themselves. You look up and you see all the signs
2 and order one little thing and another little thing
3 there. And so there wasn't anticipated --

4 CHAIRPERSON MILLER: Oh, right.

5 MR. COBURN: -- a great need for tables and
6 chairs.

7 CHAIRPERSON MILLER: Okay. How many people
8 do you anticipate?

9 MR. COBURN: About -- around 200 or 250
10 people at any one time and hopefully, if the event is
11 successful, maybe a total of 2000 all day long. But
12 about 200, 250 people at any one time, we're thinking.

13 CHAIRPERSON MILLER: So will people not be --
14 will people be stopped from coming in if it's too
15 crowded?

16 MR. COBURN: Oh, sure. But for the fire
17 department, we had to do an occupant load assessment.

18 CHAIRPERSON MILLER: Uh-huh.

19 MR. COBURN: And based on -- I -- you can see
20 the measurements here. It's huge. The standing
21 occupant load for the net square footage -- once you
22 subtract the area for the tents -- I'm very detail

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1 oriented. So when I did the --

2 CHAIRPERSON MILLER: Uh-huh. Go ahead.

3 Yeah.

4 MR. COBURN: -- square footage for the fire
5 department, I subtracted the area of the tents, the
6 area of the stage and a 20-foot border all the way
7 around the outside where the food trucks are. And the
8 standing occupant load is 13,000. So we're not going
9 to max out on occupant load.

10 CHAIRPERSON MILLER: Oh, okay.

11 MR. COBURN: It's --

12 CHAIRPERSON MILLER: I just got a little
13 concerned -- confused.

14 MR. COBURN: Yeah, yeah.

15 CHAIRPERSON MILLER: When you said 250 at one
16 time, I thought --

17 MR. COBURN: Yeah, no. Two fifty at one time --

18 CHAIRPERSON MILLER: -- that sounded low. I
19 mean --

20 MR. COBURN: -- is not even going to approach
21 the occupant load.

22 CHAIRPERSON MILLER: Okay.

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1 MR. COBURN: It's -- hang on. I have it
2 right here. It's 68,000 square feet -- is this parking
3 lot, when you subtract the 1300 square feet that I
4 subtracted from the net load. So they have plenty of
5 room for those 2000 people.

6 CHAIRPERSON MILLER: Okay. All right. But --

7 MR. COBURN: The fire department made me do
8 that. I said, "You've got to be kidding." For Alan
9 Carroll (ph) at the fire department.

10 CHAIRPERSON MILLER: Okay.

11 MR. COBURN: He said, "You have to give me a
12 computation of the maximum occupant load for standing."
13 I said, "It's over 60,000 square feet and we're
14 projecting 2000 people. Are you kidding?" He says, "I
15 have to see it." So I had to do it.

16 CHAIRPERSON MILLER: Okay. So -- and how are
17 you controlling the alcohol?

18 MR. COBURN: On the chart there you can see
19 that we were projecting three permanent security posts.
20 And as -- sorry -- as you guys like, we indicated on
21 our -- on our questionnaire responses that we also
22 agree, you know, you can't have somebody standing there

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1 forever. So we rotate people in about every hour. We
2 have three security posts identified where that would
3 be a manned post. And then the other 12 people would
4 be roving security, just to see that everything's going
5 well.

6 CHAIRPERSON MILLER: Who's checking IDs?

7 MR. COBURN: The -- all the ID checkers are
8 from licensed ABC establishments and that's their
9 regular duty every night or every day.

10 CHAIRPERSON MILLER: Uh-huh.

11 MR. COBURN: Just so they've all been to
12 training and do this as a routine part of their job
13 every day. It's ABC establishment employees that do
14 this routinely.

15 CHAIRPERSON MILLER: Okay. Are they -- are
16 they going to use wrist bands or anything like that?

17 MR. COBURN: Yes. Yeah, we're going to use
18 different colored wrist bands to identify the people
19 that are 21 and over and the people who aren't 21. And
20 then the purpose of the -- actually part of the reason
21 for the roving people -- since this is a family event
22 and there'll be people of all ages, part of the

1 instructions that we've given for the roving security
2 people is that's what they're supposed to be -- one of
3 the things they're supposed to be looking for, is to
4 make sure that people who are 21 aren't handing
5 anything off to people who are under 21.

6 CHAIRPERSON MILLER: So everybody's going to
7 have a wrist band? They're just going to have
8 different colors?

9 MR. COBURN: That's my intent. Well, you
10 know, if they're 10, I don't think, you know -- in the
11 questionnaire I said, "Except children, whatever we
12 decide that is." I don't see a point in giving a wrist
13 band to a ten year old.

14 CHAIRPERSON MILLER: Right, right, right.

15 MR. COBURN: So there'll be some --

16 CHAIRPERSON MILLER: Where it's really
17 obvious.

18 MR. COBURN: -- something there, yes.

19 CHAIRPERSON MILLER: Okay. So I just want to
20 get back -- I'm looking at your application, the front
21 page. Do you know the numbers again? Just, you know,
22 you say you expect 5000 to attend but only 500 at any

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1 time. Oh, so that's just a -- that's just your
2 projection, right? It's not --

3 MR. COBURN: We've never -- we've never had
4 this event before.

5 CHAIRPERSON MILLER: Okay.

6 MR. COBURN: And it's never been at this
7 location at -- you -- I don't know. Do y'all ever get
8 any after action reports on something like the
9 Brightest Young Thing event we had there a month, two
10 months ago?

11 CHAIRPERSON MILLER: I didn't.

12 MR. COBURN: Because they had projected --

13 CHAIRPERSON MILLER: Yeah.

14 MR. COBURN: -- like, 4000 people and they
15 had, like, 600 because it rained all day. So you never
16 know.

17 CHAIRPERSON MILLER: Oh --

18 MR. COBURN: You never know.

19 CHAIRPERSON MILLER: Okay. Okay. Right.
20 But you're prepared. All right. What kind of
21 entertainment is there going to be?

22 MR. COBURN: Why don't you talk about that?

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1 MR. JABLONSKI: There'll be a DJ who will be
2 there to MC. And then we have three bands lined up.

3 MR. RATHBONE: Oh, there's a clown.

4 MR. JABLONSKI: Clown.

5 CHAIRPERSON MILLER: A clown?

6 MR. COBURN: We have a clown.

7 MR. JABLONSKI: And a clown.

8 MR. RATHBONE: And a clown.

9 CHAIRPERSON MILLER: What kind of bands?

10 MR. JABLONSKI: Two to three-piece bands

11 mostly playing rock and roll to alternate rock.

12 They've been booked out of a studio here locally. So

13 I'm not 100 percent sure of their type but they're

14 smaller groups that'll fit on the stage.

15 CHAIRPERSON MILLER: And are you gearing this

16 to -- I'm looking at your application now. It says

17 that you're gearing up to a certain age? No?

18 MR. JABLONSKI: I wouldn't say there's a

19 certain age we're gearing it towards. People who like

20 food trucks.

21 CHAIRPERSON MILLER: Food truck people.

22 Okay.

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1 MR. JABLONSKI: So I don't know if that's a
2 certain age requirement on that.

3 MR. COBURN: Interestingly enough, I was just
4 told that, while we were standing in the hall, one of
5 those people who just RSVP'ed is Nick Midgette (ph).

6 CHAIRPERSON MILLER: Really? That's good.
7 Okay.

8 MR. COBURN: He's a food truck enthusiast,
9 apparently.

10 CHAIRPERSON MILLER: Okay. Let's see if I
11 have any other comments. What kind of alcohol are you
12 serving?

13 MR. JABLONSKI: There will be three different
14 types of beers. There will be four different pre-mixed
15 alcoholic drinks. There'll be an Orange Crush vodka-
16 based drink, a margarita, a sangria, and then a --
17 like, a Lynchburg lemonade with -- not made with Jack
18 Daniels - - a bourbon drink. But they will all be pre-
19 mixed and pre-portioned and there won't be any free
20 pouring of alcohol.

21 And then there's going to be two types of
22 wines, a red and a white.

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1 CHAIRPERSON MILLER: And are you checking IDs
2 just once? I mean, you check IDs once. They get the
3 wrist bands and that's it or --

4 MR. COBURN: Well, we -- no. What we've
5 agreed to in talking together is that everybody's ID
6 will be checked at the point of entry and everybody
7 will -- every appropriate person will be given a wrist
8 band one way or the other. And the bartenders, like
9 always, have the responsibility that, if they see
10 something that looks a little askew, to double-check.

11 CHAIRPERSON MILLER: Okay.

12 MR. JABLONSKI: I also have -- I have three
13 establishments in the city. So I'm actually going to
14 have four of my managers there, which are all ABC
15 managers, there to help run the event. So they're
16 going to be actually at the bar, serving drinks, but
17 also making sure that they're ID'ing. And then all the
18 other people that were doing our -- are bartenders of
19 mine that work at other places. So they know the drill
20 to check IDs.

21 CHAIRPERSON MILLER: And do you have a plan
22 if anyone gets sick or intoxicated?

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1 MR. COBURN: Yeah, we cleared through the
2 Health and Safety Office.

3 CHAIRPERSON MILLER: You have?

4 MR. COBURN: They approved.

5 CHAIRPERSON MILLER: Okay.

6 MR. COBURN: And that's why you see here a
7 first aid tent office. Every food truck has its own
8 first aid kit. Apparently that's a condition for their
9 license.

10 CHAIRPERSON MILLER: Uh-huh.

11 MR. COBURN: And in addition, then we're
12 going to have that first aid tent with a sign, you
13 know, saying, "Emergency assistance/first aid." And
14 that's going to be right at the entrance so people --
15 the reason I people it there is so that people will see
16 right when they come in and know where it was.

17 CHAIRPERSON MILLER: great.

18 MR. JABLONSKI: I'm also going to be bringing
19 a first aid kit to put behind the bar, just someone
20 walk -- you know, if there's a booboo.

21 CHAIRPERSON MILLER: So what other agencies
22 have you been before that have signed off?

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1 MR. COBURN: Let me double-check. I have it
2 here. Tax and Revenue signed off. DOH -- Jacqueline
3 Coleman signed off at DOH. Lieutenant Egan signed off
4 for Emergency Medical Services. Corporations Division
5 signed off. I've already talked -- spoken with the
6 gentleman over at Health and Safety and he's approved
7 my Health and Safety plan. But we haven't gotten
8 together to have him sign in. And those are the only -
9 - and you all are the only agencies that were required.

10 MPD approved and said, "We don't -- we don't
11 have a concern." So they didn't sign it because
12 they're not -- they said, "We don't need to be
13 involved."

14 CHAIRPERSON MILLER: Oh, but you went to them
15 anyway?

16 MR. COBURN: Yeah, went to them. Like, I
17 just go everywhere.

18 CHAIRPERSON MILLER: Okay. Good. I don't
19 have any other question. Other Board members? Yes,
20 Mr. Brooks.

21 MR. BROOKS: Yes. I'm trying to get my
22 bearings on your diagram here. The Union Market, where

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1 is that located, the block itself?

2 MR. COBURN: It's on Neal Street.

3 MR. BROOKS: On Neal Street.

4 MR. COBURN: Between 5th and 6th.

5 MR. BROOKS: Right. Now, will the market be
6 open during your fair?

7 MR. COBURN: Yes.

8 MR. BROOKS: Okay.

9 MR. COBURN: I believe mostly right now
10 they're in the process of their final reconstruction
11 and interior decorating phase for their big grand
12 opening, which is their big grand reopening. But it's
13 going to be unlocked. I don't think it's going to be
14 open for a lot of commercial business because they're
15 not, like, open.

16 MR. BROOKS: Okay.

17 MR. RATHBONE: They're open on weekends only
18 right now. They're not fully open.

19 MR. BROOKS: Yeah, because I was there Friday --

20 MR. RATHBONE: But they're --

21 MR. BROOKS: -- night. I know some of the
22 stalls are open.

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1 MR. RATHBONE: A few of them are, yeah.

2 MR. BROOKS: Yeah.

3 MR. RATHBONE: So they're only open on
4 weekends because --

5 MR. COBURN: They're working toward that
6 opening.

7 MR. RATHBONE: They're not fully open.

8 MR. COBURN: They're working towards --

9 MR. BROOKS: Right. Okay.

10 MR. COBURN: -- a day. Yeah.

11 MR. BROOKS: So going to be open during your
12 event?

13 MR. COBURN: Probably.

14 MR. JABLONSKI: Yes.

15 MR. BROOKS: Probably will?

16 MR. JABLONSKI: Yes, it will.

17 MR. BROOKS: Okay. All right.

18 MR. COBURN: But it won't be part of our
19 event.

20 MR. BROOKS: I understand.

21 MR. COBURN: Okay.

22 MR. BROOKS: Thank you.

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1 CHAIRPERSON MILLER: Mr. Nophlin?

2 MR. NOPHLIN: Yes. Real quick, you mentioned
3 that some of the proceeds are going for charity. What
4 percentage of that?

5 MR. COBURN: That would be you.

6 MR. RATHBONE: We're doing a -- we're selling
7 raffle tickets. Because we're not charging at the door
8 to get in.

9 MR. NOPHLIN: Uh-huh.

10 MR. RATHBONE: So we're selling raffle
11 tickets that you can -- we have a list of prizes that
12 have been donate. But, like, the grand prizes you can
13 win a food - - a lunch off of all 50 Food Truck
14 Association trucks. And so of that, I believe, 60
15 percent is going to DC Central Kitchen.

16 MR. NOPHLIN: Thank you. Thank you.

17 CHAIRPERSON MILLER: Great. Any other
18 questions? Yeah, Mr. Alberti.

19 MR. ALBERTI: Number of security?

20 MR. COBURN: Fifteen.

21 MR. ALBERTI: Fifteen? Okay. And will there
22 be any other -- does that include MPD, in addition to

1 MPD?

2 MR. COBURN: MPD said they were not
3 concerned. So this is 15 of the normally trained
4 security staff that come from mostly his apparently
5 licensed ABC establishments.

6 MR. JABLONSKI: That's correct.

7 MR. COBURN: And if he has -- but it's all
8 security staff that that's their job these days at ABC-
9 licensed facilities. And actually we thought if -- I
10 told them 15 was plenty based on the projected load
11 that we're anticipating at any one time and the huge
12 expanse and one alcohol sale point. And --

13 MR. ALBERTI: Okay.

14 MR. COBURN: -- I figured 15 was going to be
15 a lot.

16 CHAIRPERSON MILLER: Uh-huh.

17 MR. ALBERTI: How do I know what kind of
18 drink you have in your hand, whether it's soda or
19 alcohol? How do you distinguish -- how would -- how
20 would someone roving around --

21 MR. JABLONSKI: The non-alcoholic drinks --
22 at the bar, the only non-alcoholic drink I'm selling is

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1 Red Bull and water. So the actual alcohol -- the sodas
2 are going to come off of the food trucks. So they sell
3 cans.

4 MR. ALBERTI: So -- but they would only sell
5 cans?

6 MR. RATHBONE: Every single -- every single
7 food truck is selling their own beverages. The only
8 restriction we had -- well, other than they're not
9 selling alcohol, but all non-alcoholic beverages, they
10 only restriction they had was no glass bottles. So
11 they'll be cans of Pepsi, bottles of water.

12 MR. ALBERTI: But not glasses?

13 MR. RATHBONE: Not glass, no glasses. But,
14 yeah, so --

15 MR. ALBERTI: But if someone sees a glass,
16 they assume it's alcohol?

17 MR. JABLONSKI: They're going to be plastic
18 cups.

19 MR. RATHBONE: Well, we're using -- we're
20 using paper cups.

21 MR. ALBERTI: That's what I meant -- what I
22 mean. Okay.

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1 MR. RATHBONE: Yeah, I have --

2 MR. ALBERTI: If you -- if someone sees a
3 drink in a cup, they assume it's alcohol because --

4 MR. RATHBONE: Yes.

5 MR. JABLONSKI: We have -- we have cups that
6 are being donated -- I believe 8000 of them -- by --

7 MR. ALBERTI: Okay.

8 MR. JABLONSKI: -- one of the --

9 MR. RATHBONE: It's DC United. Yeah, DC
10 United's doing it.

11 MR. JABLONSKI: DC United. So there will be
12 a specific type of cup so that they know that if you
13 see a DC United cup or a Miller Lite cup, those are -
14 those are the two types of drink cups. So if someone's --

15 MR. ALBERTI: Right. And your mixed drinks
16 will have a -- their own unique cup also?

17 MR. JABLONSKI: It'll -- those will actually
18 be in the DC United cups.

19 MR. ALBERTI: Okay.

20 MR. JABLONSKI: And then the beer -- the beer
21 will be the Miller Lite cups.

22 MR. ALBERTI: Excellent. No other questions.

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1 CHAIRPERSON MILLER: Okay. That's it for
2 Board questions right now? Mr. Ghenene?

3 MR. GHENENE: Thank you. It appears that the
4 only entrance that you guys have is the one directly
5 across from Union Town Market; is that correct?

6 MR. COBURN: That's the lone --

7 MR. JABLONSKI: Yes.

8 MR. COBURN: -- point of entry where
9 everybody's ID will be checked.

10 MR. GHENENE: But that's just the only
11 entrance?

12 MR. JABLONSKI: Yes.

13 MR. COBURN: That's the only entrance.

14 MR. GHENENE: Okay.

15 MR. COBURN: There's a couple of emergency
16 exits for the fire department because they wanted that.

17 MR. GHENENE: How are you guys going to
18 control people that are naturally going to want to come
19 in and out of Union Town and into the event? They
20 might be patrons of both.

21 MR. COBURN: Well, that -- like I -- like we
22 were saying earlier, the Union Market has not got a

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1 huge business going on weekends. And it -- you know,
2 if they come in and get their ID band from our ID
3 checker, I assume that they can go in and out --

4 MR. GHENENE: Okay.

5 MR. COBURN: -- if they still have their ID
6 band.

7 MR. GHENENE: Will they be allowed to carry
8 alcohol?

9 MR. JABLONSKI: No.

10 MR. COBURN: No, no. You can't take -- no.
11 The -- our event does not extend outside the fence
12 perimeter.

13 MR. GHENENE: Okay.

14 MR. COBURN: So, no, nobody would be allowed
15 to take alcohol outside of that fence.

16 MR. GHENENE: Okay. I was looking at your
17 application and I saw that you guys stated that no more
18 than 500 people will be inside the fences at any given
19 time. Is that your -- are you planning on sticking to
20 that and --

21 MR. COBURN: When we -- when we filled out
22 this application, we were figuring maybe around 500.

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1 Since then, we've become a little bit more pessimistic
2 and thinking maybe it'll be 200, 250 at any one time.
3 Since the occupant load authorized by the fire
4 department is 13,000, no, I wouldn't be counting and
5 turn somebody -- turn number 501 away.

6 MR. GHENENE: So that means you're not
7 planning on sticking to that?

8 MR. COBURN: I -- it's a projection. We
9 think that's how many people will be there but --

10 MR. GHENENE: No, your projection is 5000 but
11 you said --

12 MR. COBURN: Total over the whole day.

13 MR. GHENENE: Uh-huh.

14 MR. COBURN: Yeah. The answer is, "No."

15 MR. GHENENE: Okay.

16 MR. COBURN: I wouldn't -- I wouldn't --

17 MR. GHENENE: So --

18 MR. COBURN: -- think that's a problem in
19 that range. When the fire department is telling me I
20 can have 13,000 people --

21 MR. GHENENE: No. That's -- that wasn't --

22 MR. COBURN: -- and I'm only having 500 or

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1 800 or whatever, I wouldn't be turning people away --

2 MR. GHENENE: I understand.

3 MR. COBURN: -- for being too crowded or
4 unable to handle them or something.

5 MR. GHENENE: That wasn't my -- that wasn't
6 really the origin of my question. I was kind of
7 following up on what Mr. Alberti said.

8 MR. COBURN: Uh-huh.

9 MR. GHENENE: In the event that you get more
10 than you anticipated, do you guys have a plan ready,
11 where you would take on more security staff?

12 MR. COBURN: That could always occur. He's
13 got three or four establishments that he could always
14 call over and get assistance. But with the three to
15 five ABC managers, plus the 15 security, I'd mentioned
16 that I thought that was kind of overkill but we were
17 trying to go overboard. I would not --

18 MR. GHENENE: So that means --

19 MR. COBURN: -- anticipate that being a
20 problem.

21 MR. GHENENE: So you don't have a plan?

22 MR. COBURN: I -- no. I said that Mr.

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1 Jablonski owns --

2 MR. GHENENE: Right. But he --

3 MR. COBURN: -- four and he could always call
4 for additional assistance --

5 MR. GHENENE: Security?

6 MR. COBURN: -- if it was required.

7 MR. GHENENE: Okay. so he'll call for
8 additional security?

9 MR. COBURN: You agree?

10 MR. JABLONSKI: Yes.

11 MR. COBURN: I --

12 MR. JABLONSKI: There are other people that
13 are on backup in a worst-case scenario. And we figure
14 that the peak of the event will be 2:00 to 4:00-ish,
15 you know --

16 MR. GHENENE: Okay.

17 MR. JABLONSKI: -- in the afternoon. So
18 that's before they go to work at their other shift. So
19 they know it's --

20 MR. ALBERTI: I mean, the other thing you
21 could do is say that you would limit it to --

22 MR. JABLONSKI: Right.

1 MR. ALBERTI: -- a thousand people at a time,
2 let's say.

3 MR. JABLONSKI: Right.

4 MR. ALBERTI: Which that -- according to what
5 I'm hearing, you'd be jumping for joy if had 1000
6 people at a time, right?

7 MR. JABLONSKI: I mean, if we had 1000, that
8 would be a great problem to have.

9 MR. COBURN: That would be a big -- a good
10 problem.

11 MR. ALBERTI: So maybe that's your -- maybe
12 that's your plan is to say you can just cap it at --

13 MR. COBURN: I wouldn't like to really commit
14 to that kind of a plan because --

15 MR. ALBERTI: Okay.

16 MR. COBURN: -- that means we'd have to count
17 people coming in --

18 CHAIRPERSON MILLER: Right, right.

19 MR. COBURN: -- and people going out.

20 MR. ALBERTI: Okay. Okay.

21 MR. COBURN: I would rather not try --

22 MR. ALBERTI: All right. I understand

1 perfectly.

2 MR. COBURN: I'd rather not --

3 MR. ALBERTI: All right.

4 CHAIRPERSON MILLER: But just on that note
5 though, you do have backup people you can call?

6 MR. JABLONSKI: Yes. We have --

7 CHAIRPERSON MILLER: How many people could
8 you call?

9 MR. JABLONSKI: -- we have extra -- we have
10 extra people that we -- that we had used in the past
11 for other events.

12 CHAIRPERSON MILLER: Right. How many do you
13 have?

14 MR. JABLONSKI: I believe right now, from
15 what our manager said, he's got five on backup.

16 CHAIRPERSON MILLER: Five. Okay. So you'll
17 put them on notice?

18 MR. JABLONSKI: So that would be a total of
19 20. And the way that we're doing is we're amping up the
20 security as the event goes along. So we're bringing
21 more and more and more in.

22 CHAIRPERSON MILLER: Okay.

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1 MR. JABLONSKI: So, you know, at the peak of
2 it -- if the peak hours are normally 2:00 to 4:00, like
3 we think, we're going to have the most amount of people
4 there. And then as they start to dwindle off, we'll
5 cut back.

6 CHAIRPERSON MILLER: Okay. Sorry.

7 MR. GHENENE: Is this parking lot that you
8 guys are utilizing -- is that a public space or is that
9 private property?

10 MR. JABLONSKI: Private.

11 MR. COBURN: It's private property. It's a
12 private parking lot. And they've leased the entire
13 parking lot so nothing else will be going on there
14 except this event.

15 MR. GHENENE: So it's private property?

16 MR. COBURN: Yes, it is.

17 MR. GHENENE: Okay. And have you guys spoken
18 with the people who run Union Town about possible
19 security issues?

20 MR. JABLONSKI: We have. The Edens Company
21 is the property manager and company that has them.
22 They have a full-time security person. It's a captain.

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1 I'm drawing a blank on his name right now. But we have
2 already coordinated with him. He will also be there
3 with their security staff in Union Market in the event.

4 And one of the things that we've talked about

5 (WHEREUPON, at 4:36 p.m., the hearing was
6 concluded.)

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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

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19

BRADLEY ANGLIN

20

Notary Public in and for the

21

District of Columbia

22

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
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13 Date

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