

Capital Reporting Company

In the Matter of: Soloman Enterprises, LLC t/a Climax Restaurant & Hookah Bar 10-24-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :
 :
Solomon Enterprises, LLC :
t/a Climax Restaurant & Hookah :
Bar :
900 Florida Avenue, NW : Show Cause
Retailer CT : Hearing
License No. 88290 : (Status)
ANC 1B :
Case No. 12-CMP-00106 :
Violation of Voluntary Agreement: :
Operating After Board Approved :
Hours :
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October 24, 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

MICHAEL STERN, OAG

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

2 9:52 a.m.

3 CHAIRPERSON MILLER: Okay. The next case on
4 our calendar is 12-CMP-00106, Climax Restaurant and
5 Hookah Bar, located at 900 Florida Avenue, N.W.,
6 License No. 88290, in ANC 1B.

7 MR. STERN: Michael Stern representing the
8 District of Columbia.

9 CHAIRPERSON MILLER: Good morning, sir.
10 Could you introduce yourself for the record, please?

11 MR. YEPZAR: My name is Solomon Yepzar for
12 Climax Sports Bar.

13 CHAIRPERSON MILLER: I'm sorry, could you
14 speak up?

15 MR. YEPZAR: Solomon Yepzar (ph), owner of
16 Solomon Enterprises or Climax Sports Bar or Hookah Bar.

17 CHAIRPERSON MILLER: Okay. Then as -- you
18 have a little microphone there too. Okay. So you're
19 the managing member?

20 MR. YEPZAR: Yeah.

21 CHAIRPERSON MILLER: Okay. Did you receive
22 notice of this hearing?

1 MR. YEPZAR: Yes.

2 CHAIRPERSON MILLER: And did you read it?

3 MR. YEPZAR: Yes.

4 CHAIRPERSON MILLER: Did you understand it?

5 (No audible response.)

6 CHAIRPERSON MILLER: And do you waive the
7 Board's reading the notice into the record?

8 (No audible response.)

9 CHAIRPERSON MILLER: Okay. Mr. Stern, are
10 there any preliminary matters?

11 MR. STERN: None that I am aware of.
12 The owner wasn't told when the proceeding started and I
13 wasn't able to speak with him about it. So

14 CHAIRPERSON MILLER: You haven't had the
15 chance to speak to him?

16 MR. STERN: We haven't had -- actually had a
17 chance to speak about it.

18 CHAIRPERSON MILLER: Do you -- do you want us
19 to come back to this case or do you --

20 MR. STERN: That would be fine except I'm the
21 only one here.

22 CHAIRPERSON MILLER: Or do you want to take a

1 moment --

2 MR. STERN: Yes.

3 CHAIRPERSON MILLER: -- to speak about it?

4 Okay. All right. So we're going to set this for

5 hearing on January 23rd, 2013 at 11:00 a.m. Okay.

6 Thank you very much.

7 (WHEREUPON, at 9:56 a.m., the hearing was

8 concluded.)

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CERTIFICATE OF NOTARY PUBLIC

I, LINDA METCALF, the officer before whom the foregoing hearing was taken, do hereby certify that the testimony appearing in the foregoing pages was recorded by me and thereafter reduced to typewriting under my direction; that said transcription is a true record of the testimony given by said parties; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

LINDA METCALF

Notary Public in and for the
District of Columbia

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CERTIFICATE OF TRANSCRIPTION

I, MIRANDA PENNACHI, hereby certify that I am not the Court Reporter who reported the proceeding and that I have typed the transcript of the proceeding using the Court Reporter's notes and recordings. The foregoing/attached transcript is a true, correct and complete transcription of the proceedings.

Date

MIRANDA PENNACHI

Transcriptionist

<p><u>1</u> 11:00 4:5 12-CMP-00106 1:9 2:4 14th 1:14 1B 1:8 2:6</p> <hr/> <p><u>2</u> 2000 1:14 2012 1:12 2013 4:5 23rd 4:5 24 1:12</p> <hr/> <p><u>8</u> 88290 1:8 2:6</p> <hr/> <p><u>9</u> 9:52 2:2 9:56 4:7 900 1:7 2:5</p> <hr/> <p><u>A</u> a.m 2:2 4:5,7 able 3:13 action 5:10,14 actually 3:16 Agreement 1:9 ALBERTI 1:18 Alcoholic 1:2,13,14 am 3:11 5:8,11 6:3 ANC 1:8 2:6 appearing 5:5 Approved 1:10 attorney 5:12 audible 3:5,8</p>	<p>Avenue 1:7 2:5 aware 3:11</p> <hr/> <p><u>B</u> Bar 1:6 2:5,12,16 Beverage 1:2,13,14 Board 1:2,10,14 Board's 3:7 BROOKS 1:18 Building 1:14</p> <hr/> <p><u>C</u> calendar 2:4 CALVIN 1:19 case 1:9 2:3 3:19 Cause 1:7 CERTIFICATE 5:1 6:1 certify 5:4 6:3 Chairperson 1:15,17 2:3,9,13,17,21 3:2,4,6,9,14,18,2 2 4:3 chance 3:15,17 Climax 1:6 2:4,12,16 Columbia 1:1 2:8 5:20 complete 6:8 concluded 4:8 Control 1:2,13,14 correct 6:7 counsel 5:9,12 Court 6:4,6 CT 1:7</p>	<p><u>D</u> D.C 1:15 Date 6:14 direction 5:7 District 1:1 2:8 5:20 DONALD 1:18</p> <hr/> <p><u>E</u> employed 5:9,12 employee 5:11 Enterprises 1:5 2:16 except 3:20</p> <hr/> <p><u>F</u> financially 5:13 fine 3:20 Florida 1:7 2:5 foregoing 5:4,5 foregoing/ attached 6:7</p> <hr/> <p><u>G</u> given 5:8</p> <hr/> <p><u>H</u> haven't 3:14,16 hearing 1:7,14 2:22 4:5,7 5:4,10 hereby 5:4 6:3 hereto 5:12 HERMAN 1:19 Hookah 1:6 2:5,16 Hours 1:10</p> <hr/> <p><u>I</u> I'm 2:13 3:20</p>	<p>interested 5:13 introduce 2:10</p> <hr/> <p><u>J</u> January 4:5 JONES 1:19</p> <hr/> <p><u>L</u> License 1:8 2:6 LINDA 5:3,18 little 2:18 LLC 1:5 located 2:5</p> <hr/> <p><u>M</u> managing 2:19 MATTER 1:4 matters 3:10 MEETING 1:3 member 1:18,19,20 2:19 met 1:14 METCALF 5:3,18 Michael 1:21 2:7 microphone 2:18 MIKE 1:20 Miller 1:15,17 2:3,9,13,17,21 3:2,4,6,9,14,18,2 2 4:3 MIRANDA 6:3,14 moment 4:1 morning 2:9</p> <hr/> <p><u>N</u> N.W 1:14 2:5 neither 5:8 NICK 1:18</p>
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<p>None 3:11 NOPHLIN 1:19 nor 5:9,13 Notary 5:1,19 notes 6:6 notice 2:22 3:7 NW 1:7</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>OAG 1:21 October 1:12 officer 5:3 Okay 2:3,17,18,21 3:9 4:4,5 Operating 1:10 otherwise 5:13 outcome 5:13 owner 2:15 3:12</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>pages 5:5 parties 5:8,10,12 PENNACHI 6:3,14 ph 2:15 please 2:10 preliminary 3:10 PRESENT 1:17,21 presiding 1:15 proceeding 3:12 6:4,5 proceedings 6:8 Public 5:1,19</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>reading 3:7</p>	<p>receive 2:21 record 2:10 3:7 5:7 recorded 5:5 recordings 6:6 reduced 5:6 Reeves 1:14 related 5:9 relative 5:11 reported 6:4 Reporter 6:4 Reporter's 6:6 representing 2:7 response 3:5,8 Restaurant 1:6 2:4 Retailer 1:7 Room 1:14 Ruthanne 1:15,17</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>SILVERSTEIN 1:20 sir 2:9 Solomon 1:5 2:11,15,16 sorry 2:13 speak 2:14 3:13,15,17 4:3 Sports 2:12,16 started 3:12 Status 1:8 Stern 1:21 2:7 3:9,11,16,20 4:2 Street 1:14</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>t/a 1:6</p>	<p>testimony 5:5,8 Thank 4:6 thereafter 5:6 transcript 6:5,7 transcription 5:7 6:1,8 Transcriptionist 6:15 true 5:7 6:7 typed 6:5 typewriting 5:6</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>understand 3:4</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>Violation 1:9 Voluntary 1:9</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>waive 3:6 Washington 1:15 wasn't 3:12,13 we're 4:4 WHEREUPON 4:7 whom 5:3</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>Yepzar 2:11,15,20 3:1,3 yourself 2:10</p>	
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