

Capital Reporting Company
In the Matter of: Sunshine Bar & Lounge 10-24-2012

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DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD
MEETING

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IN THE MATTER OF: :
 :
Sunshine Bar & Lounge, LLC :
t/a Sunshine Bar & Lounge :
7331 Georgia Avenue, NW :
Retailer CR :
License No. 85239 :
ANC 4B :
Case No. 12-CMP-00194 : Show Cause
Substantial Change Without Board: Hearing
Approval; Failed to Comply with : (Status)
Board Order :
Case No. 12-251-00123 :
Interfered with an MPD :
Investigation; Allowed the :
Establishment to be Used for an :
Unlawful or Disorderly Purpose; :
Operating After Board Approved :
Hours :
-----x

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

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

2 9:38 a.m.

3 CHAIRPERSON MILLER: Good morning. I'd like
4 to welcome you to the regularly scheduled meeting of
5 the District of Columbia Alcoholic Beverage Control
6 Board. Today is October 24, 2012. My name is Ruthanne
7 Miller. I'm the chairperson. Joining me today to my
8 far right is Mr. Calvin Nophlin. To his immediately
9 left is Mr. Donald Brooks. To my immediate right is
10 Mr. Nick Alberti. And to my immediate left is Mr. Mike
11 Silverstein.

12 The Board has five members in attendance for
13 the conduct of business today, with three constituting
14 a quorum. Copies of today's hearing calendar and
15 agenda are available at the receptionist's desk.
16 Please be aware that these proceedings are being
17 recorded by a court reporter. Accordingly, we must ask
18 you to refrain from any disruptive noises or actions in
19 the hearing room.

20 If you have any electronic devices, pagers,
21 cell phones or such, please make certain that they're
22 turned off to avoid any interruption of the

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1 proceedings. Please note when you come forward to the
2 tables in the front, there's a piece of paper on each
3 table. Please, sign in. This is to ensure the correct
4 spelling of your name for the record.

5 The Open Meetings Act requires that the
6 public hearing on each case be open to the public. The
7 Board may, consistent with Section 405(b) of the Open
8 Meetings Act, enter a closed meeting during or after
9 the public hearing on a case to consult with an
10 attorney, to obtain legal advice, discuss settlement
11 agreements or deliberate upon a decision in an
12 adjudication proceeding.

13 This morning's calendar has show cause status
14 hearings and a show cause hearing. I'm going to call
15 the first case now and that is Case No. 12-CMP-00194,
16 Sunshine Bar & Lounge, located at 7331 Georgia Avenue,
17 N.W., License No. 85239 in ANC 4B.

18 Good morning and would you introduce yourself
19 for the record, please?

20 MR. HAILU: My name is Yeneneh Hailu. I am
21 the son of Ms. Kidane, Alganesh, the owner of Sunshine
22 Lounge and I'm the manager.

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1 CHAIRPERSON MILLER: Okay. I didn't catch
2 all of it because -- I don't know if you can speak a
3 little louder.

4 MR. HAILU: Sure.

5 CHAIRPERSON MILLER: Okay. And what is your
6 name?

7 MR. HAILU: Yeneneh Hailu, Y-E-N-E-N-E-H, H-
8 A-I-L-U.

9 CHAIRPERSON MILLER: Okay.

10 MR. HAILU: I'm the manager of Sunshine
11 Lounge & Bar.

12 CHAIRPERSON MILLER: You're the manager?

13 MR. HAILU: Yes, ma'am.

14 CHAIRPERSON MILLER: Do you have some
15 authorization to represent the owner?

16 MR. HAILU: Yeah, I'm the -- I'm the owner's
17 son.

18 CHAIRPERSON MILLER: You're her son?

19 MR. HAILU: Yeah.

20 CHAIRPERSON MILLER: Okay. I think we --
21 have we seen you here before?

22 MR. HAILU: Yes, ma'am.

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1 CHAIRPERSON MILLER: All right. Good, good.
2 Mr. Alberti, what? You have a concern about his
3 authorization?

4 MR. ALBERTI: I'm concerned because are you a
5 part owner? Are you on the license as a part owner?

6 MR. HAILU: Recently we're in the process to
7 do that because she's in -- her health is not in good
8 condition. So I'm trying -- we were trying to -- we --

9 MR. ALBERTI: But currently, you're not --
10 you're not --

11 MR. HAILU: I'm not, no.

12 MR. ALBERTI: -- listed as an owner?

13 MR. HAILU: No, sir.

14 MR. ALBERTI: All right. Ms. Miller, I have
15 a concern because it's been our policy with every
16 licensee that we need either a letter of representation
17 or someone who is substantial owner --

18 CHAIRPERSON MILLER: Right.

19 MR. ALBERTI: -- a share owner of the company.

20 CHAIRPERSON MILLER: I think that's true for
21 -- if you were to enter into any kind of settlement.
22 So I don't think that's going to happen this morning.

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1 So we'll just -- Mr. Stern, do you want to introduce
2 yourself for the record?

3 MR. STERN: Yes. Michael Stern representing
4 the District of Columbia.

5 CHAIRPERSON MILLER: And with you?

6 MR. STERN: Oh, I'm sorry. With me is Ms.
7 Ann McKenzie (ph). She's a law student in our office.
8 She's here to observe.

9 CHAIRPERSON MILLER: Great. Welcome. So I
10 mean, I'm not even going to ask you, I guess, if you
11 received notice of this hearing because, you know, Mr.
12 Alberti's concerned that you're not even authorized to --

13 MR. STERN: Sure.

14 CHAIRPERSON MILLER: -- make representations
15 on behalf of the business. So Mr. -- I assume that
16 this one is just going to be -- go forward to hearing,
17 unless --

18 MR. STERN: Yes, that's correct.

19 CHAIRPERSON MILLER: -- you have any other
20 preliminary statement to make, correct? It's hearing?

21 MR. STERN: Yes, that's correct.

22 CHAIRPERSON MILLER: Okay. So we're just

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1 going to set this for a show cause hearing January
2 30th, 2013 at 10:00 a.m.

3 MR. STERN: January 30th?

4 CHAIRPERSON MILLER: That's what I have.

5 MR. STERN: The original notice said the
6 23rd. That's why I'm asking.

7 CHAIRPERSON MILLER: No. We have another
8 Sunshine & Bar [sic] case -- Sunshine Bar & Lounge case --

9 MR. STERN: I --

10 CHAIRPERSON MILLER: -- set for the 23rd. We
11 might as well call -- I'll call that case right now
12 too. That is Case No. 12-251-00123 and that one is set
13 for January 23rd, 2013 at 4:30 p.m.

14 MR. STERN: Yes.

15 MR. HAILU: January --

16 MR. STERN: Excuse me, Michael Stern
17 representing the District.

18 CHAIRPERSON MILLER: Okay. There are two
19 cases. One, as of now, the hearing is set for January
20 23rd, 2013 and the other is set for January 30th, 2013,
21 10:00 a.m. Okay. Any questions? All right. Then that
22 -- then that concludes those two cases.

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1 (WHEREUPON, at 9:43 a.m., the hearing was
2 concluded.)

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1 CERTIFICATE OF NOTARY PUBLIC

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3 I, LINDA METCALF, the officer before whom the
4 foregoing hearing was taken, do hereby certify that the
5 testimony appearing in the foregoing pages was recorded
6 by me and thereafter reduced to typewriting under my
7 direction; that said transcription is a true record of
8 the testimony given by said parties; that I am neither
9 counsel for, related to, nor employed by any of the
10 parties to the action in which this hearing 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

LINDA METCALF

19

Notary Public in and for the

20

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

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