

1 GOVERNMENT OF THE DISTRICT OF COLUMBIA  
2 ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
3 ALCOHOLIC BEVERAGE CONTROL BOARD  
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6 IN THE MATTER OF: :  
7 Justin's Cafe, LLC: CASE Case # 16-AUD-00037  
8 t/a Justin's Café :  
9 1025 1st Street SE :  
10 License #83690 :  
11 Retailer CR :  
12 ANC 6D :  
13 Failed to File Qrtly Stmnts :

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15 Wednesday, November 2, 2016

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17 Whereupon, the above-referenced matter  
18 came on for hearing at the Alcoholic Beverage  
19 Control Board, Reeves Center, 2000 14th Street,  
20 N.W., Suite 400S, Washington, D.C. 20009.

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2 BOARD MEMBERS PRESENT

3 NICK ALBERTI, BOARD MEMBER

4 JAMES SHORT, BOARD MEMBER

5 MIKE SILVERSTEIN, BOARD MEMBER

6 JAKE PERRY, BOARD MEMBER

7 MAFARA HOBSON

8

9 ALSO PRESENT:

10 ZACHARY SHAPIRO

11 JUSTIN ROSS

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

2 SHOW CAUSE HEARING

3 CHAIRPERSON ANDERSON: The next case on  
4 our calendar is case #16-AUD-00037, Justin's  
5 Café, license #83690. Will the parties please  
6 approach and identify themselves for the record,  
7 please?

8 MR. SHAPIRO: Thank you, Zachary Shapiro,  
9 Assistant Attorney General on behalf of the  
10 District of Columbia.

11 MR. ROSS: Justin Ross, owner.

12 CHAIRPERSON ANDERSON: Good morning, Mr.  
13 Ross.

14 MR. ROSS: Good morning.

15 CHAIRPERSON ANDERSON: Mr. Shapiro, Are there  
16 any preliminary matters in this case?

17 MR. SHAPIRO: One second, Mr. Chairman. Yes,  
18 there's an offer in compromise.

19 CHAIRPERSON ANDERSON: And what is the offer  
20 in compromise?

21 MR. SHAPIRO: The offer in compromise is a  
22 \$2000 fine payable in 30 days and the licensee

1 has made the representation to me that the  
2 quarterly statement has since been filed. Or the  
3 license will be suspended.

4 CHAIRPERSON ANDERSON: So, is the filing of  
5 the report a part of the agreement or is it -- or  
6 is that the statement that [inaudible 9:44]?

7 MR. SHAPIRO: The representation verified the  
8 licensee statement has been filed. I guess I  
9 have yet to confirm that with ABRA since they  
10 dismissed that part of the case so I didn't have  
11 an opportunity to confirm this, but if the  
12 quarterly statement is not filed as represented  
13 to me then I would ask that it be part of the  
14 agreement that it be filed within 30 days.

15 CHAIRPERSON ANDERSON: All right. It is my  
16 understanding that there is an offer in  
17 compromise of the fine of \$2000 payable in thirty  
18 days and a part of the agreement is that the  
19 outstanding quarterly statement also be filed  
20 within 30 days. If it is not filed within 30  
21 days the license will be suspended. Mr. -- I'm  
22 sorry, what is your name again?

1 MR. ROSS: Ross.

2 CHAIRPERSON ANDERSON: Mr. Ross. Is this  
3 your understanding, sir, of the offer in  
4 compromise?

5 MR. ROSS: Yes.

6 CHAIRPERSON ANDERSON: Are you aware that by  
7 accepting an offer in compromise that you are  
8 giving up your right to a hearing?

9 MR. ROSS: Yes.

10 CHAIRPERSON ANDERSON: And are you also aware  
11 that you are also giving up your right to appeal  
12 this matter?

13 MR. ROSS: Yes.

14 CHAIRPERSON ANDERSON: I then make a motion  
15 that the offer in compromise of a fine of \$2000  
16 payable in 30 days be accepted along with the  
17 fact that the outstanding statement will be filed  
18 within 30 days and if not filed in 30 days the  
19 license will be suspended. Is there a second?

20 MR. PERRY: Second.

21 CHAIRPERSON ANDERSON: Mr. Perry has seconded  
22 the motion. Those in favor say aye. (Chorus of

1 ayes.) Those opposed? (No audible response.)  
2 The matter passed 6-zero-zero. Thank you very  
3 much, sir. I will just -- from what I see from  
4 our records here this is the ninth second tier  
5 violation. It is important that you take  
6 [inaudible 11:46]. Thank you.

7 MR. SHAPIRO: Thank you, Mr. Chairman.

8  
9 (Whereupon, the above-entitled matter was  
10 concluded.)

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