

NEW DODGE CITY

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GOVERNMENT OF THE DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ALCOHOLIC BEVERAGE CONTROL BOARD

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IN THE MATTER OF: :

HSR, Inc.

t/a New Dodge City Case Number 15-CMP-00606

3620 14th Street NW

License Number 99565

Retailer B

ANC 1A

SHOW CAUSE HEARING

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Wednesday, June 22, 2016

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

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2 CHAIRPERSON:

3 DONOVAN W. ANDERSON, Presiding

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5 OTHER PERSONS PRESENT:

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7 RUTHANNE MILLER, BOARD MEMBER

8 JAMES SHORT, BOARD MEMBER

9 MIKE SILVERSTEIN, BOARD MEMBER

10 NICK ALBERTI, BOARD MEMBER

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

2 CHAIRPERSON ANDERSON: So I will now call
3 Case Number 15-CMP-00606, New Dodge City (sic), License
4 Number 99565. Will the parties please identify themself
5 for the record please.

6 MS. GEPHARDT: Chrissy Gephardt here on
7 behalf of the Office of the Attorney General.

8 CHAIRPERSON ANDERSON: Good morning,
9 Ms. Gephardt.

10 MS. GEPHARDT: Just to clarify I think it's
11 New Dodge Market.

12 CHAIRPERSON ANDERSON: I'm sorry. New Dodge
13 Market. What did I say, New Dodge --

14 MS. GEPHARDT: New Dodge City.

15 CHAIRPERSON ANDERSON: I apologize. New
16 Dodge Market.

17 MS. GEPHARDT: It sounds catchy, you know.

18 CHAIRPERSON ANDERSON: All right.

19 MS. GEPHARDT: Introduce yourself.

20 MS. HABTEMARIAM: Okay. My name is Emebet
21 Habtemariam.

22 CHAIRPERSON ANDERSON: I'm sorry. I didn't

1 hear your name, ma'am.

2 MS. HABTEMARIAM: Emebet Habtemariam.

3 CHAIRPERSON ANDERSON: Hoptamari?

4 MS. HABTEMARIAM: Habtemariam.

5 CHAIRPERSON ANDERSON: Habtemariam?

6 MS. HABTEMARIAM: Yes, sir.

7 CHAIRPERSON ANDERSON: Okay. Good morning.

8 Good morning. Could you sign the sign-in sheet in front
9 of you please.

10 MS. HABTEMARIAM: Yes, sir.

11 CHAIRPERSON ANDERSON: All right. All
12 right. Ms. Gephardt, is there any preliminary matters
13 in this case?

14 MS. GEPHARDT: Yes, there is, Mr. Chairman.
15 The parties have agreed to an Offer in Compromise to
16 consist of a \$350 fine, and that can be paid today.
17 And -- yeah.

18 CHAIRPERSON ANDERSON: If that --

19 MS. GEPHARDT: And if for some reason the
20 fine is not paid, the license would be suspended.

21 CHAIRPERSON ANDERSON: If it's not paid
22 today?

1 MS. GEPHARDT: Well, you know, she said
2 she's going to pay it today. But if -- whatever.

3 MS. HABTEMARIAM: Yes.

4 MS. GEPHARDT: If she bolted out of here --
5 anyway.

6 CHAIRPERSON ANDERSON: I just want to make
7 sure that I'm saying. It's going to be paid today if
8 it's not paid today --

9 MS. GEPHARDT: Okay. She said -- you -- you
10 were going to pay today?

11 MS. HABTEMARIAM: Yes.

12 MS. GEPHARDT: Yes.

13 CHAIRPERSON ANDERSON: All right. All
14 right. Ms. --

15 MS. HABTEMARIAM: Habtemariam.

16 CHAIRPERSON ANDERSON: -- Habtemariam,
17 good -- good morning. It's my understanding there's an
18 Offer in Compromise and that the agreement is that there
19 is a fine of \$350 which will be paid today. If it's not
20 paid today, your license will be suspended until
21 compliance -- until its been paid. Is this your
22 understanding of the Offer in Compromise, ma'am?

1 MS. HABTEMARIAM: Yes, sir.

2 CHAIRPERSON ANDERSON: And are you aware
3 that by accepting an Offer in Compromise you're giving
4 up your right to a hearing?

5 MS. HABTEMARIAM: Yes, sir.

6 CHAIRPERSON ANDERSON: And are you also
7 aware that you're also giving up your right to appeal
8 this matter?

9 MS. HABTEMARIAM: Yes, sir.

10 CHAIRPERSON ANDERSON: All right. All
11 right. I then make a motion that this Offer in
12 Compromise of the fine payable -- a fine payable -- a
13 fine of \$350 payable today. If it's not payable today,
14 the license will be suspended until the fine has been
15 paid. Is there a second?

16 MR. SHORT: Second.

17 CHAIRPERSON ANDERSON: Mr. Short has
18 seconded the motion.

19 MR. ALBERTI: Can I ask a question?

20 CHAIRPERSON ANDERSON: Yeah. I'm going
21 to -- yeah.

22 MR. ALBERTI: Okay.

1 CHAIRPERSON ANDERSON: Discussions?

2 MR. ALBERTI: I just --

3 CHAIRPERSON ANDERSON: Mr. Alberti.

4 MR. ALBERTI: Ms. Habtemariam --

5 MS. HABTEMARIAM: Yes, sir.

6 MR. ALBERTI: -- what is your position with
7 the company?

8 MS. HABTEMARIAM: I'm the owner.

9 MR. ALBERTI: You are the owner. We have --
10 we have Emebet.

11 MS. HABTEMARIAM: Yes.

12 MR. ALBERTI: Is that you?

13 MS. HABTEMARIAM: Yes.

14 MR. ALBERTI: Okay. Okay.

15 MS. HABTEMARIAM: Emebet Habtemariam.

16 MR. ALBERTI: Okay. Okay. Very good. I
17 thought you gave us a different first name. But I'm --

18 MS. HABTEMARIAM: No. Emebet.

19 MR. ALBERTI: All right. I misunderstood
20 you. Thank you.

21 MS. HABTEMARIAM: You're welcome.

22 CHAIRPERSON ANDERSON: All right. Those in

1 favor -- and the motion has been seconded. Those in
2 favor of accepting the -- the -- the Offer in Compromise
3 say aye [chorus of ayes.] Those opposed. [No audible
4 response.] The matter passed 5-zero-zero. Thank you
5 very much, and we'll have you sign some documents and
6 you can go pay the fine. All right. Thank you. And
7 also thank you for coming in early to take --

8 MS. HABTEMARIAM: You're welcome.

9 CHAIRPERSON ANDERSON: -- care of this
10 matter.

11 MS. HABTEMARIAM: You're welcome.

12 CHAIRPERSON ANDERSON: The Board appreciates
13 that. All right. All right. Thank you.

14 The Board will be in recess for a couple of
15 minutes, and then we'll come back and close the record
16 formally. All right. Thanks.

17 (Whereupon the above-entitled matter was
18 concluded.)

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