

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 Orange Anchor 3050, LLC :Case #16-CMP-00136  
8 t/a Orange Anchor :  
9 3050 K Street NW :  
10 License #95194 :  
11 Retailer CR :  
12 ANC 2E :  
13 Operating after hours :

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15 Wednesday, August 10, 2016

16  
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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BOARD MEMBERS PRESENT

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NICK ALBERTI, BOARD MEMBER

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JAMES SHORT, BOARD MEMBER

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MIKE SILVERSTEIN, BOARD MEMBER

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RUTHANNE MILLER, BOARD MEMBER

7

8

ALSO PRESENT:

9

ZACHARY SHAPIRO

10

BRIAN GARDENER

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

2 CHAIRPERSON ANDERSON: We're now on our  
3 show cause hearing (status) calendar. The first  
4 case on our show cause hearing (status) is case  
5 #16-CMP-00136, Orange Anchor, license #95194.  
6 Will the parties please approach and identify  
7 themselves for the record, please?

8 MR. SHAPIRO: Thank you, good morning.  
9 Zachary Shapiro on behalf of the District of  
10 Columbia.

11 CHAIRPERSON ANDERSON: Good morning, Mr.  
12 Shapiro.

13 MR. GARDENER: Reese Gardener, Orange Anchor.

14 CHAIRPERSON ANDERSON: Good morning, Mr.  
15 Gardener. All right --

16 MR. ALBERTI: We're good.

17 CHAIRPERSON ANDERSON: As I was about to say,  
18 Mr. Gardener, I don't have to ask you who you  
19 are since the paperwork I'm looking at clearly  
20 identifies who you are so, even though I've gone  
21 through this drill for everyone else, since the  
22 information you've provided me is clear with it

1 here, I don't need to ask you that question. All  
2 right, Mr. --

3 MR. SHAPIRO: Shapiro.

4 CHAIRPERSON ANDERSON: -- Shapiro. I don't  
5 know what's going on with me. Because we're  
6 going to break after today so maybe that's why.  
7 I'm ready to go on break. All right, Mr. Shapiro  
8 are there any preliminary matters in this case,  
9 sir?

10 MR. SHAPIRO: There is an offer in  
11 compromise.

12 CHAIRPERSON ANDERSON: Yes, sir, and what is  
13 the offer in compromise?

14 MR. SHAPIRO: For charge #1, which is the  
15 only charge, it's a fine of \$1250 payable in 30  
16 days or the license will be suspended.

17 CHAIRPERSON ANDERSON: All right. Mr.  
18 Gardener, it is my understanding that there is an  
19 offer in compromise of a fine of \$1250 payable in  
20 30 days. If not payable within 30 days the  
21 license will be suspended until you come in  
22 compliance. Is this your understanding of the

1 offer in compromise?

2 MR. GARDENER: Yes.

3 CHAIRPERSON ANDERSON: And do you know that  
4 by accepting an offer in compromise you're giving  
5 up your right to a hearing?

6 MR. GARDENER: Yes.

7 CHAIRPERSON ANDERSON: Do you also know that  
8 you are giving up your right to appeal this  
9 matter by accepting this offer in compromise?

10 MR. GARDENER: Yes.

11 CHAIRPERSON ANDERSON: All right. Hearing  
12 that, I make a motion that this offer in  
13 compromise of a fine of \$1250 payable within 30  
14 days be accepted. If it is not payable within 30  
15 days the license will be suspended until they  
16 come in compliance. Is there a second?

17 MR. SILVERSTEIN: Second.

18 CHAIRPERSON ANDERSON: Mr. Silverstein has  
19 seconded the motion. Are there any questions by  
20 any board members? Hearing none, all in favor  
21 say aye. (chorus of ayes.) Those opposed?

22 MR. ALBERTI: Opposed.

1 CHAIRPERSON ANDERSON: The matter passed 4 to  
2 1 with Mr. Alberti in opposition.

3 [inaudible 30:41] will bring you something  
4 to sign, so you can step back until you sign the  
5 document. Thank you.

6 MR. SHAPIRO: Thank you. Have a good day.

7 CHAIRPERSON ANDERSON: Thank you, Mr.  
8 Shapiro.

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

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