

1 BOARD MEMBERS PRESENT

2 NICK ALBERTI, BOARD MEMBER

3 RUTHANNE MILLER, BOARD MEMBER

4 JAMES SHORT, BOARD MEMBER

5 MIKE SILVERSTEIN, BOARD MEMBER

6

7 ALSO PRESENT

8 FERNANDO RIVERO

9

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

2 CHAIRPERSON ANDERSON: I am going to
3 recall a case, case #15-CMP-01009, Red Rocks,
4 license #75299. Will the parties please approach
5 and identify yourself for the record, please.

6 MR. RIVERO: Good morning, Board members.
7 Fernando Rivero for the District of Columbia.

8 CHAIRPERSON ANDERSON: Good morning
9 again, Mr. Rivero.

10 MR. THANHOUSER: My name is Spencer
11 Thanouser, I'm the general manager of the Red
12 Rocks.

13 MR. SHORT: Name again?

14 MR. THANHOUSER: Spencer Thanouser.

15 CHAIRPERSON ANDERSON: Thanouser?

16 MR. THANHOUSER: T as in Tom, H-A-N-H-O-
17 U-S-E-R.

18 CHAIRPERSON ANDERSON: Mr. Thanouser, do
19 you have something in writing authorizing you to

20 --

21 MR. THANHOUSER: Here.

22 CHAIRPERSON ANDERSON: Have you shown

1 that to Mr. Rivero?

2 MR. THANHOUSER: I have, yes.

3 CHAIRPERSON ANDERSON: Thank you.

4 MR. RIVERO: I'm fine with that.

5 CHAIRPERSON ANDERSON: All right. We've
6 called -- you can provide that to -- we're
7 recalling this case since you were not here for
8 your 9:30 hearing, and so are there any
9 preliminary matters in this case?

10 MR. RIVERO: Yes, the parties have an
11 offer in compromise to present to the Board at
12 this time.

13 CHAIRPERSON ANDERSON: And what is that?

14 MR. RIVERO: And the offer consists of a
15 fine of \$300 payable in 30 days and if the
16 payment is not received in 30 days the license
17 will be suspended until payment is received.

18 CHAIRPERSON ANDERSON: And Mr. Rivero, is
19 this fine within the statutory?

20 MR. RIVERO: Yes. The first secondary
21 tier violation within two years.

22 CHAIRPERSON ANDERSON: All right. It is

1 \$300 payable within 30 days. If it's not paid
2 within 30 days the license will be suspended?

3 MR. RIVERO: Yes.

4 CHAIRPERSON ANDERSON: Mr. Thanouser, as
5 a representative of Red Rocks, is it your
6 understanding that the offer in compromise is a
7 fine of \$300 payable in 30 days and if it's not
8 payable in 30 days the licensee will be suspended
9 until the fine is paid. Is this your
10 understanding of the [inaudible 02:04] sir?

11 MR. THANOUSER: Yes.

12 CHAIRPERSON ANDERSON: Are you aware that
13 by accepting this offer in compromise you are
14 giving up your rights to a hearing? Yes, sir.
15 And are you aware that by accepting an offer in
16 compromise that you are giving up your right to a
17 hearing?

18 MR. THANOUSER: Yes.

19 CHAIRPERSON ANDERSON: And do you also
20 agree that you are also giving up your right to
21 appeal this matter?

22 MR. THANOUSER: Yes.

1 CHAIRPERSON ANDERSON: I then make a
2 motion that this offer in compromise of \$300
3 payable in 30 days be accepted. If it is not
4 payable in 30 days the licensee will be
5 suspended. Is there a second?

6 MR. SHORT: Second.

7 CHAIRPERSON ANDERSON: Mr. Short has
8 seconded the motion. Any discussion? All those
9 in favor say aye. [chorus of ayes] All those
10 opposed? The matter passed 5-zero-zero. Thank
11 you very much. We'll have you sign some papers.

12 (Whereupon, the above-entitled matter
13 was concluded.)