

GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

X

IN THE MATTER OF: :
RR4, LLC: Case #16-CMP-00028 :
t/a Red Rock :
1348 H Street NE :
License #90997 :
Retailer CR :
ANC 6A :
No ABC Manager on Duty :
- - - - -X

Wednesday, September 28, 2016

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

BOARD MEMBERS PRESENT

NICK ALBERTI, BOARD MEMBER

JAMES SHORT, BOARD MEMBER

MIKE SILVERSTEIN, BOARD MEMBER

RUTHANNE MILLER, BOARD MEMBER

ALSO PRESENT:

PATRICE CUNNINGHAM

FERNANDO RIVERO

P R O C E E D I N G S

SHOW CAUSE HEARING (STATUS)

CHAIRPERSON ANDERSON: The next case on our calendar is case #16-CMP-00028, Red Rock, license #90997. Will the parties please approach and identify themselves for the record, please?

MR. RIVERO: The board's indulgence. Thank you, Good morning, board members, Fernando Rivero for the District of Columbia.

MS. CUNNINGHAN: Patrice Cunningham, general manager for Red Rocks.

CHAIRPERSON ANDERSON: Ms. Cunningham, did you provide the board with a letter of representation?

MS. CUNNINGHAN: Yes.

CHAIRPERSON ANDERSON: All right, the board does have a letter of representation. Are there any preliminary matters in this case?

MR. RIVERO: Yes, the parties have an offer in compromise to present to the board today that consists of a fine of \$1100 payable in 30 days.

If payment is not received in 30 days the license will be suspended until the payment is received. That is the offer in compromise.

CHAIRPERSON ANDERSON: Ms. Cunningham, it is my understanding that the government has stated that there is an offer in compromise of a fine of \$1100 payable in 30 days and if it's not paid within 30 days the license will be suspended until the payment has been made. Is this your understanding of the offer in compromise?

MS. CUNNINGHAN: Yes.

CHAIRPERSON ANDERSON: Are you aware that by accepting this offer in compromise you are giving up your right to have a hearing on this issue?

MS. CUNNINGHAN: Yes.

CHAIRPERSON ANDERSON: And are you also aware that you are also giving up the right to appeal this matter?

MS. CUNNINGHAN: Yes.

CHAIRPERSON ANDERSON: Okay. I then make a motion that the offer in compromise of a fine of \$1100 payable in 30 days be accepted and if it's

not payable in 30 days the license will be suspended until brought into compliance. Is there a second?

MR. SILVERSTEIN: Second.

CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion. Any discussions? (No audible response.) Hearing none, all those in favor say aye. (Chorus of ayes.) All those opposed? (No audible response.) The matter passed 5-zero-zero. Thank you very much. We'll have you sign some documents for this matter.

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