



LAST CALL

ABRA IS CELEBRATING ITS 10TH ANNIVERSARY

This month the Alcoholic Beverage Regulation Administration (ABRA) celebrates ten (10) years of service to the District of Columbia. In May 2001, ABRA was born. Former Councilmember Sharon Ambrose of Ward 6 was the Chairperson who had oversight of the Department of Consumer and Regulatory Affairs (DCRA), which housed the Alcoholic Beverage Control Division. Ms. Ambrose was the driving force for ABRA to become an independent agency within the District Government.

Since 2001, ABRA has been under the direction of two (2) Directors and four (4) Board Chairs. The current Director is Fred Moosally, who was ABRA's first General Counsel. Martha Jenkins is ABRA's current General Counsel and Charles Brodsky is the current Board Chairman. In 2001, ABRA was the administrator of the underage drinking grant from the Office of Juvenile Justice and Delinquency Prevention and continues to be a recipient of the grant. ABRA has won two national

awards; increased from five investigators to nearly 18; streamlined its hearing process; maintains programs that provide partnerships with the public and private sectors; and has several divisions: Adjudication, Enforcement, Licensing; and the Office of the Director and Operations.

Under the current oversight of Councilmember Jim Graham, Ward 1, ABRA moved from 941 North Capitol Street, NE, to its new location at the Reeves Center, 2000 14th Street, NW, Suite 400 South.

ABRA is recognized as a customer friendly agency and extremely responsive to its clients, the community, other government agencies, and the general public. If you have not visited our new location, please take a moment to stop by.

**CONGRATULATIONS
ON 10 YEARS OF SERVICE
AND CONTINUED SUCCESS!!**

NEW BREWERY TASTING PERMIT

Mayor Vincent Gray signed an emergency bill, "Brewery Manufacturer's Tasting Permit Amendment Emergency Act of 2011" (Bill) on Thursday, May 19, 2011. The Bill permits the holder of a manufacturer's retailer's class B license to apply for a tasting permit between the hours of 1:00 p.m. and 9:00 p.m., Thursday through Saturday.

The Bill amends D.C. Official Code Title 25, Sec. 2, Section 25-118. Specifically, Subsection (a) is amended by striking the phrase "retailer's license, Class A and B, or an applicant: and inserting the phrase "manufacturer's license, class B; retailer's license, Class A and B; or an applicant" in its place. Additionally, a new subsection (e) is added to read as follow: "(e) The holder of a manufacturer's license, class B, may utilize a portion of the licensed premises for the sampling of alcoholic beverages between the hours of 1:00 p.m. and 9:00 p.m., Thursday through Saturday."

If you are interested in applying for a tasting permit, the fee is \$130. Please visit ABRA's office between the hours of 8:30 a.m. to 4:00 p.m. to apply.



Alcoholic Beverage
Regulation Administration
2000 14th Street, NW,
Suite 400S
Washington, DC 20009
MAIN: (202) 442-4423
FAX: (202) 442-9563
www.abra.dc.gov

HIGHLIGHTS:

- > ABRA IS TEN YEARS OLD
- > BREWERY MANUFACTURER'S TASTING PERMIT
- > ENFORCEMENT HAS A NEW LOOK
- > WEST DUPONT CIRCLE MORATORIUM
- > DC: DOUBLE CHECK 101
- > PHOTOS FROM DC: DOUBLE CHECK 101 EVENT
- > GRADUATION SEASON
- > EXTENDED HOURS
- > 2ND AND 3RD YEAR PAYMENTS

For additional copies of the ABRA newsletter, please contact Cynthia Simms, Community Resource Officer at cynthia.simms@dc.gov or you may phone her at (202) 442-4496.

ABRA'S ENFORCEMENT DIVISION HAS A NEW LOOK

If your establishment has been visited recently by a member of the Enforcement Division for a regulatory inspection, you may have noticed something different. The Alcoholic Beverage Regulation Administration's (ABRA) Investigators have new badges. They do not look anything like the previous badges nor do they resemble any other District of Columbia's Agency badges.

When Investigators visit your establishment for a regulatory inspection, they should show you their identification and their ABRA badge as a representative of ABRA's Enforcement Division. The Investigator will ask for the owner or the ABC manager and will not speak with anyone else. Please have your identification and ABC manager's license available when asked. They will have a checklist of items to review during the regulatory inspection. They will request the following items from the owner or the ABC manager: (1) posting of ABC license, including all endorsements; (2) window lettering and signage; (3) books and invoices; (4) under 21 and pregnancy signs; (5) keg registration if necessary; and (6) import permits. They may ask to see your voluntary agreement, if you are party to one. Additionally, the Investigator may have pertinent information to share with you such as a copy of the most current ID Checking Guide.

If you have concerns, here are a few things that you can do to prepare for a regulatory inspection: (1) always have an ABC manager on duty when you, as an owner, are not there; (2) ask the Investigator for their ID and badge, if they do not show both when entering your establishment; (3) have the required items readily available whenever an Investigator visits your establishment; (4) if one of the required items are not available, there may be another opportunity to correct that situation if a re-inspection is offered; and (5) always be cooperative. When everything is in order, the inspection can go very smoothly and take less time from your business. Also, ABRA likes to receive feedback when you have a good customer service experience with an ABRA Investigator or any member of the ABRA Team. Visit the ABRA homepage at www.abra.dc.gov and click on 'Ask the Director' and send your comments there. We look forward to hearing from you.

BOARD RULES ON WEST DUPONT CIRCLE MORATORIUM

Previously, on March 23, 2011, the ABC Board (Board) voted to extend the existing West Dupont Circle Moratorium for sixty (60) days to May 23, 2011. The existing language before the rulemaking for the moratorium stated as follows: 307.1 A limit shall exist on the number of retailer's licenses issued in the area that extends approximately six hundred (600) feet in all directions from the intersection of 21st and P Streets, N.W., Washington, D.C., as follows: Class A — Two (2); Class B — Three (3); Class CR or Class DR — Twenty-one (21); Class CT or Class DT — Six (6); Class CN or DN — Zero (0); and Class CX or Class DX — Two (2). This area is known as the West Dupont Circle Moratorium Zone. Hotels are exempt from the Moratorium.

The Board held a public hearing on May 4, 2011, at the request of Advisory Neighborhood Commission 2B (ANC 2B), to extend the existing moratorium, with some modifications. ANC 2B testified in support of the renewal of the Moratorium for three (3) years; the elimination of the cap on Retailer's Class CR and DR licenses; maintain the cap on CT/DT and CN/DN licenses in order to ensure peace, order, and quiet in the neighborhoods, as well as public safety of the neighborhood for residents and pedestrians. ANC 2B testified that their research demonstrated a concern regarding off-premises alcohol establishments and did not want to remove the cap on Retailer's Class A and B licenses. Additionally, ANC 2B suggested a shorter moratorium renewal period of three (3) years instead of five (5) years to allow the Board to assess the effectiveness of the proposed changes, which would allow the Board flexibility to adapt and adjust the moratorium in reviewing the impact of these changes.

The Board gave great weight to the written recommendations of ANC 2B, as required by section 13(d)(3) of the Advisory Neighborhood Councils Act of 1975. The Board agreed with ANC 2B regarding the removal of the cap on Retailer's Class CR and DR licenses, and lifted the cap on restaurant licenses while continuing to maintain the existing cap on all other retail license classes. Based on ANC 2B's testimony and recommendations, the Board approved a three-year extension of the West Dupont Moratorium indicating that the extension was warranted and is in the best interest of the West Dupont Circle community.

The Dupont Circle Merchants and Professional Association (D.C. MAP) filed written testimony to oppose the renewal and requested that the Board allow the Moratorium to expire. D.C. MAP was supportive of ANC 2B's proposal to remove the cap on Retailer's Class CR and DR licenses; however, they did not support other aspects of ANC 2B's resolution.

On May 18, 2011, the Board voted to continue the existing West Dupont Circle Moratorium for three (3) more years and allowed for additional restaurant licenses in the Moratorium zone. The current language for the moratorium reads as follows: 307.1 A limit shall exist on the number of retailer's licenses issued in the area that extends approximately six hundred (600) feet in all directions from the intersection of 21st and P Streets, N.W., Washington, D.C., as follows: Class A — Two (2); Class B — Three (3); Class CT or Class DT — Six (6); Class CN or DN — Zero (0); and Class CX or Class DX — Three (3). This area is known as the West Dupont Circle Moratorium Zone. The current language for exempt areas reads: 307.3 All hotels, whether present of future, shall be exempt from the West Dupont Circle Moratorium Zone. The 1500 block of Connecticut Avenue, N.W., shall be exempt from the West Dupont Circle Moratorium Zone. Establishments located in, or to be located in, the New Hampshire side of One Dupont Circle, N.W., shall be exempt from the West Dupont Circle Moratorium Zone.

Copies of the proposed rulemaking can be obtained by contacting Martha Jenkins, General Counsel at martha.jenkins@dc.gov or you may contact her at Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400 South, Washington, D.C. 20009. All persons desiring to comment on the proposed rulemaking must submit their written comments, no later than thirty (30) days after the date of publication of this notice in the *D.C. Register*, to the above address.

DC: DOUBLE CHECK 101

In the April-June 2010 "LAST CALL" newsletter, we introduced the DC: DOUBLE CHECK 101 Program (Program). The Program was formed to address underage drinking by college students and identify those locations that are: (1) problematic for colleges and universities; and (2) known by college students as places that are violating District law. The Program was initially known as the "College Initiative" in 2009, but it has now grown into a program with a joint partnership between ABRA, the National Capital Coalition to Prevent Underage Drinking (NCCPUD), the Metropolitan Police Department (MPD), the Addiction and Prevention Recovery Administration (APRA) and eight major colleges and universities in the District of Columbia. (See the list below.)

The Programs has been a tremendous success in establishing mutually beneficial partnerships that have allowed ABRA to engage in targeted enforcement actions and provide educational resources to students. Through meetings with ABRA's partners, students, and community leaders, ABRA has learned more about the ABC licensed establishments that accept fraudulent identifications and knowingly serve alcoholic beverages to underage patrons. ABRA has been able to disseminate a wide range of educational materials and conduct presentations on underage and binge drinking for the benefit of the District's student population.

ABRA has worked hard over the past years in combating underage drinking and decreasing the availability of alcohol to youth. To carry out this objective, ABRA along with MPD and NCCPUD, continue the existing and successful Sale To Minors (STM) Program. The operation of the STM Program is conducting compliance checks at various ABC establishments by sending in individuals under the age of 21 with valid identifications to attempt to purchase alcohol. The STM Program relies on the use of minors from NCCPUD and the assistance of MPD. The STM Program has helped reduce underage drinking.

Additionally, the Program has a Community Event Pack that combines educational materials with hands-on activities. The Community Event Pack consists of Fatal Vision Goggles that show you what it feels like when you drink too much; a Cup Set demonstrates the pouring of a drink and measuring the amount of alcohol; and the Intoxi Clock, which allows one to enter his or her gender, body weight, number of hours spent drinking, the number of drinks to calculate your Blood Alcohol Content, and the amount of time needed to detox. ABRA has made the Community Event Pack available as an educational tool to students regarding the dangers and effects of alcohol. For more information regarding your school or organization wishing to have a presentation conducted at your location or if you would like to receive more information about the DC: DOUBLE CHECK 101 Program, please contact Craig Stewart, Supervisory Investigator of the Enforcement Division at craig.stewart@dc.gov or you may phone him at 202/442-4314.

The Program's success in establishing relationships with students, the community, and government serves as a model for developing and maintaining partnerships of this kind to educate, enforce, and reduce underage and binge drinking in the District of Columbia.

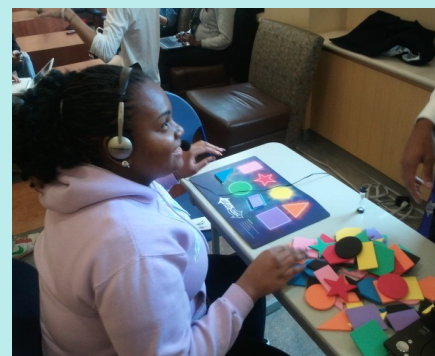
American University
Catholic University
Gallaudet University
Georgetown University
George Washington University
Howard University
Trinity College
University of District of Columbia

COMMUNITY EVENT PACK



PICTURES FROM IMPAIRED DRIVING PREVENTION MONTH

DISTRACT A MATCH



INTOXI CLOCK

VISION GOGGLES



IT'S GRADUATION SEASON

It is that time of year for many celebrations surrounding graduations from high schools, colleges, and universities. During this season, the District of Columbia will be visited by students from other surrounding areas, including Maryland and Virginia. As an ABRA licensee, some of you may be hosting a prom or a graduation celebration at your establishment. ABRA is urging you to be mindful regarding checking identifications of individuals that may not be of legal drinking age and to not over-serve individuals.

Underage drinking in the District of Columbia is still on the decline as a result of the partnerships that ABRA has with the D.C. Metropolitan Police Department (MPD) and the National Capitol Coalition to Prevent Underage Drinking (NCCPUD). ABRA will continue, with the support of its partners, to conduct compliance checks throughout the year and during this celebratory time.

However, the overconsumption of alcoholic beverages is an issue of serious concern. Here are a few items that you should know. Back-up drinks are prohibited. A back-up drink is a single drink consisting of more than one alcoholic beverage that is served to a patron before the patron has consumed a previously served drink. Serving an intoxicated person is also prohibited. Therefore, please look for the obvious signs. Additionally, even if an individual is with a parent and under the legal drinking age of 21, he or she may not consume an alcoholic beverage,

even if the parent says "it's okay." If you are a retailer's class C or D licensee and hosting a celebration, there may be rooms reserved for parties. Be mindful of the wet bars located in these rooms, especially if the room is reserved by an unsuspecting parent or teen.

Overconsumption and underage drinking of alcoholic beverages are of major concern to ABRA. If you are 21 or older and choose to consume alcohol, please drink responsibly.

**Have a Safe and Enjoyable
Celebration!**

Congratulations to all 2011 Graduates!

EXTENDED HOURS
MEMORIAL DAY

Extended hours reminder—Licensees may remain open one extra hour to sell and serve alcoholic beverages on the night before District of Columbia and federal holidays. Memorial Day, which is a federal holiday is on Monday, May 30, 2011. As such, on Sunday evening May 29th through Monday morning, all eligible licensees are able to operate an extended hour. You may remain open until 3:00 a.m. Monday morning.

On-premise licensees are eligible for this extension if: (1) The licensee does not have a voluntary agreement; or (2) The voluntary agreement does not have any restrictions on hours. This policy does not extend an establishment's permitted hours of entertainment, nor does it alter the two-hour requirement for restaurant kitchens to remain open before closing.

If you have additional questions or concerns, please feel free to call the ABRA Office at (202) 442-4423 or visit the ABRA website to review the entire 2011 Extended Hours Calendars at www.abra.dc.gov.

2ND AND 3RD YEAR
LICENSING PAYMENTS

On March 31, 2011, certain second and third license fee payments for retailers' classes are due. The following license classes are: *Manufacturer A, Manufacturer B, Wholesaler A, Retailer A, Retailer CR/DR, Retailer CH/DH, Multipurpose Facility CX/DX, Club CX/DX, Common Carrier CX/DX, Retailer Arena CX, and Caterer.*

The Alcoholic Beverage Control Board (Board) extended the second and third year payment period for the above mentioned license classes through **April 29, 2011**. Beginning Monday, May 2, 2011, a late fee of **\$50** will be imposed for each business day that payment has not been received after the April 29, 2011, deadline. If payment is not received by May 31, 2011, information will be sent to the Board to suspend or cancel your license.

License fee payments should be mailed to or paid in person at 2000 14th Street, NW, 4th Floor, Suite 400S, Washington, DC 20009.

Should you have any questions or concerns, contact Tiwana Hicks, Program Manager of the Licensing Division at tiwana.hicks@dc.gov or you may phone her at (202) 442-4359.