

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF: :
:
The Juniper Group, LLC :
t/a The Blaguard : Show Cause
2003 18th Street, NW : Hearing
Retailer CR - ANC-1C : (Status)
License No. 86012 :
Case #13-AUD-00046 :
:
(Failed to Meet Food Sales :
Requirements, Failed to :
Maintain on Premises Three :
Years of Adequate Books and :
Records Showing All Sales) :

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January 8, 2014

The Alcoholic Beverage Control
Board met in the Alcoholic Beverage Control

Hearing Room, Reeves Building, 2000 14th
Street, N.W., Suite 400S, Washington, D.C.
20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

- RUTHANNE MILLER, Chairperson
- NICK ALBERTI, Member
- DONALD BROOKS, Member
- MIKE SILVERSTEIN, Member

ALSO PRESENT:

MAUREEN ZANIEL, OAG

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

(10:03 a.m.)

CHAIRPERSON MILLER: The next case is Case No. 13-AUD-00046, The Blaguard located at 2003 18th Street, N.W., License No. 86012, in ANC-1C. Good morning.

MS. ZANIEL: Good morning.

MR. MAKRIS: Good morning.

CHAIRPERSON MILLER: When you are ready, would you introduce yourself for the record?

MR. MAKRIS: Nic Makris, the owner of The Blaguard or one of the owners of The Blaguard.

MS. ZANIEL: And Maureen Zaniel on behalf of the District of Columbia.

CHAIRPERSON MILLER: I'm sorry, what's your name again?

MR. MAKRIS: Nic Makris.

CHAIRPERSON MILLER: Right. Okay.

MR. MAKRIS: And that's Nic without a K.

1 CHAIRPERSON MILLER: Okay.

2 MR. MAKRIS: If that needs to be
3 on the record.

4 CHAIRPERSON MILLER: Got it.
5 Right. Okay. Mr. Makris, did you receive
6 notice of this hearing?

7 MR. MAKRIS: Yes, we did.

8 CHAIRPERSON MILLER: Did you read
9 it and understand it?

10 MR. MAKRIS: Yes, we did.

11 CHAIRPERSON MILLER: So do you
12 have any objections to the notice?

13 MR. MAKRIS: No, ma'am.

14 CHAIRPERSON MILLER: Okay.
15 (Whereupon, the document was
16 marked for identification as
17 Exhibit 1 and was received in
18 evidence.)

19 CHAIRPERSON MILLER: Are there any
20 preliminary matters?

21 MS. ZANIEL: Yes. We do have an
22 offer in compromise that we would recommend to

1 the Board. And the offer in compromise is
2 that Charge 1 would be dismissed and there
3 will be a \$2,000 fine on Charge 2 payable
4 within 30 days.

5 CHAIRPERSON MILLER: Okay. Mr.
6 Makris, are you agreeable to that offer in
7 compromise of dismissing Charge 1 and paying
8 a fine of \$2,000 for Charge 2 within 30 days?

9 MR. MAKRIS: Yes, ma'am.

10 CHAIRPERSON MILLER: And you
11 understand you waive your right to a hearing
12 by entering into an offer in compromise?

13 MR. MAKRIS: Yes, ma'am.

14 CHAIRPERSON MILLER: Okay. Any
15 questions? Okay. Then I move that we accept
16 this offer in compromise dismissing Charge 1
17 and having a fine of \$2,000 for Charge 2
18 payable within 30 days. Do I have a second?

19 MEMBER BROOKS: Second?

20 CHAIRPERSON MILLER: Mr. Brooks
21 has seconded the motion.

22 All those in favor say aye.

1 MEMBER SILVERSTEIN: Aye.

2 CHAIRPERSON MILLER: Aye.

3 MEMBER BROOKS: Aye.

4 CHAIRPERSON MILLER: All those
5 opposed?

6 MEMBER ALBERTI: I will oppose
7 this because I -- if my notes are correct, on
8 Charge 1, even the quarterly reports that this
9 establishment filed show that they did not
10 meet the standards to demonstrate that they
11 met the requirements for a CR License. And
12 that troubles me that they can continue for
13 another year with the same behavior with no --
14 well, there is no hope coming. There is
15 absolutely no risk to them to losing their
16 license based on the statutes continuing to
17 operate that way.

18 So I will oppose this.

19 CHAIRPERSON MILLER: Mr.
20 Silverstein, did you vote?

21 MEMBER SILVERSTEIN: I vote in
22 favor.

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CHAIRPERSON MILLER: In favor.

Okay. So the motion passes by a vote of 3-1-0 with Mr. Alberti abstaining. No, opposing, excuse me. Thank you. Okay. Thank you very much.

MS. ZANIEL: Thank you.

CHAIRPERSON MILLER: Okay. That concludes our Status Hearings.

(Whereupon, the Show Cause (Status) Hearing in the above-entitled matter was concluded at 10:07 a.m.)

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\$2,000 4:3,8,17 a.m 2:2 6:11 above-entitled 6:10 absolutely 5:15 abstaining 6:3 accept 4:15 Adequate 1:12 agreeable 4:6 Alberti 1:21 5:6 6:3 Alcoholic 1:2,15,15 ANC-1C 1:8 2:6 aye 4:22 5:1,2,3	D.C 1:17 days 4:4,8,18 demonstrate 5:10 dismissed 4:2 dismissing 4:7,16 District 1:1 2:16 document 3:15 DONALD 1:21	located 2:4 losing 5:15	opposing 6:3 owner 2:12 owners 2:13	statutes 5:16 Street 1:7,17 2:5 Suite 1:17
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