

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

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IN THE MATTER OF: :  
: :  
Saigon Bistro, LLC :  
t/a Saigon Bistro : Show Cause  
2153 P Street, NW : Hearing  
Retailer CR - ANC-2B : (Status)  
License No. 81175 :  
Case #11-CMP-00385 :  
: :  
(Failed to File Quarterly :  
Statements-2nd Quarter 2011) :  
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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:

AMY SCHMIDT, OAG

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

(10:00 a.m.)

CHAIRPERSON MILLER: The next case on our calendar is Case No. 11-CMP-00385, Saigon Bistro located at 2153 P Street, N.W., License No. 81175, in ANC-2B.

MS. SCHMIDT: Good morning, Amy Schmidt, Assistant Attorney General on behalf of the District of Columbia.

CHAIRPERSON MILLER: Good morning, sir. Would you identify yourself for the record, please?

MR. LY: My name is Son Ly. S-O-N L-Y.

CHAIRPERSON MILLER: And how are you related to the establishment?

MR. LY: I be the manager.

CHAIRPERSON MILLER: The manager. Are you -- do you have ownership interest?

MR. LY: We going to transfer from the Saigon Bistro from the previous owner and try to consent to transfer for the license.

1                   CHAIRPERSON MILLER: Well, let me  
2 ask you this. So this is a Show Cause  
3 (Status) Hearing. Did you get notice of the  
4 hearing?

5                   MR. LY: I get. We get a notice.

6                   CHAIRPERSON MILLER: Okay. And  
7 did you read it and understand it?

8                   MR. LY: Yes.

9                   CHAIRPERSON MILLER: Okay. So you  
10 don't have any objections to notice. Am I  
11 correct?

12                   MR. LY: So far we didn't know --  
13 you know, I took over on May and we didn't  
14 know is we had to file the quarterly.

15                   CHAIRPERSON MILLER: Okay. I  
16 don't want to -- I'm not going to get into the  
17 subject of the case yet. I just want to make  
18 sure you got the notice.

19                   MR. LY: I got the notice.

20                   CHAIRPERSON MILLER: And that you  
21 were no notice problems. Okay. Are there any  
22 preliminary issues?

1 MS. SCHMIDT: No, there are not.

2 CHAIRPERSON MILLER: No. Okay.

3 So we are just going to set this for a hearing  
4 on the merits of the case. We are not going  
5 to discuss --

6 MR. LY: Okay.

7 CHAIRPERSON MILLER: -- that  
8 today. The matter is set for Show Cause  
9 Hearing on February 5, 2014 at 2:30 p.m. But  
10 what I want to say to you is that for that  
11 hearing or if you are going to make any --  
12 have any discussions with Office of the  
13 Attorney General in settling the case, it has  
14 to be an owner, somebody who has some  
15 ownership interest.

16 MR. LY: Okay.

17 CHAIRPERSON MILLER: Okay. Do you  
18 understand that?

19 MR. LY: We have had some -- the  
20 owner has to discover this, right?

21 CHAIRPERSON MILLER: The owner has  
22 to come here.

1 MR. LY: Figure it out as well.

2 CHAIRPERSON MILLER: Be here for  
3 the hearing.

4 MR. LY: Okay.

5 CHAIRPERSON MILLER: And/or if  
6 there is going to be any settlement, it's the  
7 owner that has to settle it.

8 MR. LY: Okay.

9 CHAIRPERSON MILLER: Okay. But  
10 today all we are doing, at this point, is  
11 scheduling you for the hearing. So you have  
12 that February 5, 2014, 2:30 p.m.

13 MR. LY: I got -- February?

14 CHAIRPERSON MILLER: 5th.

15 MR. LY: 5th.

16 CHAIRPERSON MILLER: 2014.

17 MR. LY: And what time is it?

18 CHAIRPERSON MILLER: 2:30.

19 MR. LY: 2:30?

20 CHAIRPERSON MILLER: And that  
21 would be here. Um-hum.

22 MR. LY: Okay. So we have to come

1 back on that day, right?

2 CHAIRPERSON MILLER: Right.

3 MR. LY: Okay.

4 CHAIRPERSON MILLER: Okay. Thank  
5 you very much.

6 MR. LY: Thank you very much.

7 (Whereupon, the Show Cause  
8 (Status) Hearing in the above-entitled matter  
9 was concluded at 10:03 a.m.)

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<p style="text-align: center;"><b>A</b></p> <p>a.m 2:2 6:9  <b>above-entitled</b> 6:8  <b>ALBERTI</b> 1:19  <b>Alcoholic</b> 1:2,13,14  <b>Amy</b> 1:22 2:7  <b>ANC-2B</b> 1:8 2:6  <b>And/or</b> 5:5  <b>Assistant</b> 2:8  <b>Attorney</b> 2:8 4:13</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>back</b> 6:1  <b>behalf</b> 2:8  <b>Beverage</b> 1:2,13,14  <b>Bistro</b> 1:6,6 2:5,21  <b>Board</b> 1:2,14  <b>BROOKS</b> 1:19  <b>Building</b> 1:14</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 2:4  <b>case</b> 1:9 2:3,4 3:17  4:4,13  <b>Cause</b> 1:6 3:2 4:8  6:7  <b>Chairperson</b> 1:15  1:18 2:3,10,15,18  3:1,6,9,15,20 4:2  4:7,17,21 5:2,5,9  5:14,16,18,20 6:2  6:4  <b>Columbia</b> 1:1 2:9  <b>come</b> 4:22 5:22  <b>concluded</b> 6:9  <b>consent</b> 2:22  <b>Control</b> 1:2,13,14  <b>correct</b> 3:11  <b>CR</b> 1:8</p> <hr/> <p style="text-align: center;"><b>D</b></p> <p><b>D.C</b> 1:15  <b>day</b> 6:1  <b>discover</b> 4:20  <b>discuss</b> 4:5  <b>discussions</b> 4:12  <b>District</b> 1:1 2:9  <b>doing</b> 5:10</p>	<p><b>DONALD</b> 1:19</p> <hr/> <p style="text-align: center;"><b>E</b></p> <p><b>establishment</b> 2:16</p> <hr/> <p style="text-align: center;"><b>F</b></p> <p><b>Failed</b> 1:10  <b>far</b> 3:12  <b>February</b> 4:9 5:12  5:13  <b>Figure</b> 5:1  <b>file</b> 1:10 3:14</p> <hr/> <p style="text-align: center;"><b>G</b></p> <p><b>General</b> 2:8 4:13  <b>going</b> 2:20 3:16 4:3  4:4,11 5:6  <b>Good</b> 2:7,10</p> <hr/> <p style="text-align: center;"><b>H</b></p> <p><b>hearing</b> 1:7,14 3:3  3:4 4:3,9,11 5:3  5:11 6:8</p> <hr/> <p style="text-align: center;"><b>I</b></p> <p><b>identify</b> 2:11  <b>interest</b> 2:19 4:15  <b>issues</b> 3:22</p> <hr/> <p style="text-align: center;"><b>J</b></p> <p><b>January</b> 1:12</p> <hr/> <p style="text-align: center;"><b>K</b></p> <p><b>know</b> 3:12,13,14</p> <hr/> <p style="text-align: center;"><b>L</b></p> <p><b>L-Y</b> 2:14  <b>license</b> 1:8 2:6,22  <b>LLC</b> 1:6  <b>located</b> 2:5  <b>Ly</b> 2:13,13,17,20  3:5,8,12,19 4:6,16  4:19 5:1,4,8,13,15  5:17,19,22 6:3,6</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p><b>manager</b> 2:17,18  <b>matter</b> 1:5 4:8 6:8  <b>MEETING</b> 1:3</p>	<p><b>Member</b> 1:19,19,20  <b>merits</b> 4:4  <b>met</b> 1:14  <b>MIKE</b> 1:20  <b>Miller</b> 1:15,18 2:3  2:10,15,18 3:1,6,9  3:15,20 4:2,7,17  4:21 5:2,5,9,14,16  5:18,20 6:2,4  <b>morning</b> 2:7,10</p> <hr/> <p style="text-align: center;"><b>N</b></p> <p><b>N.W</b> 1:15 2:5  <b>name</b> 2:13  <b>NICK</b> 1:19  <b>notice</b> 3:3,5,10,18  3:19,21  <b>NW</b> 1:7</p> <hr/> <p style="text-align: center;"><b>O</b></p> <p><b>OAG</b> 1:22  <b>objections</b> 3:10  <b>Office</b> 4:12  <b>Okay</b> 3:6,9,15,21  4:2,6,16,17 5:4,8  5:9,22 6:3,4  <b>owner</b> 2:21 4:14,20  4:21 5:7  <b>ownership</b> 2:19  4:15</p> <hr/> <p style="text-align: center;"><b>P</b></p> <p><b>P</b> 1:7 2:5  <b>P-R-O-C-E-E-D-...</b>  2:1  <b>p.m</b> 4:9 5:12  <b>please</b> 2:12  <b>point</b> 5:10  <b>preliminary</b> 3:22  <b>PRESENT</b> 1:17,21  <b>presiding</b> 1:15  <b>previous</b> 2:21  <b>problems</b> 3:21</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <p><b>Quarter</b> 1:10  <b>quarterly</b> 1:10 3:14</p>	<p style="text-align: center;"><b>R</b></p> <p><b>read</b> 3:7  <b>record</b> 2:12  <b>Reeves</b> 1:14  <b>related</b> 2:16  <b>Retailer</b> 1:8  <b>right</b> 4:20 6:1,2  <b>Room</b> 1:14  <b>Ruthanne</b> 1:15,18</p> <hr/> <p style="text-align: center;"><b>S</b></p> <p><b>S-O-N</b> 2:13  <b>Saigon</b> 1:6,6 2:5,21  <b>scheduling</b> 5:11  <b>Schmidt</b> 1:22 2:7,8  4:1  <b>set</b> 4:3,8  <b>settle</b> 5:7  <b>settlement</b> 5:6  <b>settling</b> 4:13  <b>Show</b> 1:6 3:2 4:8  6:7  <b>SILVERSTEIN</b>  1:20  <b>sir</b> 2:11  <b>somebody</b> 4:14  <b>Son</b> 2:13  <b>Statements-2nd</b>  1:10  <b>Status</b> 1:8 3:3 6:8  <b>Street</b> 1:7,15 2:5  <b>subject</b> 3:17  <b>Suite</b> 1:15  <b>sure</b> 3:18</p> <hr/> <p style="text-align: center;"><b>T</b></p> <p><b>t/a</b> 1:6  <b>t</b> 1:4,11  <b>Thank</b> 6:4,6  <b>time</b> 5:17  <b>today</b> 4:8 5:10  <b>transfer</b> 2:20,22  <b>try</b> 2:22</p> <hr/> <p style="text-align: center;"><b>U</b></p> <p><b>Um-hum</b> 5:21  <b>understand</b> 3:7  4:18</p>	<p style="text-align: center;"><b>V</b></p> <hr/> <p style="text-align: center;"><b>W</b></p> <p><b>want</b> 3:16,17 4:10  <b>Washington</b> 1:15</p> <hr/> <p style="text-align: center;"><b>X</b></p> <hr/> <p style="text-align: center;"><b>Y</b></p> <hr/> <p style="text-align: center;"><b>Z</b></p> <hr/> <p style="text-align: center;"><b>0</b></p> <hr/> <p style="text-align: center;"><b>1</b></p> <p><b>10:00</b> 2:2  <b>10:03</b> 6:9  <b>11-CMP-00385</b> 1:9  2:4  <b>14th</b> 1:14</p> <hr/> <p style="text-align: center;"><b>2</b></p> <p><b>2:30</b> 4:9 5:12,18,19  <b>2000</b> 1:14  <b>20009</b> 1:15  <b>2011</b> 1:10  <b>2014</b> 1:12 4:9 5:12  5:16  <b>2153</b> 1:7 2:5</p> <hr/> <p style="text-align: center;"><b>3</b></p> <hr/> <p style="text-align: center;"><b>4</b></p> <p><b>400S</b> 1:15</p> <hr/> <p style="text-align: center;"><b>5</b></p> <p><b>5</b> 4:9 5:12  <b>5th</b> 5:14,15</p> <hr/> <p style="text-align: center;"><b>6</b></p> <hr/> <p style="text-align: center;"><b>7</b></p> <hr/> <p style="text-align: center;"><b>8</b></p> <p><b>8</b> 1:12  <b>81175</b> 1:8 2:6</p>
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