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

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IN THE MATTER OF: :  
Restaurant Associates of New :  
York, LLC, t/a Restaurant :  
Associates :  
1818 H Street NW : Show Cause Hearing  
License # 81024 : Case # 15-CMP-00287  
Retailer Class CR :  
ANC-2A :  
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Wednesday, January 13, 2016

Whereupon, the above-referenced matter came on for  
hearing at the Alcoholic Beverage Control Board, Reeves  
Center, 2000 14th Street, NW, Suite 400S, Washington, D.C.  
20009.

1 CHAIRPERSON:

2 DONOVAN ANDERSON, Presiding

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4 BOARD MEMBERS:

5 RUTHANNE MILLER

6 NICK ALBERTI

7 MICHAEL SILVERSTEIN

8 JAMES SHORT

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10 ALSO PRESENT:

11 FERNANDO RIVERO, Assistant Attorney General

12 On behalf of the District of Columbia

13 ANDREW LISI,

14 On behalf of Restaurant Associates

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

2 CHAIRMAN ANDERSON: All right. The next case on  
3 our agenda is case number 15-CMP-00287, Restaurants  
4 Association, license number 81024. Would the parties please  
5 approach?

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

8 MR. LISI: Good morning. Andrew Lisi with  
9 Restaurant Associates.

10 CHAIRMAN ANDERSON: Good morning. Are there any  
11 preliminary matters?

12 MR. RIVERO: Yes. The parties have an offer in  
13 compromise to present to the board at this time, and that  
14 offer consists of a fine of \$350 payable in 30 days. If the  
15 payment isn't made in 30 days, the license will be suspended  
16 until payment is received. For the board's --

17 CHAIRMAN ANDERSON: I'm sorry. Repeat the --  
18 repeat the terms again, please.

19 MR. RIVERO: \$350 fine --

20 CHAIRMAN ANDERSON: Yes.

21 MR. RIVERO: -- payable in 30 days. If the  
22 payment isn't made in that time, the license will be

1 suspended until the payment is received. For the board's  
2 information, there is a letter of representation that was a  
3 few minutes, a little while ago provided to staff, although  
4 it's addressed to me, but it -- it's adequate. This is a  
5 case also that I had alerted the board previously there were  
6 some issues with trade names, and those trade name issues  
7 have been resolved.

8 CHAIRMAN ANDERSON: Okay. All right. It's my  
9 understanding that there is an offer in compromise here and  
10 that the parties have agreed to a \$350 fine, and that this  
11 will be payable within 30 days; and that if not paid within  
12 30 days, the license will be suspended. Is that your  
13 understanding of the terms?

14 MR. LISI: It is, yes. Thank you.

15 CHAIRMAN ANDERSON: All right. Thank you. Now,  
16 do you understand that by accepting an offer in compromise  
17 that the establishment waives its right to a hearing?

18 MR. LISI: I do.

19 CHAIRMAN ANDERSON: And that the establishment  
20 waives its right to an appeal?

21 MR. LISI: I do.

22 CHAIRMAN ANDERSON: All right. Does any board

1 members have any questions?

2 MS. MILLER: I do.

3 CHAIRMAN ANDERSON: Yes, Ms. Miller.

4 MS. MILLER: I just would like to be more clear

5 as to the letter of representation. I'm not sure --

6 Mr. Lisi, are you an attorney?

7 MR. LISI: No. I'm a vice president with the

8 company. It's a large company, and the officers have given

9 me the right to accept a penalty today.

10 MS. MILLER: Okay. Thank you.

11 Thank you, Mr. Chairman.

12 CHAIRMAN ANDERSON: Thank you.

13 Does -- any other questions?

14 (No response heard.)

15 CHAIRMAN ANDERSON: I make a motion that this

16 matter be -- that this offer in compromise be accepted. Is

17 there a second?

18 GROUP: Second.

19 CHAIRMAN ANDERSON: Mr. Short has seconded the

20 motion. Those in favor say aye.

21 GROUP: Aye.

22 CHAIRMAN ANDERSON: All right. The matter is

1 passed five, zero, zero. Ms. Walker will give you -- you  
2 can step down. Ms. Walker will provide you with a document  
3 you can sign. Okay? Thanks.

4 MR. LISI: Thank you.

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

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