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

- - - - -X

IN THE MATTER OF: :
AED, LLC :
t/a Rustik Tavern :
84 T Street NW : Case #15-CMP-00484
License #85617, Retailer CT : Show Cause Hearing
ANC-5E : (status)
No ABC Manager on Duty :

- - - - -X

Wednesday, January 20, 2016

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

1 CHAIRPERSON:

2 DONOVAN W. ANDERSON, Presiding

3

4 BOARD MEMBERS:

5 RUTHANNE MILLER

6 NICK ALBERTI

7 MICHAEL SILVERSTEIN

8 JAMES SHORT

9

10 ALSO PRESENT:

11 Louise Phillips, on behalf of District of

12 Columbia

13 DITON PASHAJ,

14 on behalf of the Applicant

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

2 [9:58 a.m.]

3 CHAIRMAN ANDERSON: All right. The next
4 case on our protest -- I'm sorry, show-cause
5 hearing status is case number 15-CMP-00484,
6 Rustik Tavern, license number 85617. Will the
7 parties please approach if they're here?

8 MS. PHILLIPS: Good morning, board
9 members, Louise Phillips, for the District of
10 Columbia.

11 MR. PASHAJ: Diton Pashaj, Owner and
12 Manager of Rustik Tavern. Diton Pashaj, D-i-t-o-
13 n P-a-s-h-a-j.

14 FEMALE VOICE: Ready for first weekend?

15 MS. PHILLIPS: Louise Phillips, I'll sign
16 in on the thing for you so you can spell it.

17 CHAIRMAN ANDERSON: I'm waiting for folks
18 to sign before I ask. So, could you please
19 introduce yourself? We'll go with you first.

20 THE COURT REPORTER: I think they did
21 already.

22 MS. PHILLIPS: We've already done that;

1 sorry.

2 CHAIRMAN ANDERSON: Ah. I apologize.

3 MS. PHILLIPS: We have a preliminary
4 matter, Mr. Chair.

5 [Laughter.]

6 CHAIRMAN ANDERSON: All right. You ask
7 the question. Yes. Are there preliminary
8 matters?

9 MS. PHILLIPS: Yes, indeed. The parties
10 have an OIC to present to the board. It consists
11 of a fine of \$300, which will be paid within 30
12 days or the license will be suspended.

13 And I understand from counsel that there
14 needs to be an amendment. The notice says
15 "charge two," which really only charged one,
16 there's only one charge. And so, can we amend it
17 to say "charge one" instead of "charge two"?

18 CHAIRMAN ANDERSON: Again --

19 MS. PHILLIPS: Thank you.

20 CHAIRMAN ANDERSON: Hold on one moment.
21 Can you just repeat it? That's \$300 fine and
22 what else? I'm sorry.

1 MS. PHILLIPS: To be paid within 30 days.

2 CHAIRMAN ANDERSON: Right.

3 MS. PHILLIPS: Or the license will be
4 suspended.

5 CHAIRMAN ANDERSON: Okay.

6 MS. PHILLIPS: And change the charge from
7 "charge two," which is a typo, to "charge one,"
8 because there's only one charge.

9 CHAIRMAN ANDERSON: Okay. All right.
10 All right.

11 It's my understanding, sir, that there is
12 an offer of compromise for this. There's a \$300
13 fine that would be paid within 30 days. And that
14 the Government has stated that there is only one
15 charge, and that we're switching from "charge
16 two" to "charge one."

17 Is this your understanding of the offer
18 that was -- yes?

19 MR. PASHAJ: Yes.

20 CHAIRMAN ANDERSON: All right. Do you
21 understand, by accepting this offer, that you
22 have waived your right to a hearing?

1 MR. PASHAJ: Yes.

2 CHAIRMAN ANDERSON: Do you understand
3 that you also waive your right to an appeal?

4 MR. PASHAJ: Yes.

5 CHAIRMAN ANDERSON: Okay. Now, do we
6 have any board members who have any questions on
7 this offer in compromise?

8 [No audible response.]

9 CHAIRMAN ANDERSON: Hearing none, I make
10 a motion that this offer be accepted. Is there a
11 second?

12 MR. SILVERSTEIN: Second.

13 CHAIRMAN ANDERSON: Mr. Silverstein has
14 second the motion. Those in favor, say Aye.

15 [Chorus of Ayes.]

16 CHAIRMAN ANDERSON: Those opposed?

17 [No audible response.]

18 CHAIRMAN ANDERSON: The matter passes 5-
19 0-0. You can step back, and Ms. Randall will
20 bring you this document. Okay? Thank you very
21 much.

22 [Whereupon, at 10:02 a.m., the

1 above-entitled matter concluded.]

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