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

- - - - -X

IN THE MATTER OF: :

Notta Bike or Bar, LLC :

t/a Joint Chiefs : Case #14-CMP-00734

3400 11th Street, Northwest :

License #83926 :

Retailer CT :

Wednesday, January 27, 2016 :

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Wednesday, January 27, 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 ANDERSON

3

4 OTHER PERSONS PRESENT

5 RUTHANNE MILLER

6 NICK ALBERTI

7 JAMES SHORT

8 MICHAEL SILVERSTEIN

9

10 JOHN ANDRADE

11 WALTER ADAMS

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

2 CHAIRPERSON ANDERSON: The next case on
3 our calendar, is case # -- the show cause hearing
4 calendar -- is Case #14-CMP-00734. Joint Chiefs.
5 License #83926. Will the parties please
6 approach.

7 MR. ANDRADE: Good morning, Mr. Chairman.

8 CHAIRPERSON ANDERSON: Good morning. Please
9 identify yourself for the record please.

10 MR. ANDRADE: My name is John Andrade,
11 the licensee holder of Joint Chiefs.

12 MR. ADAMS: I'm Walter Adams,
13 representing the District of Columbia.

14 CHAIRPERSON ANDERSON: Okay. This is a
15 show cause hearing. Are there any preliminary
16 matters?

17 MR. ADAMS: Yes there is, Mr. Chairman.
18 The district would propose dismissal of the case
19 here on the sole charge -- or the two charges
20 here. I can provide explanation if the Court
21 would like, but we are proposing dismissal of the
22 case.

1 CHAIRPERSON ANDERSON: Just for the
2 record, so I can properly be advised, why is the
3 government dismissing this matter?

4 MR. ADAMS: Well, for two reasons. The
5 primary reason is that the case is -- we believe
6 -- we can -- that the case is somewhat moot. In
7 this case it involves two charges of the
8 establishment not being able to provide records
9 to the investigator on November -- essentially
10 between November 14 and November 9 of 2014. From
11 having a discussion with the licensee we
12 understood that this license and establishment
13 received a warning letter back on February 28 of
14 2014 for not having their adequate records.

15 They have a somewhat unique situation
16 where Mr. Andrade, he owns two establishments
17 there at the same address and prior to the
18 receipt of the warning letter the establishment
19 had -- it is my understanding based upon what's
20 been told to me -- that the establishment kept
21 all of their records and invoices under one name,
22 which is Meridian Pine, and then afterwards it

1 received -- it separated the invoices between
2 Meridian Pine and Joint Chiefs, so as a result
3 the establishment would not be able to be --
4 would not be able to have records for three
5 years, but would have records from the warning
6 letter forward.

7 So, based upon my review, the
8 establishment did have records for Joint Chiefs
9 after it had received the warning letter on
10 February 28, 2014. So, you know, based upon the
11 circumstances in this compliance. The secondary
12 issue is that the government's witness is not
13 here, but frankly, I think it's more important
14 that the record reflect that, in this particular
15 instance, Joint Chiefs could not necessarily have
16 three years' worth of records, it could only have
17 -- they only have it -- you know, they only have
18 what they have. A certain date before February
19 28, 2014, everything was Meridian Pine and now
20 they have it separated.

21 CHAIRPERSON ANDERSON: The Board's always
22 concerned when we have an establishment that we

1 have a charge of failure to maintain books and
2 records because that's something that's very
3 important to the Board and so we do, we believe
4 it's important. However, based on the
5 government's representation, I make a motion that
6 we accept the government's recommendation to
7 dismiss this matter.

8 MR. SHORT: Second.

9 CHAIRPERSON ANDERSON: Mr. Short has
10 seconded the motion. Do we have any discussion?

11 MR. SHORT: Second.

12 CHAIRPERSON ANDERSON: Mr. Short has --
13 those in favor, say aye.

14 [Chorus of Ayes.]

15 Those opposed? [No audible response.]

16 The matter passes by 5-zero-zero. The
17 matter has been dismissed. But I just want to
18 make sure that the establishment, that they know
19 how important it is to the Board, to maintain
20 proper books and records and hope that this does
21 not repeat itself in the future. Thank you.

22 MR. ANDRADE: Absolutely. Thank you very

1 much. I appreciate your time.

2 CHAIRPERSON ANDERSON: Sure.

3 [Whereupon, the above-entitled matter was

4 concluded.]