

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

IN THE MATTER OF: :
 :
LEGAL AGENDA :
LICENSING AGENDA :
SUPPLEMENTAL LICENSING :
AGENDA :

Thursday
February 11, 2021

The Alcoholic Beverage Control Board
met via WebEx videoconference, Chairperson
Donovan W. Anderson presiding.

PRESENT:

DONOVAN W. ANDERSON, Chairperson
BOBBY CATO, JR., Member
RAFI ALIYA CROCKETT, Member
EDWARD S. GRANDIS, Member
JENI HANSEN, Member
JAMES SHORT, JR., Member
REMA WAHABZADAH, Member

ALSO PRESENT:

SIMONE ANDREWS, DC ABRA Staff

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

2 10:48 a.m.

3 CHAIRPERSON ANDERSON: All right.

4 There ends our calendar -- our scheduled calendar
5 matters for the morning. So what I will be doing
6 now, we'll be doing our -- let me do our legal
7 calendar. The first matter on our legal calendar
8 is a review of an offer in compromise in the
9 hearing dated February 10th, 2021 for Case No.
10 20-CC-00080, the Broad Branch Market, License No.
11 081331.

12 The offer in compromise states as
13 follows: the District of Columbia jointly with
14 licensee, respondent, submits this offer in
15 compromise to the Alcoholic Beverage Control
16 Board as authorized by 23 DCMR Section 1604.5 for
17 approval by the Board. The parties understand
18 that if the Board approves the OIC, the case will
19 conclude and the scheduled show cause hearing
20 will be vacated. Respondent will be obligated to
21 abide by the terms of the OIC, a fine,
22 suspension, both, or other terms shown below.

23 If the Board does not approve the OIC,
24 the matter will be continued to a scheduled show
25 cause hearing on a date to be determined. The

1 respondent has been advised that there is no
2 obligation to accept an OIC. Respondent has been
3 advised to serve a notice of status hearing and
4 show cause hearing. Then at a show cause
5 hearing, respondent may be represented by legal
6 counsel, have subpoenas issued to require the
7 production of witnesses and evidence -- produce
8 witnesses and evidence, cross-examine witnesses,
9 and apply to the Board for qualified (audio
10 interference).

11 The OIC terms are as follows: for
12 Charge 1, sale of an alcoholic beverage to a
13 person under 21 years of age. The statutory
14 authority, D.C. Code Section 2578.1, there is a
15 3,000-dollar fine to be paid within 90 days or
16 the ABC license will be suspended until the find
17 is paid. Term 2, suspension, the license will
18 suspended for ten days with four days to be
19 served from February 23rd through February 26th,
20 2021 and six days are stayed for one year pending
21 no further violation.

22 Term 3, all employees who serve
23 alcoholic beverages in the licensed establishment
24 complete an alcohol training program within three
25 months from the date of the OIC. Charge 2,

1 failure to take reasonable steps necessary to
2 ascertain legal drinking age, statutory
3 authority, D.C. Code Section 2578.3. There's a
4 2,000-dollar fine to be paid within 90 days or
5 the ABC license will be suspended until the fine
6 is paid.

7 So therefore, there's a 5,000-dollar
8 fine to be paid within 90 days. And there is a
9 four-day suspension and the suspension days will
10 be served February 23rd through February 26th.
11 And six days are stayed for a year. Is there a
12 second?

13 MEMBER CATO: Bobby Cato seconds.

14 MEMBER WAHABZADAH: Rema Wahabzadah
15 seconds.

16 CHAIRPERSON ANDERSON: Mr. Cato and
17 Ms. Wahabzadah has second the motion. We'll now
18 have a roll call vote on the motion that's been
19 properly second. Mr. Short?

20 MEMBER SHORT: Mr. Short, I agree.

21 CHAIRPERSON ANDERSON: Mr. Cato?

22 MEMBER CATO: Bobby Cato, I agree.

23 CHAIRPERSON ANDERSON: Ms. Wahabzadah?

24 MEMBER WAHABZADAH: Rema Wahabzadah,
25 I agree.

1 CHAIRPERSON ANDERSON: Ms. Hansen?

2 MEMBER HANSEN: Jeni Hansen, I agree.

3 CHAIRPERSON ANDERSON: Mr. Grandis?

4 MEMBER GRANDIS: Edward Grandis, I
5 agree.

6 CHAIRPERSON ANDERSON: Mr. Anderson,
7 I agree. The matter therefore passes 6-0-0. We
8 now move to our licensing agenda. The first
9 matter on our licensing agenda is a review
10 request to withdraw application for transfer of
11 location of license to 1515 Wisconsin Avenue,
12 Northwest.

13 The request is made by Logan Circle
14 Liquors, License No. 086950. I make a motion
15 that we approve this request. Is there a second?

16 MEMBER GRANDIS: Ed Grandis will
17 second.

18 CHAIRPERSON ANDERSON: Mr. Grandis has
19 second the motion. We'll now have a roll call
20 vote on the motion that's been properly second by
21 Mr. Grandis. Mr. Short?

22 MEMBER SHORT: Mr. Short, I agree.

23 CHAIRPERSON ANDERSON: Mr. Cato?

24 MEMBER CATO: Bobby Cato, I agree.

25 CHAIRPERSON ANDERSON: Ms. Wahabzadah?

1 MEMBER WAHABZADAH: Rema Wahabzadah,
2 I agree.

3 CHAIRPERSON ANDERSON: Ms. Hansen?

4 MEMBER HANSEN: Jeni Hansen, I agree.

5 CHAIRPERSON ANDERSON: Mr. Grandis?

6 MEMBER GRANDIS: Edward Grandis, I
7 agree.

8 CHAIRPERSON ANDERSON: Mr. Anderson,
9 I agree. The matter passes 6-0-0. We're now at
10 the end of our morning calendar and of our legal
11 and licensing agenda. The Board then will be in
12 recess until 1:30 when we have our 1:30 protest
13 hearings.

14 I now will direct the Board members
15 for us to return to executive session. Thank you
16 very much. Have a great day. See you at 1:30.

17 (Whereupon, the above-entitled matter
18 went off the record at 10:54 a.m. and resumed at
19 4:29 p.m.)

20 CHAIRPERSON ANDERSON: Good afternoon,
21 we've back on the record. And I just want to
22 announce, my name is Donovan Anderson, I'm
23 Chairman of the Board. Joining us this afternoon
24 for this protest hearing is myself, Donovan
25 Anderson, Chairman of the Board.

1 We have Mr. James Short, Mr. Bobby
2 Cato, Ms. Rema Wahabzadah, Ms. Rafi Crockett, Ms.
3 Jeni Hansen. And Mr. Grandis has recused himself
4 from participation in the next hearing.

5 But before we do the protest hearing
6 one thing I would like to do, and I'm not sure if
7 all the Board members have an opportunity to see,
8 we have a supplemental licensing agenda and there
9 is one item on the supplemental licensing agenda
10 that I would like the Board to vote on.

11 And the supplemental licensing agenda,
12 it was just a review application for a stipulated
13 license, this letter of ANC support for a new ABC
14 license. This is for Scissors and Scorch,
15 License Number 117631. And I make a motion that
16 we approve this license. Is there a second?

17 MS. CRAMER: Ms. Crockett seconds.

18 CHAIRPERSON ANDERSON: Ms. Crockett
19 has seconded the motion. I'll a roll call vote
20 to the motion that has been properly seconded by
21 Ms. Crockett. Mr. Short?

22 MEMBER SHORT: Mr. Short, I agree.

23 CHAIRPERSON ANDERSON: Mr. Cato?

24 MEMBER CATO: Bobby Cato, I agree.

25 CHAIRPERSON ANDERSON: Ms. Wahabzadah.

1 MEMBER WAHABZADAH: Rema Wahabzadah,
2 I agree.

3 CHAIRPERSON ANDERSON: Ms. Crockett?

4 MEMBER CROCKETT: Rafi Crockett, I
5 agree.

6 CHAIRPERSON ANDERSON: Ms. Hansen?

7 MEMBER HANSEN: Jeni Hansen, I agree.

8 CHAIRPERSON ANDERSON: And Mr.

9 Anderson, I agree. The matter passes 6, 0, 0.

10 And I want to thank, I know this was last minute,
11 but I want to thank the Board for its
12 consideration of this matter. And one of the
13 reasons why we did this today is because the
14 Board will not be back in session for another two
15 weeks.

16 (Whereupon, the above-entitled matter
17 went off the record at 4:31 p.m.)

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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Agenda Hearing

Before: DCABRA

Date: 02-11-21

Place: teleconference

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.



Court Reporter

NEAL R. GROSS

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