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

(10:26 a.m.)

CHAIRPERSON MILLER: Okay. Next, okay, Case No. 13-CMP-00311, El Sauce Restaurant and Carry-Out located at 1227 11th Street, N.W., License No. 72654, and this is a Show Cause Hearing.

MS. PHILLIPS: Good morning, Madam Chair. Louise Phillips, Assistant Attorney General for the District of Columbia.

CHAIRPERSON MILLER: Good morning.

MR. CLOTE: Good morning, my name is Parker Clote and I'm the attorney for --

CHAIRPERSON MILLER: I'm sorry, what's your --

MR. CLOTE: I'm sorry?

CHAIRPERSON MILLER: What's your name?

MR. CLOTE: Parker Clote.

CHAIRPERSON MILLER: Parker what?

MR. CLOTE: Clote.

CHAIRPERSON MILLER: Okay, Clote?

1 MR. CLOTE: C-L-O-T-E.

2 CHAIRPERSON MILLER: Okay. Thank  
3 you. Okay. Are there any preliminary  
4 matters?

5 MS. PHILLIPS: Yes, Madam Chair.  
6 We have an offer in compromise to offer to the  
7 Board, but first I believe that we need to  
8 turn in to the file a limited Power of  
9 Attorney, which I have a copy of and which Mr.  
10 Clote has a copy for the Board.

11 CHAIRPERSON MILLER: Good. Right.  
12 I was just going to ask how you are authorized  
13 to be here.

14 MR. CLOTE: Yes.

15 CHAIRPERSON MILLER: Okay. That  
16 would be great.

17 MR. CLOTE: The owner of the  
18 restaurant, Jose Carcamo, is currently in a  
19 federal immigration detention in Farmville.  
20 He could not be here today.

21 CHAIRPERSON MILLER: Um-hum.  
22 Okay. Okay. So I've just reviewed the

1 limited Power of Attorney and it certainly  
2 covers what I expect will be happening here,  
3 so thank you. Okay. All right.

4 MS. PHILLIPS: May we proceed,  
5 Madam Chair?

6 CHAIRPERSON MILLER: Yes.

7 MS. PHILLIPS: We have an offer in  
8 compromise to offer to the Board.

9 CHAIRPERSON MILLER: Okay.

10 MS. PHILLIPS: The offer in  
11 compromise is a total of a fine for \$4,100,  
12 that would be \$4,000 for Charge 1, which  
13 somebody has added up for me, which is the  
14 eighth secondary tier violation, and \$100 for  
15 the pregnancy sign violation to be paid in 60  
16 days, since I don't believe the Board allows  
17 payments, you know.

18 CHAIRPERSON MILLER: I'm sorry,  
19 could you say that again, Ms. Phillips?

20 MS. PHILLIPS: Which part? All of  
21 it?

22 CHAIRPERSON MILLER: Yeah.

1 MS. PHILLIPS: Okay.

2 CHAIRPERSON MILLER: Sorry.

3 MS. PHILLIPS: Certainly. It's a  
4 fine of \$4,100.

5 CHAIRPERSON MILLER: Right.

6 MS. PHILLIPS: \$4,100 which is  
7 divided thusly: \$4,000 fine for Charge 1,  
8 which is, I believe somebody counted up for  
9 me, the eighth secondary tier violation. And  
10 then a \$100 fine for the pregnancy sign  
11 violation.

12 CHAIRPERSON MILLER: Um-hum.

13 MS. PHILLIPS: To be paid in 60  
14 days. They have a check for part of it today,  
15 but I don't know that the Board accepts  
16 partial payments, so I told them to just save  
17 it up until we could get it here in 60 days  
18 and they agreed.

19 CHAIRPERSON MILLER: Okay. Okay.  
20 So are you in agreement to the offer in  
21 compromise of a fine of \$4,000 for Charge 1  
22 and \$100 for Charge 2 totalling \$4,100 to be

1 paid within 60 days?

2 MR. CLOTE: Yes, we are.

3 CHAIRPERSON MILLER: Okay. And  
4 you and your client understand that they waive  
5 their right to a hearing by entering into an  
6 offer in compromise?

7 MR. CLOTE: Yes, we do.

8 CHAIRPERSON MILLER: Okay. Great.  
9 Any questions by Board Members?

10 Good morning, Mr. Jones.

11 MEMBER JONES: Good morning,  
12 Ma'am.

13 CHAIRPERSON MILLER: Okay. I  
14 would move that we accept this offer in  
15 compromise of a fine of \$4,000 for Charge 1,  
16 \$100 for Charge 2, totalling \$4,100 to be paid  
17 within 60 days. Do I have a second?

18 MEMBER BROOKS: Second.

19 CHAIRPERSON MILLER: Mr. Brooks  
20 has seconded the motion. Any questions or  
21 comments?

22 All those in favor then of this

1 offer in compromise say aye.

2 FOUR MEMBERS: Aye.

3 CHAIRPERSON MILLER: All those  
4 opposed?

5 MEMBER JONES: Oppose.

6 CHAIRPERSON MILLER: All those  
7 abstaining? Then the motion to accept the  
8 offer in compromise passes by a vote of, I  
9 believe, 4-1-0, with Mr. Jones opposed. Okay.

10 MS. PHILLIPS: Thank you, Madam  
11 Chair.

12 CHAIRPERSON MILLER: So we will  
13 just sign off on that and you will be all set.  
14 Thank you.

15 MR. CLOTE: Thank you so much.

16 (Whereupon, the Show Cause Hearing  
17 in the above-entitled matter was concluded at  
18 10:32 a.m.)

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