

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF: :
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Mahogany, LLC :
t/a The Tap & Parlour/ :
Bohemian Caverns : Show Cause
2001 11th Street, NW : Hearing
Retailer CT : (Status)
License No. 74895 :
Case No. 12-251-00380 :
ANC 1B :
Operating After Board Approved:
Hours :
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MARCH 27, 2013

The Alcoholic Beverage Control
Board met in the Alcoholic Beverage Control
Hearing Room, Reeves Building, 2000 14th

Street, N.W., Washington, D.C., Ruthanne
Miller, Chairperson, presiding.

PRESENT

- RUTHANNE MILLER, Chairperson
- NICK ALBERTI, Member
- DONALD BROOKS, Member

MIKE SILVERSTEIN, Member

ALSO PRESENT

CHRISTINE GEPHARDT, OAG

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

9:43 a.m.

CHAIRPERSON MILLER: Next case is
Case No. 12-251-00380, Bohemian Caverns
located at 2001 11th Street, N.W., License No.
74895 in ANC 1B.

MS. GEPHARDT: Chrissy Gephardt on
behalf of the District of Columbia.

MR. KLINE: Good morning. Andrew
Kline on behalf of the Licensee.

MR. BROWN: Omrao Brown on behalf
of Mahogany, LLC.

CHAIRPERSON MILLER: Good morning.
As this is a show cause status hearing, I just
want to confirm, Mr. Brown, that you received
notice of this hearing and you read it and
understood it.

MR. BROWN: Yes.

CHAIRPERSON MILLER: Okay. Then
we're going to enter that notice into the
record unless there's any objection.

(No audible response.)

1 CHAIRPERSON MILLER: Okay. Are
2 there any preliminary matters in this case?

3 MS. GEPHARDT: Yes, there is a
4 preliminary matter. The parties have reached
5 an Offer in Compromise that we'd like to
6 present to the Board. In this case the
7 Licensee will plead to charges 2 and 3 and we
8 will drop count 1. Per charges 2 and 3, there
9 will be a \$1,500 fine for each for a total of
10 \$3,000 to be payable today.

11 MR. KLINE: Within 30 days.

12 MS. GEPHARDT: I'm sorry, within
13 30 days.

14 CHAIRPERSON MILLER: Okay. I just
15 want to confirm with the Licensee that you
16 agree to the Offer in Compromise as presented
17 by the Government that charge 1 is dropped,
18 that you plead -- and you pay a penalty of
19 1,500 for charge 2 and a penalty of 1,500 of
20 charge 3, totaling \$3,000 within 30 days.

21 MR. KLINE: Yes, that's correct.

22 CHAIRPERSON MILLER: Okay. Any

1 questions by Board Members?

2 (No audible response.)

3 CHAIRPERSON MILLER: All right.

4 Then your client understand that he waives his
5 right to a hearing by entering an Offer in
6 Compromise?

7 MR. KLINE: Yes. Assuming it's
8 accepted by the Board, yes.

9 CHAIRPERSON MILLER: Okay. Thank
10 you. All right. Then I would move that we
11 accept and approve this Offer in Compromise,
12 dropping charge 1 and a penalty of \$1,500 for
13 charge 2, and a penalty of \$1,500 for charge
14 3, totaling \$3,000 to be paid within 30 days.
15 Do I have a second?

16 MEMBER ALBERTI: Second.

17 CHAIRPERSON MILLER: Mr. Alberti
18 has seconded the motion. Any other comments
19 or questions?

20 (No audible response.)

21 CHAIRPERSON MILLER: All those in
22 favor, say aye?

1 (Chorus of ayes.)

2 CHAIRPERSON MILLER: All those
3 opposed?

4 (No audible response.)

5 CHAIRPERSON MILLER: All those
6 abstaining?

7 (No audible response.)

8 CHAIRPERSON MILLER: Then the
9 motion passes by a vote of 4-0-0.

10 MR. KLINE: Thank you.

11 CHAIRPERSON MILLER: Okay. Thank
12 you.

13 (Whereupon, the hearing was
14 concluded at 9:46 a.m.)

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