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

4:07 p.m.

CHAIRPERSON MILLER: Okay. We are back on the record for our last case of the afternoon. It's Case No. 11-CMP-000426, Shoreham Hotel (The), 2500 Calvert Street Northwest. License No. 13816 located in ANC 3C.

I see the parties have come forward, and hopefully they've signed in on the piece of paper.

MR. AMBS: Yes, I have.

CHAIRPERSON MILLER: Okay. Good.

So, would you introduce yourselves for the record, please?

MR. AMBS: I'm Scott Ambs, I'm Director of Finance at The Shoreham.

CHAIRPERSON MILLER: What's your last name?

MR. AMBS: Ambs, A-M-B-S.

CHAIRPERSON MILLER: A-M-B-S? Okay. And what's your position?

1 MR. AMBS: Director of Finance.

2 CHAIRPERSON MILLER: Okay. Mr.

3 Stern

4 MR. STERN: Michael Stern
5 representing the District of Columbia.

6 CHAIRPERSON MILLER: Okay. This
7 is a Show Cause Hearing for failure to file
8 quarterly statements. Are there any
9 preliminary matters?

10 MR. STERN: Yes. The parties have
11 reached an agreement, which we hope the Board
12 will adopt as an Offer in Compromise.

13 The respondent will pay a fine of
14 \$500 to resolve this violation. I would note
15 that this is the first secondary offense
16 within the three years, actually though they
17 do have prior instances of failing to file a
18 quarterly report which is why the fines on the
19 higher end of the maximum allowable by
20 statute.

21 CHAIRPERSON MILLER: You said the
22 higher end because there are prior instances?

1 MR. STERN: There are prior
2 instances which don't compound the penalty --

3 CHAIRPERSON MILLER: Right.

4 MR. STERN: -- but because they
5 are the same type of violation we thought the
6 higher end of the penalty rate was more
7 appropriate.

8 CHAIRPERSON MILLER: Okay. And
9 when would that be paid?

10 MR. STERN: Within 15 days.

11 CHAIRPERSON MILLER: Within 15
12 days? Okay.

13 So, I hear that there's an Offer
14 in Compromise of \$500 to be paid within 15
15 days.

16 Mr. Ambs, is that your
17 understanding of the Offer in Compromise?

18 MR. AMBS: Yes, it is.

19 CHAIRPERSON MILLER: And you
20 understand that if you accept that, you waive
21 your right to a hearing?

22 MR. AMBS: What's that?

1 CHAIRPERSON MILLER: You waive
2 your right to a hearing?

3 MS. AMBS: Yes.

4 CHAIRPERSON MILLER: Okay. And do
5 you have any comments to make on this?

6 MR. AMBS: It was a mistake. Send
7 me a transcript.

8 CHAIRPERSON MILLER: Okay. All
9 right.

10 We have before us an Offer in
11 Compromise, \$500 to be paid within 15 days.
12 I would move that we would accept this Offer
13 in Compromise. Do I have a second.

14 MEMBER BROOKS: Second.

15 CHAIRPERSON MILLER: Any comments?
16 All those in favor of the motion that's been
17 second to accept the Offer in Compromise, say
18 aye.

19 ALL: Aye.

20 CHAIRPERSON MILLER: All those
21 opposed. All those abstaining.

22 The vote is six-zero-zero to

1 accept the Offer in Compromise.

2 So, that concludes this case.

3 Thank you very much.

4 So, that concludes the cases on
5 our hearing agenda for today. So the Board
6 will recess and then we'll be back with the
7 Agenda Meeting in a little bit.

8 (Whereupon, at 4:11 p.m. the Show
9 Cause Hearing was concluded.)

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| <p style="text-align: center;">A</p> <p>abstaining 5:21 accept 4:20 5:12,17 6:1 adopt 3:12 afternoon 2:5 agenda 6:5,7 agreement 3:11 ALBERTI 1:18 Alcoholic 1:2,14 allowable 3:19 Ambs 2:12,16,16 2:20,20 3:1 4:16 4:18,22 5:3,6 ANC 1:9 2:7 appropriate 4:7 APRIL 1:13 aye 5:18,19 A-M-B-S 2:20,21</p> <hr/> <p style="text-align: center;">B</p> <p>back 2:4 6:6 Beverage 1:2,14 bit 6:7 Board 1:2,14 3:11 6:5 BROOKS 1:19 5:14 Building 1:14</p> <hr/> <p style="text-align: center;">C</p> <p>Calvert 1:8 2:6 CALVIN 1:18 case 1:10 2:4,5 6:2 cases 6:4 Cause 1:8 3:7 6:9 CH 1:8 Chairperson 1:15 1:17 2:3,13,18,21 3:2,6,21 4:3,8,11 4:19 5:1,4,8,15,20 Columbia 1:1 3:5 come 2:9 comments 5:5,15 compound 4:2 Compromise 3:12 4:14,17 5:11,13</p> | <p>5:17 6:1 concluded 6:9 concludes 6:2,4 Control 1:2,14 Corp 1:6</p> <hr/> <p style="text-align: center;">D</p> <p>days 4:10,12,15 5:11 Director 2:17 3:1 District 1:1 3:5 DONALD 1:19 D.C 1:15</p> <hr/> <p style="text-align: center;">F</p> <p>Failed 1:10 failing 3:17 failure 3:7 favor 5:16 file 1:10 3:7,17 Finance 2:17 3:1 fine 3:13 fines 3:18 first 3:15 forward 2:10</p> <hr/> <p style="text-align: center;">G</p> <p>Good 2:13</p> <hr/> <p style="text-align: center;">H</p> <p>hear 4:13 hearing 1:8 3:7 4:21 5:2 6:5,9 HERMAN 1:21 higher 3:19,22 4:6 hope 3:11 hopefully 2:10 Hotel 1:6,7 2:6</p> <hr/> <p style="text-align: center;">I</p> <p>instances 3:17,22 4:2 introduce 2:14</p> <hr/> <p style="text-align: center;">J</p> <p>JEANETTE 1:20 JONES 1:21</p> | <p style="text-align: center;">L</p> <p>License 1:9 2:7 little 6:7 located 2:7</p> <hr/> <p style="text-align: center;">M</p> <p>Management 1:6 MATTER 1:5 matters 3:9 maximum 3:19 Meeting 1:3 6:7 Member 1:18,18 1:19,19,20,21 5:14 met 1:14 Michael 1:22 3:4 MIKE 1:19 Miller 1:15,17 2:3 2:13,18,21 3:2,6 3:21 4:3,8,11,19 5:1,4,8,15,20 mistake 5:6 MOBLEY 1:20 motion 5:16 move 5:12</p> <hr/> <p style="text-align: center;">N</p> <p>name 2:19 NICK 1:18 NOPHLIN 1:18 Northwest 1:15 2:7 Northwest:Show 1:8 note 3:14</p> <hr/> <p style="text-align: center;">O</p> <p>OAG 1:22 offense 3:15 Offer 3:12 4:13,17 5:10,12,17 6:1 Okay 2:3,13,22 3:2 3:6 4:8,12 5:4,8 Omni 1:6 opposed 5:21</p> <hr/> <p style="text-align: center;">P</p> <p>paid 4:9,14 5:11 paper 2:11</p> | <p>parties 2:9 3:10 pay 3:13 penalty 4:2,6 piece 2:11 please 2:15 position 2:22 preliminary 3:9 PRESENT 1:17,22 presiding 1:15 prior 3:17,22 4:1 P-R-O-C-E-E-D-... 2:1 p.m 2:2 6:8</p> <hr/> <p style="text-align: center;">Q</p> <p>quarterly 1:10 3:8 3:18</p> <hr/> <p style="text-align: center;">R</p> <p>rate 4:6 reached 3:11 recess 6:6 record 2:4,15 Reeves 1:14 report 3:18 representing 3:5 resolve 3:14 respondent 3:13 Retailer 1:8 right 4:3,21 5:2,9 Ruthanne 1:15,17</p> <hr/> <p style="text-align: center;">S</p> <p>Scott 2:16 second 5:13,14,17 secondary 3:15 see 2:9 Send 5:6 Shoreham 1:7 2:6 2:17 Show 3:7 6:8 signed 2:10 SILVERSTEIN 1:19 six-zero-zero 5:22 statements 1:11 3:8 statute 3:20 Stern 1:22 3:3,4,4</p> | <p>3:10 4:1,4,10 Street 1:8,15 2:6</p> <hr/> <p style="text-align: center;">T</p> <p>Thank 6:3 thought 4:5 three 3:16 today 6:5 transcript 5:7 type 4:5 t/a 1:7</p> <hr/> <p style="text-align: center;">U</p> <p>understand 4:20 understanding 4:17</p> <hr/> <p style="text-align: center;">V</p> <p>violation 3:14 4:5 vote 5:22</p> <hr/> <p style="text-align: center;">W</p> <p>waive 4:20 5:1 Washington 1:15 we'll 6:6</p> <hr/> <p style="text-align: center;">Y</p> <p>years 3:16</p> <hr/> <p style="text-align: center;">P</p> <p>p 1:5,12</p> <hr/> <p style="text-align: center;">\$</p> <p>\$500 3:14 4:14 5:11</p> <hr/> <p style="text-align: center;">1</p> <p>11-CMP-000426 2:5 11-CMP-00426 1:10 13816 1:9 2:7 14th 1:14 15 4:10,11,14 5:11</p> <hr/> <p style="text-align: center;">2</p> <p>2000 1:14 2009 1:15 2012 1:13 25 1:13</p> |
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