

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF: :

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Case #13-PRO-00016 :

El Amigo, Inc. :

t/a El Amigo Restaurant :

3612 14th Street, N.W. :

License #ABRA-070876 :

Retailer CR :

License Renewal :

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May 13, 2013

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The Alcoholic Beverage Control Board met in Alcoholic Beverage Control

Hearing Room, Reeves Building, 2000 14th Street N.W., Washington, D.C., Ms. La Verne Fletcher, Agent, presiding.

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

10:01 a.m.

AGENT FLETCHER: Would the parties in the matter of El Amigo Restaurant please come forward? The parties in the matter of El Amigo Restaurant.

This is Case Number 13-PRO-00016, El Amigo, Inc. trading as El Amigo Restaurant, 3612 14th Street, N.W., License Number ABRA-070876. This is a Retailer CR License Renewal.

Introductions beginning with the Applicant please.

MR. FONSECA: Thank you, Ms. Fletcher. Michael Fonseca on behalf of the Licensee.

AGENT FLETCHER: Thank you, Mr. Fonseca and could you spell your name for the court reporter?

MR. FONSECA: Last name's F like Frank O-N like Nancy S-E-C-A.

AGENT FLETCHER: Thank you.

1 MR. OSORIO: Serapio Osorio.

2 AGENT FLETCHER: Did you say Peter
3 is the first name?

4 MR. OSORIO: Pardon?

5 AGENT FLETCHER: Peter?

6 MR. OSORIO: Serapio S-E-R-A-P-I-
7 O.

8 AGENT FLETCHER: What's the first
9 name?

10 MR. OSORIO: Serapio.

11 AGENT FLETCHER: Oh, Ed?

12 MR. OSORIO: No, Serapio.

13 AGENT FLETCHER: Oh, that's the
14 first name.

15 MR. FONSECA: That's his first
16 name.

17 AGENT FLETCHER: Okay. I'm sorry.

18 MR. FONSECA: There's another
19 tongue twister coming.

20 AGENT FLETCHER: What's the last
21 name?

22 MR. FONSECA: Spell your last.

1 MR. OSORIO: Osorio O-S-O-R-I-O.

2 AGENT FLETCHER: Thank you. Is
3 there anyone present from ANC 1A? There is no
4 one present from ANC 1A. The protest filed by
5 ANC 1A is dismissed.

6 Mr. Fonseca, any communications?

7 MR. FONSECA: Yes, I would like --
8 for the record in case the ANC for purposes of
9 dismissal for failure to appear files a
10 motion, I want the record to reflect and I
11 move so that the renewal protest that's filed
12 is facially defective.

13 Although it has a resolution,
14 there is no recitation of any appropriateness
15 standard under the statute as to why they were
16 protesting. Their sole reason was for
17 purposes of seeking to negotiate a settlement
18 agreement which is not recognized under the
19 statute as one of the appropriateness reasons
20 for objecting to a license.

21 So, I want that to stand in the
22 record.

1 AGENT FLETCHER: Thank you, Mr.
2 Fonseca and if ANC 1A had appeared, that is
3 the same issue that I was going to raise. So,
4 that is correct.

5 For the purpose of roll call, I'll
6 go ahead and dismiss ANC 1A because they're
7 not present, but what you say, Mr. Fonseca, is
8 correct and so, ANC 1A is dismissed.

9 ANC 1A will have 10 days from
10 receipt of its dismissal to petition the ABC
11 Board to grant them standing as a protestant.

12 The Roll Call hearing is
13 concluded.

14 MR. FONSECA: Thank you.

15 AGENT FLETCHER: Thank you.

16 (Whereupon, the Roll Call Hearing
17 was concluded at 10:04 a.m.)

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