

DISTRICT OF COLUMBIA

+ + + + +

ALCOHOLIC BEVERAGE CONTROL BOARD

+ + + + +

MEETING

p-----»

IN THE MATTER OF: :

:

M&M Market Beer & Wine, Inc. :

t/a M&M Market :Show Cause

3544 East Capitol Street, NE :Hearing

Retailer CR :(Status)

License No. 78461 :

Case No. 12-CMP-00701 :

p-----¼

May 15, 2013

The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street N.W., Washington, D.C., Chairman Ruthanne Miller, presiding.

PRESENT

RUTHANNE MILLER, Chairperson

DONALD BROOKS, Member

MICHAEL SILVERSTEIN, Member

ALSO PRESENT:

MICHAEL STERN, OAG

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

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

(9:55 a.m.)

CHAIRPERSON MILLER: Next case on our calender is Case Number 12-CMP-00701. M&M Market, 3544 East Capitol Street, Northeast. License Number 78461 in ANC 7F.

MR. STERN: Good morning, Michael Stern representing the District of Columbia.

MR. MPRAS: Emanuel Mpras representing M&M Market.

MR. HAIKE: Haike, Gabriel owner of M&M Market.

CHAIRPERSON MILLER: Okay. I'm sorry I went out of order, but you all are with M&M Market?

MR. MPRAS: Yes.

CHAIRPERSON MILLER: Okay, I'll go back to Big Bear Caf, after this, sorry.

MR. MPRAS: Oh.

CHAIRPERSON MILLER: This is a Status Hearing, did you receive notice of the hearing?

1 MR. MPRAS: Yes.

2 CHAIRPERSON MILLER: Okay, did you
3 read it and understand it?

4 MR. MPRAS: Yes.

5 CHAIRPERSON MILLER: All right,
6 we're going to move that notice into the
7 record. Hearing no objection, are there any
8 preliminary matters in this case?

9 MR. STERN: There is. The parties
10 have entered into an Offer in Compromise, if
11 the Board will accept.

12 The Offer in Compromise is that the
13 Respondent will pay a fine of \$1,000 within 30
14 days.

15 CHAIRPERSON MILLER: \$1,000, what?

16 MR. STERN: In 30 days.

17 CHAIRPERSON MILLER: Thirty days,
18 okay.

19 MR. MPRAS: Chairman Miller, we'll
20 pay it today.

21 CHAIRPERSON MILLER: Today, okay.
22 Terrific. And so I understand that the

1 Licensee is agreeable to That Offer in
2 Compromise of \$1,000 and it will be paid
3 today?

4 MR. HAIKE: Yes.

5 CHAIRPERSON MILLER: All right.

6 And you understand you waive your right to a
7 hearing by entering into a Offer in
8 Compromise?

9 MR. HAIKE: Yes.

10 CHAIRPERSON MILLER: Okay. Any
11 Board questions? All right, then I would move
12 that we accept this Offer in Compromise of
13 \$1,000 to be paid today. Do I have a second?

14 MEMBER SILVERSTEIN: Second.

15 CHAIRPERSON MILLER: Mr.

16 Silverstein seconded the motion, all those in
17 favor say aye?

18 (Chorus of ayes)

19 CHAIRPERSON MILLER: All those
20 opposed? All those abstaining? Motion passes
21 3, 0, 0 to accept the Offer in Compromise.

22 (Whereupon, the hearing in the

1 above-mentioned matter was adjourned at 9:59

2 a.m.)

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

<p style="text-align: center;">A</p> <p>above-mentioned 5:1</p> <p>abstaining 4:20</p> <p>accept 3:11 4:12,21</p> <p>adjourned 5:1</p> <p>agreeable 4:1</p> <p>Alcoholic 1:2,12,13</p> <p>ANC 2:6</p> <p>aye 4:17</p> <p>eyes 4:18</p> <p>a.m 2:2 5:2</p> <hr/> <p style="text-align: center;">B</p> <p>back 2:18</p> <p>Bear 2:18</p> <p>Beer 1:6</p> <p>Beverage 1:2,12,13</p> <p>Big 2:18</p> <p>Board 1:2,13 3:11 4:11</p> <p>BROOKS 1:18</p> <p>Building 1:13</p> <hr/> <p style="text-align: center;">C</p> <p>Caf 2:18</p> <p>calender 2:4</p> <p>Capitol 1:8 2:5</p> <p>case 1:9 2:3,4 3:8</p> <p>Cause 1:7</p> <p>Chairman 1:14 3:19</p> <p>Chairperson 1:18 2:3,13,17,20 3:2,5 3:15,17,21 4:5,10 4:15,19</p> <p>Chorus 4:18</p> <p>Columbia 1:1 2:8</p> <p>Comprise 3:12</p> <p>Compromise 3:10 4:2,8,12,21</p> <p>Control 1:2,12,13</p> <p>CR 1:8</p> <hr/> <p style="text-align: center;">D</p> <p>days 3:14,16,17</p> <p>District 1:1 2:8</p>	<p>DONALD 1:18</p> <p>D.C 1:14</p> <hr/> <p style="text-align: center;">E</p> <p>East 1:8 2:5</p> <p>Emanuel 2:9</p> <p>entered 3:10</p> <p>entering 4:7</p> <hr/> <p style="text-align: center;">F</p> <p>favor 4:17</p> <p>fine 3:13</p> <hr/> <p style="text-align: center;">G</p> <p>Gabriel 2:11</p> <p>go 2:17</p> <p>going 3:6</p> <p>Good 2:7</p> <hr/> <p style="text-align: center;">H</p> <p>Haike 2:11,11 4:4,9</p> <p>hearing 1:8,13 2:21 2:22 3:7 4:7,22</p> <hr/> <p style="text-align: center;">L</p> <p>License 1:9 2:6</p> <p>Licensee 4:1</p> <hr/> <p style="text-align: center;">M</p> <p>Market 1:6,7 2:5 2:10,12,15</p> <p>matter 1:5 5:1</p> <p>matters 3:8</p> <p>MEETING 1:3</p> <p>Member 1:18,19 4:14</p> <p>met 1:13</p> <p>Michael 1:19,22 2:7</p> <p>Miller 1:14,18 2:3 2:13,17,20 3:2,5 3:15,17,19,21 4:5 4:10,15,19</p> <p>morning 2:7</p> <p>motion 4:16,20</p> <p>move 3:6 4:11</p> <p>Mpras 2:9,9,16,19 3:1,4,19</p>	<p>M&M 1:6,7 2:4,10 2:12,15</p> <hr/> <p style="text-align: center;">N</p> <p>NE 1:8</p> <p>Northeast 2:5</p> <p>notice 2:21 3:6</p> <p>Number 2:4,6</p> <p>N.W 1:14</p> <hr/> <p style="text-align: center;">O</p> <p>OAG 1:22</p> <p>objection 3:7</p> <p>Offer 3:10,12 4:1,7 4:12,21</p> <p>Oh 2:19</p> <p>okay 2:13,17 3:2,18 3:21 4:10</p> <p>opposed 4:20</p> <p>order 2:14</p> <p>owner 2:11</p> <hr/> <p style="text-align: center;">P</p> <p>paid 4:2,13</p> <p>parties 3:9</p> <p>passes 4:20</p> <p>pay 3:13,20</p> <p>preliminary 3:8</p> <p>PRESENT 1:17,21</p> <p>presiding 1:14</p> <p>P-R-O-C-E-E-D... 2:1</p> <hr/> <p style="text-align: center;">Q</p> <p>questions 4:11</p> <hr/> <p style="text-align: center;">R</p> <p>read 3:3</p> <p>receive 2:21</p> <p>record 3:7</p> <p>Reeves 1:13</p> <p>representing 2:8 2:10</p> <p>Respondent 3:13</p> <p>Retailer 1:8</p> <p>right 3:5 4:5,6,11</p> <p>Room 1:13</p> <p>Ruthanne 1:14,18</p>	<p style="text-align: center;">S</p> <p>second 4:13,14</p> <p>seconded 4:16</p> <p>Show 1:7</p> <p>Silverstein 1:19 4:14,16</p> <p>sorry 2:14,18</p> <p>Status 1:8 2:21</p> <p>Stern 1:22 2:7,8 3:9,16</p> <p>Street 1:8,14 2:5</p> <hr/> <p style="text-align: center;">T</p> <p>Terrific 3:22</p> <p>Thirty 3:17</p> <p>today 3:20,21 4:3 4:13</p> <p>t/a 1:7</p> <hr/> <p style="text-align: center;">U</p> <p>understand 3:3,22 4:6</p> <hr/> <p style="text-align: center;">W</p> <p>waive 4:6</p> <p>Washington 1:14</p> <p>went 2:14</p> <p>we'll 3:19</p> <p>we're 3:6</p> <p>Wine 1:6</p> <hr/> <p style="text-align: center;">P</p> <p>p 1:5,10</p> <hr/> <p style="text-align: center;">\$</p> <p>\$1,000 3:13,15 4:2 4:13</p> <hr/> <p style="text-align: center;">0</p> <p>0 4:21,21</p> <hr/> <p style="text-align: center;">1</p> <p>12-CMP-00701 1:9 2:4</p> <p>14th 1:13</p> <p>15 1:11</p> <hr/> <p style="text-align: center;">2</p>	<p>2000 1:13</p> <p>2013 1:11</p> <hr/> <p style="text-align: center;">3</p> <p>3 4:21</p> <p>30 3:13,16</p> <p>3544 1:8 2:5</p> <hr/> <p style="text-align: center;">7</p> <p>7F 2:6</p> <p>78461 1:9 2:6</p> <hr/> <p style="text-align: center;">9</p> <p>9:55 2:2</p> <p>9:59 5:1</p>
--	--	---	--	--