

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

IN THE MATTER OF:

|                            |          |
|----------------------------|----------|
| 2461 Corporation           | Protest  |
| t/a Madam's Organ          | Hearing  |
| 2461 18th Street, NW       | (Status) |
| Retailer CT - ANC-1C       |          |
| License No. 25273          | and      |
| Case #14-PRO-00007         |          |
| (Termination of Settlement | Protest  |
| Agreement)                 | Hearing  |

May 21, 2014

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson  
NICK ALBERTI, Member  
DONALD BROOKS, Member  
MIKE SILVERSTEIN, Member  
HECTOR RODRIGUEZ, Member  
JAMES SHORT, Member

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

(9:35 a.m.)

CHAIRPERSON MILLER: So the second case on the calendar is Case No. 14-PRO-00007, Madam's Organ located at 2461 18th Street, N.W., License No. 25273. And this case involves a termination of a settlement agreement. Good morning.

MR. DUGGAN: Good morning.

CHAIRPERSON MILLER: When you are ready, would you identify yourselves for the record?

MR. DUGGAN: I'm Bill Duggan, President of 2461 Corporation.

CHAIRPERSON MILLER: Okay.

MR. SIMPSON: And I am William Simpson, Chair of Advisory Neighborhood Commission 1C.

CHAIRPERSON MILLER: Okay. Good morning. Do you have any issues you need to bring to the Board's attention?

MR. DUGGAN: No. Just we didn't

1 reach agreement. We're moving forward to a  
2 hearing.

3 CHAIRPERSON MILLER: Okay.

4 MR. SIMPSON: Confirmed. There  
5 has been no agreement reached. I would just  
6 note it's because the applicant, in this case,  
7 has shown no desire to have any discussion  
8 about the issues.

9 CHAIRPERSON MILLER: Okay. We are  
10 not going to get into any of that. Okay. So  
11 at this point then, your hearing is set for  
12 July 30, 2014 at 4:30 p.m.

13 And it is the nature of a Protest  
14 Hearing, so I just want to remind you that,  
15 obviously, the subject will be limited to the  
16 termination issues. And that you will also be  
17 receiving in the mail over the next few weeks  
18 a Protest Information and an Exhibit Form.

19 And if you don't get these  
20 documents within the next few weeks, check  
21 with Ms. Anderson. These are very important.

22 The Protest Information Form also

1 known as the PIF and the Exhibit Form are to  
2 be filed with the Board and the accompanying  
3 exhibits seven days prior to the hearing and  
4 to be served on opposing parties.

5 If we do not receive a copy of  
6 your PIF, your application or your protest,  
7 whichever side you are representing, may be  
8 subject to dismissal. If we don't receive a  
9 copy of the Exhibit Form and the exhibits  
10 themselves, your exhibits may be excluded from  
11 the record upon a finding that the opposing  
12 party has been prejudiced or no good cause for  
13 failure to submit has been shown.

14 Likewise, witnesses other than a  
15 party may also be subject to exclusion if not  
16 identified on the PIF.

17 I would say that in instances  
18 where people did not file, the hearings take  
19 a lot longer, there is a lot more sorting to  
20 do and arguments over the documents and even  
21 if they are not excluded, it certainly  
22 lengthens the hearing, so I would strongly

1 advise you to comply with these instructions.

2 And they also make the hearing  
3 much more focused for the Board and the  
4 parties to reach the issues that are at issue.

5 So, okay, then that concludes this  
6 hearing.

7 MR. DUGGAN: Thank you.

8 MR. SIMPSON: Thank you.

9 CHAIRPERSON MILLER: Thank you  
10 very much.

11 (Whereupon, at 9:38 a.m. a recess  
12 until 12:11 p.m.)

13 CHAIRPERSON MILLER: And Case No.  
14 14-PRO-00007, Madam's Organ located at 2461  
15 18th Street, N.W., in ANC-1C.

16 And that hearing has been  
17 continued to July 30, 2014 at 4:30 p.m. So we  
18 will return then for hearings at 3:00, for a  
19 Show Cause Hearing. Thank you.

20 (Whereupon, the Protest (Status)  
21 Hearing and the Protest Hearing in the above-  
22 entitled matter were concluded at 12:11 p.m.)

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| <p style="text-align: center;"><b>A</b></p> <p>a.m 2:2 5:11<br/> <b>accompanying</b> 4:2<br/> <b>advise</b> 5:1<br/> <b>Advisory</b> 2:17<br/> <b>agreement</b> 1:9 2:8 3:1,5<br/> <b>ALBERTI</b> 1:16<br/> <b>Alcoholic</b> 1:2,12,12<br/> <b>ANC-1C</b> 1:7 5:15<br/> <b>Anderson</b> 3:21<br/> <b>applicant</b> 3:6<br/> <b>application</b> 4:6<br/> <b>arguments</b> 4:20<br/> <b>attention</b> 2:21</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>Beverage</b> 1:2,12,12<br/> <b>Bill</b> 2:13<br/> <b>Board</b> 1:2,12 4:2 5:3<br/> <b>Board's</b> 2:21<br/> <b>bring</b> 2:21<br/> <b>BROOKS</b> 1:17<br/> <b>Building</b> 1:13</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 2:4<br/> <b>case</b> 1:8 2:4,4,6 3:6 5:13<br/> <b>cause</b> 4:12 5:19<br/> <b>certainly</b> 4:21<br/> <b>Chair</b> 2:17<br/> <b>Chairperson</b> 1:14 1:16 2:3,10,15,19 3:3,9 5:9,13<br/> <b>check</b> 3:20<br/> <b>COLUMBIA</b> 1:1<br/> <b>Commission</b> 2:18<br/> <b>comply</b> 5:1<br/> 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