

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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Giant MJ Corporation :

t/a Best One Liquor :

322 Florida Avenue NW :

License #ABRA-086168 :

Retailer A - License Renewal :

Case #12-PRO-00033 :

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MONDAY, May 21, 2012

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The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, 2000 14th Street, N.W., Suite 400S Washington, D.C., Ms. La Verne Fletcher, Agent, presiding.

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

10:13 a.m.

AGENT FLETCHER: Are the parties present in the matter of Best One Liquor? Is there anyone present in the matter of Best One Liquor?

MR. THOMAS: Yes. I'm Bradley Thomas on behalf of ANC-5C.

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

MR. THOMAS: Yes. My first name is Bradley, B-R-A-D-L-E-Y, last name Thomas, T-H-O-M-A-S.

AGENT FLETCHER: Thank you, very much. This is the matter of Giant MJ Corporation, trading as Best One Liquor, 233 Florida Avenue NW, License Number ABRA-086168, Retailer Class A, License Renewal Application, Case Number 12-PRO-00033. The protest issues are adverse impact on peace, order, and quiet.

My name is La Verne Fletcher. I'm

1 conducting the Roll Call Hearing as the
2 Board's Agent, pursuant to DC Official Code
3 1601.2.

4 Mr. Thomas, have you had any
5 communication with the Applicant in this
6 matter?

7 MR. THOMAS: Yes.

8 AGENT FLETCHER: And Mr. Dietz,
9 you're representing this applicant, as well?

10 MR. DIETZ: I sure am. Again, I
11 had -- my client did not contact me regarding
12 this matter. But I actively represent that
13 business.

14 MR. THOMAS: Well, the answer to
15 your question is that yes, we have had
16 communications. We have worked out an
17 agreement -- a voluntary agreement. It will
18 be executed -- I'm expecting it to be executed
19 tomorrow.

20 AGENT FLETCHER: Okay.

21 MR. THOMAS: And all the parties
22 will be here tomorrow and we will execute it.

1 But we have -- the terms have been agreed to.

2 AGENT FLETCHER: Mr. Dietz, are
3 you aware of that?

4 MR. DIETZ: No, I am not.

5 AGENT FLETCHER: So you've never
6 met Mr. Thomas?

7 MR. DIETZ: No. As I said, my
8 client never notified me that --

9 AGENT FLETCHER: Yes. None of
10 your clients have notified you as of this
11 point.

12 MR. DIETZ: But again, this is a
13 business that I actively represent.

14 AGENT FLETCHER: Yes. Mr. Thomas,
15 I will make a note that ANC-5C and the
16 Licensee are in the process of -- should I say
17 finalizing the terms of a voluntary agreement?

18 MR. THOMAS: That's correct.

19 AGENT FLETCHER: Okay. Mr.
20 Thomas, would you put your telephone number
21 and e-mail address -- oh, I didn't actually
22 put that sheet out today. I apologize. The -

1 - let me see, I'm going to need your e-mail
2 address and day time telephone number.

3 MR. THOMAS: Here's my card.

4 AGENT FLETCHER: That would be
5 perfect. If you could just put that there and
6 leave that there for me, I would appreciate
7 it. And Mr. Dietz, just FYI, you know this
8 already, but I'll tell you anyway. In this
9 case, as in the others, where your Applicants
10 were not present, I'm going to give you -- in
11 this case, I'm going to give a date for a
12 Status Hearing and Protest Hearing, because
13 you're here and the ANC is here. And, if the
14 Applicant does not appear for the Status
15 Hearing, the Board may dismiss the
16 application.

17 So, I will give you some dates for
18 a mediation, a Status Hearing and a Protest
19 Hearing. And Mr. Thomas, I already understand
20 that you most likely won't need any of those
21 dates, but we set the dates until we actually
22 receive the voluntary agreement. And, if we

1 do, all of those dates will be canceled.

2 MR. THOMAS: I understand.

3 AGENT FLETCHER: So, I will give
4 you the dates for a Status Hearing and a
5 Protest Hearing first. And then we'll set a
6 date for mediation. The date for the Status
7 Hearing is scheduled for July 11, 2012, at
8 9:30 in the morning. That's July 11, 2012, at
9 9:30 a.m., for the Status Hearing before the
10 ABC Board. The date for the Protest Hearing
11 is set for October 3, 2012, at 1:30 p.m. in
12 the afternoon. We need to set a date for
13 mediation to occur, prior to the Status
14 Hearing. So, Mr. Thomas, would you like to
15 set the mediation date as far out, as possible
16 to give the parties time to finalize the terms
17 of the voluntary agreement?

18 MR. THOMAS: That would be fine.

19 AGENT FLETCHER: Is that okay with
20 you, Mr. Dietz?

21 MR. DIETZ: Sure.

22 AGENT FLETCHER: So let's see

1 here. So I will begin with the third week in
2 June.

3 MR. THOMAS: The third week in
4 June?

5 AGENT FLETCHER: Yes. I will
6 begin with that week. Let's see what your
7 availability is, beginning the week of June --

8 MR. DIETZ: What was the date
9 again?

10 AGENT FLETCHER: June 18, I will
11 begin with that week. Is anyone available on
12 Tuesday, June 19?

13 MR. DIETZ: After 1 o'clock?

14 AGENT FLETCHER: It could be after
15 1 o'clock. It could be up until 1 o'clock,
16 unless you want to move to another day. The
17 1 o'clock is the latest on that day. Would
18 that be okay?

19 MR. DIETZ: Yes. Could you do it
20 at 1 o'clock?

21 AGENT FLETCHER: Is that good?

22 MR. THOMAS: Yes, ma'am.

1 AGENT FLETCHER: Okay. So I will
2 set the mediation for 1 o'clock on Tuesday,
3 June 19, 2012. That's Best One Liquor. And,
4 Mr. Thomas and Mr. Dietz, you probably already
5 know this, but I also serve as the ABC Board
6 mediator. So if we happen to have mediation,
7 then I will see you here.

8 MR. DIETZ: Thank you.

9 MR. THOMAS: Thank you.

10 AGENT FLETCHER: Mr. Dietz, can
11 you put your daytime number and e-mail address
12 on a blank sheet of paper on that table for
13 me? Okay. Thank you, very much. I'll get
14 it. Thank you. I appreciate it. Okay. Well
15 then, the Roll Call Hearing is concluded.
16 Thank you for coming.

17 MR. DIETZ: Thank you.

18 MR. THOMAS: Thank you.

19 AGENT FLETCHER: And I guess I
20 should give you my e-mail address. My name is
21 La Verne Fletcher. My name is spelled
22 L-A V-E-R-N-E F-L-E-T-C-H-E-R. My e-mail

1 address is Laverne.Fletcher@dc.gov. And Mr.
2 Thomas and Mr. Dietz, if you finalize the
3 terms of the voluntary agreement, can you send
4 me an e-mail to let me know, so that I can
5 remove all these dates from the calendar?

6 MR. DIETZ: Yes.

7 MR. THOMAS: Yes. We'll do that.

8 AGENT FLETCHER: Okay. Thanks for
9 coming. The Roll Call Hearing is concluded.

10 (Whereupon, the Roll Call Hearing
11 was concluded at 10:21 a.m.)

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A	Bradley 2:7,13 business 3:13 4:13 B-R-A-D-L-E-Y 2:13	E	K	7:18 8:1,13,14 9:8 order 2:21 o'clock 7:13,15,15 7:17,20 8:2	
ABC 6:10 8:5 ABRA-086168 1:12 2:18 actively 3:12 4:13 address 4:21 5:2 8:11,20 9:1 adverse 2:21 afternoon 6:12 Agent 1:22 2:3,9,15 3:2,8,20 4:2,5,9 4:14,19 5:4 6:3,19 6:22 7:5,10,14,21 8:1,10,19 9:8 agreed 4:1 agreement 3:17,17 4:17 5:22 6:17 9:3 Alcoholic 1:3,18,19 ANC 5:13 ANC-5C 2:8 4:15 answer 3:14 anyway 5:8 apologize 4:22 appear 5:14 applicant 3:5,9 5:14 Applicants 5:9 application 2:19 5:16 appreciate 5:6 8:14 availability 7:7 available 7:11 Avenue 1:11 2:18 aware 4:3 a.m 2:2 6:9 9:11	C	execute 3:22 executed 3:18,18 expecting 3:18 e-mail 4:21 5:1 8:11,20,22 9:4	L	P	
B	calendar 9:5 Call 1:5 3:1 8:15 9:9,10 canceled 6:1 card 5:3 case 1:13 2:20 5:9 5:11 Class 2:19 client 3:11 4:8 clients 4:10 Code 3:2 COLUMBIA 1:1 coming 8:16 9:9 communication 3:5 communications 3:16 concluded 8:15 9:9 9:11 conducting 3:1 contact 3:11 Control 1:3,18,19 Corporation 1:10 2:17 correct 4:18 court 2:11	F	La 1:21 2:22 8:21 latest 7:17 Laverne.Fletche... 9:1 leave 5:6 let's 6:22 7:6 License 1:12,12 2:18,19 Licensee 4:16 Liquor 1:10 2:4,6 2:17 8:3 L-A 8:22	paper 8:12 parties 2:3 3:21 6:16 peace 2:21 perfect 5:5 please 2:11 point 4:11 possible 6:15 present 2:4,5 5:10 presiding 1:22 prior 6:13 probably 8:4 process 4:16 protest 2:20 5:12 5:18 6:5,10 pursuant 3:2 put 4:20,22 5:5 8:11 P-R-O-C-E-E-D-... 2:1 p.m 6:11	
beginning 7:7 behalf 2:8 Best 1:10 2:4,5,17 8:3 Beverage 1:3,18,19 blank 8:12 Board 1:3,19 5:15 6:10 8:5 Board's 3:2	D	far 6:15 finalize 6:16 9:2 finalizing 4:17 fine 6:18 first 2:12 6:5 Fletcher 1:22 2:3,9 2:15,22 3:8,20 4:2 4:5,9,14,19 5:4 6:3,19,22 7:5,10 7:14,21 8:1,10,19 8:21 9:8 Florida 1:11 2:18 FYI 5:7 F-L-E-T-C-H-E-R 8:22	M	matter 1:9 2:4,5,16 3:6,12 ma'am 7:22 mediation 5:18 6:6 6:13,15 8:2,6 mediator 8:6 met 1:19 4:6 MJ 1:10 2:16 MONDAY 1:15 morning 6:8 move 7:16	Q
	date 5:11 6:6,6,10 6:12,15 7:8 dates 5:17,21,21 6:1,4 9:5 day 5:2 7:16,17 daytime 8:11 DC 3:2 Dietz 3:8,10 4:2,4,7 4:12 5:7 6:20,21 7:8,13,19 8:4,8,10 8:17 9:2,6 dismiss 5:15 DISTRICT 1:1 D.C 1:21	G	name 2:10,12,13,22 8:20,21 need 5:1,20 6:12 never 4:5,8 note 4:15 notified 4:8,10 number 2:18,20 4:20 5:2 8:11 NW 1:11 2:18 N.W 1:20	R	
		H	N	question 3:15 quiet 2:21	
		Giant 1:10 2:16 give 5:10,11,17 6:3 6:16 8:20 going 5:1,10,11 good 7:21 guess 8:19	occur 6:13 October 6:11 Official 3:2 oh 4:21 okay 3:20 4:19 6:19	S	
		I		scheduled 6:7 see 5:1 6:22 7:6 8:7	
		happen 8:6 Hearing 1:5,20 3:1 5:12,12,15,18,19 6:4,5,7,9,10,14 8:15 9:9,10			
		J			
		impact 2:21 issues 2:20			
		July 6:7,8 June 7:2,4,7,10,12 8:3			

<p>send 9:3</p> <p>serve 8:5</p> <p>set 5:21 6:5,11,12 6:15 8:2</p> <p>sheet 4:22 8:12</p> <p>spell 2:10</p> <p>spelled 8:21</p> <p>Status 5:12,14,18 6:4,6,9,13</p> <p>Street 1:20</p> <p>Suite 1:20</p> <p>sure 3:10 6:21</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>table 8:12</p> <p>telephone 4:20 5:2</p> <p>tell 5:8</p> <p>terms 4:1,17 6:16 9:3</p> <p>Thank 2:9,15 8:8,9 8:13,14,16,17,18</p> <p>Thanks 9:8</p> <p>third 7:1,3</p> <p>Thomas 2:7,8,10 2:12,13 3:4,7,14 3:21 4:6,14,18,20 5:3,19 6:2,14,18 7:3,22 8:4,9,18 9:2,7</p> <p>time 5:2 6:16</p> <p>today 4:22</p> <p>tomorrow 3:19,22</p> <p>trading 2:17</p> <p>Tuesday 7:12 8:2</p> <p>T-H-O-M-A-S 2:14</p> <p>t/a 1:10</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>understand 5:19 6:2</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>Verne 1:21 2:22 8:21</p> <p>voluntary 3:17 4:17 5:22 6:17 9:3</p> <p>V-E-R-N-E 8:22</p>	<hr/> <p style="text-align: center;">W</p> <hr/> <p>want 7:16</p> <p>Washington 1:21</p> <p>week 7:1,3,6,7,11</p> <p>we'll 6:5 9:7</p> <p>worked 3:16</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>p 1:8,13</p> <hr/> <p style="text-align: center;">#</p> <hr/> <p>#12-PRO-00033 1:13</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1 7:13,15,15,17,20 8:2</p> <p>1:30 6:11</p> <p>10:13 2:2</p> <p>10:21 9:11</p> <p>11 6:7,8</p> <p>12-PRO-00033 2:20</p> <p>14th 1:20</p> <p>1601.2 3:3</p> <p>18 7:10</p> <p>19 7:12 8:3</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2000 1:20</p> <p>2012 1:15 6:7,8,11 8:3</p> <p>21 1:15</p> <p>233 2:17</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p>3 6:11</p> <p>322 1:11</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p>400S 1:21</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>9:30 6:8,9</p>			
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