

## 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:

Yoef, Inc.  
t/a Stanton Liquors  
1044 Bladensburg Road, NE  
Retailer A - ANC-5D  
License No. ABRA-071601  
Case #15-PRO-00038

(License Renewal)

May 26, 2015

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, Ms. LaVerne  
Fletcher, Agent, presiding.

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

2 10:49 a.m.

3 AGENT FLETCHER: Would the parties in  
4 the matter of Stanton Liquors please come  
5 forward? The parties in the matter of Stanton  
6 Liquors. This is Case No. 15-PRO-00038, Yoef,  
7 Inc. t/a Stanton Liquors. The address is 1044  
8 Bladensburg Road, N.E. This is License No. ABRA-  
9 071601. This is a Retailer Class A license  
10 renewal.

11 The protest issues are adverse impact  
12 on peace, order and quiet and public safety. My  
13 name is LaVerne Fletcher and I'm conducting the  
14 Roll Call Hearing as the Board's Agent pursuant  
15 to D.C. Official Code 1601.2.

16 Introductions beginning with the  
17 applicant, please.

18 MR. PASCAL: Good morning, Paul L.  
19 Pascal of Pascal & Weiss for the licensee.

20 AGENT FLETCHER: Thank you.

21 MR. HABTESELASSIE: My name is  
22 Yonathan Habteselassie.

1                   AGENT FLETCHER: I'm sorry, I didn't  
2 get that. I'm sorry. What was it? Your name  
3 again?

4                   MR. HABTESELASSIE: My name?

5                   AGENT FLETCHER: Yes.

6                   MR. HABTESELASSIE: Yonathan  
7 Habteselassie.

8                   AGENT FLETCHER: How do you spell the  
9 first name?

10                  MR. HABTESELASSIE: Y-O-N-A-T-H-A-N.

11                  AGENT FLETCHER: Y-O-N-A?

12                  MR. HABTESELASSIE: T-H-A-N.

13                  AGENT FLETCHER: And what's the last  
14 name?

15                  MR. HABTESELASSIE: Habteselassie, H-  
16 A-B-T-E --

17                  AGENT FLETCHER: B like boy? H-A-B?

18                  MR. HABTESELASSIE: Correct.

19                  AGENT FLETCHER: Yes, H-A-B.

20                  MR. HABTESELASSIE: T, as in Tom.

21                  AGENT FLETCHER: Yes.

22                  MR. HABTESELASSIE: E-S-E-L-A-S-S-I-E.

1                   AGENT FLETCHER: Thank you very much.  
2                   One second please. And we have two groups of  
3                   protestants in this case. I'm going to start  
4                   with the group being represented by Kathy  
5                   Henderson. And so, Ms. Henderson, will you state  
6                   your name for the record?

7                   MS. HENDERSON: Yes. Kathy Henderson,  
8                   ANC-5D05.

9                   AGENT FLETCHER: Thank you. And are  
10                  there any other individuals present from your  
11                  group today?

12                  MS. HENDERSON: Absolutely.

13                  AGENT FLETCHER: Okay. If you would  
14                  just state your name?

15                  DR. BROWN: All right. As follows,  
16                  Dr. Vernelle Brown.

17                  MR. WOOTEN: Larry Wooten, W-O-O-T-E-  
18                  N.

19                  AGENT FLETCHER: Thank you.

20                  MS. MILES-HARRISON: Darlene Harrison,  
21                  Miles-Harrison, I'm sorry.

22                  AGENT FLETCHER: Darlene Miles-

1 Harrison. Okay.

2 MR. CAMUS: Brian Camus, C-A-M-U-S.

3 MS. JOHNSON: Patricia Johnson.

4 MR. JOHNSON: Robert L. Johnson, Sr.

5 MS. MCKELVIN: Sandra McKelvin, M-C-K-

6 E-L-V, like in victory, I-N.

7 AGENT FLETCHER: Thank you. Anyone  
8 else from Ms. Henderson's group?

9 MS. HENDERSON: Yes.

10 MR. HOLLINS: Ernest Hollins, H-O-L-L-  
11 I-N-S.

12 AGENT FLETCHER: And, Mr. Hollins,  
13 what's your first name again?

14 MR. HOLLINS: Ernest.

15 AGENT FLETCHER: Ernest?

16 MR. HOLLINS: E-R-N-E-S-T.

17 AGENT FLETCHER: Okay. Anyone else  
18 from Ms. Henderson --

19 MR. PASCAL: Is that Collins or  
20 Hollins?

21 MR. HOLLINS: Hollins, H-O-L-L-I-N-S.

22 AGENT FLETCHER: H-O-L-L, oh, okay.

1 Thank you. Anybody else from Ms. Henderson's  
2 group?

3 MR. JACKSON: Benjamin Jackson.

4 AGENT FLETCHER: Anyone else from Ms.  
5 Henderson's group?

6 MS. HENDERSON: I think we are all  
7 accounted for.

8 AGENT FLETCHER: Everyone from Ms.  
9 Henderson's group that spoke signed the protest  
10 letter?

11 MR. PASCAL: Ms. Fletcher, I do not  
12 see Sandra McKelvin's name on the letter nor do I  
13 see Benjamin Jackson's name on the letter. On  
14 Ernest Hollins, I have it H-O-L-L-I-N-G-S,  
15 although I'm not going to make an issue of that.  
16 And I see that there is a Joe Montegue that is on  
17 the list but not here.

18 AGENT FLETCHER: That's right. And  
19 so --

20 MS. HENDERSON: Ms. Fletcher?

21 AGENT FLETCHER: Yes?

22 MS. HENDERSON: Mr. Montegue, that's

1 correct, he is not here. And it is also correct  
2 that Mr. Jackson did not sign the original  
3 protest letter.

4 AGENT FLETCHER: Mr. Jackson is Robert  
5 L?

6 MS. HENDERSON: Yes, and Ms. McKelvin.

7 AGENT FLETCHER: Okay.

8 MS. HENDERSON: That is correct.

9 AGENT FLETCHER: All right. Ms.  
10 McKelvin, that's Sandra?

11 MS. HENDERSON: I'm sorry, Benjamin  
12 Jackson.

13 MR. JACKSON: Benjamin Jackson. I'm  
14 here.

15 AGENT FLETCHER: Benjamin Jackson.

16 MS. HENDERSON: But I would like to  
17 note their excellent civic participation and  
18 willingness to stand up for the peace, order and  
19 quiet of our community.

20 AGENT FLETCHER: Thank you. And so I  
21 have left Robert L. Johnson, Sr. as a protestant?

22 MS. HENDERSON: Yes. It is Benjamin

1 Jackson --

2 AGENT FLETCHER: And Benjamin Jackson  
3 is not a protestant. Okay. And so Mr. Montegue,  
4 he is --

5 MS. HENDERSON: Montegue. He is not  
6 here.

7 AGENT FLETCHER: He is represented by  
8 you?

9 MS. HENDERSON: Yes.

10 AGENT FLETCHER: So it's okay that he  
11 is not here.

12 MS. HENDERSON: We certainly look  
13 forward to seeing him at the future proceedings,  
14 so that he can maintain his standing as an active  
15 protestant.

16 AGENT FLETCHER: Okay.

17 MR. PASCAL: Ms. Fletcher, I guess, I  
18 heard the proceedings in the last case and  
19 perhaps to clear the record just so it will be on  
20 the record in this case, this is a group of five  
21 or more.

22 AGENT FLETCHER: Yes.

1 MR. PASCAL: And it's not the ANC.

2 AGENT FLETCHER: I will clarify that  
3 for the record. You know, as in the last case,  
4 ANC -- the protest was not filed by ANC-5D, but  
5 it was submitted by Kathy Henderson as a member  
6 of the -- she is the Commissioner for SMD 5D05.  
7 The protest was submitted on behalf of a group of  
8 individuals.

9 And noting that the protest was filed  
10 on ANC-5D stationary, which Ms. Henderson has the  
11 authority to use in her capacity as the chair and  
12 the commissioner.

13 MS. HENDERSON: Absolutely. Thank  
14 you.

15 AGENT FLETCHER: Although the protest  
16 was filed on behalf of a group of individuals.

17 MS. HENDERSON: And then, sir, I just  
18 may add that this issue underscores our concern  
19 about our peace, order, safety and quiet and this  
20 is certainly within the purview of the ANC, in my  
21 capacity as the ANC, to represent and to advocate  
22 for law, order, peace and quiet in our community

1 on behalf of my constituents.

2 AGENT FLETCHER: Thank you. So let's  
3 count the number of people present on behalf of  
4 your group today. Ms. Henderson, there is you.

5 MS. HENDERSON: Nine.

6 MR. PASCAL: Eight.

7 MS. HENDERSON: Nine.

8 AGENT FLETCHER: So I have Dr.  
9 Vernelle Brown, Kathy Henderson --

10 MS. HENDERSON: Nine.

11 MR. PASCAL: Who's the ninth? Because  
12 Sandra McKelvin is not a protestant.

13 MS. HENDERSON: Darlene Miles-Harrison  
14 is one.

15 MR. PASCAL: Yes.

16 MS. HENDERSON: Brian Camus, two.

17 Larry Wooten, three. Patricia Johnson, four.

18 Robert Johnson, Sr., five. Ernest Hollins, six.

19 Kathy Henderson, seven. I counted myself twice.

20 So it is eight.

21 MR. PASCAL: Eight.

22 MS. HENDERSON: And then Dr. Vernelle

1 Brown, eight.

2 MR. PASCAL: Eight.

3 AGENT FLETCHER: So we're good with  
4 eight?

5 MS. HENDERSON: Yes.

6 AGENT FLETCHER: So eight.

7 MS. HENDERSON: Actually, we will  
8 maintain the nine. Mr. Montegue will appear at a  
9 future hearing.

10 AGENT FLETCHER: Yes, he will be  
11 recognized as a protestant because at least five  
12 of you are present today.

13 MS. HENDERSON: Thank you.

14 AGENT FLETCHER: So there the group is  
15 granted standing today because at least five of  
16 you are present.

17 MS. HENDERSON: Okay. We are a group  
18 of nine.

19 AGENT FLETCHER: Okay.

20 MS. HENDERSON: Thank you.

21 AGENT FLETCHER: Is there anyone  
22 present on behalf of the Concerned Citizens of

1 Trinidad? Let's see, one second, please. And,  
2 Ms. Henderson, would you and your group mind  
3 sitting back a couple of rows, so the other group  
4 can step forward?

5 MS. HENDERSON: Not at all.

6 AGENT FLETCHER: Thank you. Thank  
7 you.

8 MR. PASCAL: Ms. Fletcher, may I raise  
9 a preliminary question?

10 AGENT FLETCHER: Yes.

11 MR. PASCAL: The letterhead says  
12 Concerned Citizens of the Trinidad Community and  
13 is signed by Mr. Lee on behalf of the Concerned  
14 Citizens of Trinidad. And I'm inquiring whether  
15 that is a legal association? I couldn't find it  
16 on the D.C. website and/or are they attempting to  
17 appear in some other capacity?

18 AGENT FLETCHER: Thank you. I was  
19 going to raise that issue. The Concerned  
20 Citizens of Trinidad Community is not -- were you  
21 intending to file it on behalf of that  
22 organization or were you intending to file as

1 individuals?

2 MR. LEE: File as a group of five.

3 AGENT FLETCHER: Okay. I was going to  
4 -- thank you, Mr. Pascal. I was going to clarify  
5 that for the record. And so you consider  
6 yourselves the Concerned Citizens of Trinidad,  
7 but you are filing your protest as a group of  
8 individuals?

9 MR. LEE: Yes.

10 AGENT FLETCHER: Okay. Thank you.  
11 And so introductions beginning wherever you want.

12 MR. LEE: Okay. Clarence F. Lee, Jr.,  
13 ANC-5D07.

14 AGENT FLETCHER: Now, Clarence, what's  
15 your -- did you mention a middle name or initial?

16 MR. LEE: Franklin.

17 AGENT FLETCHER: Clarence Franklin.  
18 And what's the last name?

19 MR. LEE: Lee.

20 AGENT FLETCHER: L-E-E?

21 MR. LEE: Yes.

22 AGENT FLETCHER: And did you say you

1 are a commissioner?

2 MR. LEE: ANC-5D07.

3 AGENT FLETCHER: And you are filing  
4 the protest as a part of the group of five?

5 MR. LEE: Yes.

6 AGENT FLETCHER: Okay. And your name,  
7 sir?

8 MR. ROBERTS: Adam Roberts, ANC  
9 Commissioner 5D03.

10 AGENT FLETCHER: Also filing as an  
11 individual today?

12 MR. ROBERTS: Yes.

13 AGENT FLETCHER: Okay. Sir?

14 MR. HEALEY: John Healey, resident and  
15 my last name is H-E-A-L-E-Y, filing as an  
16 individual.

17 AGENT FLETCHER: Thank you. And your  
18 name?

19 MS. RAMSEY: Karen Ramsey. K-A-R-E-N  
20 R-A-M-S-E-Y.

21 AGENT FLETCHER: Okay. So in your  
22 protest letter -- do you have any letters -- does

1 anybody have any letters of designation for --

2 MR. LEE: Yes, I do.

3 AGENT FLETCHER: -- any -- I'll take  
4 those.

5 MR. LEE: Okay.

6 AGENT FLETCHER: Thank you, Mr. Lee.

7 Okay. So thank you. I just received three  
8 letters of designation from Clarence Franklin  
9 Lee. Mr. Healey, I'm actually looking for your  
10 protest where you signed the protest letter,  
11 that's what I'm looking for right now.

12 MR. PASCAL: What's the name? I'm  
13 sorry.

14 AGENT FLETCHER: John Healey.

15 MR. PASCAL: I don't have that either.

16 AGENT FLETCHER: On the protest letter  
17 that was submitted, Mr. Healey, I don't see your  
18 name. But if Mr. Lee is going to present us with  
19 a protest letter -- the protest letter that we  
20 received doesn't have your name on it. So we  
21 will see what Mr. Lee has. Yes, I'm going to  
22 calculate in just a second.

1 MR. PASCAL: May I have a copy of  
2 that?

3 AGENT FLETCHER: Yes. And I'm going  
4 to read into the record what it is in just one  
5 moment.

6 MR. PASCAL: I have Mr. Healey signed  
7 it electronically.

8 AGENT FLETCHER: He signed it  
9 electronically?

10 MR. PASCAL: I have -- under Adam  
11 Roberts' signature, I have a legend that says  
12 John Healey electronically signed May 11th and  
13 then it says John Healey, resident.

14 AGENT FLETCHER: Okay.

15 MR. PASCAL: Are the regulations in  
16 effect that are allowing electronic signatures at  
17 the moment?

18 AGENT FLETCHER: Yes. Okay. Well,  
19 then thank you. We will accept Mr. Healey as a  
20 protestant. I'll confirm that Mr. Pascal, but I  
21 believe so that those regulations --

22 MR. PASCAL: Oh, I know there were

1 some new regulations talking about electronic and  
2 I wasn't certain whether they were in effect  
3 then.

4 AGENT FLETCHER: Yes, I'll make sure.

5 MR. PASCAL: It's probably academic,  
6 although you have four people here, but they are  
7 still missing Blacknell, Lee and Lovely.

8 AGENT FLETCHER: Yes. I have letters  
9 of designation from Andrea Lee designating  
10 Clarence Lee. I have a letter of designation  
11 from Bernice Blacknell designating Clarence Lee,  
12 both of those individuals did sign the protest  
13 letter. And then a letter from Annette Lovelace.

14 MR. LEE: Arvette.

15 AGENT FLETCHER: Is that Arvette?

16 MR. LEE: Yes.

17 MR. PASCAL: It's Lovely?

18 MR. LEE: Lovelace.

19 MR. PASCAL: Lovelace. Okay.

20 AGENT FLETCHER: Designating Clarence  
21 Lee.

22 MR. PASCAL: I also see a signature of

1 a Janice Washington.

2 AGENT FLETCHER: Janice Washington.

3 Okay. So, Mr. Lee, okay, I have two letters from  
4 Arvette Lovelace.

5 MR. LEE: Right.

6 AGENT FLETCHER: Just trying to make  
7 sure.

8 MR. LEE: One is clearer than the  
9 other one, yes.

10 AGENT FLETCHER: Exactly. Thank you.  
11 I saw the clearer one last, but I have it. Thank  
12 you. And what's the name that you mentioned, Mr.  
13 Pascal?

14 MR. PASCAL: I see a signature of a  
15 Ms. Washington. The last page of my --

16 AGENT FLETCHER: On the last page?

17 MR. PASCAL: Not the last page, I'm  
18 sorry.

19 AGENT FLETCHER: Oh, I see it.

20 MR. PASCAL: Yes.

21 AGENT FLETCHER: On page 2 for Janice  
22 Washington. Any letter of designation for Ms.

1 Washington?

2 MR. LEE: No, we don't have one for  
3 her, at this time.

4 AGENT FLETCHER: Okay.

5 MR. PASCAL: And then there is also an  
6 M.Y. Cameroon and Elizabeth DeShane.

7 AGENT FLETCHER: The standing will be  
8 granted to the individuals that are either  
9 present or designated representatives. And the  
10 ones that did not, will not be recognized as  
11 protestants, but you still have a group of at  
12 least five.

13 MR. LEE: Okay. Thank you.

14 AGENT FLETCHER: And so the names of  
15 the individuals in this protest group are  
16 Clarence Franklin Lee.

17 MR. LEE: Jr. Did I put Jr. on there?

18 AGENT FLETCHER: Hum?

19 MR. LEE: Did I put Jr. on there?

20 AGENT FLETCHER: Should I put Jr.?

21 MR. LEE: Yes.

22 AGENT FLETCHER: Clarence Franklin

1 Lee, Jr., Adam Roberts, John Healey, Karen  
2 Ramsey, Andrea Lee, Bernice Blacknell, Arvette  
3 Loveless.

4 MR. LEE: Lovelace.

5 AGENT FLETCHER: Lovelace. A group of  
6 seven according to my math. So that group of  
7 seven is granted standing as a protestant. And,  
8 Mr. Lee, are you the designated representative on  
9 behalf of the entire group?

10 MR. LEE: Yes, I am.

11 AGENT FLETCHER: So you agree with  
12 that, everyone who is present? So, Mr. Lee,  
13 would you put your contact information on that  
14 sign-in sheet?

15 MR. LEE: Do you have another sheet?

16 AGENT FLETCHER: You can just flip it  
17 over on the back.

18 MR. LEE: Okay.

19 AGENT FLETCHER: I'll look back there  
20 and get it. Thank you.

21 MR. PASCAL: Ms. Fletcher, will one of  
22 the other -- since there is only four here, will

1 one of the others have to appear at some future  
2 hearing for them to maintain status?

3 AGENT FLETCHER: Yes. One more person  
4 from your group of five will have to appear at  
5 the Status Hearing, four of you are present  
6 today, in order for the Board to grant full  
7 standing to your group, they need to see five  
8 faces by the date of the Status Hearing.

9 MR. LEE: The same four have to come  
10 back?

11 AGENT FLETCHER: Yes, just one  
12 additional person. You are the designated  
13 representative. I suppose you will appear, but  
14 we just need to see one face that we haven't seen  
15 today.

16 MR. LEE: Okay.

17 AGENT FLETCHER: But the persons  
18 present do not have to come back. So actually,  
19 your group is granted conditional standing today.  
20 I will proceed, but when you come to the Status  
21 Hearing on June 24, if that one other person is  
22 here, the Board will grant full standing to the

1 group. If that other person is not here, the  
2 Board will dismiss the protest.

3 MR. LEE: I understand.

4 AGENT FLETCHER: Okay. But we need to  
5 set a date for the Status Hearing, the Protest  
6 Hearing and the mediation to occur before the 24th  
7 of June. I'll give you the date for the Status  
8 and Protest Hearing, which is going to be the  
9 same as for the other group.

10 I'm just going to restate it, because  
11 they are two different groups.

12 MR. LEE: Okay.

13 AGENT FLETCHER: The Status Hearing is  
14 going to be June 24.

15 MR. LEE: Okay.

16 AGENT FLETCHER: At 9:30 a.m. The  
17 Protest Hearing is going to be July 22nd at 4:30  
18 p.m. And we need to set a date for mediation to  
19 occur prior to June 24. So I have a question for  
20 you, there are two different protest groups. If  
21 you want to schedule a separate date for  
22 mediation for your group, we can do that. Ms.

1 Henderson?

2 MS. HENDERSON: Yes, I would like the  
3 record to reflect that my group would like the  
4 same date of June 15.

5 AGENT FLETCHER: Yes.

6 MR. PASCAL: Unfortunately, I'll be  
7 out of town that date.

8 AGENT FLETCHER: June 15? So, Ms.  
9 Henderson, that's for Sylvia's.

10 MR. PASCAL: Oh, June 15, I'm sorry.

11 AGENT FLETCHER: So you would like to  
12 come --

13 MS. HENDERSON: Right. To make it  
14 easier on our --

15 AGENT FLETCHER: -- once?

16 MS. HENDERSON: Yes.

17 AGENT FLETCHER: Yes, I understand.

18 MR. PASCAL: That's fine. I'm sorry.  
19 I misspoke.

20 MS. HENDERSON: And our initial status  
21 on the issue hearing for mediation session will  
22 be June 15th at 11:00, so we will take the time

1 slot directly after that.

2 AGENT FLETCHER: Okay.

3 MR. PASCAL: So what time would that  
4 be, 1:00?

5 AGENT FLETCHER: That would be 1:00.

6 MR. PASCAL: Okay. That's fine.

7 MS. HENDERSON: Is that objectionable  
8 with anybody?

9 AGENT FLETCHER: So, Mr. Lee, are you  
10 available at 1:00 on June 15?

11 MR. LEE: Just me and the one other  
12 person or the whole group?

13 AGENT FLETCHER: You're the only  
14 person that we need to see, the designated  
15 representative, but you are free to bring anyone  
16 from your group that you want, but generally it's  
17 the designated representative, but we leave that  
18 to you.

19 MR. LEE: Okay. On June the 15th?

20 AGENT FLETCHER: Yes, that would be at  
21 1:00 in the afternoon, actually 1:30 would be  
22 better.

1 MR. LEE: 1:30 is fine.

2 AGENT FLETCHER: Yes.

3 MS. HENDERSON: Is that 1:30 for our  
4 group or the other group?

5 AGENT FLETCHER: That's for -- your  
6 group is at 11:00.

7 MS. HENDERSON: No, that's our -- for  
8 the --

9 AGENT FLETCHER: For Sylvia's.

10 MS. HENDERSON: For Sylvia's.

11 AGENT FLETCHER: Oh, this is for  
12 Stanton.

13 MS. HENDERSON: Right.

14 AGENT FLETCHER: Yes.

15 MS. HENDERSON: We would like 1:00  
16 after that.

17 AGENT FLETCHER: Oh, okay. Well, then  
18 we can do 1:00. I understand. We can do 1:00  
19 for Stanton.

20 MR. LEE: And the mediation time is  
21 half an hour?

22 AGENT FLETCHER: No, that's just when

1 the mediation would start.

2 MR. LEE: Okay.

3 AGENT FLETCHER: The mediation will  
4 start at 1:00. The mediation could last a couple  
5 of hours. It depends, but it starts at 1:00.

6 MR. LEE: Okay. And is that the only  
7 period we have for mediation? Can it continue or  
8 it has to be handled at that mediation time?

9 AGENT FLETCHER: Well, 99 percent of  
10 mediations are handled in one session.

11 MR. LEE: In one session.

12 AGENT FLETCHER: But if we have to, we  
13 can always schedule a second session, but it's --  
14 we normally don't have to, but we can.

15 MR. PASCAL: That's not to say that I  
16 make myself available to meet with you, you know,  
17 after mediation also, you know, without Ms.  
18 Fletcher.

19 MR. LEE: Okay. Well, June the 15th so  
20 we can get started --

21 MR. PASCAL: Yes.

22 MR. LEE: -- would be fine with me at

1 1:00 p.m.

2 MR. PASCAL: Perfect.

3 AGENT FLETCHER: Yes.

4 MS. HENDERSON: I'm just clarifying  
5 that our group is going to start on June 15th at  
6 1:00.

7 AGENT FLETCHER: Your group -- yes,  
8 when you -- so let me clear that up, too. In  
9 this case of Stanton Liquors, there are two  
10 protest groups. Sometimes both groups want to do  
11 the mediation all at the same time, that's fine.

12 MS. HENDERSON: In this matter, I  
13 would ask --

14 AGENT FLETCHER: Sometimes --

15 MS. HENDERSON: -- that our group  
16 would be allowed to meet and then the second  
17 group would be allowed to meet separately.

18 AGENT FLETCHER: So --

19 MR. PASCAL: Well, I think the issues  
20 are the same and I don't see why we can't meet  
21 together and then if necessary I make myself  
22 available for Ms. Henderson or Mr. Lee even

1 outside of mediation.

2 AGENT FLETCHER: Well, now the --

3 MR. PASCAL: To schedule at two  
4 different times is an extra burden.

5 AGENT FLETCHER: So let me explain.

6 MS. HENDERSON: We would like the  
7 opportunity, you know, to -- we have a larger  
8 group and we would like the opportunity to fully  
9 address our concerns and certainly the second  
10 group is welcome, you know, to take as long as  
11 they need to to address their concerns, you know,  
12 strongly.

13 AGENT FLETCHER: Yes.

14 MS. HENDERSON: We would like to meet  
15 separately. And if it's some time that we can  
16 come together in the future, we are certainly  
17 open to that.

18 AGENT FLETCHER: What we are going to  
19 need to do, that is something that all parties  
20 will need to be in agreement with. For us, this  
21 is one case. It's Stanton Liquors. It's just  
22 one case. It's not two. If everybody was in

1 agreement, and I understand what you are saying,  
2 because there are two distinct groups, but  
3 Stanton Liquors would also have to be in  
4 agreement with making it two separate matters,  
5 because for us it's only one. It's just a large  
6 group of protestants.

7 And so unless Stanton wants to come  
8 twice, we will need to do -- have one mediation  
9 for all of the protestants.

10 MS. HENDERSON: And if I may --

11 AGENT FLETCHER: Ms. Henderson?

12 MS. HENDERSON: -- for clarification  
13 purposes?

14 AGENT FLETCHER: Yes.

15 MS. HENDERSON: At this point, we are  
16 two separate groups.

17 AGENT FLETCHER: Yes.

18 MS. HENDERSON: If the second protest  
19 group does not provide their fifth member at some  
20 future hearing --

21 AGENT FLETCHER: Yes.

22 MS. HENDERSON: -- then they are going

1 to lose their standing.

2 AGENT FLETCHER: Yes.

3 MS. HENDERSON: We certainly don't  
4 want to be impacted in any way.

5 AGENT FLETCHER: Yes, you won't be  
6 impacted.

7 MS. HENDERSON: And we want to make  
8 sure that we maintain again our ability to  
9 mediate separately. Now, if there is some  
10 opportunity for us to come together on the  
11 issues, we welcome that.

12 AGENT FLETCHER: Yes.

13 MS. HENDERSON: But I think we need  
14 the time to meet separately with the applicant  
15 and we deserve that opportunity.

16 AGENT FLETCHER: And Mr. Pascal  
17 mentioned that he will be willing to meet with  
18 any group separately aside from -- am I right,  
19 Mr. Pascal?

20 MR. PASCAL: That's correct.

21 AGENT FLETCHER: He would be willing  
22 to meet with either group or both groups or

1           however you would want to work it out outside of  
2           ABRA mediation.

3                       MS. HENDERSON:   June 15 at 1:00 works  
4           for us.

5                       AGENT FLETCHER:   So what is going to  
6           happen is, Ms. Henderson, this is just to  
7           clarify.  For Sylvia's this has nothing to do  
8           with Stanton.  I hope this is not confusing for  
9           the court reporter.

10                      But for Sylvia's --

11                      MS. HENDERSON:   June 15th at 11:00.

12                      AGENT FLETCHER:   That's at 11:00.  And  
13           so --

14                      MS. HENDERSON:   Stanton --

15                      AGENT FLETCHER:   -- for Stanton --

16                      MS. HENDERSON:   is 1:00.

17                      AGENT FLETCHER:   -- Stanton's  
18           mediation is on June the 15th at 1:00.

19                      MR. LEE:   And, Ms. Fletcher, I'm  
20           willing to work with Ms. Henderson as far as the  
21           protest and the issues that we have.

22                      AGENT FLETCHER:   Yes.

1 MR. LEE: Because I'm sure the issues  
2 are the same.

3 AGENT FLETCHER: Yes.

4 MR. LEE: I'm willing to work with Ms.  
5 Henderson and that way prior to coming to  
6 mediation, so we can come with what we would  
7 like.

8 AGENT FLETCHER: Yes.

9 MR. LEE: And so we can deal with Mr.  
10 Pascal and this issue.

11 MR. PASCAL: Okay.

12 AGENT FLETCHER: Yes.

13 MR. LEE: So I just need --

14 MS. HENDERSON: Thank you.

15 MR. LEE: -- confirmation from her  
16 that she is willing to meet with me --

17 AGENT FLETCHER: For the --

18 MR. LEE: -- prior to.

19 AGENT FLETCHER: Because --

20 MS. HENDERSON: We are open to that.

21 MR. LEE: Okay.

22 MS. HENDERSON: We are open to that.

1                   AGENT FLETCHER: Yes, because the  
2 issues are basically the same.

3                   MR. LEE: Yes, they are. And it's --

4                   AGENT FLETCHER: And so --

5                   MR. LEE: -- we both have the same  
6 goal.

7                   AGENT FLETCHER: Yes.

8                   MR. LEE: It's to improve the  
9 neighborhood.

10                  AGENT FLETCHER: So what we will do  
11 then, we are going to schedule one mediation for  
12 both groups on -- for June 15 at 1:00. And I  
13 understand that Mr. Pascal may reach out or you  
14 reach out to one another to resolve or focus on  
15 what the issues will be before that.

16                  And so if you tell me that you met  
17 before June 15 and the matter has already been  
18 resolved, you have signed an agreement, that  
19 everybody is in agreement with, then I will  
20 cancel the mediation. Unless I hear that, I'll  
21 see everybody on June 15 at 1:00, most likely in  
22 this room.

1 MR. LEE: Now, for the -- to keep our  
2 protest, I need to bring a fifth person on what  
3 day?

4 AGENT FLETCHER: Your Status Hearing  
5 is scheduled for June 24.

6 MR. LEE: Okay. And that's when the  
7 fifth.

8 AGENT FLETCHER: Yes, on June 24 is  
9 when your Status Hearing is.

10 MR. LEE: That's right.

11 AGENT FLETCHER: So your mediation is  
12 scheduled on June 15, which is, you know, about a  
13 week before the Status Hearing.

14 MR. LEE: But you want to see the  
15 fifth person on June the 24th?

16 AGENT FLETCHER: Yes.

17 MR. LEE: Okay. That's what I wanted  
18 to know.

19 MS. HENDERSON: I was just going to  
20 clarify. So June 15th we can have our  
21 representative, Mr. Lee, attend the mediation and  
22 on June 24th we all need to come as at least five

1 people?

2 AGENT FLETCHER: Just one person that  
3 is not here today.

4 MR. LEE: A person that is not here  
5 today.

6 AGENT FLETCHER: So Ms. Ramsey.

7 MS. RAMSEY: Yes.

8 AGENT FLETCHER: You would not need to  
9 return for the Status Hearing. Mr. Healey, Mr.  
10 Roberts would not need to return, because you  
11 were here today. So we have got you counted  
12 toward the four. And, Mr. Lee, you are the  
13 fourth person.

14 Generally, the designated  
15 representative comes back just because they are  
16 representing the entire group, but we need to see  
17 one other person. If for some reason you  
18 couldn't come and one other face shows up that we  
19 haven't seen before, that would complete your  
20 group of five.

21 MR. LEE: Okay.

22 MS. HENDERSON: And, Ms. Fletcher, if

1 I may, let the record reflect that our group is  
2 open to working with Commissioner Lee to see if  
3 we can combine our issues, because we feel that  
4 they are quite similar.

5 AGENT FLETCHER: Thank you, Ms.  
6 Henderson. So any -- do we need to clarify  
7 anything else? Is everything -- do we have  
8 everything straight?

9 Okay. So did I give you the date for  
10 the Protest Hearing?

11 MR. PASCAL: Yes.

12 MR. LEE: July 22nd at 4:30.

13 AGENT FLETCHER: Yes. Okay. Okay.

14 MR. LEE: At that time, do all parties  
15 have to be here or just the representative?

16 AGENT FLETCHER: For the Protest  
17 Hearing?

18 MR. LEE: Yes.

19 AGENT FLETCHER: Yes, that's when you  
20 put on your -- if the matter is not resolved at  
21 mediation in some way, then there is a Protest  
22 Hearing where then you put on your witnesses.

1 The Board hears testimony and then the Board  
2 renders a decision.

3 MR. LEE: Okay.

4 AGENT FLETCHER: But for the  
5 mediation, you're trying to resolve the issue  
6 without going through a Protest Hearing. If it  
7 doesn't work, we just move along to the next  
8 step, which is the Status Hearing where you  
9 report to the Board the results of mediation. If  
10 the matter is resolved, the mediation will cancel  
11 the Protest Hearing. And if by some chance the  
12 matter is resolved before mediation, we will  
13 cancel that, too.

14 MR. LEE: Okay.

15 AGENT FLETCHER: Otherwise, we just  
16 keep moving along.

17 MR. PASCAL: Thank you.

18 MR. LEE: All right.

19 AGENT FLETCHER: Okay. Well, then the  
20 Roll Call Hearing is concluded. See you at 1:00.

21 MS. HENDERSON: Thank you.

22 AGENT FLETCHER: Okay. Thank you.

1                   (Whereupon, the Roll Call Hearing in  
2                   the above-entitled matter was concluded at 11:22  
3                   a.m.)

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