

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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Melm, Inc. :

t/a Dave Brown Wine & Liquors:

4721 Sheriff Road NE :

License #ABRA-000407 :

Retailer A - Renewal :

Case #12-PRO-00052 :

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MONDAY, June 4, 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

11:13 a.m.

AGENT FLETCHER: Would the parties present in the matter of Dave Brown Wine & Liquors please come forward? The parties in the matter of Dave Brown Wine & Liquors. Thank you. This is Case Number 12-PRO-00052, Melm, Inc., trading as Dave Brown Wine & Liquors, 4721 Sheriff Road NE, License Number ABRA-000407 This a Retailer Class A, Renewal Application. The protest issues are adverse impact on peace, order, and quiet and pedestrian safety.

My name is La Verne Fletcher, and I will be conducting the Roll Call Hearing as the Board's Agent pursuant to D.C. Official Code 1601.2.

Introductions, beginning with the Licensee, please? Your name, sir? Yes, your name.

MR. BROWN: Kevin Brown.

AGENT FLETCHER: Is that

1 K-E-V-I-N?

2 MR. BROWN: Yes, ma'am.

3 AGENT FLETCHER: And Brown without
4 an E or with an E?

5 MR. BROWN: No E.

6 AGENT FLETCHER: No E? Okay.

7 Thank you. And present for ANC-7C?

8 MS. BROWN: Sylvia C. Brown.

9 AGENT FLETCHER: And Ms. Brown, is
10 that Brown without an E?

11 MS. BROWN: That's right.

12 AGENT FLETCHER: S-Y-L-V-I-A?

13 MS. BROWN: That's right.

14 AGENT FLETCHER: Thank you. ANC-
15 7C is the only Protestant in this matter and
16 ANC-7C does have standing as a Protestant. We
17 need to set a date for mediation. I will give
18 you the next available date. The next
19 available date is June -- Friday, June 22 at
20 9:00, 10:00, or 11:00. Is that good for you,
21 Mr. Brown or Ms. Brown?

22 MR. BROWN: 10:00 is fine.

1 AGENT FLETCHER: Is that good for
2 you, Ms. Brown?

3 MS. BROWN: Sure.

4 AGENT FLETCHER: Okay. So then
5 mediation is set for Friday, June 22 at 10:00
6 for Dave Brown Wine & Liquors.

7 MS. BROWN: Keep in mind that we
8 are going to attempt to negotiate a voluntary
9 agreement. So, if we're in discussions, we
10 can call to reschedule that or delay that,
11 right?

12 AGENT FLETCHER: Okay. Exactly.

13 MS. BROWN: All right.

14 AGENT FLETCHER: And if you are
15 able to reach an agreement before then, just
16 let me know, Ms. Brown. And we will cancel
17 the mediation. And I'm addressing that issue
18 to Ms. Brown because a lot of times the ANCs
19 will take the initiative to -- or take the
20 responsibility for submitting a voluntary
21 agreement to us. It can come from either one
22 of you. But if you're able to reach an

1 agreement, just e-mail it to me, or you could
2 e-mail it to me too, Mr. Brown, if you'd like.
3 And then I will provide it to the Board for
4 review. And if the Board approves the
5 agreement, then there will be no Status
6 Hearing or Protest Hearing.

7 MR. BROWN: Question. The purpose
8 of the mediation is to discuss the problems?

9 AGENT FLETCHER: Yes.

10 MR. BROWN: So here, doing it
11 today doesn't --

12 AGENT FLETCHER: Yes. You could
13 -- you can't do it today during Roll Call.
14 But if you wanted to, while you are here
15 today, if you wanted to discuss some issues,
16 I can find a room for you. I mean, if you
17 have time to do that, you could do that on
18 your own. It doesn't have to be with a
19 mediator. So if you have time and you wanted
20 to talk, there is someplace that you could go
21 do that. Otherwise, you can do it at any
22 point you want, beyond today.

1 MR. BROWN: So the things that I
2 brought wouldn't help you at all?

3 AGENT FLETCHER: Well, for the
4 purpose of Roll Call, mediation does not occur
5 at this time.

6 MR. BROWN: Okay.

7 AGENT FLETCHER: This is Roll
8 Call, and the purpose of it is to identify who
9 the parties are and to resolve any preliminary
10 issues. But there aren't any in this case.
11 So that's all we do today. And mediation is
12 separate. And like I said, if you want to
13 talk, you can feel free to do that or you can
14 even stay here in this room and do that after
15 the last Roll Call Hearing if you would like
16 to do that.

17 MR. BROWN: Okay. So it's June
18 22nd at 10:00 a.m.?

19 AGENT FLETCHER: Yes. June 22nd
20 at 10:00 a.m. And it will be here. And, like
21 I said, if you talk and come to some sort of
22 resolution, you put it in writing, send it in,

1 and we'll cancel the mediation.

2 MR. BROWN: Okay. Thank you.

3 AGENT FLETCHER: Okay. Any other
4 questions, Mr. Brown?

5 MR. BROWN: No. That's it.

6 AGENT FLETCHER: Okay. The Roll
7 Call Hearing is concluded. Thank you for
8 coming.

9 (Whereupon, the Roll Call Hearing
10 was concluded at 11:18 a.m.)

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<p style="text-align: center;">A</p> <p>able 4:15,22 ABRA-000407 1:12 2:10 addressing 4:17 adverse 2:11 Agent 1:22 2:3,16 2:22 3:3,6,9,12,14 4:1,4,12,14 5:9,12 6:3,7,19 7:3,6 agreement 4:9,15 4:21 5:1,5 Alcoholic 1:3,18,19 ANC 3:14 ANCs 4:18 ANC-7C 3:7,16 Application 2:11 approves 5:4 attempt 4:8 available 3:18,19 a.m 2:2 6:18,20 7:10</p>	<p>COLUMBIA 1:1 come 2:5 4:21 6:21 coming 7:8 concluded 7:7,10 conducting 2:15 Control 1:3,18,19</p>	<p style="text-align: center;">I</p> <p>identify 6:8 impact 2:12 initiative 4:19 Introductions 2:18 issue 4:17 issues 2:11 5:15 6:10</p>	<p style="text-align: center;">O</p> <p>occur 6:4 Official 2:16 Okay 3:6 4:4,12 6:6,17 7:2,3,6 order 2:12</p>	<p style="text-align: center;">S</p> <p>safety 2:13 send 6:22 separate 6:12 set 3:17 4:5 Sheriff 1:11 2:9 sir 2:19 someplace 5:20 sort 6:21 standing 3:16 Status 5:5 stay 6:14 Street 1:20 submitting 4:20 Suite 1:20 Sure 4:3 Sylvia 3:8 S-Y-L-V-I-A 3:12</p>
<p style="text-align: center;">B</p> <p>beginning 2:18 Beverage 1:3,18,19 beyond 5:22 Board 1:3,19 5:3,4 Board's 2:16 brought 6:2 Brown 1:10 2:4,6,8 2:21,21 3:2,3,5,8 3:8,9,10,11,13,21 3:21,22 4:2,3,6,7 4:13,16,18 5:2,7 5:10 6:1,6,17 7:2 7:4,5</p>	<p style="text-align: center;">D</p> <p>date 3:17,18,19 Dave 1:10 2:4,6,8 4:6 delay 4:10 discuss 5:8,15 discussions 4:9 DISTRICT 1:1 doing 5:10 D.C 1:21 2:16</p>	<p style="text-align: center;">J</p> <p>June 1:15 3:19,19 4:5 6:17,19</p> <p style="text-align: center;">K</p> <p>Keep 4:7 Kevin 2:21 know 4:16 K-E-V-I-N 3:1</p>	<p style="text-align: center;">P</p> <p>parties 2:3,5 6:9 peace 2:12 pedestrian 2:13 please 2:5,19 point 5:22 preliminary 6:9 present 2:4 3:7 presiding 1:22 problems 5:8 protest 2:11 5:6 Protestant 3:15,16 provide 5:3 purpose 5:7 6:4,8 pursuant 2:16 put 6:22 P-R-O-C-E-E-D-... 2:1</p>	<p style="text-align: center;">T</p> <p>take 4:19,19 talk 5:20 6:13,21 Thank 2:7 3:7,14 7:2,7 things 6:1 time 5:17,19 6:5 times 4:18 today 5:11,13,15 5:22 6:11 trading 2:8 t/a 1:10</p>
<p style="text-align: center;">C</p> <p>C 3:8 call 1:5 2:15 4:10 5:13 6:4,8,15 7:7 7:9 cancel 4:16 7:1 case 1:13 2:7 6:10 Class 2:10 Code 2:17</p>	<p style="text-align: center;">E</p> <p>E 3:4,4,5,6,10 either 4:21 Exactly 4:12 e-mail 5:1,2</p>	<p style="text-align: center;">L</p> <p>La 1:21 2:14 License 1:12 2:9 Licensee 2:19 Liquors 1:10 2:5,6 2:9 4:6 lot 4:18</p>	<p style="text-align: center;">Q</p> <p>Question 5:7 questions 7:4 quiet 2:12</p>	<p style="text-align: center;">V</p> <p>Verne 1:21 2:14 voluntary 4:8,20</p>
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#12-PRO-00052

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