

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
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MEETING

IN THE MATTER OF:

Miriam's Cafe, LLC  
t/a Miriam's Cafeteria  
3931 14th Street, NW  
Retailer CR - ANC-4C  
License No. 75536  
Case #14-AUD-00010

Show Cause  
Hearing  
(Status)

(Failed to Maintain Books  
and Records)

June 11, 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

ALSO PRESENT:

FERNANDO RIVERO, OAG

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

(9:46 a.m.)

CHAIRPERSON MILLER: Okay. The next case is a Show Cause (Status) Hearing. It is Case No. 14-AUD-00010, Miriam's Cafeteria located at 3931 14th Street, N.W., License No. 75536, in ANC-4C.

All right. Is anybody here on that case?

MR. RIVERO: You're calling Miriam's Cafe?

CHAIRPERSON MILLER: Yes.

MR. RIVERO: Fernando Rivero for the District of Columbia.

CHAIRPERSON MILLER: Good morning. So no one is here for Miriam's Cafeteria?

MR. RIVERO: It's my understanding the licensee was served yesterday.

CHAIRPERSON MILLER: Okay. All right. Is there anything else you want to say? I can -- you spoke to them?

MR. RIVERO: I have not.

1 CHAIRPERSON MILLER: Oh, okay.

2 MR. RIVERO: Although service --

3 COURT REPORTER: Sir, could you,  
4 please, turn your microphone on?

5 CHAIRPERSON MILLER: Okay. So we  
6 may need to reschedule this.

7 MR. RIVERO: Right. Although  
8 service is technically correct because the  
9 Show Cause Hearing cannot be set without 30  
10 days notice.

11 CHAIRPERSON MILLER: Okay.

12 MR. RIVERO: I don't think it's  
13 reasonable to expect the licensee to be here  
14 for a Status Hearing if the licensee was  
15 served the day before. So I think in  
16 fairness, we would recommend another Status  
17 Hearing be scheduled.

18 CHAIRPERSON MILLER: Okay. So you  
19 are saying we can schedule another Status, but  
20 not -- we don't need to move the hearing date,  
21 at this point?

22 MR. RIVERO: Correct.

1                   CHAIRPERSON MILLER: Okay. Are  
2 you here for a few cases?

3                   MR. RIVERO: I'm here for a Show  
4 Cause later today.

5                   CHAIRPERSON MILLER: This morning?

6                   MR. RIVERO: Yes.

7                   CHAIRPERSON MILLER: Okay. So I  
8 think that what I want to do is just get back  
9 to this case. Ms. Jenkins who does the  
10 calendar isn't here right now for me to give  
11 a new date.

12                  MR. RIVERO: Sure.

13                  CHAIRPERSON MILLER: And maybe  
14 they will walk in, but, okay, we will get back  
15 to this on the date, in any event.

16                  MR. RIVERO: That's fine.

17                  CHAIRPERSON MILLER: Okay.

18                  (Whereupon, the above-entitled  
19 matter went off the record at 9:48 a.m. and  
20 resumed at 10:07 a.m.)

21                  MS. GEPHARDT: Mr. Rivero will be  
22 here he said in about three minutes. He had

1 just left the building and is coming back up.

2 CHAIRPERSON MILLER: Mr. Rivero,  
3 when you are ready, I wanted to go back to  
4 Miriam's Cafeteria case.

5 MR. RIVERO: Ready.

6 CHAIRPERSON MILLER: All right.  
7 That's Case No. 14-AUD-00010, that's where  
8 they only got service recently, so we are  
9 rescheduling this for a status July 16, 2014  
10 at 9:30 a.m. They were served late.

11 MR. RIVERO: What was that again?

12 CHAIRPERSON MILLER: July 16th,  
13 9:30 a.m.

14 MEMBER ALBERTI: Okay.

15 MR. RIVERO: Okay. Thank you.

16 CHAIRPERSON MILLER: Okay.

17 (Whereupon, the Show Cause  
18 (Status) Hearing in the above-entitled matter  
19 was concluded at 10:11 a.m.)  
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<b>A</b>	<b>District</b> 1:1 2:14 <b>DONALD</b> 1:17	<b>Member</b> 1:17,17 1:18,18,19 5:14 <b>met</b> 1:12 <b>microphone</b> 3:4 <b>MIKE</b> 1:18 <b>Miller</b> 1:14,16 2:3 2:12,15,19 3:1,5 3:11,18 4:1,5,7,13 4:17 5:2,6,12,16 <b>minutes</b> 4:22 <b>Miriam's</b> 1:5,6 2:5 2:11,16 5:4 <b>morning</b> 2:15 4:5 <b>move</b> 3:20	<b>reschedule</b> 3:6 <b>rescheduling</b> 5:9 <b>resumed</b> 4:20 <b>Retailer</b> 1:7 <b>right</b> 2:8,20 3:7 4:10 5:6 <b>Rivero</b> 1:21 2:10 2:13,13,17,22 3:2 3:7,12,22 4:3,6,12 4:16,21 5:2,5,11 5:15 <b>RODRIGUEZ</b> 1:18 <b>Room</b> 1:13 <b>Ruthanne</b> 1:14,16	2:17
<b>a.m</b> 2:2 4:19,20 5:10,13,19 <b>above-entitled</b> 4:18 5:18 <b>ALBERTI</b> 1:17 5:14 <b>Alcoholic</b> 1:2,12,12 <b>ANC-4C</b> 1:7 2:7 <b>anybody</b> 2:8	<b>E</b> <b>event</b> 4:15 <b>expect</b> 3:13	<b>N</b> <b>N.W</b> 1:13 2:6 <b>need</b> 3:6,20 <b>new</b> 4:11 <b>NICK</b> 1:17 <b>notice</b> 3:10 <b>NW</b> 1:6	<b>saying</b> 3:19 <b>schedule</b> 3:19 <b>scheduled</b> 3:17 <b>served</b> 2:18 3:15 5:10 <b>service</b> 3:2,8 5:8 <b>set</b> 3:9 <b>SHORT</b> 1:19 <b>Show</b> 1:6 2:4 3:9 4:3 5:17 <b>SILVERSTEIN</b> 1:18 <b>Sir</b> 3:3 <b>spoke</b> 2:21 <b>status</b> 1:7 2:4 3:14 3:16,19 5:9,18 <b>Street</b> 1:6,13 2:6 <b>Suite</b> 1:13 <b>Sure</b> 4:12	<b>V</b>
<b>B</b> <b>back</b> 4:8,14 5:1,3 <b>Beverage</b> 1:2,12,12 <b>Board</b> 1:2,12 <b>Books</b> 1:9 <b>BROOKS</b> 1:17 <b>building</b> 1:13 5:1	<b>F</b> <b>Failed</b> 1:9 <b>fairness</b> 3:16 <b>Fernando</b> 1:21 2:13 <b>fine</b> 4:16	<b>O</b> <b>OAG</b> 1:21 <b>Oh</b> 3:1 <b>okay</b> 2:3,19 3:1,5 3:11,18 4:1,7,14 4:17 5:14,15,16	<b>understanding</b>	<b>W</b>
<b>C</b> <b>Cafe</b> 1:5 2:11 <b>Cafeteria</b> 1:6 2:6 2:16 5:4 <b>calendar</b> 4:10 <b>calling</b> 2:10 <b>case</b> 1:8 2:4,5,9 4:9 5:4,7 <b>cases</b> 4:2 <b>Cause</b> 1:6 2:4 3:9 4:4 5:17 <b>Chairperson</b> 1:14 1:16 2:3,12,15,19 3:1,5,11,18 4:1,5 4:7,13,17 5:2,6,12 5:16 <b>Columbia</b> 1:1 2:14 <b>coming</b> 5:1 <b>concluded</b> 5:19 <b>Control</b> 1:2,12,12 <b>correct</b> 3:8,22 <b>COURT</b> 3:3 <b>CR</b> 1:7	<b>G</b> <b>GEPHARDT</b> 4:21 <b>give</b> 4:10 <b>go</b> 5:3 <b>Good</b> 2:15	<b>P</b> <b>P-R-O-C-E-E-D-...</b> 2:1 <b>please</b> 3:4 <b>point</b> 3:21 <b>PRESENT</b> 1:15,20 <b>presiding</b> 1:14	<b>understanding</b>	<b>walk</b> 4:14 <b>want</b> 2:20 4:8 <b>wanted</b> 5:3 <b>Washington</b> 1:13 <b>went</b> 4:19
<b>D</b> <b>D.C</b> 1:13 <b>date</b> 3:20 4:11,15 <b>day</b> 3:15 <b>days</b> 3:10	<b>H</b> <b>hearing</b> 1:6,13 2:4 3:9,14,17,20 5:18 <b>HECTOR</b> 1:18	<b>Q</b>	<b>understanding</b>	<b>X</b>
	<b>I</b>	<b>R</b> <b>ready</b> 5:3,5 <b>reasonable</b> 3:13 <b>recommend</b> 3:16 <b>record</b> 4:19 <b>Records</b> 1:9 <b>Reeves</b> 1:13 <b>REPORTER</b> 3:3	<b>understanding</b>	<b>Y</b>
	<b>J</b> <b>JAMES</b> 1:19 <b>Jenkins</b> 4:9 <b>July</b> 5:9,12 <b>June</b> 1:11	<b>S</b> <b>saying</b> 3:19 <b>schedule</b> 3:19 <b>scheduled</b> 3:17 <b>served</b> 2:18 3:15 5:10 <b>service</b> 3:2,8 5:8 <b>set</b> 3:9 <b>SHORT</b> 1:19 <b>Show</b> 1:6 2:4 3:9 4:3 5:17 <b>SILVERSTEIN</b> 1:18 <b>Sir</b> 3:3 <b>spoke</b> 2:21 <b>status</b> 1:7 2:4 3:14 3:16,19 5:9,18 <b>Street</b> 1:6,13 2:6 <b>Suite</b> 1:13 <b>Sure</b> 4:12	<b>understanding</b>	<b>yesterday</b> 2:18
	<b>K</b>	<b>T</b> <b>t/a</b> 1:6 <b>technically</b> 3:8 <b>Thank</b> 5:15 <b>think</b> 3:12,15 4:8 <b>three</b> 4:22 <b>today</b> 4:4 <b>turn</b> 3:4	<b>understanding</b>	<b>Z</b>
	<b>L</b> <b>late</b> 5:10 <b>left</b> 5:1 <b>License</b> 1:7 2:7 <b>licensee</b> 2:18 3:13 3:14 <b>LLC</b> 1:5 <b>located</b> 2:6	<b>U</b>	<b>understanding</b>	<b>0</b>
	<b>M</b> <b>Maintain</b> 1:9 <b>matter</b> 1:4 4:19 5:18 <b>MEETING</b> 1:3		<b>understanding</b>	<b>1</b>
			<b>understanding</b>	<b>10:07</b> 4:20 <b>10:11</b> 5:19 <b>11</b> 1:11 <b>14-AUD-00010</b> 1:8 2:5 5:7 <b>14th</b> 1:6,13 2:6 <b>16</b> 5:9 <b>16th</b> 5:12
			<b>understanding</b>	<b>2</b>
			<b>understanding</b>	<b>2000</b> 1:13 <b>20009</b> 1:14 <b>2014</b> 1:11 5:9
			<b>understanding</b>	<b>3</b>
			<b>understanding</b>	<b>30</b> 3:9 <b>3931</b> 1:6 2:6
			<b>understanding</b>	<b>4</b>
			<b>understanding</b>	<b>400S</b> 1:13
			<b>understanding</b>	<b>5</b>
			<b>understanding</b>	<b>6</b>
			<b>understanding</b>	<b>7</b>
			<b>understanding</b>	<b>75536</b> 1:7 2:7
			<b>understanding</b>	<b>8</b>

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