

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF: :

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The NMD Group, LLC, :

t/a Uniontown Bar & Grill :

2200 Martin Luther King, Jr., : Show Cause

Avenue, SE : Hearing

Retailer CR : (Status)

License No. 84348 :

Case No. 11-CMP-00477(a) :

ANC 8A :

Felony Conviction :

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JUNE 12, 2013

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Washington, D.C., Ruthanne

Miller, Chairperson, presiding.

PRESENT

RUTHANNE MILLER, Chairperson

NICK ALBERTI, Member

DONALD BROOKS, Member

MIKE SILVERSTEIN, Member

ALSO PRESENT

MAUREEN ZANIEL, OAG

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

9:47 a.m.

CHAIRPERSON MILLER: Next case on the Board's calendar is Case No. 11-CMP-00477(a), Uniontown Bar & Grill, located at 2200 Martin Luther King, Jr., Avenue, S.E., License No. 84348 in ANC 8A.

MS. ZANIEL: Maureen Zaniel on behalf of the District of Columbia.

CHAIRPERSON MILLER: Okay. And I see that there is no one here for the Licensee, Uniontown Bar & Grill.

Okay. Are there any preliminary issues?

MS. ZANIEL: Yes, the notice should be dismissed at this time. The Board has already entered an order canceling the license.

CHAIRPERSON MILLER: Okay. So you're moving for dismissal of this case?

MS. ZANIEL: Yes.

CHAIRPERSON MILLER: On the

1 grounds that it's already been canceled, or
2 it's been moved for cancellation.

3 MS. ZANIEL: Right.

4 MEMBER ALBERTI: I think the point
5 is that it's moot because we've already
6 canceled it. And so that's just -- now on the
7 record and there really is no action to be
8 taken. I think that's what Ms. Zaniel is

9 CHAIRPERSON MILLER: Well,
10 dismissing the case. Are you asking that the
11 case be dismissed though because the license
12 has been canceled?

13 MEMBER ALBERTI: Oh, okay.

14 MS. ZANIEL: The notice -- there's
15 no ability to go forward on the notice, so
16 from the Government's view it has to be
17 dismissed because --

18 MEMBER ALBERTI: I stand
19 corrected.

20 CHAIRPERSON MILLER: It's just a
21 procedural thing, yes.

22 MEMBER ALBERTI: Yes, I stand

1 corrected. It is a procedural thing.

2 CHAIRPERSON MILLER: Yes.

3 MEMBER ALBERTI: Our general
4 counsel is telling us since it's been papered
5 we have to officially dismiss it.

6 MS. ZANIEL: To get rid of the
7 notice, certainly.

8 MEMBER ALBERTI: Okay.

9 CHAIRPERSON MILLER: Correct.
10 Okay.

11 MEMBER ALBERTI: Thank you. My
12 misunderstanding. I apologize.

13 CHAIRPERSON MILLER: Okay.

14 MS. ZANIEL: We're good.

15 CHAIRPERSON MILLER: All right.

16 Then I would move that this matter be
17 dismissed. Do I have a second.

18 MEMBER SILVERSTEIN: Second.

19 CHAIRPERSON MILLER: Mr.

20 Silverstein has seconded the motion. All
21 those in favor, say aye?

22 (Chorus of ayes.)

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CHAIRPERSON MILLER: All those

opposed?

(No audible response.)

CHAIRPERSON MILLER: All those

abstaining?

(No audible response.)

CHAIRPERSON MILLER: The motion

passes by a vote of 4-0-0.

Okay. I think that concludes our
calendar of show cause status hearings.

(Whereupon, the hearing was
concluded at 9:50 a.m.)

<p style="text-align: center;">A</p> <p>ability 3:15 abstaining 5:5 action 3:7 ALBERTI 1:18 3:4 3:13,18,22 4:3,8 4:11 Alcoholic 1:2,14,14 ANC 1:10 2:7 apologize 4:12 asking 3:10 audible 5:3,6 Avenue 1:8 2:6 aye 4:21 eyes 4:22 a.m 2:2 5:12</p> <hr/> <p style="text-align: center;">B</p> <p>Bar 1:7 2:5,12 behalf 2:9 Beverage 1:2,14,14 Board 1:2,14 2:16 Board's 2:4 BROOKS 1:19 Building 1:15</p> <hr/> <p style="text-align: center;">C</p> <p>calendar 2:4 5:10 canceled 3:1,6,12 canceling 2:17 cancellation 3:2 case 1:10 2:3,4,20 3:10,11 cause 1:8 5:10 certainly 4:7 Chairperson 1:16 1:18 2:3,10,19,22 3:9,20 4:2,9,13,15 4:19 5:1,4,7 Chorus 4:22 Columbia 1:1 2:9 concluded 5:12 concludes 5:9 Control 1:2,14,14 Conviction 1:11 Correct 4:9 corrected 3:19 4:1</p>	<p>counsel 4:4 CR 1:9</p> <hr/> <p style="text-align: center;">D</p> <p>dismiss 4:5 dismissal 2:20 dismissed 2:16 3:11,17 4:17 dismissing 3:10 District 1:1 2:9 DONALD 1:19 D.C 1:15</p> <hr/> <p style="text-align: center;">E</p> <p>entered 2:17</p> <hr/> <p style="text-align: center;">F</p> <p>favor 4:21 Felony 1:11 forward 3:15</p> <hr/> <p style="text-align: center;">G</p> <p>general 4:3 go 3:15 good 4:14 Government's 3:16 Grill 1:7 2:5,12 grounds 3:1 Group 1:6</p> <hr/> <p style="text-align: center;">H</p> <p>hearing 1:8,15 5:11 hearings 5:10</p> <hr/> <p style="text-align: center;">I</p> <p>issues 2:14</p> <hr/> <p style="text-align: center;">J</p> <p>Jr 1:8 2:6 JUNE 1:13</p> <hr/> <p style="text-align: center;">K</p> <p>King 1:8 2:6</p> <hr/> <p style="text-align: center;">L</p> <p>license 1:9 2:7,18 3:11 Licensee 2:12 LLC 1:6</p>	<p>located 2:5 Luther 1:8 2:6</p> <hr/> <p style="text-align: center;">M</p> <p>Martin 1:8 2:6 matter 1:5 4:16 Maureen 1:22 2:8 MEETING 1:3 Member 1:18,19 1:19 3:4,13,18,22 4:3,8,11,18 met 1:14 MIKE 1:19 Miller 1:16,18 2:3 2:10,19,22 3:9,20 4:2,9,13,15,19 5:1 5:4,7 misunderstanding 4:12 moot 3:5 motion 4:20 5:7 move 4:16 moved 3:2 moving 2:20</p> <hr/> <p style="text-align: center;">N</p> <p>NICK 1:18 NMD 1:6 notice 2:15 3:14,15 4:7 N.W 1:15</p> <hr/> <p style="text-align: center;">O</p> <p>OAG 1:22 officially 4:5 Oh 3:13 okay 2:10,13,19 3:13 4:8,10,13 5:9 opposed 5:2 order 2:17</p> <hr/> <p style="text-align: center;">P</p> <p>papered 4:4 passes 5:8 point 3:4 preliminary 2:13 PRESENT 1:17,21 presiding 1:16</p>	<p>procedural 3:21 4:1 P-R-O-C-E-E-D-... 2:1</p> <hr/> <p style="text-align: center;">R</p> <p>really 3:7 record 3:7 Reeves 1:15 response 5:3,6 Retailer 1:9 rid 4:6 right 3:3 4:15 Room 1:15 Ruthanne 1:15,18</p> <hr/> <p style="text-align: center;">S</p> <p>SE 1:8 second 4:17,18 seconded 4:20 see 2:11 show 1:8 5:10 Silverstein 1:19 4:18,20 stand 3:18,22 status 1:9 5:10 Street 1:15 S.E 2:6</p> <hr/> <p style="text-align: center;">T</p> <p>taken 3:8 telling 4:4 Thank 4:11 thing 3:21 4:1 think 3:4,8 5:9 time 2:16 t/a 1:7</p> <hr/> <p style="text-align: center;">U</p> <p>Uniontown 1:7 2:5 2:12</p> <hr/> <p style="text-align: center;">V</p> <p>view 3:16 vote 5:8</p> <hr/> <p style="text-align: center;">W</p> <p>Washington 1:15</p>	<p>We're 4:14 we've 3:5</p> <hr/> <p style="text-align: center;">Z</p> <p>Zaniel 1:22 2:8,8 2:15,21 3:3,8,14 4:6,14</p> <hr/> <p style="text-align: center;">P</p> <p>p 1:5,12</p> <hr/> <p style="text-align: center;">O</p> <p>00477(a) 2:5</p> <hr/> <p style="text-align: center;">1</p> <p>11-CMP 2:4 11-CMP-00477(a) 1:10 12 1:13 14th 1:15</p> <hr/> <p style="text-align: center;">2</p> <p>2000 1:15 2013 1:13 2200 1:8 2:6</p> <hr/> <p style="text-align: center;">4</p> <p>4-0-0 5:8</p> <hr/> <p style="text-align: center;">8</p> <p>8A 1:10 2:7 84348 1:9 2:7</p> <hr/> <p style="text-align: center;">9</p> <p>9:47 2:2 9:50 5:12</p>
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