

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

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IN THE MATTER OF: :  
:  
Allen M. Tubis, on behalf of :  
Barbecue Battle, Inc. :Fact Finding  
Neighborhood: Pennsylvania :Hearing  
Avenue, NW (between 9th and :  
14th Streets) :  
Date of Event: June 22-23, 2013:  
Temporary License Application :  
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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

KOFI APRAKU, ABRA

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

10:25 a.m.

CHAIRPERSON MILLER: Okay. Next on our calendar is a fact finding hearing for Barbecue Battle, Inc.

Mr. Tubis, is that you? Please come forward.

And we have an investigator here as well. So why don't you two identify yourselves for the record?

MR. TUBIS: My name is Allen Tubis. I am the event coordinator for the Safeway Barbecue Battle. It's in its 21st year. I'm also on the board of the Boys and Girls Club, the Metropolitan Police Clubhouses. This is our largest fund raiser that we do every year.

INVESTIGATOR APRAKU: My name is Kofi Apraku. Last name is spelled A-P-R-A-K-U. I'm an investigator with the Alcohol Beverage Regulation Administration.

CHAIRPERSON MILLER: Okay. Great.

1 Mr. Tubis, could you repeat that? You're also  
2 on what board?

3 MR. TUBIS: I'm on the board of  
4 the Boys and Girls Club here in Washington,  
5 the Metropolitan Police Clubhouses, which is  
6 the Boys and Girls Clubs in D.C.

7 CHAIRPERSON MILLER: Okay.

8 MR. TUBIS: The clubhouses. And  
9 this we started 21 years ago. This has raised  
10 over \$1.3 million. So it's a fund raiser for  
11 the clubs.

12 CHAIRPERSON MILLER: Right. Okay.  
13 So this Barbecue Battle is going to take place  
14 June 22nd and June 23rd?

15 MR. TUBIS: Twenty-second and  
16 twenty-third, the weekend after next, the  
17 weekend after Father's Day.

18 CHAIRPERSON MILLER: Okay. Do you  
19 want to give us a quick overview of the event?

20 MR. TUBIS: An overview of the  
21 event? Okay. And then should I also  
22 separately, you know, review the serving

1 policies?

2 CHAIRPERSON MILLER: Sure.

3 MR. TUBIS: Okay. First of all,  
4 the event, as I said, is in its 21st year.  
5 The event is a celebration of barbecue. We  
6 focus obviously on the food at the barbecue  
7 with teams from all over the country that come  
8 in. And we have -- D.C. Fire Department has  
9 a team and different organizations, family  
10 reunions, people come and have a team. But we  
11 try to focus more on the culture of barbecue,  
12 which is about people coming together, people  
13 sharing things, celebrating our differences.  
14 We try to keep a very harmonious atmosphere.

15 The type of music we book, we book  
16 rock, reggae, jazz and blues. We have a group  
17 -- like the Wailers coming this year is one of  
18 our big headliners.

19 So the idea is that people -- it's  
20 the first official weekend of summer -- that  
21 people have an opportunity to celebrate with  
22 each other, to come -- like I said, we have

1 family reunions at the event. We have, you  
2 know, a lot going on. Safeway is our sponsor.

3 CHAIRPERSON MILLER: Right.

4 MR. TUBIS: It's the Safeway  
5 Barbecue Battle. They do a wonderful job  
6 helping us get the word out and the  
7 information. As I mentioned, it's raised over  
8 \$1.3 million, but we also give space free of  
9 charge every year to 10 to 12 other non-  
10 profits like the Bone Marrow Donor Program and  
11 various -- like Serve DC. Just different  
12 organizations that want to give information  
13 out about self-empowerment or personal  
14 empowerment.

15 CHAIRPERSON MILLER: Do those  
16 organizations take in money from the sales  
17 that go to their organizations?

18 MR. TUBIS: The Boys and Girls  
19 Clubs get their money from Safeway. A big  
20 thing for Safeway is they promote -- if you go  
21 to Safeway, you get a free admission. You get  
22 a free coupon, but you have to go to Safeway.

1 So that's their sponsorship, that it's driving  
2 traffic for Safeway. If you don't, you pay  
3 \$12 to get in; 10 in advance, 12 at the gate.  
4 That helps raise money for the Boys and Girls  
5 Clubs. But also beverage sales help to raise  
6 money. And we have groups like Pepco and  
7 Washington Gas and different employees that  
8 will take a booth and be responsible for the  
9 booth.

10 We have a law firm, Baker &  
11 Hostetler, and they're doing all of our ID  
12 checks. And I'm a certified TIPS trainer and  
13 actually taken the certification years ago, to  
14 save the cost of hiring a separate company to  
15 TIPS trainer our volunteers and our board  
16 members, so I actually do the training. And  
17 I'll talk about that in just a minute.

18 CHAIRPERSON MILLER: I was just  
19 curious though, when you said there were other  
20 non-profits that you let take spaces --

21 MR. TUBIS: Yes.

22 CHAIRPERSON MILLER: -- in

1 addition to giving out information about their  
2 group, do they also sell food and make money  
3 at the event?

4 MR. TUBIS: They don't sell food.  
5 What we have is -- I'm actually glad you asked  
6 that. We used to let some groups collect.  
7 The problem was you'd have volunteers do that  
8 and then the tip jar is -- or, you know, the  
9 jar is missing. They'd lose the checks. And  
10 then it's kind of competing with some things  
11 we have going on for the Boys and Girls Clubs.  
12 But what we came up with is there's an  
13 organization called InterCharity. They do  
14 that online, like Network for Good. They're  
15 going to be there with iPads so the groups  
16 that want to participate can preregister,  
17 which most of them have already, like the food  
18 bank and different groups.

19 And then people can choose. Can  
20 say, oh, I like this organization. I'd like  
21 to help them out. So they can go ahead and  
22 make a donation in one of these iPads. It's

1 electronic. That way there's no funds or  
2 money, but they're able to do that. And they  
3 also can develop their mailing list that way.  
4 So we do -- now we're moving more into giving  
5 some opportunities to various groups. So  
6 we'll see how that goes. That's a new thing  
7 we're doing. Used to be limited to like T-  
8 shirts and things like that, but this is I  
9 think going to be a little more --

10 CHAIRPERSON MILLER: Okay. So as  
11 far as number of people you expect?

12 MR. TUBIS: Number of people, per  
13 day -- we normally do anywhere -- it depends  
14 on the weather. It can go anywhere between  
15 say 15 and 25,000 people per day. So for the  
16 two days of the event we can do 40 to 50,000  
17 people, but on any one day, because I'm  
18 working with our Health and Safety Plan, we're  
19 tweaking it a little bit. I just spoke with  
20 Sam over at DOH. And so we're looking at the  
21 capacity of the event. And the fire  
22 department, they're going to actually do some

1 capacity checks this year. They're figuring  
2 an event like that 18-20,000 people per day.  
3 I'm saying if the weather is gorgeous, it  
4 could probably go up as high as 25 or as low  
5 as, you know, 15 or something like that per  
6 day.

7 CHAIRPERSON MILLER: Okay. And  
8 have you been holding this event in the same  
9 place every year?

10 MR. TUBIS: We've been holding it  
11 in this location since '97. It started the  
12 first year at RFK Stadium in August, which was  
13 burning hot on the asphalt. We moved it to  
14 the Waterfront, which was much better. And  
15 going into '97 it was suggested that we move  
16 it to Pennsylvania Avenue, and it's been there  
17 eve since.

18 CHAIRPERSON MILLER: Okay. So why  
19 don't you get into the alcoholic beverage  
20 sales part of this then?

21 MR. TUBIS: Okay.

22 CHAIRPERSON MILLER: Okay.

1 MR. TUBIS: Having taken the --  
2 not only when I wasn't a trainer, taken the  
3 TIPS course, but especially being a trainer  
4 and getting recertified every year, it's  
5 really enlightened me to the responsibility of  
6 alcohol being a controlled substance. I try  
7 to convey that to the volunteers. And in some  
8 cases they get a little concerned about the  
9 liability aspect, because they do have a  
10 personal liability most people don't  
11 understand. It's not only as a volunteer or  
12 bartender. As the law reads, you as a host in  
13 your home -- and this is what I tell them, I  
14 convey to them, I say, look, if someone has  
15 had enough to drink and you're like, oh, come  
16 on, let's do shots, let's do shots, and they  
17 go out and, God forbid, they kill someone or  
18 kill themselves, you can be held personally  
19 liable. You know, there's a responsibility,  
20 whether it's in your home as a host or whether  
21 it's volunteering or working in a bar. It's  
22 all the same responsibility.

1                   From the event standpoint, we do  
2                   everything we can to make sure that there's no  
3                   problem, that no one underage is served, that  
4                   no intoxicated person is given more alcohol to  
5                   become more intoxicated. So when we go  
6                   through the training we use the TIPS program.  
7                   There's a video. It gives the scenarios. I  
8                   answer questions. I work for the book. I  
9                   actually act out some of the parts myself,  
10                  because I kind of get -- over the years; I've  
11                  been doing it for years, I kind of get into  
12                  it. But the idea is to instill into the  
13                  individual that's ID checking or responsible  
14                  for the food that it's just like being a  
15                  pharmacist. Taken properly it's a legal  
16                  substance with a prescription. In this case  
17                  the ID and being 21 is their ability to do  
18                  that. But it's just like being a pharmacist.  
19                  You're dispensing a controlled substance. And  
20                  I really work hard at conveying that.

21                               CHAIRPERSON MILLER: So who is  
22                               going to be doing the ID checking?

1 MR. TUBIS: The ID checking is --  
2 actually one of our board members is with the  
3 law firm Baker & Hostetler. They're coming  
4 in, not as the law firm, but as volunteers  
5 from the law firm. They were the ones who  
6 were really delving this year into, when I was  
7 training, you know, what is this liability?  
8 Yes, I'm aware of that.

9 (Laughter.)

10 MR. TUBIS: Are you insured? You  
11 know, are you this and that? And I said,  
12 look, I said it has to be egregious. It has  
13 to be absolutely egregious. But, yes, if  
14 someone is -- you know, like I tell them, I  
15 think a good example of why there should be a  
16 liability like that, if I'm a bartender  
17 working in a bar and I have a regular that  
18 comes in and he drinks a little too much and  
19 his buddies say he's had enough, cut him off,  
20 he's going to get out of here. But I want a  
21 big tip. And I'm like, oh, come on. I know  
22 Joe here. Hey, Joe, here you go. Have this.

1 And I'm over-pouring and everything else. If  
2 Joe goes out and something happens, yes, there  
3 should be a legal responsibility. That's what  
4 I work and convey. Because unfortunately  
5 bartenders, you know, they rely on tips.  
6 Okay? Some may need that legal responsibility  
7 to do the right thing.

8 CHAIRPERSON MILLER: But not here?  
9 Are there tips here? Are there going to be  
10 tips?

11 MR. TUBIS: There's no tips here.

12 CHAIRPERSON MILLER: Okay.

13 MR. TUBIS: But it's a TIPS  
14 training.

15 CHAIRPERSON MILLER: Right.

16 MR. TUBIS: And the thing is some  
17 of the volunteers like the training because it  
18 gives them a two-year certification so they  
19 can go out into the --

20 CHAIRPERSON MILLER: Okay.

21 MR. TUBIS: -- world and cater, or  
22 whatever.

1                   CHAIRPERSON MILLER: Well, how is  
2 the alcohol going to be controlled?

3                   MR. TUBIS: Well, the alcohol is  
4 controlled -- we use barrier rack. And we  
5 create a complete barriered area and in order  
6 to even get to the booth -- years ago it was  
7 a different system and did not work. It  
8 worked for a couple of years. It was just too  
9 chaotic. We had one tent, sodas, beers,  
10 everything. The volunteers ID and they hand  
11 out a beer, like a lot of the festivals that  
12 I've been to in different areas, not just  
13 necessarily D.C., but different areas. You  
14 just go up there, and it's the Lion's Club and  
15 here's your beer. There you go. The problem  
16 is when they just get one after another after  
17 another and somebody wants two sodas, then  
18 they want a beer, then they want, you know,  
19 two beers and they get out of the routine of  
20 ID'ing everyone.

21                   So what we do is we create kind of  
22 a lock-down area completely closed off, a

1 large area with a bike rack. The beverage  
2 station for the beer is separate from the  
3 soda. So if you want a soda, that's fine.  
4 Just go to the soda and the person serving the  
5 soda. It's just they don't have to worry  
6 about ID'ing. They're in a routine.

7 But the area which is serving beer  
8 -- and we have these wine -- frozen wine,  
9 little wine things. In order to get in that  
10 area to buy it, you have to go past two TIPS-  
11 trained ID checkers. They're trained with a  
12 booklet to make sure -- if they don't know a  
13 Hawaiian license, they can look it up. They  
14 can bounce it off each other. They have a  
15 radio in the tent there if they need  
16 assistance or their manager -- they'll have a  
17 manager for the area. So they're pretty much  
18 our marks.

19 If someone presents a valid ID and  
20 it shows the person is 21 years old and they  
21 feel that it's a real ID, they will put a  
22 wristband on them, 21 -- which says, you know,

1 21 ID checked. They will not hand it to them.  
2 They will put it on them. Then that person  
3 can come inside.

4 The servers are informed that they  
5 still -- if they feel the person is  
6 intoxicated or they shouldn't serve them, they  
7 can still make the call not to serve them. Or  
8 they can say, you know, you got to -- I'm not  
9 going to serve them. And that's part of the  
10 TIPS training.

11 CHAIRPERSON MILLER: So your food  
12 is going to be in a different area?

13 MR. TUBIS: Well, the food -- no,  
14 the food is actually near a lot of the  
15 beverage -- there's food throughout the event  
16 site.

17 CHAIRPERSON MILLER: Okay.

18 MR. TUBIS: A lot of it's free.  
19 You can get a whole plate of free food. The  
20 Safeway sampling pavilion is free. Okra's  
21 Pizza is free. We got Sabra Hummus. All  
22 through the event site we've got free stuff.

1 So there's plenty of food on the event site.  
2 The beverages, three of the beverages are set  
3 up -- most of our beverages are set up around  
4 the restaurants, in what we call our Barbecue  
5 Boulevard. There's two more. One by another  
6 stage and one in the middle of the event site.  
7 But they all have free samples up and down.

8 CHAIRPERSON MILLER: So if you  
9 want to have a beer with your barbecue, where  
10 do you have it? Do you have it inside the  
11 barricade where the alcohol beverages are?

12 MR. TUBIS: No, I mean the whole  
13 event site is fenced in.

14 CHAIRPERSON MILLER: Oh.

15 MR. TUBIS: We have heavy police  
16 presence through a combination of SOD and the  
17 additional officers that work the event. We  
18 have private security and we have our own  
19 staff, which are the ID spotters. The system  
20 is you can -- or what we've always done in the  
21 past, you go up to the barrier, you get your  
22 ID checked, you get a wristband put on you.

1 You can go in there. You can get one beer for  
2 yourself. One beer per person. So you're  
3 taking that beer.

4 With that beer you can then go  
5 stand by the music stage.

6 CHAIRPERSON MILLER: Right.

7 MR. TUBIS: You can then go, you  
8 know, have a barbecue sandwich. But if you go  
9 back to get another beer, even if you have a  
10 wristband on, you could have picked up the  
11 wristband on the ground and put tape on it, we  
12 will again ID check everyone who comes in with  
13 or without wristband. So when they're on the  
14 site, the other parties, the police, our  
15 private security and our staff are informed  
16 that if they see someone drinking, there  
17 should be a bright colored wristband on. If  
18 they don't have a wristband, they need to come  
19 over and say, excuse me, weren't you ID'd? I  
20 need to see -- you know, I need to see a  
21 license and you need to come over here and get  
22 a wristband, get re-ID'd.

1 CHAIRPERSON MILLER: Okay.

2 MR. TUBIS: Or they'll take it  
3 away from them, or call the police and have  
4 the police deal with it.

5 CHAIRPERSON MILLER: So have you  
6 made any changes since last year with respect  
7 to the alcohol?

8 MR. TUBIS: We've not many changes  
9 to make. It's worked very, very well for  
10 years now.

11 CHAIRPERSON MILLER: Okay.

12 MR. TUBIS: I do know that, you  
13 know, we're constantly -- I let everybody know  
14 you're constantly going to be checked. You  
15 should be checking anyway, but you know, on  
16 top of that you need to make sure that, you  
17 know, everybody is 21 and that no one appears  
18 overly intoxicated.

19 CHAIRPERSON MILLER: Okay.

20 MR. TUBIS: So far, I mean, thank  
21 God, you know, the weather is, you know, going  
22 to be our biggest concern.

1                   CHAIRPERSON MILLER: Right.

2                   MR. TUBIS: You know, the rest of  
3 it has seemed to work very well.

4                   CHAIRPERSON MILLER: And how much  
5 security do you have?

6                   MR. TUBIS: Ah, geez. We have 11  
7 officers on the perimeter through SOD,  
8 perimeter of the event site from closing on  
9 Friday night -- we set up Friday night. We  
10 don't open until Saturday at 11:00. But we  
11 have 24/7 security on the perimeter. So by  
12 all the gates and all the outside of the  
13 event. Eleven officers. Inside the event  
14 it's been up to 30 officers. The officers  
15 usually -- some of them are stationary near  
16 beverage stations, at least because there's  
17 cash there, but then they'll go in like two at  
18 a time on golf carts and they're going up and  
19 down.

20                   CHAIRPERSON MILLER: Okay.

21                   MR. TUBIS: Separately, just to  
22 add one last thing --

1 CHAIRPERSON MILLER: Yes.

2 MR. TUBIS: -- because I was just  
3 talking with the gentleman over at DOH, we  
4 also have two roving units. We have two  
5 ambulances, which are ALS certified, two  
6 first-aid tents which will be ALS certified,  
7 and then two roving units. The roving units  
8 have coolers of water and they're designed to  
9 go around giving out water to anyone who looks  
10 dehydrated or kids that look really hot. So  
11 we're constantly keeping people hydrated. So  
12 there's a lot of beverage options inside from  
13 beer.

14 CHAIRPERSON MILLER: Okay.

15 MR. TUBIS: Safeway has like five  
16 tractor-trailer trucks that have -- I think we  
17 have eight pallets of water. Plus we have a  
18 whole truck which is Pepsi, which is --

19 CHAIRPERSON MILLER: Great. Okay.  
20 Do other Board Members have questions? Mr.  
21 Alberti?

22 MEMBER ALBERTI: Yes. Thank you,

1 Mr. Tubis, for coming and thank you for your  
2 attention to detail, sir. Really appreciate  
3 that.

4 Real quick questions. Peak crowd.  
5 What's the peak crowd that you would expect?

6 MR. TUBIS: Well again, it's  
7 weather-contingent, because it also could be  
8 peak days. Saturday normally is our busier  
9 day. Last year ironically we slow on  
10 Saturday. Sunday the -- it was hot Saturday.  
11 Sunday was good. So Sunday was our peak day.

12 As far as the crowd, normally  
13 around lunch time we get, you know, a nice  
14 peak. Then as the day goes on, it fizzles out  
15 a little bit. Then about 5:00 people start  
16 coming again for the music.

17 MEMBER ALBERTI: I mean, you're  
18 talking 18 to 20,000 people possibly on a nice  
19 day, coming through a day. Is that a peak of  
20 18,000, or there is a peak of 20,000?

21 MR. TUBIS: No, no, no, no. I'm  
22 talking the whole day. I'm talking the whole

1 day.

2 MEMBER ALBERTI: I know. So what  
3 do you anticipate as --

4 MR. TUBIS: You're saying any one  
5 time, how many people would be there?

6 MEMBER ALBERTI: Yes, at any one  
7 point. Yes, right.

8 MR. TUBIS: I would guess maybe at  
9 the most 9,000 people.

10 MEMBER ALBERTI: Okay.

11 MR. TUBIS: Because you're talking  
12 -- it's a lot of street, but then you're  
13 pushing the exhibits and everything in the  
14 middle and you're talking, you know, half the  
15 event site is eaten up just by stationary  
16 things on the event site. So if you put, you  
17 know, 5,000 people, the crowd looks -- I mean  
18 these streets look packed. When you go up  
19 near 8, 9,000, it's like it starts getting  
20 really crowded.

21 MEMBER ALBERTI: Okay. Great. So  
22 you have volunteers that will be monitoring

1 the event also, walking --

2 MR. TUBIS: Yes, we have almost  
3 500 volunteers. The volunteers are working  
4 all our gates. They're walking throughout the  
5 event site to assist people. As I said, we  
6 have the police and our private security also.

7 MEMBER ALBERTI: How many  
8 volunteers will you have whose responsibility  
9 is to kind of -- well, one of their  
10 responsibilities is to monitor the crowd to  
11 make sure that everyone who has an alcoholic  
12 beverage has a wristband?

13 MR. TUBIS: Forty TIPS-trained  
14 volunteers will be the ones responsible to  
15 make sure everyone is ID'd, and then anyone  
16 they see has a wristband that's drinking.

17 MEMBER ALBERTI: All right. But  
18 some of those will be in the beer stations.  
19 Not all of them will be walking --

20 MR. TUBIS: Well, no, none of them  
21 are in the beer stations. They're all outside  
22 of the beer stations.

1 MEMBER ALBERTI: Oh, okay. Great.

2 MR. TUBIS: When you get ID'd you  
3 can't even get near the beer station.

4 MEMBER ALBERTI: Okay.

5 MR. TUBIS: It's significantly --  
6 I mean it's like 40, 50 feet away from --

7 MEMBER ALBERTI: Right.

8 MR. TUBIS: -- where you start to  
9 get ID'd.

10 MEMBER ALBERTI: Right.

11 MR. TUBIS: We're going to have an  
12 umbrella and the two ID checkers there outside  
13 on the street.

14 MEMBER ALBERTI: Yes.

15 MR. TUBIS: So they're able to,  
16 you know, be there in the street watching as  
17 well as ID checking. There's two at any one  
18 time. And there's also a manager that's  
19 managing them that's going back and forth  
20 along with the other volunteers that we have

21 MEMBER ALBERTI: Great. That  
22 sound good. Thank you.

1                   The other thing is just out of  
2                   curiosity I see beer station 5, but I only  
3                   count four on here. How many beer stations  
4                   are there?

5                   MR. TUBIS: There's only four.

6                   MEMBER ALBERTI: There's only  
7                   four? Okay. Great.

8                   MR. TUBIS: One is a soda only.

9                   MEMBER ALBERTI: Got you.

10                  MR. TUBIS: Because we want -- if  
11                  someone has children, they don't want to be  
12                  around beer --

13                  MEMBER ALBERTI: Just so our  
14                  investigators know what to --

15                  MR. TUBIS: -- or morally they  
16                  don't want to --

17                  MEMBER ALBERTI: -- expect.  
18                  Great.

19                  MR. TUBIS: Exactly. We have one  
20                  which is just sodas.

21                  MEMBER ALBERTI: And the  
22                  wristbands, what will they look like?

1 MR. TUBIS: Wristbands are bright  
2 yellow. I don't know if I have one. I  
3 apologize.

4 MEMBER ALBERTI: Okay. Well, you  
5 can actually --

6 MR. TUBIS: They're bright yellow  
7 and they say 21 ID checked.

8 MEMBER ALBERTI: Okay.

9 MR. TUBIS: They're bright yellow  
10 wristbands.

11 MEMBER ALBERTI: Okay.

12 MR. TUBIS: And we've got like  
13 tons and tons of those.

14 MEMBER ALBERTI: And we'll we have  
15 different cups for beer than we will for sodas  
16 and water?

17 MR. TUBIS: Yes, the beer cup is a  
18 beer cup.

19 MEMBER ALBERTI: Okay.

20 MR. TUBIS: It'll say -- the sodas  
21 are in bottles. They're not in cups.

22 MEMBER ALBERTI: Great.

1 MR. TUBIS: So you'll have that in  
2 cups. And then the -- also another thing is  
3 the frozen -- anything -- the frozen wine is  
4 pink. It's red.

5 MEMBER ALBERTI: Yes.

6 MR. TUBIS: We have frozen  
7 lemonade, which we use two different colors  
8 because -- so there's no mixup and no mistake.  
9 It's like strawberry daiquiris and sangria  
10 coolers. It's -- and then you don't know  
11 which is which. It's very clear.

12 MEMBER ALBERTI: Okay.

13 MR. TUBIS: If it's red or pink,  
14 it's wine.

15 MEMBER ALBERTI: Well, it sounds  
16 like you have everything covered. Thank you  
17 and -- at least from perspective. And I wish  
18 you the best weather.

19 CHAIRPERSON MILLER: Other Board  
20 Members?

21 (No audible response.)

22 CHAIRPERSON MILLER: I just have

1 one question before we turn to Mr. Apraku.

2 The two ID checkers, if they have a question,  
3 who do they ask?

4 MR. TUBIS: If they have a  
5 question, they will have a supervisor which is  
6 TIPS trained, which is like the booth captain.

7 CHAIRPERSON MILLER: They're not  
8 TIPS trained, the ID checkers?

9 MR. TUBIS: Yes, they are. All  
10 the ID checkers are TIPS trained.

11 CHAIRPERSON MILLER: Right. Okay.

12 MR. TUBIS: Yes.

13 CHAIRPERSON MILLER: So their  
14 supervisor is just more experienced at that?

15 MR. TUBIS: Well, their supervisor  
16 is more responsible. I have a few key point  
17 people. It's a law -- in this case -- before  
18 it was our board members and we'd have a few  
19 people we'd appoint to coordinate to set up  
20 our trainings, and they I would come in. This  
21 time it's Baker & Hostetler. There are a few  
22 key people at Baker & Hostetler that are going

1 to be there to break their people, to manage  
2 their people. They answer questions. Instead  
3 of 40 people coming to me, I'll only have a  
4 handful of people coming to me, which are the  
5 coordinators of Baker and -- they are the  
6 booth -- they're the managers.

7 CHAIRPERSON MILLER: Right. Okay.

8 MR. TUBIS: So they're going to go  
9 to people they know. If they're interns or if  
10 they're like young lawyers, they're going to  
11 go to the people they know from their law firm  
12 and say, you know, hey this doesn't look like  
13 a thing in the book. If they have a question,  
14 I am the ultimate event TIPS manager.

15 CHAIRPERSON MILLER: Right.

16 MR. TUBIS: I'm the person that if  
17 -- the DCRA has the command center there. If  
18 there's a problem, they're going to call me.  
19 Or if your inspector has a problem, they'll  
20 call me and let me know what's going on to  
21 correct it.

22 CHAIRPERSON MILLER: Okay. So

1 you'll be there all the time?

2 MR. TUBIS: I am the -- oh, yes,  
3 I'll be sleeping on the street.

4 CHAIRPERSON MILLER: Okay. Thank  
5 you. Okay. Mr. Apraku?

6 INVESTIGATOR APRAKU: Maybe just  
7 one or two questions.

8 CHAIRPERSON MILLER: Okay.

9 INVESTIGATOR APRAKU: You  
10 mentioned security, and I think you said --  
11 you mentioned that there was like 11 officers  
12 around the perimeter.

13 MR. TUBIS: On the outside.

14 INVESTIGATOR APRAKU: What about  
15 private security? How many private security  
16 officers are you going to have?

17 MR. TUBIS: We're doing something  
18 -- good question. We're doing something this  
19 year which we've not done before. After  
20 Boston we're going to have -- we're going to  
21 search any large bags; backpacks, things like  
22 that. So we're adding at the gate additional

1 private security. So that's five more private  
2 security people at the gates checking bags as  
3 they come in.

4 In addition to that, we're going  
5 to have throughout the event site probably I  
6 would think during the day maybe another like  
7 eight private security people. And they'll be  
8 spread out throughout the event site, in  
9 addition to the police.

10 INVESTIGATOR APRAKU: Okay. Now  
11 and just correct me if I'm wrong, you said  
12 there are five points of -- how many points of  
13 entry are there? Five?

14 MR. TUBIS: There are five points  
15 of entry.

16 INVESTIGATOR APRAKU: Okay.

17 MR. TUBIS: And then there are  
18 some other points of exit, which are emergency  
19 exits, but they'll have private security  
20 there. You can't just walk out.

21 INVESTIGATOR APRAKU: Okay. So  
22 there will be like --

1 MR. TUBIS: So you can't carry a  
2 drink out.

3 INVESTIGATOR APRAKU: -- it will  
4 be five per each, or one per each around?

5 MR. TUBIS: Well, the ID -- I'm  
6 sorry, the additional private security is one  
7 at each gate checking bags.

8 INVESTIGATOR APRAKU: Okay.

9 MR. TUBIS: Along with the  
10 volunteers.

11 INVESTIGATOR APRAKU: Okay.

12 MR. TUBIS: And there are some  
13 military volunteers.

14 INVESTIGATOR APRAKU: Okay.

15 MR. TUBIS: Plus we have eight  
16 regular -- which we normally have a regular  
17 private security. We spread them out. So  
18 they'll be watching a specific part of the  
19 street or a specific area, like at the Safeway  
20 sampling. At the Safeway sampling pavilion  
21 we'll have two private security people over  
22 there --

1 INVESTIGATOR APRAKU: Okay.

2 MR. TUBIS: -- in that part of the  
3 street, which is between 10th and 12th Street.

4 INVESTIGATOR APRAKU: Okay.

5 MR. TUBIS: And your sales on  
6 Saturday goes to 9:00 p.m. and on Sunday until  
7 7:30 p.m., is that correct?

8 MR. TUBIS: If we can.

9 INVESTIGATOR APRAKU: Okay.  
10 That's what you guys are looking for?

11 MR. TUBIS: I mean normally, yes.

12 INVESTIGATOR APRAKU: But I just  
13 wanted to reiterate; you know, I try to do  
14 this with everybody, that if your sales -- if  
15 it's ending at 9:00 p.m. and at 7:30 p.m.,  
16 that means that they have to -- it's sales,  
17 service and consumption. So they can't be --

18 MR. TUBIS: So we will stop it a  
19 half hour earlier --

20 INVESTIGATOR APRAKU: Exactly.

21 MR. TUBIS: -- so we can finish it  
22 up, yes.

1                   INVESTIGATOR APRAKU: But I guess  
2                   that leads to the question is who will be in  
3                   charge of making sure that, you know, nobody's  
4                   walking around after 9:00 with cups in their  
5                   hands still consuming alcohol?

6                   MR. TUBIS: Oh, the police do.  
7                   The police exit everyone off the event site.  
8                   The gates will have trash cans set up there.  
9                   Everything -- if it's alcohol, it goes in the  
10                  trash can before they can leave the event  
11                  site. So MPD -- between -- it's -- actually  
12                  it's DCRA, and it will be whatever people you  
13                  have there also. They'll say, okay, it's this  
14                  time, fire's out and this needs to happen.  
15                  They normally -- I'm the person they  
16                  coordinate with. Then I'll make sure that our  
17                  managers and everyone else implements that.

18                  INVESTIGATOR APRAKU: Yes.

19                  MR. TUBIS: Everyone needs to  
20                  leave the site at whenever the closing time is  
21                  each day.

22                  INVESTIGATOR APRAKU: Okay.

1 MR. TUBIS: And again, we'll have  
2 trash cans at the exit to make sure they don't  
3 carry stuff in the street.

4 INVESTIGATOR APRAKU: Okay. All  
5 right. That's it. That's all I have.

6 CHAIRPERSON MILLER: Okay. I just  
7 wanted to confirm. So you have a closing time  
8 for the event, but you're going to stop  
9 serving a half an hour early?

10 MR. TUBIS: Half hour early, yes.

11 CHAIRPERSON MILLER: Okay.

12 MR. TUBIS: That was just  
13 recommended and that's -- I didn't realize  
14 what I put down there, so that's why.

15 CHAIRPERSON MILLER: Right. Okay.  
16 All right. Any other questions?

17 (No audible response.)

18 CHAIRPERSON MILLER: Okay. Sounds  
19 good. I think all that's left is for the  
20 Board to vote on this application. All those  
21 in favor in granting the temporary license  
22 application for Barbecue Battle, say aye?

1 (Chorus of ayes.)

2 CHAIRPERSON MILLER: All those  
3 opposed?

4 (No audible response.)

5 CHAIRPERSON MILLER: All those  
6 abstaining?

7 (No audible response.)

8 CHAIRPERSON MILLER: Motion passes  
9 4-0-0 and we have initialed the application.  
10 We'll get this back to you. Thank you.

11 So hope you have great weather.

12 MR. TUBIS: Thank you. Thank you  
13 so much.

14 CHAIRPERSON MILLER: Thank you.  
15 Thank you. Thank you for everything.

16 (Whereupon, the hearing was  
17 concluded at 10:50 a.m.)

18

19

20

21

22

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