

GOVERNMENT OF THE DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
BOARD

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IN THE MATTER OF:

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A.B.R.A. AGENDA

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JUNE 27, 2012

The Alcoholic Beverage Control
Board met in 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

HERMAN JONES, Member

CALVIN NOPHLIN, Member

MIKE SILVERSTEIN, Member

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

4:52 p.m.

CHAIRPERSON MILLER: Okay. We're back on the record with the agenda for June 27th, 2012.

Okay. No. 1. It's a review of entertainment endorsement application to allow for entertainment. Current hours of operation/hours of alcoholic beverage sales/service are Sunday through Thursday, 11:30 a.m. to 2:00 a.m.; Friday and Saturday, 11:30 a.m. to 3:00 a.m. Proposed entertainment hours, Sunday through Thursday, 6:00 p.m. to 2:00 a.m.; Friday and Saturday, 6:00 p.m. to 3:00 a.m. No pending investigative matters. No outstanding citations or fines. No conflict with voluntary agreement. This is the Buddha Bar in ANC 6A, 455 Massachusetts Avenue, N.W., License No. 81339.

And I recommend approval if it's still open. Do I have a second?

1 MEMBER NOPHLIN: Second.

2 CHAIRPERSON MILLER: Any

3 comments?

4 (No audible response.)

5 CHAIRPERSON MILLER: Okay. All

6 those in favor, say aye?

7 (Chorus of ayes.)

8 CHAIRPERSON MILLER: All those

9 opposed?

10 (No audible response.)

11 CHAIRPERSON MILLER: Those

12 abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: Then the

15 vote 5-0-0 to approve.

16 The next is a change of hours

17 application to change the hours of operation

18 and hours of alcoholic beverage

19 sales/services. Current hours of operation

20 and hours of alcoholic beverage

21 sales/services are Monday through Sunday,

22 10:00 a.m. to 12:00 a.m. Proposed hours of

1 operations and hours of alcoholic beverage
2 sales/service are Sunday through Thursday,
3 10:00 a.m. to 2:00 a.m.; Friday and
4 Saturday, 10:00 a.m. to 3:00 a.m. No
5 pending investigative matters. No
6 outstanding citations or fines. No
7 voluntary agreement. It's in ANC 1A, El
8 Rinconcito Caf, at 1326 Park Road, N.W.,
9 License No. 60552.

10 I recommend that we placard this
11 one. Do I have a second?

12 MEMBER NOPHLIN: Second.

13 CHAIRPERSON MILLER: Any
14 comments?

15 (No audible response.)

16 CHAIRPERSON MILLER: All those in
17 favor, say aye?

18 (Chorus of ayes.)

19 CHAIRPERSON MILLER: All those
20 opposed?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those

1 abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: The vote is
4 5-0-0.

5 The next is for the same
6 establishment, a summer garden application
7 to add 28 summer garden seats. Hours of
8 operation and hours of alcoholic beverage
9 sales/services are Monday through Sunday,
10 10:00 a.m. to 12:00 a.m.

11 I move that we placard this one
12 as well. Do I have a second?

13 MEMBER NOPHLIN: Second.

14 CHAIRPERSON MILLER: Any
15 comments?

16 (No audible response.)

17 CHAIRPERSON MILLER: All those in
18 favor, say aye?

19 (Chorus of ayes.)

20 CHAIRPERSON MILLER: All those
21 opposed?

22 (No audible response.)

1 CHAIRPERSON MILLER: Abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: The vote is
4 5-0-0 to placard.

5 No. 4 on our agenda is a sidewalk
6 caf, application for Madam's Organ at 2461
7 18th Street, N.W., License No. 25273 in ANC
8 1C. It's a sidewalk caf, application to add
9 10 sidewalk caf, seats. The proposed hours
10 of operation are Sunday through Thursday,
11 9:00 a.m. to 2:00 a.m.; Friday and Saturday,
12 9:00 a.m. to 3:00 a.m. The proposed hours
13 of alcoholic beverage sales/services are
14 Sunday through Thursday, 9:00 a.m. to 1:30
15 a.m.; Friday and Saturday, 9:00 a.m. to 2:30
16 a.m. There is a pending investigative
17 matter. There are no outstanding citations
18 or fines. No conflict with existing
19 voluntary agreement.

20 I move that we placard this one.

21 Do I have a second?

22 MEMBER NOPHLIN: Second.

1 CHAIRPERSON MILLER: Comments?

2 (No audible response.)

3 CHAIRPERSON MILLER: All those in
4 favor, say aye?

5 (Chorus of ayes.)

6 CHAIRPERSON MILLER: All those
7 opposed?

8 (No audible response.)

9 CHAIRPERSON MILLER: All those
10 abstaining?

11 (No audible response.)

12 CHAIRPERSON MILLER: The vote is
13 5-0-0.

14 The next one is No. 5, an
15 entertainment endorsement application to
16 allow for entertainment in the form of a
17 piano player. This is for Hotel George/Bis
18 at 15 E Street, N.W., License No. 79235 in
19 ANC 6C. It's to allow for entertainment for
20 a piano player for the hours of operation
21 Sunday through Thursday, 7:00 a.m. to 2:00
22 a.m.; Friday and Saturday, 7:00 a.m. to 3:00

1 a.m. Current hours of alcoholic beverage
2 sales/service Sunday, 10:00 a.m. to 2:00
3 a.m.; Monday through Thursday, 8:00 a.m. to
4 2:00 a.m.; Friday and Saturday, 8:00 a.m. to
5 3:00 a.m. Proposed hours of entertainment
6 will be Monday through Sunday, 5:00 p.m. to
7 10:00 p.m. No investigative matters are
8 pending and no outstanding citations or
9 fines. No voluntary agreement.

10 I move that we approve. Do I
11 have a second?

12 MEMBER NOPHLIN: Second.

13 CHAIRPERSON MILLER:

14 CHAIRPERSON MILLER: Any
15 comments?

16 (No audible response.)

17 CHAIRPERSON MILLER: All those in
18 favor, say aye?

19 (Chorus of ayes.)

20 CHAIRPERSON MILLER: All those
21 opposed?

22 (No audible response.)

1 CHAIRPERSON MILLER: All those
2 abstaining?

3 (No audible response.)

4 CHAIRPERSON MILLER: It passes 5-
5 0-0 to approve.

6 Next is a sidewalk caf,
7 application to add 10 sidewalk caf, seats.
8 Proposed hours of operation and hours of
9 alcoholic beverage sales/services are
10 Sunday, 12:00 p.m. to 11:00 p.m.; Monday
11 through Friday, 11:00 a.m. to 11:00 p.m.;
12 Saturday, 12:00 p.m. to 11:00 p.m. No
13 pending investigative matters. No
14 outstanding citations or fines. No
15 voluntary agreement. It's in ANC 2F, DC
16 Thai Restaurant and Bakery, 1018 Vermont
17 Avenue, N.W., License No. 88178.

18 I move that we approve this
19 application.

20 MEMBER NOPHLIN: I second.

21 CHAIRPERSON MILLER: Okay. Any
22 comments?

1 (No audible response.)

2 CHAIRPERSON MILLER: All those in
3 favor, say aye?

4 (Chorus of ayes.)

5 CHAIRPERSON MILLER: All those
6 opposed?

7 (No audible response.)

8 CHAIRPERSON MILLER: All those
9 abstaining?

10 (No audible response.)

11 CHAIRPERSON MILLER: Vote is 5-0-
12 0 to approve.

13 Okay. No. 7 and No. 8 involve
14 Kitty O'Shea's DC at 4624 Wisconsin Avenue,
15 N.W., License No. 83505 in ANC 3E. No. 7
16 concerns a change of hours application to
17 change the sidewalk caf, hours of operation
18 and hours of alcoholic beverage
19 sales/service. The current sidewalk caf,
20 hours of operation and hours of alcoholic
21 beverage sales/service are Monday through
22 Sunday, 10:30 a.m. to 12:30 a.m. The

1 proposed hours would be Sunday through
2 Thursday, 10:00 a.m. to 2:00 a.m.; Friday
3 and Saturday, 10:00 a.m. to 3:00 a.m. There
4 are no pending investigative matters. No
5 outstanding citations or fines. No
6 voluntary agreement.

7 I move that we placard this. Do
8 I have a second?

9 MEMBER NOPHLIN: Second.

10 CHAIRPERSON MILLER: Any
11 comments?

12 (No audible response.)

13 CHAIRPERSON MILLER: All those in
14 favor, say aye?

15 (Chorus of ayes.)

16 CHAIRPERSON MILLER: All those
17 opposed?

18 (No audible response.)

19 CHAIRPERSON MILLER: Abstaining?

20 (No audible response.)

21 CHAIRPERSON MILLER: The vote is
22 5-0-0 to placard.

1 No. 8 is regarding the same
2 establishment, Kitty O'Shea's DC. It is a
3 review of entertainment endorsement
4 application to allow for entertainment in
5 the form of a two to three-piece acoustic
6 band, dancing and cover charge. Current
7 hours of operation and hours of alcoholic
8 beverage sales/services, Sunday through
9 Thursday, 8:00 a.m. to 2:00 a.m.; Friday and
10 Saturday, 8:00 a.m. to 3:00 a.m. Proposed
11 hours of entertainment will be Sunday
12 through Thursday, 10:00 a.m. to 2:00 a.m.;
13 Friday and Saturday, 10:00 a.m. to 3:00 a.m.

14 I recommend that we placard this
15 as well. Do I have a second?

16 MEMBER NOPHLIN: Second.

17 CHAIRPERSON MILLER: Comments?

18 (No audible response.)

19 CHAIRPERSON MILLER: All those in
20 favor, say aye?

21 (Chorus of ayes.)

22 CHAIRPERSON MILLER: All those

1 opposed?

2 (No audible response.)

3 CHAIRPERSON MILLER: The vote is
4 5-0-0 to placard.

5 Okay. No. 9 is a change of hours
6 application to change the hours of
7 operations and hours of alcoholic beverage
8 sales/services from Monday through Saturday,
9 9:00 a.m. to 10:00 p.m. to Monday through
10 Wednesday, 10:00 a.m. to 10:00 p.m.,
11 Thursday through Saturday, 10:00 a.m. to
12 12:00 a.m. No pending investigative
13 matters. No outstanding citations or fines.
14 No voluntary agreement. It's in ANC 2B.
15 It's Crown Liquors at 1325 Connecticut
16 Avenue, N.W., License No. 88121.

17 I move that we approve this
18 application. Do I have a second?

19 MEMBER NOPHLIN: Second.

20 CHAIRPERSON MILLER: Comments?

21 (No audible response.)

22 CHAIRPERSON MILLER: Okay. All

1 those in favor, say aye?

2 (Chorus of ayes.)

3 CHAIRPERSON MILLER: All those
4 opposed?

5 (No audible response.)

6 CHAIRPERSON MILLER: All those
7 abstaining?

8 (No audible response.)

9 CHAIRPERSON MILLER: The vote is
10 6-0-0 to approve.

11 The next was No. 10, review of a
12 letter dated June 13th, 2012 from Mike
13 Isabella requesting permission to upload a
14 copy of his license and other documents to a
15 digital frame. The establish is Graffiato,
16 707 6th Street, N.W., License No. 86500.

17 I'm going to move that we deny
18 this request. I think it was creative, but
19 it's not in compliance with the statute set
20 forth in 25-711 which calls for it to be --
21 to frame the license under glass and posted
22 conspicuously in the licensed establishment.

1 Do I have a second?

2 MEMBER NOPHLIN: Second.

3 CHAIRPERSON MILLER: Any

4 comments?

5 (No audible response.)

6 MEMBER ALBERTI: Yes, Madam

7 Chair.

8 CHAIRPERSON MILLER: Yes?

9 MEMBER ALBERTI: I oppose this --

10 CHAIRPERSON MILLER: Okay.

11 MEMBER ALBERTI: -- because there

12 wouldn't be a static display of each of the

13 signs. I'm not bothered by the fact that

14 they would have been electronic necessarily,

15 but in this case their proposal is that the

16 display would rotate through the signs. And

17 so the signs wouldn't be there absolutely

18 all the time and that is why I oppose this.

19 CHAIRPERSON MILLER: Okay. Any

20 others?

21 (No audible response.)

22 CHAIRPERSON MILLER: Okay. So I

1 think there's been a motion that's been
2 seconded to deny. All those in favor of the
3 motion to deny, say aye?

4 (Chorus of ayes.)

5 CHAIRPERSON MILLER: All those
6 opposed?

7 (No audible response.)

8 CHAIRPERSON MILLER: All those
9 abstaining?

10 (No audible response.)

11 CHAIRPERSON MILLER: Okay. The
12 vote is 6-0-0.

13 Next is No. 11, review of a
14 letter dated June 15, 2012 from Marie Noelle
15 Ziar requesting permission to store records
16 off site at another location in the District.
17 The establishment is Le Chat Noir at 4907
18 Wisconsin Avenue, N.W., License No. 72038.

19 I move that we approve this
20 request. Do I have a second?

21 MEMBER NOPHLIN: Second.

22 CHAIRPERSON MILLER: Any

1 comments?

2 (No audible response.)

3 CHAIRPERSON MILLER: All those in
4 favor, say aye?

5 (Chorus of ayes.)

6 CHAIRPERSON MILLER: All those
7 opposed?

8 (No audible response.)

9 CHAIRPERSON MILLER: Abstaining?

10 (No audible response.)

11 CHAIRPERSON MILLER: The vote is
12 6-0-0 to approve.

13 No. 12, review of a letter dated
14 June 13th, 2012 from Andrew Kline requesting
15 that the establishment not be required to
16 re-post their placards. The Licensee
17 removed the placards on June 5, 2012 and
18 replaced them on June 8, 2012 after
19 receiving notification. It's for the
20 establishment Lawson's at 601 13th Street,
21 N.W., License No. 89396 in ANC 2F.

22 Okay. I would move that they not

1 be required to re-placard.

2 MEMBER NOPHLIN: Second.

3 CHAIRPERSON MILLER: Okay. Any
4 comments?

5 (No audible response.)

6 CHAIRPERSON MILLER: Okay. All
7 right. No comments. All those in favor,
8 say aye?

9 (Chorus of ayes.)

10 CHAIRPERSON MILLER: All those
11 opposed?

12 (No audible response.)

13 CHAIRPERSON MILLER: All those
14 abstaining?

15 (No audible response.)

16 CHAIRPERSON MILLER: The vote is
17 6-0-0.

18 No. 13 is a review of a letter
19 dated June 6th, 2012 requesting
20 reconsideration of Board Order No. 2012-165
21 ordering the Licensee pay \$3,250 by June
22 9th, 2012. The Office of the Attorney

1 General filed a response in opposition to
2 the request. The establishment is Sunset
3 Liquors at 1627 1st Street, N.W., License
4 No. 60657.

5 Okay. Though I'm sympathetic
6 with this Licensee, the motion is untimely
7 under the statute 25-433(d)(1), so I would
8 move to deny the request.

9 MEMBER NOPHLIN: Second.

10 CHAIRPERSON MILLER: Okay. Any
11 other comments?

12 (No audible response.)

13 CHAIRPERSON MILLER: All those in
14 favor of the motion to deny, say aye?

15 (Chorus of ayes.)

16 CHAIRPERSON MILLER: All those
17 opposed?

18 (No audible response.)

19 CHAIRPERSON MILLER: All those
20 abstaining?

21 (No audible response.)

22 CHAIRPERSON MILLER: The vote is

1 6-0-0.

2 No. 14, review of correspondence
3 dated May 27th, 2012 from Brendan Smith
4 requesting clarification of Board Order No.
5 2011-448 for Capitol Food Mart regarding
6 single sales. Capitol Food Mart is located
7 1634 North Capitol Street, N.W., License
8 No. 86246.

9 And I would move that we postpone
10 consideration of this correspondence until
11 July 11th, 2012.

12 MEMBER NOPHLIN: Second.

13 CHAIRPERSON MILLER: Okay. Any
14 comments?

15 (No audible response.)

16 CHAIRPERSON MILLER: All right.

17 All those in favor of postponing, say aye?

18 (Chorus of ayes.)

19 CHAIRPERSON MILLER: All those
20 opposed?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those

1 abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: The vote is
4 6-0-0.

5 Next is a motion for
6 reinstatement from Don Padua for the
7 National Capital Area Command of the
8 Salvation Army. Protestant was dismissed at
9 the roll call hearing on June 11th, 2012.
10 Club Illusions is located at 2101 New York
11 Avenue, N.E., License No. 88682.

12 I move that we also postpone
13 consideration of this motion until July
14 11th. Do I have a second?

15 MEMBER NOPHLIN: Second.

16 CHAIRPERSON MILLER: Comments?

17 (No audible response.)

18 CHAIRPERSON MILLER: All those in
19 favor, say aye?

20 (Chorus of ayes.)

21 CHAIRPERSON MILLER: All those
22 opposed?

1 CHAIRPERSON MILLER: The vote is
2 6-0-0 to postpone.

3 No. 16 is a review of a request
4 for single sales moratorium exception for
5 Good Libations dated May 1st, 2012. ANC 2C
6 does not support the request. Good
7 Libations is located at 1201 5th Street,
8 N.W., Retailer A License No. 73063.

9 I move that we schedule a fact
10 finding.

11 MEMBER NOPHLIN: Second.

12 CHAIRPERSON MILLER: Okay. Do I
13 have any comments?

14 (No audible response.)

15 CHAIRPERSON MILLER: All those in
16 favor, say aye?

17 (Chorus of ayes.)

18 CHAIRPERSON MILLER: All those
19 opposed?

20 (No audible response.)

21 CHAIRPERSON MILLER: All those
22 abstaining?

1 (No audible response.)

2 CHAIRPERSON MILLER: The vote is
3 6-0-0 to schedule a fact finding hearing.

4 Seventeen is review of a request
5 for a single sale moratorium exception for
6 Hayden's, Inc. dated May 7th, 2012. ANC 6B
7 supports the request. Hayden's Inc. is
8 located at 700 North Carolina Avenue, S.E.,
9 License No. 437.

10 I move to approve. Do I have a
11 second?

12 MEMBER NOPHLIN: Second.

13 CHAIRPERSON MILLER: Comments?

14 (No audible response.)

15 CHAIRPERSON MILLER: All those in
16 favor, say aye?

17 (Chorus of ayes.)

18 CHAIRPERSON MILLER: All those
19 opposed?

20 (No audible response.)

21 CHAIRPERSON MILLER: All those
22 abstaining?

1 (No audible response.)

2 CHAIRPERSON MILLER: The vote is
3 6-0-0 to approve.

4 No. 18 is a request for a single
5 sales moratorium exception for World Liquors
6 dated May 8th, 2012. ANC 6B supports the
7 request. World Liquors is located at 1453
8 Pennsylvania Avenue, S.E., License No. 76.

9 I move to approve. Do I have a
10 second?

11 MEMBER NOPHLIN: Second.

12 CHAIRPERSON MILLER: Any
13 comments?

14 (No audible response.)

15 CHAIRPERSON MILLER: All those in
16 favor, say aye?

17 (Chorus of ayes.)

18 CHAIRPERSON MILLER: All those
19 opposed?

20 (No audible response.)

21 CHAIRPERSON MILLER: All those
22 abstaining?

1 (No audible response.)

2 CHAIRPERSON MILLER: The vote is
3 6-0-0.

4 No. 19 is a review of a voluntary
5 agreement dated June 12th, 2012 between
6 World Liquors and ANC 6B. World Liquors is
7 located at 1453 Pennsylvania Avenue, S.E.,
8 License No. 76.

9 I move to approve with
10 modifications to section 2(b). Do I have a
11 second?

12 MEMBER NOPHLIN: Second.

13 CHAIRPERSON MILLER: Any
14 comments?

15 (No audible response.)

16 CHAIRPERSON MILLER: All those in
17 favor, say aye?

18 (Chorus of ayes.)

19 CHAIRPERSON MILLER: All those
20 opposed?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those

1 abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: It passes to
4 approve by a vote of 5-0-0.

5 No. 20 is a review of a voluntary
6 agreement dated May 7th, 2012 between Good
7 Libations and ANC 2C.

8 I move to postpone this until
9 after the fact finding hearing for the
10 single sales exemption which we have
11 scheduled. Do I have a second?

12 MEMBER NOPHLIN: Second.

13 CHAIRPERSON MILLER: Okay. Any
14 comments?

15 (No audible response.)

16 CHAIRPERSON MILLER: All those in
17 favor, say aye?

18 (Chorus of ayes.)

19 CHAIRPERSON MILLER: All those
20 opposed?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those

1 abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: Then it will
4 be postponed by a vote of 6-0-0.

5 No. 21, review of voluntary
6 agreement dated June 3rd, 2012 between DC
7 Reynolds and ANC 1A. DC Reynolds is located
8 at 3628 Georgia Avenue, N.W., License No.
9 87045.

10 Okay. I move to approve with
11 modifications to section 2, section 8,
12 section 10 and section 11, right? Okay.
13 Any others?

14 (No audible response.)

15 CHAIRPERSON MILLER: Okay. Do I
16 have a second?

17 MEMBER NOPHLIN: Second.

18 CHAIRPERSON MILLER: All those in
19 favor, say aye?

20 (Chorus of ayes.)

21 CHAIRPERSON MILLER: All those
22 opposed?

1 (No audible response.)

2 CHAIRPERSON MILLER: All those
3 abstaining?

4 (No audible response.)

5 CHAIRPERSON MILLER: The vote to
6 approve passage, 6-0-0.

7 No. 22 is a review of a voluntary
8 agreement dated June 6th, 2012 between B Too
9 and ANC 2F. B Too is located at 1324 14th
10 Street, N.W., License No. 89499.

11 I move to approve. Do I have a
12 second?

13 MEMBER NOPHLIN: Second.

14 CHAIRPERSON MILLER: Any
15 comments?

16 (No audible response.)

17 CHAIRPERSON MILLER: Okay. All
18 those in favor, say aye?

19 (Chorus of ayes.)

20 CHAIRPERSON MILLER: All those
21 opposed?

22 (No audible response.)

1 MEMBER BROOKS: All those
2 abstaining?

3 (No audible response.)

4 CHAIRPERSON MILLER: The motion
5 passes 6-0-0.

6 No. 23 is a voluntary agreement
7 dated January 25, 2012 between Miriam's
8 Cafeteria and ANC 4C and the Shepherd Street
9 Block Association. Miriam's Cafeteria is
10 located at 3931 14th Street, N.W., License
11 No. 75536.

12 I move to approve with
13 modifications to paragraphs 3, 4, 7, 10 and
14 13. Okay. Do I have a second?

15 MEMBER NOPHLIN: Second.

16 CHAIRPERSON MILLER: All those in
17 favor, say aye?

18 (Chorus of ayes.)

19 CHAIRPERSON MILLER: All those
20 opposed?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those

1 abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: The vote is
4 6-0-0 to approve with the modifications
5 noted.

6 Twenty-four is a review of a
7 voluntary agreement dated May 14th, 2012
8 between 876 Caf, and ANC 3F. 876 Caf, is
9 located at 4221 Connecticut Avenue, N.W.,
10 License No. 89461.

11 I move to approve with
12 modifications to paragraph No. 17. Do I
13 have a second?

14 MEMBER NOPHLIN: Second.

15 CHAIRPERSON MILLER: Any
16 comments?

17 (No audible response.)

18 CHAIRPERSON MILLER: All those in
19 favor, say aye?

20 (Chorus of ayes.)

21 CHAIRPERSON MILLER: All those
22 opposed?

1 (No audible response.)

2 CHAIRPERSON MILLER: All those
3 abstaining?

4 (No audible response.)

5 CHAIRPERSON MILLER: The vote
6 passes 6-0-0.

7 No. 25 is a voluntary agreement
8 dated June 11th, 2012 between Politics &
9 Prose and ANC 3F. Politics and Prose is
10 located at 5015 Connecticut Avenue, N.W.,
11 License No. 89388.

12 I move to approve with
13 modifications to paragraph 13. Do I have a
14 second?

15 MEMBER NOPHLIN: Second.

16 CHAIRPERSON MILLER: Any
17 comments?

18 (No audible response.)

19 CHAIRPERSON MILLER: Okay. All
20 those in favor, say aye?

21 (Chorus of ayes.)

22 CHAIRPERSON MILLER: All those

1 opposed?

2 (No audible response.)

3 CHAIRPERSON MILLER: All those
4 abstaining?

5 (No audible response.)

6 CHAIRPERSON MILLER: The motion
7 passes 6-0-0.

8 No. 26 is a voluntary agreement
9 dated March 8th, 2012 between Hayden's Inc.
10 and ANC 6B. Hayden's Inc. is located 700
11 North Carolina Avenue, S.E., License No.
12 437.

13 I move to approve with
14 modifications to sections 2(b), 2(c) and
15 2(g). Do I have a second?

16 MEMBER NOPHLIN: Second.

17 CHAIRPERSON MILLER: Any
18 comments?

19 (No audible response.)

20 CHAIRPERSON MILLER: All right.

21 All those in favor, say aye?

22 (Chorus of ayes.)

1 CHAIRPERSON MILLER: All those
2 opposed?

3 (No audible response.)

4 CHAIRPERSON MILLER: All those
5 abstaining?

6 (No audible response.)

7 CHAIRPERSON MILLER: Then the
8 vote is 6-0-0 to approve with limited
9 modifications.

10 That completes our regular
11 agenda.

12 On our supplemental agenda we
13 have No. 1, review of a request for
14 reinstatement of caterer's license following
15 an ABC Board Order canceling the license on
16 June 13th, 2012 for non-payment of license
17 fees. All license fees were paid on June
18 14th, 2012. That's for the Montserrat House
19 Catering, 2018 9th Street, N.W., License No.
20 88332.

21 I move that we approve the Board
22 Order No. 2012-294. Do I have a second?

1 MEMBER NOPHLIN: Second.

2 CHAIRPERSON MILLER: Comments?

3 (No audible response.)

4 CHAIRPERSON MILLER: All those in
5 favor, say aye?

6 (Chorus of ayes.)

7 CHAIRPERSON MILLER: All those
8 opposed?

9 (No audible response.)

10 CHAIRPERSON MILLER: All those
11 abstaining?

12 (No audible response.)

13 CHAIRPERSON MILLER: The vote is
14 6-0-0 to approve.

15 No. 2, review of request for a
16 stipulated license dated June 12th, 2012 and
17 a letter of support from ANC 1B. The
18 establishment is VeraCruz, 2106-2108 Vermont
19 Avenue, N.W., License No. 89601.

20 I move we approve. Do I have a
21 second?

22 MEMBER NOPHLIN: Second.

1 CHAIRPERSON MILLER: Comments?

2 (No audible response.)

3 CHAIRPERSON MILLER: All those in
4 favor, say aye?

5 (Chorus of ayes.)

6 CHAIRPERSON MILLER: All those
7 opposed?

8 (No audible response.)

9 CHAIRPERSON MILLER: All those
10 abstaining?

11 (No audible response.)

12 CHAIRPERSON MILLER: The motion
13 to approve passes 6-0-0.

14 We have a license cancellation
15 for No. 083807, Casa Nonna, a CR. It's at
16 1250 Connecticut Avenue, N.W. So we've had
17 a request to cancel this license.

18 I move that we cancel this via
19 Board Order No. 2012-289. Do I have a
20 second?

21 MEMBER NOPHLIN: Second.

22 CHAIRPERSON MILLER: Any

1 comments?

2 (No audible response.)

3 CHAIRPERSON MILLER: All those in
4 favor, say aye?

5 (Chorus of ayes.)

6 CHAIRPERSON MILLER: All those
7 opposed?

8 (No audible response.)

9 CHAIRPERSON MILLER: All those
10 abstaining?

11 (No audible response.)

12 CHAIRPERSON MILLER: The vote is
13 6-0-0 to approve the cancellation.

14 Okay. I think that concludes our
15 agenda then.

16 As Chairperson of the Alcoholic
17 Beverage Control Board for the District of
18 Columbia and in accordance with Section 405
19 of the Open Meetings Amendment Act of 2010,
20 I move that the ABC Board hold a closed
21 meeting on July 11th, 2012 for the purpose
22 of seeking legal advice from our counsel on

1 the matters identified on the Board's agenda
2 for July 11th, 2012 as published in the D.C.
3 Register on July 6th, 2012. Is there a
4 second?

5 MEMBER NOPHLIN: Second.

6 CHAIRPERSON MILLER: I'll take a
7 roll call vote on the motion before us now
8 that it's been seconded. Mr. Nophlin?

9 MEMBER NOPHLIN: I agree.

10 CHAIRPERSON MILLER: Mr. Brooks?

11 MEMBER BROOKS: I agree.

12 CHAIRPERSON MILLER: Mr. Alberti?

13 MEMBER ALBERTI: I agree.

14 CHAIRPERSON MILLER: Ms. Miller
15 agrees. Mr. Silverstein?

16 MEMBER SILVERSTEIN: I agree.

17 CHAIRPERSON MILLER: Mr. Jones?

18 MEMBER JONES: I agree.

19 CHAIRPERSON MILLER: Okay. Then
20 the motion passes by a vote of 6-0.

21 I hereby give notice that the ABC
22 Board will hold this aforementioned closed

1 meeting. Pursuant to the Open Meetings
2 Amendment Act of 2010, notice will also be
3 posted on the ABC Board hearing room
4 bulletin board, listed on the electronic
5 calendar on ABRA's Web site and published in
6 the D.C. Register in as timely a manner as
7 practicable.

8 As Chairperson of the Alcoholic
9 Beverage Control Board for the District of
10 Columbia and in accordance with Section 405
11 of the Open Meetings Amendment Act of 2010,
12 I move that the ABC Board hold a closed
13 meeting on July 11th, 2012 for the purpose
14 of discussing and hearing reports concerning
15 ongoing or planned investigations of alleged
16 criminal or civil misconduct or violations
17 of law or regulations and seeking legal
18 advice from our counsel on the Board's
19 investigative agenda for July 11th, 2012 as
20 published in the D.C. Register on July 6th,
21 2012. Is there a second?

22 MEMBER NOPHLIN: Second.

1 CHAIRPERSON MILLER: I'll take a
2 roll call vote on the motion before us now
3 that it has been seconded. Mr. Nophlin?

4 MEMBER NOPHLIN: I agree.

5 CHAIRPERSON MILLER: Mr. Brooks?

6 MEMBER BROOKS: I agree.

7 CHAIRPERSON MILLER: Mr. Alberti?

8 MEMBER ALBERTI: I agree.

9 CHAIRPERSON MILLER: Ms. Miller
10 agrees. Mr. Silverstein?

11 MEMBER SILVERSTEIN: I agree.

12 CHAIRPERSON MILLER: Mr. Jones?

13 MEMBER JONES: I agree.

14 CHAIRPERSON MILLER: The motion
15 passes 6-0-0.

16 I hereby give notice that the ABC
17 Board will hold this aforementioned closed
18 meeting. Pursuant to the Open Meetings
19 Amendment Act of 2010, notice will also be
20 posted on the ABC Board hearing room
21 bulletin board, placed on the electronic
22 calendar on ABRA's Web site and published in

1 the D.C. Register in as timely a manner as
2 practicable.

3 And that concludes the business
4 for today, June 27th, 2012. Thank you.

5 (Whereupon, the hearing was
6 concluded at 5:19 p.m.)

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