

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:

La Morenita Restaurant, LLC
t/a La Morenita
3539 Georgia Ave., NW
Retailer CR - ANC-1A
License No. 86595
Case #15-CMP-00361

Show Cause
Hearing
(Status)

(Failed to File Quarterly
Statements-4th Quarter 2014)

July 8, 2015

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
MIKE SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

ALSO PRESENT:

LOUISE PHILLIPS, OAG

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

2 10:03 a.m.

3 CHAIRPERSON MILLER: The next case is
4 Case No. 15-CMP-00261, La Morenita located at
5 3539 Georgia Avenue, N.W., License No. 86595, in
6 ANC-1A.

7 MS. PHILLIPS: So, Madam Chair,
8 apparently I speak too quickly, so we need to
9 speak slowly and they can understand. I have
10 gone over everything that you asked, so hopefully
11 you will ask it in the same order.

12 CHAIRPERSON MILLER: Oh, okay. Well,
13 first, I ask if you would introduce yourselves
14 for the record?

15 MS. PHILLIPS: Louise Phillips,
16 Assistant Attorney General for the District of
17 Columbia.

18 MS. HERRERA: Maria M. Herrera,
19 resident of D.C.

20 MS. AVILES: Blanca Aviles, 601 Parol,
21 La Morenita Restaurant.

22 CHAIRPERSON MILLER: And who is the

1 owner?

2 MS. HERRERA: Blanca.

3 CHAIRPERSON MILLER: Aviles? Okay.

4 So to be clear, there is not a language issue or
5 is there a language issue?

6 MS. HERRERA: Spanish.

7 CHAIRPERSON MILLER: Spanish. Do you
8 understand English if we speak slowly?

9 MS. HERRERA: Yes, I do. And she do,
10 too, but I mean some of the terminology you use
11 in -- she unfamiliar. Me either, but I'm going
12 to try.

13 CHAIRPERSON MILLER: Okay. So --

14 MS. HERRERA: My best way.

15 CHAIRPERSON MILLER: -- Ms. Aviles is
16 the owner.

17 MS. HERRERA: Yes.

18 CHAIRPERSON MILLER: And you are?

19 MS. HERRERA: Her friend.

20 CHAIRPERSON MILLER: Her friend.

21 Okay. You are going to help, okay, with the
22 understanding.

1 MS. HERRERA: Yes.

2 CHAIRPERSON MILLER: Okay. So did you
3 receive notice of this hearing?

4 MS. AVILES: Yes.

5 CHAIRPERSON MILLER: Did you read it?

6 MS. AVILES: Yes.

7 CHAIRPERSON MILLER: Did you
8 understand it?

9 MS. AVILES: Yes.

10 CHAIRPERSON MILLER: Okay. So there
11 are no problems with notice for this hearing.

12 MS. AVILES: No.

13 CHAIRPERSON MILLER: Okay. Good. Ms.
14 Phillips, are there any preliminary matters?

15 MS. PHILLIPS: Yes, Madam Chair, there
16 are.

17 CHAIRPERSON MILLER: Okay.

18 MS. PHILLIPS: I have spoken to the
19 owner and her friend, Ms. Herrera, about the fact
20 that this is a quarterly statement case. I have
21 told the owner that she can receive help in
22 Spanish to accomplish this. She told me that she

1 has an accountant that does her quarterly
2 statements and that he admitted he was a few days
3 late.

4 MS. AVILES: Late.

5 MS. PHILLIPS: So she agreed to pay a
6 fine of \$500 today if the Board approves.

7 CHAIRPERSON MILLER: Okay. So I'm
8 going to ask again to make sure that you agree --

9 MS. AVILES: Yes.

10 CHAIRPERSON MILLER: -- to pay \$500
11 today --

12 MS. HERRERA: Um-hum.

13 CHAIRPERSON MILLER: -- to resolve
14 this case?

15 MS. AVILES: Yes.

16 CHAIRPERSON MILLER: And you
17 understand that you waive your right to a hearing
18 if you accept this Offer in Compromise?

19 MS. AVILES: Yes.

20 CHAIRPERSON MILLER: And also you
21 cannot appeal if you accept this Offer in
22 Compromise?

1 MS. AVILES: That's okay. She accept
2 to pay.

3 MS. HERRERA: She accept to pay
4 because she know they had a mistake verbal
5 because the accountant she hired, he send the
6 information late.

7 CHAIRPERSON MILLER: Okay. Okay. All
8 right.

9 MS. HERRERA: This her first time.

10 CHAIRPERSON MILLER: Okay. Any
11 questions by Board Members? Okay. Any other
12 questions or statements?

13 MS. PHILLIPS: No, thank you.

14 CHAIRPERSON MILLER: Okay. So now the
15 Board will vote. And I would move that we
16 approve this Offer in Compromise of \$500 to be
17 paid today. Do I have a --

18 MEMBER SHORT: Second.

19 CHAIRPERSON MILLER: Mr. Short has
20 seconded the motion. All those in favor say aye.

21 ALL: Aye.

22 CHAIRPERSON MILLER: All those

1 opposed? All those abstaining? The motion
2 passes 5-0-0. Okay.

3 MS. PHILLIPS: Mr. Rivero tells me
4 that the name of the establishment is spelled
5 incorrectly.

6 MEMBER SILVERSTEIN: It's La Morenita.

7 CHAIRPERSON MILLER: Morenita. Okay.

8 MS. AVILES: La Morenita.

9 CHAIRPERSON MILLER: Actually it has
10 been corrected on our hearing disposition.

11 MS. PHILLIPS: Good.

12 MS. HERRERA: Yes, I know it is done.
13 It's La Morenita.

14 MEMBER RODRIGUEZ: Yes, nice name.

15 CHAIRPERSON MILLER: Okay. Okay.
16 Thank you.

17 MS. AVILES: Okay.

18 MS. HERRERA: Okay.

19 CHAIRPERSON MILLER: Okay.

20 (Whereupon, the Show Cause (Status)
21 Hearing in the above-entitled matter was
22 concluded at 10:10 a.m.)

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