

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

IN THE MATTER OF:

RCX, LLC	Fact-
t/a Stadium Club	Finding
2127 Queens Chapel Road, NE	Hearing
Retailer CN - ANC-5C	
License No. 94244	

(Transfer Application)

July 9, 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

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

(2:03 p.m.)

CHAIRPERSON MILLER: Okay. Our next Fact-Finding Hearing is with respect to the Stadium Club and that's located at 2127 Queens Chapel Road, N.E., License No. 94244, in ANC-5C. Good afternoon.

MR. HAFFNER: Good afternoon.

CHAIRPERSON MILLER: If you would introduce yourselves for the record and then also sign-in? Is there a piece of paper there for you to sign-in? Yes, okay.

MR. HAFFNER: My name is Julian Haffner on behalf of the Stadium Club.

MEMBER ALBERTI: Your name again, sir?

CHAIRPERSON MILLER: I'm sorry.

MR. HAFFNER: Julian Haffner, that's H-A-F-F, as in Frank, N-E-R.

CHAIRPERSON MILLER: Oh, yes, okay.

MR. MORSE: Anthony Morse, General

1       Manager.   M-O-R-S-E.

2                   CHAIRPERSON MILLER:   Anthony,  
3       what's your last name?

4                   MR. MORSE:   M-O-R-S-E.

5                   CHAIRPERSON MILLER:   M-O-R-S-E.

6                   MR. MORSE:   Yes.

7                   CHAIRPERSON MILLER:   And you are  
8       what?

9                   MR. MORSE:   The General Manager.

10                  CHAIRPERSON MILLER:   General  
11       Manager?

12                  MR. MORSE:   Yes.

13                  CHAIRPERSON MILLER:   Do you have  
14       any -- okay.   This is involving the transfer  
15       application, correct?

16                  MR. HAFFNER:   Yes.

17                  CHAIRPERSON MILLER:   And you are  
18       counsel?

19                  MR. HAFFNER:   That's right.

20                  CHAIRPERSON MILLER:   Okay.   And,  
21       Mr. Morse, do you have any ownership interest  
22       or you're an employee?

1                   MR. MORSE: Unfortunately, the two  
2 owners of the respected transferee are both  
3 out of the country on business. However, I do  
4 have representation from Rudy Clyde Thomas,  
5 one of the owners, that he would be available  
6 by Skype, if necessary.

7                   CHAIRPERSON MILLER: Okay.

8                   MR. MORSE: So --

9                   CHAIRPERSON MILLER: Where is he?

10                  MR. MORSE: He is in London.

11                  CHAIRPERSON MILLER: Okay. So I  
12 was under the impression that part of the  
13 reason for this hearing was for the owners to  
14 introduce themselves to us and we would get an  
15 idea who the owners were.

16                  MR. MORSE: Right, right.

17                  CHAIRPERSON MILLER: I mean, they  
18 requested this hearing.

19                  MR. MORSE: That's right.

20                  CHAIRPERSON MILLER: Okay. So  
21 they are not here, so what do you think the  
22 purpose of this hearing is?

1 MR. HAFFNER: Well, I think we  
2 still want to introduce the ownership. I have  
3 provided bios last night of both of the  
4 owners. Also, to give you a sense of the  
5 changes that are being made and implemented to  
6 avoid some of the things that happened in the  
7 past.

8 CHAIRPERSON MILLER: Okay.

9 MR. HAFFNER: And just to give the  
10 Board a general sense of the positive,  
11 generally positive direction that the club is  
12 headed and field any questions to the extent  
13 we can.

14 CHAIRPERSON MILLER: Okay. All  
15 right.

16 MR. HAFFNER: So I'm just going to  
17 jump into it.

18 CHAIRPERSON MILLER: And I can't  
19 remember if I said this or not, but you are  
20 counsel to the owners. Is that correct?

21 MR. HAFFNER: That's right.

22 CHAIRPERSON MILLER: Okay. Yes,

1 jump on in.

2 MR. HAFFNER: Okay. So as I have  
3 already said, my name is Julian Haffner  
4 representing RCX, LLC, the proposed transferee  
5 of the license in question today.

6 I just want to first thank you all  
7 for taking -- for setting this meeting and  
8 allowing us to introduce ourselves.

9 First and foremost, I should let  
10 you know that RCX, LLC is owned by -- there  
11 are two principals, Rudy Clyde Thomas, who is  
12 the majority owner, at 67.6 percent, and John  
13 Vassos, that's V-A-S-S-O-S, who has the other  
14 32.4 percent.

15 The mission of RCX, LLC as relates  
16 to Stadium, LLC is to profitably, obviously,  
17 operate the Stadium Club in a clean, safe and  
18 most important ABC compliant manner. And I  
19 think that is reflected in the business plan  
20 that we also provided earlier to you. You  
21 should have copies of that.

22 We want to make clear that we are

1 aware that certain problems have been attached  
2 to the previous owners of Stadium Club and we  
3 want to make sure that, to that end, we  
4 distinguish ourselves in any way possible from  
5 that previous ownership.

6 One of the ways in which we are  
7 doing that is the revamped security plan which  
8 has also been divided for you all previous to  
9 this hearing. And in that security plan, one  
10 of the things I want to highlight is that the  
11 perspective new security detail are going to  
12 be trained very rigorously, which hasn't  
13 happened in the past and Mr. Morse can  
14 actually speak to that a little bit more when  
15 we get to that point.

16 I should also let you know that  
17 that training, we anticipate, is going to  
18 happen on July 17th of this year, very  
19 shortly. However, all of that is contingent  
20 upon the perspective security hires passing  
21 background checks, so that process -- that's  
22 actually in process now.

1                   We haven't gotten back the  
2 results, but as soon as we get the results and  
3 assuming that they are favorable, then they  
4 will be able to advance to the training.

5                   The training is going to be  
6 conducted by a gentleman that I think you  
7 should be familiar with, ABC Consultants and  
8 that is comprised of Jeff Jackson, who is a  
9 former member of your distinguished Board, Ron  
10 Monroe who was a former assistant chief of  
11 police and Mr. Phillip Villanueva, who also  
12 used to be a lead trainer for the Metropolitan  
13 Police Department.

14                   So we have quality individuals who  
15 are going to be spearheading the training of  
16 the security detail and I think that is going  
17 to be a key difference in what happened  
18 before.

19                   Part of that training is going to  
20 be Alcohol Awareness, obviously, conflict  
21 resolution and verbal judo. So all these  
22 things are designed to diffuse situations

1 before they escalate, diffuse situations  
2 without resorting to violence and generally  
3 promote a safe environment at the club.

4 To also let you know that we have  
5 already provided Alcohol Awareness Training to  
6 our wait staff with an emphasis on backup  
7 drinks and sales to minors and also service to  
8 intoxicated individuals. If you like, I also  
9 have copies of the certificates of those  
10 employees, wait staff who were trained and I  
11 can provide that to you, supplement that to  
12 you a little bit later --

13 CHAIRPERSON MILLER: Okay.

14 MR. HAFFNER: -- for your review.  
15 Furthermore, we have a new camera system  
16 installed in the club, 37 different cameras,  
17 37 different angles which provides a very  
18 comprehensive overview of what is happening at  
19 the club at any given time. I have also  
20 provided you with the camera angles as well,  
21 so hopefully you have that for your review.

22 So again, the emphasis is on

1 maintaining, controlling the atmosphere, the  
2 environment, creating a safe environment for  
3 the patrons and the club, as well as the  
4 employees, obviously.

5           So I should also let you know that  
6 the -- I personally haven't, but some of the  
7 club membership and -- I'm sorry, the  
8 ownership and the management have met with  
9 Sergeant Ferretti, who is the PSA in the 5th  
10 District, to introduce ourselves, introduce  
11 what we are doing at the club and we have been  
12 -- that has been favorable.

13           We have also taken the time to  
14 meet Carlo Butler, who is the ANC for the 5th  
15 District there or the District in which the  
16 Stadium Club is located and we have had  
17 positive communication with her as well. We  
18 are also scheduled to have a follow-up, if not  
19 this week, some time next week with her just  
20 to let her know how some of the things that we  
21 mentioned to her at our previous meeting are  
22 being implemented. So it's basically an

1 update.

2 I also want to mention that since  
3 RCX has taken over the management of the club,  
4 there hasn't been any incidents. We keep a  
5 daily incident log and there have been no  
6 incidents whatsoever, not one incident since  
7 RCX has taken over the club and I think that  
8 is due in large part to the change in  
9 management, the changing approach to  
10 management that RCX has undertaken.

11 And I expect that that's only  
12 going to continue going forward, especially as  
13 we start to implement some of the things that  
14 right now only exist in theory.

15 And to let you know also that --  
16 so I guess all those things being said, we  
17 would, obviously, like to ask the Board to  
18 consider favorably the transfer of the liquor  
19 license to allow us to go forward and  
20 implement some of the new policies and  
21 procedures that we anticipate.

22 And furthermore, I would like to

1 mention that even though we don't have  
2 standing, we being RCX don't have standing, to  
3 address some of the issue -- the penalties  
4 that have been handed down to the previous  
5 ownership or the current ownership of previous  
6 managers, we ask that in anticipation of the  
7 transfer going through that the Board consider  
8 increasing the fine that has currently been  
9 imposed in lieu of implementing a 30 day shut  
10 down.

11 I ask that because the 30 day shut  
12 down is going to stall some of the impetus  
13 or --

14 CHAIRPERSON MILLER: Okay.

15 MR. HAFFNER: -- is going to stall  
16 some of the implementation of some of the  
17 plans that the owner has for the club. It is  
18 also going to perhaps result in us losing  
19 quite a bit of our employees, which stand at  
20 about 75 right now. So the club employs 75  
21 people at any given time, all of whom most  
22 likely will not remain if the club is shut

1 down for 30 days.

2 So the point is, we would like the  
3 Board to give us the time and opportunity and  
4 space and to implement some of these  
5 procedures and if and when those procedures  
6 aren't correctly implemented, to consider  
7 reimposing the shut down. But for right now,  
8 it would really stall some of the progress  
9 that has been made thus far.

10 So I guess to that end, that's  
11 essentially the comments that I had prepared.  
12 If you have any questions, we are here to  
13 answer them.

14 MEMBER SHORT: I do.

15 CHAIRPERSON MILLER: Okay. Mr.  
16 Short?

17 MEMBER SHORT: Good afternoon.

18 MR. HAFFNER: Good afternoon.

19 MEMBER SHORT: You say the owner,  
20 the new owners would want to transfer the ABC  
21 license to them, couldn't make this meeting  
22 today after they called and asked us to meet

1 with them so we could find out who they are  
2 and now they can't be here? I think that  
3 that's really not starting out on the right  
4 foot.

5 I think, essentially, it's a  
6 signal to this Board that we can send our  
7 attorney. We can send the guy who runs the  
8 club for us. They want to change it over for  
9 us. We don't have to come forward. We don't  
10 have to meet with them. We asked for a  
11 meeting and I would say spending the  
12 District's time and money a little differently  
13 when we are looking to have a meeting with the  
14 owners.

15 I'm not satisfied with your  
16 commentary and your remarks, but I don't take  
17 them as being the Stadium. The owners need to  
18 come forward if they would like to have a  
19 liquor license. I'm just one Board Member and  
20 I don't think that I'm going to be voting  
21 until I meet the owners. That's my comment.

22 MR. HAFFNER: With respect, may I

1 just briefly respond?

2 CHAIRPERSON MILLER: Yes.

3 MR. HAFFNER: Again, this was the  
4 -- this hearing was called on short notice and  
5 Mr. Thomas and Mr. Vassos had already been --  
6 already had plans to leave the --

7 MEMBER SHORT: They asked for this  
8 date. They asked for this time.

9 MEMBER ALBERTI: They asked for  
10 this date, so how could they ask for this date  
11 when they knew they weren't going to be here?  
12 I'm sorry to interrupt. Excuse me.

13 MR. HAFFNER: Well, I think that  
14 we asked for the meeting, but I'm not sure  
15 that we specified a date.

16 MEMBER ALBERTI: But they agreed  
17 to this date.

18 CHAIRPERSON MILLER: Yes.

19 MEMBER ALBERTI: They agreed to  
20 this date with our General Counsel. So the  
21 question I have and the question, I think,  
22 that is standing here is why did they agree to

1 this date when they knew they couldn't make  
2 it? When you sit there and tell me and give  
3 me this line, I'll be quite frank with you,  
4 when you feed me a line that says oh, it was  
5 scheduled on short notice, it doesn't cut it  
6 when they were in agreement with this date and  
7 could have postponed it to another date.

8 So don't try to feed us a line.  
9 Be honest with us like the previous people and  
10 you will get some place.

11 MR. HAFFNER: So I do believe that  
12 there was a request for a postponement. I  
13 didn't personally make that request, but there  
14 was a request made. This was the date that  
15 was chosen, so I do believe there was a  
16 request for a postponement.

17 CHAIRPERSON MILLER: Okay. So  
18 it's unfortunate and some people don't know  
19 that they can request a different date if they  
20 get a date that they can't come. They think  
21 it's better to send somebody, so with respect  
22 to this Board, especially this kind of

1 situation, it's much better for them to have  
2 come.

3 Not that -- you did a great job,  
4 you know, that's not the point, you know.  
5 Okay. So that's unfortunate. Yes?

6 MEMBER SILVERSTEIN: Madam Chair?

7 CHAIRPERSON MILLER: Yes?

8 MEMBER SILVERSTEIN: I want to  
9 echo the thunder I have heard on my left and  
10 right. The establishment that we are dealing  
11 with here has been a troubled establishment.  
12 It has at times willingly and brazenly and  
13 openly defied the law and said it would do so  
14 as a cost of doing business.

15 And now, we are presented with new  
16 owners who say that they are going to turn  
17 things around and the first thing that they do  
18 to turn things around is to turn around and  
19 head of town when we think we are going to  
20 meet with them.

21 It is not final chapter here, but  
22 it's a hell of a way to get started. And I

1 would ask that you tell them our feelings  
2 about this and it's not just our feelings,  
3 because we are the ones who have to rule. And  
4 you know, none of this is your fault or any  
5 reflection on you or your presentation.

6 It's just we thought we were going  
7 to see them. Thank you.

8 CHAIRPERSON MILLER: Okay.

9 MEMBER ALBERTI: I actually do  
10 have some questions, if I may?

11 CHAIRPERSON MILLER: Yes, go  
12 ahead.

13 MEMBER ALBERTI: Since I've got  
14 you here. What is the onus of Mr. Vassos and  
15 Mr. Thomas, is it --

16 MR. HAFFNER: Vassos and Thomas.

17 MEMBER ALBERTI: Vassos and Mr.  
18 Thomas. What's their current role in the  
19 operation of the club?

20 MR. HAFFNER: So Mr. Vassos is  
21 more of a silent partner. Just for purposes  
22 of this discussion, he is more of a silent

1 partner.

2 MEMBER ALBERTI: Well, as a group.  
3 I mean, as a partnership, what's their role?  
4 When this club is operating, what's their  
5 role?

6 MR. HAFFNER: So again, Mr. Vassos  
7 is more of a silent partner. He doesn't have  
8 a hands-on role.

9 MEMBER ALBERTI: All right.

10 MR. HAFFNER: Mr. Clyde Thomas  
11 more of an overseer. He has more of a hands-  
12 on approach. And that's just by virtue of  
13 their agreement with each other.

14 MEMBER ALBERTI: Under what  
15 authority do they operate in the club right  
16 now?

17 MR. HAFFNER: Well, I believe you  
18 are aware that there is a management agreement  
19 in place between RCX and the Stadium Group  
20 whereby RCX has assumed the management, day-  
21 to-day management of the club, but there is no  
22 -- there has been no --

1 MEMBER ALBERTI: Okay.

2 MR. HAFFNER: -- change in  
3 ownership.

4 MEMBER ALBERTI: So they are, I  
5 assume, day-to-day, right?

6 MR. HAFFNER: Yes.

7 MEMBER ALBERTI: All right. So  
8 are they overseeing the operations of all the  
9 employees?

10 MR. HAFFNER: They being RCX?

11 MEMBER ALBERTI: Yes.

12 MR. HAFFNER: Not in a hands-on  
13 way. They delegated the authority to general  
14 managers and other managers to do that.

15 MEMBER ALBERTI: Are they  
16 overseeing the performance and training of  
17 security staff?

18 MR. HAFFNER: Again, they  
19 delegated that responsibility, but that's one  
20 of the --

21 MEMBER ALBERTI: To whom?

22 MR. HAFFNER: -- well, to ABC

1 Consultants, who is going to be doing the  
2 training for the security detail. They have  
3 also ensured that wait staff, like I said  
4 before, was trained, Alcohol Awareness  
5 Training. So, yes, they have undertaken those  
6 duties to make sure that those things are --

7 MEMBER ALBERTI: They are  
8 responsible for that, right?

9 MR. HAFFNER: Sure, sure.

10 MEMBER ALBERTI: All right. So  
11 you talk about all this new training for  
12 security staff. Why hasn't it begun already?  
13 I mean, this place has been operating. How  
14 long have they had this contract to manage  
15 this place?

16 MR. HAFFNER: Understood. I  
17 believe the contract actually was executed  
18 probably not even 60 days ago. Maybe 60 days.  
19 I have to check.

20 MEMBER ALBERTI: 60 days ago?

21 MR. HAFFNER: I can check the -- I  
22 have to check. But like I said previously,

1 the training hasn't --

2 MEMBER ALBERTI: But you don't  
3 know? Would -- Mr. Vassos and Mr. Thomas,  
4 would they know?

5 MR. HAFFNER: They would know  
6 about. So like I said, I think it was  
7 probably two or three months ago.

8 MEMBER ALBERTI: But would they  
9 know the date? Would they have known the  
10 answer to that question?

11 MR. HAFFNER: They should, yes.

12 MEMBER ALBERTI: Yes, and they are  
13 not here. That's part of the problem. Just  
14 sort of an example of part of the problem I'm  
15 having.

16 MR. HAFFNER: I mean, it's --

17 MEMBER ALBERTI: All right.

18 MR. HAFFNER: -- I can pull up --

19 MEMBER ALBERTI: So 60 days ago.

20 MR. HAFFNER: -- the answer.

21 MEMBER ALBERTI: 60 days ago. All  
22 right. Why hasn't -- why haven't you -- why

1 haven't they started retraining that staff  
2 already?

3 MR. HAFFNER: I appreciate that  
4 question. So like I said previously, I think  
5 the reason that the training hasn't started is  
6 because we are waiting on background checks  
7 for all of the new security personnel. So  
8 that's one of the new protocols that has been  
9 implemented to ensure that the security staff  
10 operates the way that they need to operate in  
11 order to ensure that we have a safe  
12 environment.

13 MEMBER ALBERTI: More detail on  
14 what -- what do you mean by new security?

15 MR. HAFFNER: To the security  
16 staff that is being hired.

17 MEMBER ALBERTI: You have all new  
18 security staff that is being hired? What did  
19 you do with the old staff?

20 MR. HAFFNER: They have been --  
21 some have been terminated. And I think Mr.  
22 Morse can actually speak.

1                   MEMBER ALBERTI:  When did that  
2                   start?  When did the terminate start?

3                   MR. MORSE:  The termination  
4                   started like a couple of weeks ago.

5                   MEMBER ALBERTI:  Oh, what just two  
6                   weeks ago?

7                   MR. MORSE:  It's a week.

8                   MEMBER ALBERTI:  So you have been  
9                   operating at least six weeks with the old  
10                  staff, right?

11                  MR. MORSE:  (No audible answer.)

12                  MEMBER ALBERTI:  Can you enlighten  
13                  me as to the process there, an evaluation  
14                  about what you were going to do and why you  
15                  needed to do it?

16                  MR. HAFFNER:  I'm sorry, who was  
17                  going to do --

18                  MEMBER ALBERTI:  How do you decide  
19                  that you needed a new security staff and how  
20                  likely as to how that came about, how you  
21                  evaluated it.  I mean, how did you start the  
22                  process?

1                   MR. HAFFNER: Well, I can speak.  
2                   Generally, I think he can speak a little bit  
3                   more specifically. But I think that when  
4                   Rudy, in particular, Mr. Clyde Thomas came in,  
5                   I think security was one of the reasons that  
6                   we saw these recurring issues with the  
7                   previous ownership and that was a priority was  
8                   to ensure the new security would avoid some of  
9                   those prior concerns.

10                  MEMBER ALBERTI: Okay. I mean,  
11                  that's a given. So how did you decided that  
12                  you needed new security? I mean, how has this  
13                  whole process come about? How is -- describe  
14                  to me this decision process.

15                  MR. MORSE: We had a few  
16                  complaints about the old security.

17                  MEMBER ALBERTI: Pardon?

18                  MR. MORSE: And all we needed was  
19                  one or two complaints and we wanted to just go  
20                  ahead and just execute those, those guys and  
21                  just rebuild.

22                  MEMBER ALBERTI: It's as simple as

1 that, huh? When did you get those complaints  
2 about the old security?

3 MR. MORSE: I would say within two  
4 weeks time.

5 MEMBER ALBERTI: Within two weeks  
6 time of what?

7 MR. MORSE: Of changing over.

8 MEMBER ALBERTI: Of what?

9 MR. MORSE: And that's the whole  
10 reason why we changed over.

11 MEMBER ALBERTI: Two weeks time of  
12 what?

13 MR. MORSE: Prior to those times  
14 and when we --

15 MEMBER ALBERTI: When did you get  
16 -- I asked you -- wait, wait, wait. When did  
17 you get the complaints about the existing  
18 security?

19 MR. HAFFNER: I'm not sure that  
20 there was a --

21 MEMBER ALBERTI: Okay. Okay. But  
22 if you are getting the idea of where the

1 questions are going, you better be -- I mean,  
2 next time we see you all, really come  
3 prepared. Honest. Because I want to know a  
4 lot of detail about how you have been  
5 operating, are you planning, are you planning  
6 for changes? This is not just the rubber  
7 stamp here, folks.

8 This club has had problems and we  
9 have seen -- I will tell you, when we see a  
10 club with problems and it transfers ownership  
11 and we see those problems continue very often.  
12 Cliental get used to something, how you staff  
13 it, the staff get used to the old procedures.  
14 This is a serious business and I need a lot of  
15 information and you are not able to provide it  
16 today.

17 MR. HAFFNER: All right.

18 MEMBER ALBERTI: So I'm going to  
19 cut it right there. But I am going to ask  
20 something. On your license I have CapX  
21 Solutions, LLC and is it F9 Properties, LLC as  
22 the two owners?

1 MR. HAFFNER: That's Cap, yes,  
2 right.

3 MEMBER ALBERTI: All right. So  
4 what is F9 Properties, LLC? That's 67.6  
5 percent owner, right? Two-thirds owner,  
6 right? Who are the members of that LLC?

7 MR. HAFFNER: So actually, that's  
8 Rudy Clyde Thomas.

9 MEMBER ALBERTI: Pardon?

10 MR. HAFFNER: That should be Rudy  
11 Clyde Thomas as the --

12 MEMBER ALBERTI: All right. So  
13 who is the -- who are the members of that LLC?

14 MR. HAFFNER: Of F9?

15 MEMBER ALBERTI: Yes.

16 MR. HAFFNER: F9 is Andre  
17 Iguodala. He is the --

18 MEMBER ALBERTI: Pardon?

19 MR. HAFFNER: Andre Iguodala is  
20 the sole owner of F9 Properties, LLC.

21 MEMBER ALBERTI: Andre who?

22 MR. HAFFNER: Iguodala.

1                   MEMBER ALBERTI:   So it isn't Mr.  
2                   Thomas or Mr. Vassos?

3                   MR. HAFFNER:    Not of F9, no.

4                   MEMBER ALBERTI:   So what is this  
5                   guy's name?   What's this gentleman's name?

6                   MR. HAFFNER:    If I can respond, so  
7                   Andre Iguodala.

8                   MEMBER ALBERTI:   Can you spell  
9                   that?   Andre?   Can you spell the last name?

10                  MR. HAFFNER:    It's I-G-U-O-D, as  
11                  in dog, A-L-A.

12                  MEMBER ALBERTI:   Okay.

13                  MR. HAFFNER:    And CapX is 100  
14                  percent owned by John Vassos.

15                  MEMBER ALBERTI:   So where does Mr.  
16                  Thomas come in?

17                  MR. HAFFNER:    Mr. Thomas is the  
18                  manager of F9 Properties.

19                  MEMBER ALBERTI:   But he is not --  
20                  does he have an ownership in that?

21                  MR. HAFFNER:    He doesn't have any.  
22                  Not that I -- I don't believe he has ownership

1 in F9 Properties. He does not, but he is the  
2 owner of -- I'm sorry, the manager of F9  
3 Properties.

4 MEMBER ALBERTI: Great. Thank  
5 you. This has been very helpful.

6 CHAIRPERSON MILLER: Okay.

7 MEMBER ALBERTI: I can tell you  
8 that maybe we just don't get it here. Maybe  
9 we have a complete breakdown of communication,  
10 but I've got to tell you what was communicated  
11 to me, and I rely on my staff, they are pretty  
12 good, that Mr. Thomas was somehow portraying  
13 himself as an owner.

14 And in fact, you started off by  
15 telling me that the two owners were Mr. Thomas  
16 and Mr. Vassos.

17 MR. HAFFNER: Vassos.

18 MEMBER ALBERTI: Vassos. I'm  
19 sorry, Vassos. And that Mr. Thomas was 67.9  
20 percent owner. And now, you are telling me  
21 that's not true. I've got to tell you, it's  
22 not going to be a whole level of confidence

1 here.

2 MR. HAFFNER: This is the issue.

3 I tend to --

4 MEMBER ALBERTI: Yes, that is the  
5 issue. Go ahead.

6 MR. HAFFNER: I tend to conflate  
7 Mr. Thomas in his individual capacity with F9,  
8 because he is the sole manager and has all the  
9 management managerial --

10 MEMBER ALBERTI: As you can see,  
11 you better stop conflating facts or issues  
12 when you come before us next time.

13 MR. HAFFNER: Understood. So --

14 MEMBER ALBERTI: It's just not  
15 going to --

16 MR. HAFFNER: -- let me clarify  
17 that.

18 MEMBER ALBERTI: -- go.

19 MR. HAFFNER: Let me clarify that.

20 MEMBER ALBERTI: C221, LLC, who is  
21 that? C2 LL -- C --

22 MR. HAFFNER: QC21?

1                   MEMBER ALBERTI:   QC21, LLC, who is  
2                   that?

3                   MR. HAFFNER:   QC21 is the entity  
4                   that owns -- that would -- assuming this  
5                   transaction goes through, would own the  
6                   underlying real estate.

7                   MEMBER ALBERTI:   Assuming this  
8                   transaction.   Okay.   So Mr. Reading and  
9                   partner still own the underlying real estate?

10                  MR. HAFFNER:   That's correct.   We  
11                  haven't actually closed that transaction.

12                  MEMBER ALBERTI:   Okay.   So who are  
13                  the members of QC21?

14                  MR. HAFFNER:   Same members.

15                  MR. MORSE:   Same members.

16                  MEMBER ALBERTI:   Pardon?

17                  MR. HAFFNER:   Same members as RCX.

18                  MEMBER ALBERTI:   RCS?   So that's  
19                  F9 Properties and CapX?

20                  MR. HAFFNER:   Have that solution.

21                  MEMBER ALBERTI:   Solutions.   All  
22                  right.   And those are the two members of QC21,

1 LLC?

2 MR. HAFFNER: Yes, sir.

3 MEMBER ALBERTI: You're sure?

4 MR. HAFFNER: Yes, sir.

5 MEMBER ALBERTI: Together they own  
6 100 percent of QC21, LLC?

7 MR. HAFFNER: That's correct.

8 MEMBER ALBERTI: Okay. And are  
9 you sure that Mr. Iguodala owns 100 percent of  
10 F9 Properties?

11 MR. HAFFNER: I'm sorry?

12 MEMBER ALBERTI: Mr. Andre  
13 Iguodala --

14 MR. HAFFNER: Oh, Iguodala.

15 MEMBER ALBERTI: Iguodala, he owns  
16 100 percent --

17 MR. HAFFNER: Yes.

18 MEMBER ALBERTI: -- of F9  
19 Properties?

20 MR. HAFFNER: Yes, yes.

21 MEMBER ALBERTI: And Mr. Vassos  
22 owns 100 percent of CapX?

1 MR. HAFFNER: CapX, that's  
2 correct.

3 MEMBER ALBERTI: Okay. I have no  
4 further questions right now.

5 CHAIRPERSON MILLER: Yes, Mr.  
6 Brooks?

7 MEMBER BROOKS: Yes, thank you,  
8 Madam Chair. So let me be clear, Mr. Haffner.  
9 In order to invite the correct owner next  
10 time, it should be Mr. Andre Iguodala?

11 MR. HAFFNER: Well, Mr. Iguodala  
12 has no management authority. He is just the  
13 owner, the sole owner --

14 MEMBER BROOKS: Okay, yes.

15 MR. HAFFNER: -- of F9.

16 MEMBER BROOKS: But he is part  
17 owner of the operation here. Is that correct?

18 MR. HAFFNER: That's correct, but  
19 he has --

20 MEMBER BROOKS: Okay.

21 MR. HAFFNER: -- no hands-on.

22 MEMBER BROOKS: Now, we're looking

1 for the owner.

2 MR. HAFFNER: Sure.

3 MEMBER BROOKS: So who is that?

4 MR. HAFFNER: So the owner of F9  
5 is Andre Iguodala.

6 MEMBER BROOKS: Okay. So he is  
7 the person we should invite.

8 MR. HAFFNER: If you are looking  
9 for the owner?

10 MEMBER BROOKS: Yes.

11 MR. HAFFNER: On paper, that's  
12 him.

13 MEMBER BROOKS: Okay.

14 MR. HAFFNER: If you are looking  
15 for the person who is actually going to be  
16 running the operation and who has the  
17 authority, has been delegated the authority,  
18 that would be Rudy Clyde Thomas.

19 CHAIRPERSON MILLER: Yes.

20 MEMBER BROOKS: How helpful.

21 MR. HAFFNER: In my estimation, I  
22 think Rudy Clyde Thomas would be the one who

1 would be in a better position to answer the  
2 questions that you would have about the hands-  
3 on operations. But if you wanted to speak --

4 MEMBER BROOKS: But he's not the  
5 owner.

6 MR. HAFFNER: -- about -- so --

7 MEMBER BROOKS: We are looking for  
8 the owner.

9 MR. HAFFNER: There it is.

10 MEMBER BROOKS: Okay. So we  
11 should not have Skyped in Thomas or whatever  
12 his name is, right? It should have been  
13 Iguodala. Okay. So that we can be clear on  
14 how we are inviting, that's the issue here.

15 MR. HAFFNER: It all depends on  
16 what information you are trying to ascertain.

17 CHAIRPERSON MILLER: Yes.

18 MEMBER BROOKS: We want the owner  
19 to be sitting at the table with you.

20 MEMBER SILVERSTEIN: Yes.

21 MEMBER ALBERTI: So if the owner  
22 can't -- if you think the owner is going to be

1 cloudy or not knowledgeable about the day-to-  
2 day details, then you need to bring both  
3 people in. All right. But you're a smart  
4 man. You impress me as a smart man. All  
5 right? I'm sure you can figure this out.

6 MEMBER BROOKS: Okay. And  
7 finally, I'm going to be asking whoever shows  
8 up what kind of experience they have had in  
9 running nightclubs.

10 CHAIRPERSON MILLER: Yes.

11 MEMBER BROOKS: Now, you said you  
12 have a silent partner. I assume he does or  
13 does not have experience. But I want to know  
14 who has the experience in taking over a major  
15 nightclub in the city. Okay. Thank you,  
16 Madam Chair.

17 CHAIRPERSON MILLER: Thank you.  
18 That was one of my top questions. Others  
19 before I ask any others?

20 As of now, is the new management  
21 keeping the current staff, other than  
22 security?

1 MR. HAFFNER: At present, yes,  
2 yes. And there was a bit of housecleaning.  
3 There was termination of a bookkeeper, I think  
4 some security personnel, but as presently  
5 constituted, yes, that's who are there.

6 CHAIRPERSON MILLER: Okay. Does  
7 the current management use promoters?

8 MR. HAFFNER: Yes.

9 CHAIRPERSON MILLER: The same  
10 promoters as were being used before or  
11 different promoters?

12 MR. MORSE: Different promoters.

13 CHAIRPERSON MILLER: Different  
14 promoters?

15 MR. MORSE: Yes.

16 CHAIRPERSON MILLER: Since when?

17 MR. MORSE: I'm sorry?

18 CHAIRPERSON MILLER: Since when?

19 MR. MORSE: Since the management--  
20 since the change.

21 CHAIRPERSON MILLER: Since they  
22 changed, okay. And you are the ABC Manager?

1 MR. MORSE: Sorry?

2 CHAIRPERSON MILLER: What kind of  
3 manager are you?

4 MR. MORSE: Manager.

5 CHAIRPERSON MILLER: What?

6 MR. MORSE: General manager.

7 CHAIRPERSON MILLER: General  
8 manager. So you are involved in that?

9 MR. MORSE: Yes. I will oversee  
10 pretty much everything.

11 CHAIRPERSON MILLER: So can you  
12 tell me if you have seen -- okay. Well, let  
13 me backup. I think the other thing I wrote  
14 down in my notes is that you were saying there  
15 has been a change in approach to management.  
16 What do you mean by that?

17 MR. HAFFNER: So if I can kind of  
18 rephrase, essentially, what is different now  
19 that you all have taken over? What approach?

20 CHAIRPERSON MILLER: Well, you are  
21 still the -- you were the manager before and  
22 you're the manager now or no?

1 MR. MORSE: I wasn't the manager  
2 before.

3 CHAIRPERSON MILLER: Oh, you came  
4 in with the new team?

5 MR. MORSE: Yes. I came in with  
6 the new team.

7 CHAIRPERSON MILLER: Okay. Okay.  
8 Okay. And what have you noticed that is  
9 different? How long have you been there?

10 MR. MORSE: How long have I been  
11 at the club or just with the new management?

12 CHAIRPERSON MILLER: With -- at  
13 the club.

14 MR. MORSE: At the club, I've been  
15 there for about a year or so.

16 CHAIRPERSON MILLER: Oh, but then  
17 you -- did you get promoted with the new --

18 MR. MORSE: Yes.

19 CHAIRPERSON MILLER: Okay.

20 MR. MORSE: Yes.

21 CHAIRPERSON MILLER: So do you see  
22 any difference at this point with respect to

1 the cliental or the, you know, safety or  
2 operations in general that you want to put on  
3 the record?

4 MR. MORSE: Yes. I have seen a  
5 difference. As far as the security, as far as  
6 just the ID checkers and things like that,  
7 it's all different now.

8 CHAIRPERSON MILLER: Okay. All  
9 right. I think that we are going into the  
10 next case's time, so are there any other  
11 questions, because it sounds like we are going  
12 to maybe have another round.

13 And certainly, I know you have  
14 heard about wanting the owner here. You know,  
15 if there is anything else you want to say  
16 later or whatever or this owner doesn't know  
17 anything or whatever, it's money or whatever,  
18 I don't know what it is, but we want to know--  
19 we don't want to be surprised the next time.  
20 We all need to agree that whoever is before us  
21 is who is intended to be before us, so that  
22 this Board can have the dialogue, you know,

1 that you guys kind of set us up to have.

2 So I appreciate the documents that  
3 you have given us. I think you had some other  
4 certificates you might have wanted to give?

5 MR. HAFFNER: Yes. I actually  
6 have the originals. I didn't make copies, but  
7 I can let you all review them and perhaps --

8 CHAIRPERSON MILLER: Okay. Ms.  
9 Walker? And so like I said, you need to go  
10 back then and talk to the owners then, Mr.  
11 Thomas and --

12 MR. HAFFNER: And if I could just  
13 kind of supplement Mr. Morse's answer?

14 CHAIRPERSON MILLER: Okay.

15 MR. HAFFNER: Because I know we  
16 have had extensive conversations and one of  
17 the things that he mentioned to me and I think  
18 perhaps this Board here has kind of been  
19 intimating is that there has been a marked  
20 change in the security detail.

21 Before there were, and to kind of  
22 borrow a phrase, more sluggish security and

1 now the approach is more cerebral. The hires  
2 have been not necessarily hired for their  
3 brawn, but for their brains and their approach  
4 to conflict resolution as opposed to conflict  
5 escalation.

6 And that has been a point of  
7 emphasis for and will continue to be a point  
8 of emphasis going forward in this new  
9 training. And Mr. Morse is kind of down-  
10 playing his background. He has extensive  
11 security experience in the city and has seen  
12 different approaches and has mentioned to me  
13 that this approach that Stadium is now  
14 implementing is an effective one and one that,  
15 frankly, has kept him there.

16 That he was looking to leave  
17 Stadium, but because of these changes that are  
18 being implemented, he is now excited about the  
19 new changes and is wanting to be a part of  
20 them. So I just wanted to make sure that is  
21 a part of the record and that you understand  
22 that there is a decided change in the approach

1 to the security of the club.

2 CHAIRPERSON MILLER: Okay. That's  
3 good to hear. Mr. Rodriguez has one more  
4 question.

5 MEMBER RODRIGUEZ: Yes.  
6 Gentlemen, thank you for coming by. And I  
7 only have one simple question. Who signs the  
8 checks?

9 MR. HAFFNER: Who signs the  
10 checks? RCX signs the checks right now on  
11 behalf of the --

12 MEMBER RODRIGUEZ: What name? Who  
13 is the person?

14 MR. HAFFNER: So I believe Stadium  
15 Club still signs the checks, but RCX is  
16 signing them on behalf of Stadium Club.

17 MEMBER ALBERTI: An authorized  
18 person, just like a secretary or treasurer  
19 from RCX is the person who actually signs the  
20 checks?

21 MR. HAFFNER: Right. Most likely.

22 MEMBER ALBERTI: An accountant,

1 right?

2 MR. HAFFNER: This is a good  
3 question. I can't answer it. I don't have  
4 that answer.

5 MEMBER ALBERTI: Right, right,  
6 right. Okay. But it's not Mr. Vassos or Mr.  
7 Morse or Thomas, right?

8 MR. HAFFNER: Mr. Thomas.

9 MEMBER ALBERTI: Right. Okay.

10 MEMBER RODRIGUEZ: Thank you for  
11 coming by.

12 CHAIRPERSON MILLER: Thank you  
13 very much.

14 MR. HAFFNER: Thank you.

15 MR. MORSE: Thank you.

16 CHAIRPERSON MILLER: So I'm glad  
17 to hear about the positive changes. Okay.

18 (Whereupon, the Fact-Finding  
19 Hearing in the above-entitled matter was  
20 concluded at 2:38 p.m.)

21

22

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