

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

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IN THE MATTER OF: :
: :
Hyatt Corporation :
t/a Park Hyatt Washington :
1201 24th Street, NW : Show Cause
Retailer CH : Hearing
License No. 23759 : (Status)
Case No. 13-AUD-00040 :
ANC 2A :
Failed to File Quarterly :
Statements (4th Quarter 2012):
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JULY 31, 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
MICHAEL STERN, OAG

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

9:58 a.m.

CHAIRPERSON MILLER: Next case,
Case No. 13-AUD-00040, Park Hyatt Washington,
located at 1201 24th Street, N.W., License No.
23759 in ANC 2A.

MR. STERN: Michael Stern
representing the District of Columbia.

MR. DAYTON: Good morning. John
Dayton on behalf of the Park Hyatt Washington.

CHAIRPERSON MILLER: Your name is
John Dayton?

MR. DAYTON: Yes, ma'am.

CHAIRPERSON MILLER: And how are
you affiliated with the Park Hyatt?

MR. DAYTON: I'm the director of
finance for the hotel.

CHAIRPERSON MILLER: Okay. Oh,
you're the director of finance? Are you on
record as being authorized to --

MR. DAYTON: Yes, ma'am. I have a
copy of my letter of authorization. I filed

1 one a month ago as well.

2 CHAIRPERSON MILLER: Great. Okay.
3 You filed one when?

4 MR. DAYTON: About a month ago.

5 CHAIRPERSON MILLER: A month ago?
6 So it's in our records? Okay.

7 MR. DAYTON: Yes, ma'am.

8 CHAIRPERSON MILLER: Terrific.
9 Okay. So this is a show cause status hearing.
10 And I just need to ask you if you did receive
11 notice of this hearing.

12 MR. DAYTON: Yes, ma'am.

13 CHAIRPERSON MILLER: And read it
14 and understood it?

15 MR. DAYTON: Yes, ma'am.

16 CHAIRPERSON MILLER: Okay. And
17 then we'll make it a part of the record,
18 unless you have any objection to that.

19 MR. DAYTON: No, ma'am.

20 CHAIRPERSON MILLER: All right.
21 Mr. Stern, do we have any preliminary issues
22 in this case?

1 MR. STERN: There is.

2 CHAIRPERSON MILLER: Okay.

3 MR. STERN: The parties have
4 entered into an agreement which we hope the
5 Board will accept as an Offer in Compromise.
6 The Respondent will pay a fine of \$2,000
7 within 15 days to resolve this case.

8 CHAIRPERSON MILLER: Okay. And
9 are all quarterly statements that are due
10 filed?

11 MR. STERN: They've been filed.

12 CHAIRPERSON MILLER: They've been
13 filed? Okay. All right. And do you
14 understand that you waive your right to a
15 hearing by entering into an Offer in
16 Compromise?

17 MR. DAYTON: Yes, ma'am.

18 CHAIRPERSON MILLER: And is it
19 your understanding that this Offer in
20 Compromise is for \$2,000 to be paid within 15
21 days?

22 MR. DAYTON: That's correct.

1 CHAIRPERSON MILLER: All right.

2 And are there any questions by Board Members?

3 MEMBER ALBERTI: What was it? I'm
4 sorry.

5 CHAIRPERSON MILLER: Two thousand
6 dollars to be paid within 15 days.

7 MEMBER ALBERTI: Okay.

8 CHAIRPERSON MILLER: Okay. Then I
9 move that we accept this Offer in Compromise
10 of \$2,000 to be paid 15 days. Do I have a
11 second?

12 MEMBER SILVERSTEIN: Second.

13 CHAIRPERSON MILLER: Mr.
14 Silverstein has seconded the motion. All
15 those in favor, say aye?

16 (Chorus of ayes.)

17 CHAIRPERSON MILLER: All those
18 opposed?

19 (No audible response.)

20 CHAIRPERSON MILLER: All those
21 abstaining?

22 (No audible response.)

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

Okay. Thank you.

(Whereupon, the hearing was
concluded at 10:01 a.m.)

<p style="text-align: center;">A</p> <p>abstaining 5:21 accept 4:5 5:9 affiliated 2:15 ago 3:1,4,5 agreement 4:4 ALBERTI 1:18 5:3 5:7 Alcoholic 1:2,14,14 ANC 1:10 2:6 audible 5:19,22 authorization 2:22 authorized 2:20 aye 5:15 eyes 5:16 a.m 2:2 6:5</p> <hr/> <p style="text-align: center;">B</p> <p>behalf 2:10 Beverage 1:2,14,14 Board 1:2,14 4:5 5:2 BROOKS 1:19 Building 1:15</p> <hr/> <p style="text-align: center;">C</p> <p>case 1:9 2:3,4 3:22 4:7 cause 1:8 3:9 CH 1:8 Chairperson 1:16 1:18 2:3,11,14,18 3:2,5,8,13,16,20 4:2,8,12,18 5:1,5 5:8,13,17,20 6:1 Chorus 5:16 Columbia 1:1 2:8 Compromise 4:5 4:16,20 5:9 concluded 6:5 Control 1:2,14,14 copy 2:22 Corporation 1:6 correct 4:22</p> <hr/> <p style="text-align: center;">D</p> <p>days 4:7,21 5:6,10</p>	<p>Dayton 2:9,10,12 2:13,16,21 3:4,7 3:12,15,19 4:17 4:22 director 2:16,19 District 1:1 2:8 dollars 5:6 DONALD 1:19 due 4:9 D.C 1:15</p> <hr/> <p style="text-align: center;">E</p> <p>entered 4:4 entering 4:15</p> <hr/> <p style="text-align: center;">F</p> <p>Failed 1:10 favor 5:15 File 1:10 filed 2:22 3:3 4:10 4:11,13 finance 2:17,19 fine 4:6</p> <hr/> <p style="text-align: center;">G</p> <p>Good 2:9 Great 3:2</p> <hr/> <p style="text-align: center;">H</p> <p>hearing 1:8,15 3:9 3:11 4:15 6:4 hope 4:4 hotel 2:17 Hyatt 1:6,7 2:4,10 2:15</p> <hr/> <p style="text-align: center;">I</p> <p>issues 3:21</p> <hr/> <p style="text-align: center;">J</p> <p>John 2:9,12 JULY 1:13</p> <hr/> <p style="text-align: center;">L</p> <p>letter 2:22 License 1:9 2:5 located 2:5</p> <hr/> <p style="text-align: center;">M</p>	<p>MATTER 1:5 ma'am 2:13,21 3:7 3:12,15,19 4:17 MEETING 1:3 Member 1:18,19 1:19 5:3,7,12 Members 5:2 met 1:14 Michael 1:22 2:7 MIKE 1:19 Miller 1:16,18 2:3 2:11,14,18 3:2,5,8 3:13,16,20 4:2,8 4:12,18 5:1,5,8,13 5:17,20 6:1 month 3:1,4,5 morning 2:9 motion 5:14 6:1 move 5:9</p> <hr/> <p style="text-align: center;">N</p> <p>name 2:11 need 3:10 NICK 1:18 notice 3:11 NW 1:8 N.W 1:15 2:5</p> <hr/> <p style="text-align: center;">O</p> <p>OAG 1:22 objection 3:18 Offer 4:5,15,19 5:9 Oh 2:18 Okay 2:18 3:2,6,9 3:16 4:2,8,13 5:7 5:8 6:3 opposed 5:18</p> <hr/> <p style="text-align: center;">P</p> <p>paid 4:20 5:6,10 Park 1:7 2:4,10,15 part 3:17 parties 4:3 passes 6:2 pay 4:6 preliminary 3:21 PRESENT 1:17,21 presiding 1:16</p>	<p>P-R-O-C-E-E-D... 2:1</p> <hr/> <p style="text-align: center;">Q</p> <p>Quarter 1:11 quarterly 1:10 4:9 questions 5:2</p> <hr/> <p style="text-align: center;">R</p> <p>read 3:13 receive 3:10 record 2:20 3:17 records 3:6 Reeves 1:15 representing 2:8 resolve 4:7 Respondent 4:6 response 5:19,22 Retailer 1:8 right 3:20 4:13,14 5:1 Room 1:15 Ruthanne 1:15,18</p> <hr/> <p style="text-align: center;">S</p> <p>second 5:11,12 seconded 5:14 show 1:8 3:9 Silverstein 1:19 5:12,14 sorry 5:4 statements 1:11 4:9 status 1:9 3:9 Stern 1:22 2:7,7 3:21 4:1,3,11 Street 1:8,15 2:5</p> <hr/> <p style="text-align: center;">T</p> <p>Terrific 3:8 Thank 6:3 thousand 5:5 Two 5:5 t/a 1:7</p> <hr/> <p style="text-align: center;">U</p> <p>understand 4:14 understanding 4:19</p>	<p>understood 3:14</p> <hr/> <p style="text-align: center;">W</p> <p>waive 4:14 Washington 1:7,15 2:4,10 we'll 3:17</p> <hr/> <p style="text-align: center;">P</p> <p>p 1:5,12</p> <hr/> <p style="text-align: center;">\$</p> <p>\$2,000 4:6,20 5:10</p> <hr/> <p style="text-align: center;">1</p> <p>10:01 6:5 1201 1:8 2:5 13-AUD-00040 1:9 2:4 14th 1:15 15 4:7,20 5:6,10</p> <hr/> <p style="text-align: center;">2</p> <p>2A 1:10 2:6 2000 1:15 2012 1:11 2013 1:13 23759 1:9 2:6 24th 1:8 2:5</p> <hr/> <p style="text-align: center;">3</p> <p>31 1:13</p> <hr/> <p style="text-align: center;">4</p> <p>4th 1:11 4-0-0 6:2</p> <hr/> <p style="text-align: center;">9</p> <p>9:58 2:2</p>
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