

IN THE MATTER OF: :  
 :  
Sunrise Grocery, Inc., :  
t/a Food 7 Store :  
1237 Mount Olivet Rd, NE :  
License #106551 : Protest Hearing  
Retailer B - ANC 5D : (Status)  
Case #21-PRO-00053 :  
 :  
(Application to Renew :  
the License) :

The Alcoholic Beverage Control Board met via WebEx videoconference, Chairperson Donovan W. Anderson presiding.

DONOVAN W. ANDERSON, Chairperson  
BOBBY CATO, JR., Member  
RAFI ALIYA CROCKETT, Member  
EDWARD S. GRANDIS, Member  
JAMES SHORT, JR., Member

SIMONE ANDREWS, DC ABRA Staff  
RONALD DIXON, Counsel for ANC 5D  
MADISON GIBBS, Counsel for ANC 5D  
KYUNGHWAN LEE, Licensee's Counsel

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

2 11:26 a.m.

3 CHAIRPERSON ANDERSON: Ms. Andrews?

4 MS. ANDREWS: I'll take care of it,  
5 Mr. Anderson.

6 CHAIRPERSON ANDERSON: All right,  
7 okay, Ms. Andrews, let's call Food 7 since the  
8 parties are here. So let's call Food 7 as our  
9 next case after that I'll call His & Hers. So  
10 the next case we're calling, so please elevate,  
11 it's case number 21-PRO-00053 Food 7, license  
12 number 106551, so let's call that case.

13 MS. ANDREWS: Okay. Stand by.

14 CHAIRPERSON ANDERSON: All right,  
15 thank you. You know, you folks are trying to  
16 make my life difficult this morning, try to keep  
17 (Simultaneous speaking.)

18 MS. ANDREWS: Mr. Lee, your rights  
19 have been elevated. (Pause.) That's all I have,  
20 Mr. Chair. If there's anyone else for Food 7  
21 that's on the line, whose rights have not been  
22 elevated, please identify yourself in the chat.

23 CHAIRPERSON ANDERSON: Ms. Gibbs or  
24 Mr. Dixon, is your client going to be here today?

25 MR. DIXON: No, this is Ronald Dixon

1 for ANC 5D. No, Mr. Belmore (Phonetic.) will not  
2 be with us today, but we have the authority to  
3 make representations. (Simultaneous speaking.)

4 CHAIRPERSON ANDERSON: No that's fine,  
5 I was just trying to make sure and Mr. Lee, is  
6 your client going to be here today?

7 MR. LEE: (Simultaneous speaking.)  
8 Unfortunately, he not join today.

9 CHAIRPERSON ANDERSON: Okay, fine.  
10 All right, so this is Food 7, so this is case  
11 number 21-PRO-00053, Food 7 Store, license number  
12 106551. Could I have the parties introduce  
13 themselves for the record, starting with the  
14 representative from the Licensee.

15 MR. LEE: Good morning, Board members.  
16 My name is K-Y-U-N-G H-W-A-N L-E-E, Kyung Hwan  
17 Lee representing Food 7 Market.

18 CHAIRPERSON ANDERSON: Good morning.  
19 So let's have the Protestants or representative  
20 identify themselves for the record. Let's start  
21 with you, Mr. Dixon.

22 MR. DIXON: Thank you so much, Mr.  
23 Anderson. My name is Ronald Dixon R-O-N-A-L-D  
24 D I-X-O-N and I, along with Madison Gibbs, are  
25 counsel for ANC 5D and we're ready to proceed.

1 CHAIRPERSON ANDERSON: Ms. Gibbs,  
2 since you're there can you please spell and state  
3 your name for the record?

4 MS. GIBBS: Of course. Good morning,  
5 Madison Gibbs, M-A-D as in dog-I-S-O-N as in  
6 Nancy G as in girl-I-B-B as in boy-boy-S.

7 CHAIRPERSON ANDERSON: All right.  
8 Good morning. All right, are there any  
9 preliminary matters, Mr. Lee, that you need to  
10 bring to the Board's attention?

11 MR. LEE: As far as I understand it,  
12 we just exchanged the drafts and have almost  
13 finalized the settlement agreement.

14 CHAIRPERSON ANDERSON: All right,  
15 thank you for that. Mr. Dixon or Ms. Gibbs, any  
16 preliminary matter you need to bring to the  
17 Board's attention?

18 MR. DIXON: Ronald Dixon for ANC 5D,  
19 yes, we have been in negotiations and I believe  
20 that we do have a settlement agreement.

21 There are a couple of minor points  
22 that need to be worked out, but I can represent  
23 to you range of motion ANC 5D's perspective that  
24 we do have a settlement agreement with Food 7.

25 CHAIRPERSON ANDERSON: All right,

1       thank you very much. Then, this matter will be  
2       scheduled for a Protest Hearing on October 7th,  
3       2021, at 1:30 p.m., but from what the parties are  
4       saying it appears that the matter will be  
5       settled.

6               As soon as the parties provide the  
7       Board with the draft settlement agreement, the  
8       Board will review it and if it's legally  
9       appropriate, we'll sign off on it and approve it.

10              So, I'm not going to read the  
11       instructions because it appears that this matter  
12       will be settled.

13              Good luck with your agreement and the  
14       Board supports settlement agreements because this  
15       is your community. You can come to agreements  
16       that work for your community and so good luck  
17       with your negotiations and have a great day.  
18       Thank you.

19              MR. LEE: Thank you very much.

20              MS. GIBBS: Thank you.

21              CHAIRPERSON ANDERSON: All right,  
22       thank you. Bye-bye.

23              MR. DIXON: Are we excused  
24       (Simultaneous speaking.)?

25              CHAIRPERSON ANDERSON: Yes, you are

1 now excused. Thank you very much. All the  
2 parties are now excused.

3 (Whereupon, the above-entitled matter  
4 went off the record at 11:31 a.m.)  
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<b>A</b> a.m 2:2 6:4 above-entitled 6:3 ABRA 1:22 agreement 4:13,20,24 5:7,13 agreements 5:14,15 Alcoholic 1:2,13 ALIYA 1:18 ANC 1:8,23,24 3:1,25 4:18,23 Anderson 1:14,17 2:3,5 2:6,14,23 3:4,9,18,23 4:1,7,14,25 5:21,25 Andrews 1:22 2:3,4,7 2:13,18 appears 5:4,11 Application 1:9 appropriate 5:9 approve 5:9 attention 4:10,17 August 1:12 authority 3:2	<b>CROCKETT</b> 1:18  <b>D</b> D 3:24 day 5:17 DC 1:22 difficult 2:16 DISTRICT 1:1 Dixon 1:23 2:24,25,25 3:21,22,23 4:15,18,18 5:23 dog-I-S-O-N 4:5 Donovan 1:14,17 draft 5:7 drafts 4:12  <b>E</b> EDWARD 1:18 elevate 2:10 elevated 2:19,22 exchanged 4:12 excused 5:23 6:1,2	Kyung 3:16 KYUNGHWAN 1:25  <b>L</b> L-E-E 3:16 Lee 1:25 2:18 3:5,7,15 3:17 4:9,11 5:19 legally 5:8 let's 2:7,8,12 3:19,20 license 1:7,10 2:11 3:11 Licensee 3:14 Licensee's 1:25 life 2:16 line 2:21 luck 5:13,16  <b>M</b> M-A-D 4:5 Madison 1:24 3:24 4:5 Market 3:17 matter 1:5 4:16 5:1,4,11 6:3 matters 4:9 MEETING 1:3 Member 1:17,18,18,19 members 3:15 met 1:14 minor 4:21 morning 2:16 3:15,18 4:4,8 motion 4:23 Mount 1:7	presiding 1:14 proceed 3:25 Protest 1:7 5:2 Protestants 3:19 provide 5:6  <b>Q</b>  <b>R</b> R-O-N-A-L-D 3:23 RAFI 1:18 range 4:23 Rd 1:7 read 5:10 ready 3:25 record 3:13,20 4:3 6:4 Renew 1:9 represent 4:22 representations 3:3 representative 3:14,19 representing 3:17 Retailer 1:8 review 5:8 rights 2:18,21 Ronald 1:23 2:25 3:23 4:18
<b>B</b> B 1:8 believe 4:19 Belmore 3:1 Beverage 1:2,13 Board 1:2,13 3:15 5:7,8 5:14 Board's 4:10,17 BOBBY 1:17 boy-boy-S 4:6 bring 4:10,16 Bye-bye 5:22	<b>F</b> far 4:11 finalized 4:13 fine 3:4,9 folks 2:15 Food 1:6 2:7,8,11,20 3:10,11,17 4:24  <b>G</b> G 4:6 Gibbs 1:24 2:23 3:24 4:1,4,5,15 5:20 girl-I-B-B 4:6 GRANDIS 1:18 Grocery 1:6	<b>N</b> name 3:16,23 4:3 Nancy 4:6 NE 1:7 need 4:9,16,22 negotiations 4:19 5:17 number 2:11,12 3:11,11  <b>O</b> October 5:2 Olivet 1:7  <b>P</b> P-R-O-C-E-E-D-I-N-G-S 2:1 p.m 5:3 parties 2:8 3:12 5:3,6 6:2 Pause 2:19 perspective 4:23 Phonetic 3:1 please 2:10,22 4:2 points 4:21 preliminary 4:9,16 PRESENT 1:16,20	<b>S</b> S 1:18 saying 5:4 scheduled 5:2 settled 5:5,12 settlement 4:13,20,24 5:7,14 SHORT 1:19 sign 5:9 SIMONE 1:22 Simultaneous 2:17 3:3 3:7 5:24 soon 5:6 speaking 2:17 3:3,7 5:24 spell 4:2 Staff 1:22 Stand 2:13 start 3:20 starting 3:13 state 4:2 Status 1:8 Store 1:6 3:11 Sunrise 1:6 supports 5:14
<b>C</b> call 2:7,8,9,12 calling 2:10 care 2:4 case 1:8 2:9,10,11,12 3:10 CATO 1:17 Chair 2:20 Chairperson 1:14,17 2:3,6,14,23 3:4,9,18 4:1,7,14,25 5:21,25 chat 2:22 client 2:24 3:6 COLUMBIA 1:1 come 5:15 community 5:15,16 Control 1:2,13 counsel 1:23,24,25 3:25 couple 4:21 course 4:4	<b>H</b> H-W-A-N 3:16 Hearing 1:7 5:2 Hwan 3:16  <b>I</b> I-X-O-N 3:24 identify 2:22 3:20 instructions 5:11 introduce 3:12  <b>J</b> JAMES 1:19 join 3:8 JR 1:17,19  <b>K</b> K-Y-U-N-G 3:16 keep 2:16	 <b>O</b> October 5:2 Olivet 1:7  <b>P</b> P-R-O-C-E-E-D-I-N-G-S 2:1 p.m 5:3 parties 2:8 3:12 5:3,6 6:2 Pause 2:19 perspective 4:23 Phonetic 3:1 please 2:10,22 4:2 points 4:21 preliminary 4:9,16 PRESENT 1:16,20	 <b>T</b> t/a 1:6 thank 2:15 3:22 4:15 5:1,18,19,20,22 6:1 today 2:24 3:2,6,8

**try** 2:16  
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**understand** 4:11  
**Unfortunately** 3:8

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**videoconference** 1:14

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**W** 1:14,17  
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**1237** 1:7  
**18** 1:12

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**2021** 1:12 5:3  
**21-PRO-00053** 1:8 2:11  
 3:11

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**5D** 1:8,23,24 3:1,25  
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**5D's** 4:23

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**7** 1:6 2:7,8,11,20 3:10  
 3:11,17 4:24  
**7th** 5:2



C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Food 7 Store

Before: DCABRA

Date: 08-18-21

Place: teleconference

was duly recorded and accurately transcribed under  
my direction; further, that said transcript is a  
true and accurate record of the proceedings.

  
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Court Reporter

**NEAL R. GROSS**

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