

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:

The Johnny Rockets Group,
LLC t/a Johnny Rockets Show
3131 M Street, NW Cause
Retailer CR - ANC-2E Hearing
License No. 81606
Case #13-AUD-00073 and
Case #13-AUD-00073(a)

(Failed to File Quarterly
Statements-2nd Quarter 2013)

September 24, 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

ALSO PRESENT:

FERNANDO RIVERO, OAG

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

(2:36 p.m.)

CHAIRPERSON MILLER: Okay. Good afternoon. The Board is back on the record for the afternoon hearings and I'm going to call Case No. 13-AUD-00073, Johnny Rockets located at 3131 M Street, N.W., License No. 81606, in ANC-2E.

MR. RIVERO: Good afternoon, Board Members. Fernando Rivero for the District of Columbia.

MR. MOMYLA: Mike Momyla for Johnny Rockets.

CHAIRPERSON MILLER: Okay. And what's your position with Johnny Rockets?

MR. MOMYLA: District manager.

CHAIRPERSON MILLER: What?

MR. MOMYLA: District manager.

CHAIRPERSON MILLER: What kind of manager?

MR. MOMYLA: District.

CHAIRPERSON MILLER: District

1 manager, okay.

2 MR. MOMYLA: Yes.

3 CHAIRPERSON MILLER: Okay. And do
4 you have authorization to represent Johnny
5 Rockets?

6 MR. MOMYLA: Yes, I do. Do you
7 need --

8 CHAIRPERSON MILLER: Do you have
9 written authorization?

10 MR. MOMYLA: Yep.

11 CHAIRPERSON MILLER: Great. Is
12 that a copy we can keep?

13 MR. MOMYLA: Yes, you can keep it.

14 CHAIRPERSON MILLER: Okay. Great.
15 Thank you. Okay. Great. Thank you. Okay.
16 So you are here for a Show Cause Hearing.

17 Are there any preliminary matters?

18 MR. RIVERO: Yes. Board Members,
19 the parties have an Offer in Compromise to
20 present to the Board, at this time.

21 And the offer is a fine of \$1,000
22 payable in 14 days. Currently, the license is

1 in safekeeping and the licensee understands
2 the license cannot be retrieved without the
3 payment of this fine.

4 CHAIRPERSON MILLER: Okay. I need
5 to ask you, do you agree to a fine of \$1,000
6 to be paid within 14 days?

7 MR. MOMYLA: Yes.

8 CHAIRPERSON MILLER: Okay. And
9 then the license can't be retrieved from
10 safekeeping until the fine has been paid.

11 MR. MOMYLA: Understood.

12 CHAIRPERSON MILLER: Okay. Good.
13 And you understand that this waives your right
14 to a hearing?

15 MR. MOMYLA: Yes.

16 CHAIRPERSON MILLER: Okay. Any
17 questions by Board Members? Okay. Then I
18 would move that we approve this Offer in
19 Compromise of \$1,000, okay, payable within 14
20 days. And the license can't be retrieved from
21 safekeeping until the penalty is paid. Okay.
22 Do I have a second?

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MEMBER SHORT: Second.

CHAIRPERSON MILLER: Okay. Mr. Short has seconded the motion.

All those in favor say aye.

ALL: Aye.

CHAIRPERSON MILLER: All those opposed? All those abstaining? The motion passes 5-0-0.

Okay. Thank you.

MR. RIVERO: Thank you.

CHAIRPERSON MILLER: Okay. That concludes the Johnny Rockets case.

(Whereupon, the Show Cause Hearing in the above-entitled matter was concluded at 2:39 p.m.)

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