

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

2 (9:34 a.m.)

3 CHAIRPERSON MILLER: Good morning
4 everyone. I'd like to welcome you to the
5 regularly scheduled meeting of the District of
6 Columbia Alcoholic Beverage Control Board.
7 Today is October 9, 2013.

8 My name is Ruthanne Miller, I'm
9 the Chairperson. And with me to my right, my
10 far right, is Mr. Donald Brooks. To my
11 immediate right is Mr. Nick Alberti and to my
12 immediate left is Mr. Mike Silverstein.

13 The Board has four members in
14 attendance for the conduct of business today,
15 with three constituting a corum.

16 Copies of today's hearing calender
17 and agenda are available at the receptionists
18 desk. Please be aware that these proceedings
19 are being recorded by a court reporter.

20 Accordingly we must ask we to
21 refrain from any disruptive noises or actions
22 in the hearing room. If you have any

1 electronic devices, pages, cell phones or
2 such, please make certain that they're turned
3 off to avoid any interruption of the
4 preceding.

5 When I call your case, please come
6 forward and take the seat at the table. You
7 will note that there is a piece of paper on
8 each table for you to sign in. This is to
9 ensure the correct spelling of your name for
10 the record.

11 The Opening Meetings Act requires
12 that the public hearing on each case be open
13 to the public. The Board may, consistent with
14 Section 405B of the Opening Meetings Act,
15 enter a closed meeting during or after the
16 public hearing on a case to consult with an
17 attorney to obtain legal advice, discuss
18 settlement agreements or deliberate upon a
19 decision in an adjudication preceding.

20 Okay, we'll now move into our
21 morning calender. The first case on the
22 calender is Case Number 13-CMP-00211, Secret

1 Restaurant & Lounge located at 1414 9th
2 Street, Northwest, License Number 90210 in ANC
3 2F.

4 MS. PHILLIPS: Louise Phillips,
5 Assistant Attorney General for the District of
6 Columbia. Madam Chair, I understood that
7 there might a service issue here on this
8 matter and that we just need to move forward
9 to a show cause hearing and new dates after
10 service, is my understanding from Mr. Rivero's
11 notes.

12 Also, if you wanted to keep the
13 December 4th hearings, Mr. Rivero is not
14 available and would like to have that moved if
15 you intend to keep that?

16 CHAIRPERSON MILLER: Okay. I
17 think what I'll do at this point is keep it
18 for December 4th, 2013 at 3:30 p.m. and note
19 that there are those problems with that date
20 and our general counsel will look into that.

21 MS. PHILLIPS: Problems with the
22 date and there are also problems with service.

1 The establishment hasn't been served, that's
2 really the most important --

3 CHAIRPERSON MILLER: Okay. I
4 think until there's another date put out
5 there, we'll leave this on the calender for
6 now. But we know there's a problem with
7 service and availability of counsel and Ms.
8 Jenkins will look into that.

9 MS. PHILLIPS: Thank you, Madam
10 Chair.

11 CHAIRPERSON MILLER: Okay.

12 (Whereupon, the hearing in the
13 above-mentioned matter was adjourned at 9:37
14 a.m.)

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<p style="text-align: center;">A</p> <p>a.m 2:2 5:14 AAG 1:22 above-mentioned 5:13 Act 3:11,14 actions 2:21 adjourned 5:13 adjudication 3:19 advice 3:17 agenda 2:17 agreements 3:18 Alberti 1:18 2:11 Alcoholic 1:2,13,14 2:6 ANC 4:2 Assistant 4:5 attendance 2:14 attorney 3:17 4:5 availability 5:7 available 2:17 4:14 avoid 3:3 aware 2:18</p>	<p>Columbia 1:1 2:6 4:6 come 3:5 comply 1:10 conduct 2:14 consistent 3:13 constituting 2:15 consult 3:16 Control 1:2,13,14 2:6 Copies 2:16 correct 3:9 corum 2:15 counsel 4:20 5:7 court 2:19 CT 1:9</p>	<p style="text-align: center;">H</p> <p>hearing 1:8,14 2:16 2:22 3:12,16 4:9 5:12 hearings 4:13</p> <p style="text-align: center;">I</p> <p>immediate 2:11,12 important 5:2 intend 4:15 interruption 3:3 issue 4:7</p>	<p style="text-align: center;">N</p> <p>N.W 1:15 name 2:8 3:9 need 4:8 new 4:9 Nick 1:18 2:11 noises 2:21 Northwest 4:2 note 3:7 4:18 notes 4:11 Number 3:22 4:2 NW 1:8</p>	<p>receptionists 2:17 record 3:10 recorded 2:19 Reeves 1:14 refrain 2:21 regularly 2:5 reporter 2:19 requires 3:11 Restaurant 1:7 4:1 Retailer 1:9 right 2:9,10,11 Rivero 4:13 Rivero's 4:10 room 1:14 2:22 Ruthanne 1:15,17 2:8</p>
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<p style="text-align: center;">C</p> <p>calender 2:16 3:21 3:22 5:5 call 3:5 case 1:10 3:5,12,16 3:21,22 cause 1:8 4:9 cell 3:1 certain 3:2 Chair 4:6 5:10 Chairman 1:15 Chairperson 1:17 2:3,9 4:16 5:3,11 closed 3:15</p>	<p style="text-align: center;">E</p> <p>electronic 3:1 ensure 3:9 enter 3:15 establishment 5:1</p> <p style="text-align: center;">F</p> <p>Failure 1:10 far 2:10 first 3:21 forward 3:6 4:8 four 2:13</p>	<p style="text-align: center;">L</p> <p>leave 5:5 left 2:12 legal 3:17 License 1:9 4:2 LLC 1:6 located 4:1 look 4:20 5:8 Louise 1:22 4:4 Lounge 1:8 4:1</p>	<p style="text-align: center;">P</p> <p>P-R-O-C-E-E-D-... 2:1 p.m 4:18 pages 3:1 paper 3:7 Phillips 1:22 4:4,4 4:21 5:9 phones 3:1 piece 3:7 please 2:18 3:2,5 point 4:17 preceding 3:4,19 PRESENT 1:17,21 presiding 1:15 problem 5:6 problems 4:19,21 4:22 proceedings 2:18 public 3:12,13,16 put 5:4</p>	<p style="text-align: center;">T</p> <p>t/a 1:7 table 3:6,8 take 3:6 t 1:5,11 Thank 5:9 think 4:17 5:4 three 2:15 today 2:7,14 today's 2:16 turned 3:2</p>
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