

1 GOVERNMENT OF THE DISTRICT OF COLUMBIA
2 ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
3 ALCOHOLIC BEVERAGE CONTROL BOARD
4

5 - - - - -X

6 IN THE MATTER OF: :
7 Renaissance Centro M Street, :
8 LLC t/a Hyatt Place :
9 Washington DC Georgetown : Case #15-PRO-00078
10 2121 M Street NW : Protest Hearing
11 License #99352 : (Status)
12 Retailer CH :
13 ANC-2A :
14 Application for New License :

15 - - - - -X

16

17 Wednesday, October 14, 2015

18

19 Whereupon, the above-referenced matter
20 came on for hearing at the Alcoholic Beverage
21 Control Board, Reeves Center, 2000 14th Street,
22 N.W., Suite 400S, Washington, D.C. 20009.

1

2 CHAIRPERSON:

3 RUTHANNE MILLER, Presiding

4

5 BOARD MEMBERS:

6 DONALD BROOKS

7 HECTOR RODRIGUEZ

8 MICHAEL SILVERSTEIN

9 JAMES SHORT

10

11 ALSO PRESENT:

12 MATTHEW MINORA,

13 On behalf of the Licensee

14 FLORENCE HARMON, ANC-2A

15 SALLY BLUMENTHAL, Group of Five

16

17

18

19

20

21

22

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

2 [9:58 a.m.]

3 CHAIRPERSON MILLER: The next case is
4 Case No. 15-PRO-00078, Hyatt Place Washington DC
5 Georgetown, located at 2121 M Street, Northwest,
6 License #99352.

7 And this case has been continued by
8 agreement of the parties to November 18, 2015 --
9 I'm sorry. Are they here? I'm sorry. I'm
10 mistaken about that. The November 18th date goes
11 to the hearing, I believe.

12 You're here. Okay. Why don't you
13 introduce yourselves for the record, and we can
14 get this --

15 MR. MINORA: Matthew Minora from Mallios
16 & O'Brien, for the Applicant.

17 CHAIRPERSON MILLER: Okay.

18 MR. HARMAN: Hi. Florence Harman for
19 ANC-2A for the ANC.

20 CHAIRPERSON MILLER: Okay.

21 MS. BLUMENTHAL: I am Sally Blumenthal.
22 I am the president of the Board of Directors of

1 22 West, and we are the Protestor. I am
2 representing a Group of Five.

3 CHAIRPERSON MILLER: Okay.

4 The protest hearing was --

5 MS. BLUMENTHAL: One more thing I want to
6 say.

7 CHAIRPERSON MILLER: Okay.

8 MS. BLUMENTHAL: We are also -- they were
9 not bringing a party, but we have two members of
10 the Foggy Bottom Citizens Association who are
11 part of the Group of Five, and we will be
12 including them when we get -- as we move further
13 along.

14 CHAIRPERSON MILLER: Okay. I'm not sure
15 what you said. Were you granted standing as a
16 Group of Five?

17 MS. BLUMENTHAL: Yes.

18 CHAIRPERSON MILLER: Okay. And you're
19 saying you have additional members?

20 MS. BLUMENTHAL: No.

21 CHAIRPERSON MILLER: What are you saying?

22 MS. BLUMENTHAL: Foggy Bottom Citizens

1 Association was not granted standing.

2 MS. HARMON: I think it's West End.

3 MS. BLUMENTHAL: I'm sorry. West End.

4 MS. HARMON: West End. And they were not
5 granted standing. I think all Sally is saying is
6 they have members who signed -- so they're here.

7 CHAIRPERSON MILLER: Oh, all right.

8 MS. BLUMENTHAL: It's not another party.
9 I'm sorry for the confusion.

10 CHAIRPERSON MILLER: Okay, all right.

11 All right.

12 So do you have some preliminary matters?

13 MR. MINORA: No.

14 CHAIRPERSON MILLER: Okay. So I have in
15 my case that the hearing was originally scheduled
16 for November 4, but due to medical reasons of one
17 of the participants, that it was going to be
18 continued till November 18th, and all parties
19 agreed to that.

20 MS. BLUMENTHAL: Yes. The only thing
21 that wasn't specified in the agreement was the
22 time, but I believe it's 4:30. We'd like some

1 clarification on that, please.

2 CHAIRPERSON MILLER: Okay. Yes, 4:30.

3 MS. BLUMENTHAL: Thank you.

4 CHAIRPERSON MILLER: Okay. Any other
5 preliminary matters from you all?

6 [No audible response.]

7 CHAIRPERSON MILLER: All right. So I
8 just want to inform you or remind you of those
9 who know that prior to the protest hearing, I
10 urge you to get some important documents that you
11 need to pay attention to, which are the protest
12 information form and the exhibit form, and they
13 are required to be filled out and submitted to
14 the Board and served on all parties, 7 days
15 before the date of the hearing.

16 These are really important forms. The
17 protest information form asks you to identify
18 your issues, if they may have been narrowed from
19 when you filed a protest, to that point, the
20 topic of your presentation at the hearing, and to
21 identify your witnesses by name, not just by
22 character, like not just like a neighbor or

1 whatever, but who that person is, so that
2 everybody has notice of that.

3 And the exhibit form, you would need to
4 identify your exhibits, and also attached to
5 that, the exhibits you want to put into the
6 record at the hearing.

7 This is very important because we feel
8 that the hearing has no surprises, that everybody
9 needs to be on notice, so they can fully address
10 the issues and the documents.

11 If it's not complied with, it's possible
12 that a witness could be excluded because the
13 Board may determine that it's an unfair surprise
14 and that the other side couldn't prepare for it,
15 and same with the exhibits, okay?

16 So do you -- if you don't have any
17 questions between now and then, you can always
18 contact our legal office, and Martha Jenkins is
19 our General Counsel. Her number -- well, I think
20 the number you can call is 442-4353. Actually,
21 I'm not sure if that's her personal number, but
22 in any event, I'm sure you know how to reach Ms.

1 Jenkins.

2 And hopefully, you may work it out
3 beforehand, but if you don't, we'll be here to
4 hear your issues.

5 MS. HARMON: The ANC is very optimistic
6 that we're going to be able to hopefully settle
7 this.

8 CHAIRPERSON MILLER: Great. Okay, good.
9 Good, okay.

10 All right, then. If there's nothing
11 else, thank you very much, and good luck with
12 that.

13 MR. MINORA: Thank you.

14 MS. HARMON: Thank you.

15 CHAIRPERSON MILLER: Okay.

16 [Whereupon, at 10:03 a.m., the
17 above-referenced matter concluded.]

18

19

20

21

22