

DISTRICT OF COLUMBIA  
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ALCOHOLIC BEVERAGE CONTROL BOARD  
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MEETING

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IN THE MATTER OF: :  
: :  
West End Market :  
: Fact Finding  
2424 Pennsylvania Avenue NW : Hearing  
Retailer CR :  
License No. 74663 :  
: :  
Case No. 13-CC-00067 :  
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February 22, 2012  
The Alcoholic Beverage Control  
Board met in Alcoholic Beverage Control  
Hearing Room, Reeves Building, 2000 14th  
Street N.W., Washington, D.C., Chairperson  
Ruthanne Miller presiding.

PRESENT:  
RUTHANNE MILLER, Chairperson  
NICK ALBERTI, Member  
DONALD BROOKS, Member  
HERMAN JONES, Member  
MICHAEL SILVERSTEIN, Member

ALSO PRESENT:  
Abye Ghenene, Investigator, ABRA  
Erin Mathieson, Investigator, ABRA

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

(1:37 p.m.)

CHAIRPERSON MILLER: Okay. Good afternoon, everyone. I'm going to call a case Number 13-CC-00067, West End Market located at 2424 Pennsylvania Avenue, Northwest, License number 74663.

If you're on that case, come forward, take a seat at the table.

MR. EUN: Yes, my son --

MR. EUN: I'm going to be translating for my father.

CHAIRPERSON MILLER: Okay, are you the translator?

INTERPRETER: I guess.

CHAIRPERSON MILLER: You're the interpreter, not you.

MR. EUN: Son.

CHAIRPERSON MILLER: Okay, all right. Let me swear you in. What's your name again?

INTERPRETER: Jon Whong, W-H-O-N-

1 G.

2 CHAIRPERSON MILLER: Right, okay.

3 And this is Korean?

4 INTERPRETER: Yes, Korean.

5 CHAIRPERSON MILLER: All right.

6 Do you solemnly affirm that you will  
7 faithfully and accurately interpret the  
8 proceedings in this matter from Korean into  
9 English and from English into Korean to the  
10 best of your ability?

11 INTERPRETER: Yes.

12 CHAIRPERSON MILLER: Okay, thank  
13 you. You can have a seat. And so I want to  
14 get introductions for the record. What's the  
15 name of your client?

16 INTERPRETER: Hwan Pyo Eun. E-U-  
17 N. H-W-A-N, P-Y-O.

18 CHAIRPERSON MILLER: How do you  
19 pronounce your last name?

20 INTERPRETER: Eun.

21 CHAIRPERSON MILLER: Eun?

22 INTERPRETER: E-U-N.

1 CHAIRPERSON MILLER: E-U-N, Eun  
2 okay. And you are?

3 MR. EUN: I'm Curtis Eun. I'm  
4 actually the son. I didn't know there was a  
5 translator that was going to be here today.

6 CHAIRPERSON MILLER: Okay.

7 MR. EUN: So I came just in case.

8 CHAIRPERSON MILLER: Okay. And  
9 for the record, is your last name Eun also?

10 MR. EUN: Yes.

11 CHAIRPERSON MILLER: Okay. And  
12 our investigators?

13 INVESTIGATOR GHENENE: ABRA  
14 Investigator Abye Ghenene.

15 INVESTIGATOR MATHIESON: ABRA  
16 Investigator Erin Mathieson.

17 CHAIRPERSON MILLER: Okay. So  
18 we're here today because the Board got a case  
19 report that raised some concerns. And let me  
20 first say that this is a fact finding hearing.

21 We don't swear anyone in except the  
22 interpreter was sworn in. But we're just

1 gathering more information from you to find  
2 out what happened and maybe to give you some  
3 feedback, and then see if any further action  
4 might be necessary.

5 Okay, so what's going to happen,  
6 I'm going to tell you exactly what this is  
7 about. And then we're going to ask our  
8 investigators to comment and give us whatever  
9 information they would like.

10 And then you'll have a chance to  
11 comment, and if you have any questions about  
12 what they said, you can ask them as well.

13 Okay, so we have a case report about an  
14 occurrence on May 24th, 2013.

15 And Investigator Mathieson was at  
16 your establishment and had informed you that  
17 you had sold to a minor in violation of the  
18 regulation and the law.

19 And so this is the part that  
20 concerns us. It says Investigator Mathieson  
21 attempted to leave the establishment using the  
22 public entrance/exit, and Mr. Eun physically

1 blocked the door, refusing to move.

2 Investigator Mathieson asked Mr.  
3 Eun several times to move away from the doors  
4 so she could exit. And Mr. Eun did not  
5 comply, insisting that she, "take the  
6 violation back."

7 Investigator Mathieson explained  
8 to Mr. Eun that she wished to exit the store  
9 and that she would call 911 if necessary.  
10 Investigator Mathieson attempted to push the  
11 door, and Mr. Eun pulled the door, making exit  
12 impossible.

13 Investigator Mathieson advised Mr.  
14 Eun that she was going to contact the police  
15 immediately. And finally, Mr. Eun moved away  
16 from the door, and Investigator Mathieson was  
17 able to exit.

18 Okay, that's from the report. So  
19 now I want to turn to our investigators and  
20 have them comment. Ms. Mathieson, you may  
21 have your own statement, but do you confirm  
22 that that's what happened?

1 INVESTIGATOR MATHIESON: Yes.

2 CHAIRPERSON MILLER: Do you want  
3 to add anything?

4 INVESTIGATOR MATHIESON: Sure.  
5 Initially when I entered the establishment,  
6 Mr. Eun, is that how you pronounce it, was  
7 already standing at the door.

8 So I believe he knew that he had  
9 sold to a minor and that we were coming. I  
10 think he was already aware of the situation.  
11 So he was already standing at the front door  
12 to the establishment.

13 So then I entered the  
14 establishment and we both went over to the  
15 counter area. And upon identifying myself,  
16 explaining I was there for the violation of  
17 the sale to minor, initially Mr. Eun denied  
18 that he was the owner of the establishment.

19 And it wasn't until I was, you  
20 know, repeatedly asking him for identification  
21 that he did open his wallet, and I saw an ABC  
22 Manager's card.

1                   And I then asked him to produce  
2                   that card to show it to me. And in the  
3                   interim, he had several times attempted to  
4                   call the owner, which was unsuccessful.

5                   And once I got the ABC manager's  
6                   card, I proceeded to document his information.  
7                   That was when Mr. Eun finally did admit that  
8                   he was the owner.

9                   He was clearly very upset the  
10                  whole time, repeatedly asked me if there was  
11                  anything I could do for him. You know,  
12                  essentially asking me to make it go away.

13                  And at the end, I didn't get any  
14                  sense that Mr. Eun did not understand  
15                  anything. I didn't feel any need to call an  
16                  interpreter.

17                  He was able to answer with a phone  
18                  number, was able to provide me the name of the  
19                  trash company, able to answer all of the  
20                  questions I had.

21                  And after I finished the  
22                  inspection, finished the notification, I

1 turned to leave. Mr. Eun actually came from  
2 around the clerk counter area, came in front  
3 of me and went to the door first.

4 He then stood in the doorway area,  
5 blocking the door for me to exit. I asked Mr.  
6 Eun to move and he did not, at which time I  
7 grabbed the door handle and attempted to pull  
8 it.

9 And because of the way he was  
10 blocking the door, his body weight prevented  
11 the door from moving. I could tell that Mr.  
12 Eun was very upset.

13 I didn't want to further escalate  
14 the situation. So I calmly asked him to move  
15 out of the way. He did not. I then advised  
16 Mr. Eun that he was making the situation much  
17 worse for himself and that it would be in his  
18 best interest to move.

19 Again, tried the door, he wouldn't  
20 move, the door wouldn't open. I think that  
21 happened about three times that I pulled the  
22 door and he wouldn't move.

1 I again advised him that this was  
2 something that he did not want to happen, and  
3 it was only going to make the situation much  
4 worse. I advised him I would contact the  
5 police if he wouldn't move.

6 Finally he moved slightly, so I  
7 was able to open the door, not fully but, you  
8 know, enough for me to get through it. And as  
9 soon as I exited, he exited behind me and  
10 remained on the stoop area.

11 And then I then walked to the  
12 vehicle and he just stood there and watched me  
13 walk to my vehicle. We had the minors who  
14 were in our vehicle as well.

15 So we made the decision at that  
16 point to just leave rather than stay or  
17 attempt to do anything else.

18 CHAIRPERSON MILLER: Were you  
19 alone in the establishment with him?

20 INVESTIGATOR MATHIESON: Yes, yes.

21 CHAIRPERSON MILLER: Mr. Ghenene,  
22 where were you?

1                    INVESTIGATOR GHENENE: I was in  
2                    the car.

3                    CHAIRPERSON MILLER: With the  
4                    minors?

5                    INVESTIGATOR GHENENE: With the  
6                    minors, yes.

7                    CHAIRPERSON MILLER: Great.

8                    INVESTIGATOR GHENENE: I was the  
9                    one who witnessed the sale and walked out with  
10                   the minor who completed the sale, and then  
11                   stayed in the car with the minors.

12                   CHAIRPERSON MILLER: Ms.  
13                   Mathieson, were you nervous for your safety?

14                   INVESTIGATOR MATHIESON: I was  
15                   concerned. After repeated requests for Mr.  
16                   Eun to move, and I knew how upset he was, and  
17                   seeing his demeanor and the fact that he was  
18                   not letting the door budge at all, it was  
19                   concerning.

20                   I wasn't sure, again, I was trying  
21                   to remain calm and speak to him calmly as  
22                   opposed to try to escalate his, and I didn't

1 want to be aggressive in trying to open the  
2 door because I was afraid that would elicit an  
3 aggressive reaction from him.

4 And I was trying to tread lightly.  
5 But it was a little concerning that I would  
6 have to call the police or take another -- and  
7 I didn't want to call Investigator Ghenene  
8 because then the minors would have been left  
9 alone in the car. So it was concerning.

10 CHAIRPERSON MILLER: And had you  
11 been to that establishment before?

12 INVESTIGATOR MATHIESON: Yes. I  
13 can't recall. I think we might have done a  
14 compliance check there previously where they  
15 were successful and they passed. And I may  
16 have done an inspection before, but I was  
17 familiar with the location.

18 CHAIRPERSON MILLER: Were you  
19 familiar with Mr. Eun?

20 INVESTIGATOR MATHIESON: No.

21 CHAIRPERSON MILLER: No. Okay.  
22 Are there other Board questions? Yes, Mr.

1       Alberti?

2                       MEMBER ALBERTI:   Yes, so  
3       Investigator Mathieson, thank you for your  
4       report.  So during that period where you were  
5       trying to exit and Mr. Eun was standing in  
6       front of the door, did he say anything to you?

7                       INVESTIGATOR MATHIESON:  To the  
8       best of my recollection, I remember him just  
9       asking me to please help him, please help him.  
10      Sort of like essentially make the violation go  
11      away.

12                      So to not write up the violation,  
13      please help him, which I obviously wasn't  
14      going to do.

15                      MEMBER ALBERTI:  But he was asking  
16      you to vacate the violation?

17                      INVESTIGATOR MATHIESON:  Correct.

18                      MEMBER ALBERTI:  Noted.  So the  
19      last question was -- did you get the last  
20      question?  Okay.  And just to be clear, so  
21      when you first walked in and asked for his  
22      identification, he told you he was not the

1 owner?

2 INVESTIGATOR MATHIESON: Correct.

3 MEMBER ALBERTI: And okay. Did he  
4 reluctantly give you the ABC Manager's card?

5 INVESTIGATOR MATHIESON: Yes. He  
6 had stated he was not the owner. Again, he  
7 attempted to call someone who was the owner.  
8 And then typically in a situation if there's  
9 no owner, no ABC manager, I'll still ask for  
10 some form of ID so at least I can document who  
11 it was I was speaking with.

12 So I asked him to produce some  
13 sort of ID, take out his wallet if he had any  
14 kind of identification. And when he took out  
15 his wallet, I saw the ABC Manager's license.

16 MEMBER ALBERTI: So he actually  
17 took time to get on the phone and dial a  
18 number?

19 INVESTIGATOR MATHIESON: Yes. I'm  
20 not sure who he called. But he led me to  
21 believe he was calling the owner.

22 MEMBER ALBERTI: Right, right.

1       Okay, I have no further questions. Thank you.

2                   CHAIRPERSON MILLER: Other Board  
3       questions?

4                   MEMBER BROOKS: No.

5                   CHAIRPERSON MILLER: Okay. Mr.  
6       Eun, do you have any questions of the  
7       investigators, and/or do you want to make a  
8       statement about what happened?

9                   INTERPRETER: When I made an  
10       attempt to call someone, I was trying to reach  
11       out to my manager. Normally, I'm not at this  
12       establishment as much. So I was reaching out  
13       to contact the manager.

14                   He stepped outside to go to the  
15       bank, so I was trying to call him to come back  
16       in a hurry. Yes, I regret it very, very much.  
17       Unfortunate that it happened that way. I'm  
18       very sorry.

19                   CHAIRPERSON MILLER: Is that it?

20                   INTERPRETER: I admit all my  
21       fault, because of my old age I seldom go to  
22       the establishment.

1                   CHAIRPERSON MILLER: Can he  
2 explain why he physically prevented the  
3 investigator from leaving?

4                   INTERPRETER: I had no intention,  
5 ma'am and honorable Board members, I had no  
6 intention to block physically her exit out of  
7 the establishment. All I was trying to --

8                   MEMBER ALBERTI: I'm sorry, would  
9 you repeat that?

10                  INTERPRETER: What?

11                  MEMBER ALBERTI: Would you repeat  
12 what you just said? I didn't hear.

13                  INTERPRETER: I wasn't attempting  
14 to block physically her exit out of the  
15 establishment. It was merely a gesture on my  
16 part to try to talk to her and make an appeal.  
17 I didn't mean to block her. I did not.

18                  MR. EUN: And before we came here,  
19 my father kind of explained the situation.  
20 Obviously according to the report, my father  
21 could kind of understand the language, but can  
22 express as well as, you know, obviously the

1       interpreter and myself.

2                       So he wasn't trying to physically,  
3       you know, to block the investigator. Just  
4       more merely trying to explain the situation  
5       that, you know, so his language is kind of  
6       limited.

7                       I can kind of understand her  
8       investigation's obviously done and she's  
9       moving out. But at least he was trying to  
10      just kind of explain, you know, I'm not really  
11      here all that often, even though it is all my  
12      fault for selling to the minor.

13                      But just, he just neglected to, I  
14      guess, look at the identification properly.  
15      Just trying to merely kind of explain himself.  
16      But it wasn't, you know, obviously he's my  
17      father. You know, he's not a violent man at  
18      all.

19                      You know, just trying to explain  
20      the situation that just kind of escalated to  
21      a different level. But he had no intent to be  
22      physical or be rude or anything like that at

1 all.

2 CHAIRPERSON MILLER: Okay. So are  
3 you basically saying he was trying to have her  
4 stay longer so he could explain more or work  
5 out the violation?

6 INTERPRETER: Yes, that is  
7 correct, ma'am.

8 CHAIRPERSON MILLER: Okay. Any  
9 Board questions? Mr. Alberti?

10 MEMBER ALBERTI: Good afternoon,  
11 Mr. Eun. Why did you not show her your  
12 identification when she first asked?

13 INTERPRETER: I did not comprehend  
14 what she was asking, frankly.

15 MEMBER ALBERTI: Okay. Why were  
16 you trying to contact your manager?

17 INTERPRETER: Because I was unable  
18 to understand what she meant. And I wanted  
19 manager to come in and hurry to help me.

20 MR. EUN: Well, she also has a  
21 valid manager's license.

22 MEMBER ALBERTI: All right. Did

1 you tell Ms. Mathieson that you were not the  
2 owner?

3 INTERPRETER: No sir. Yes, I was  
4 beside myself with, you know, panic. I didn't  
5 know what I was saying. But I don't recall  
6 ever saying I was not the owner.

7 As I was unable to say something  
8 like that. Yes, so after back and forth when  
9 she asked pointedly are you the owner, I  
10 probably answered to that question yes.

11 MEMBER ALBERTI: Did you tell Ms.  
12 Mathieson why you needed to make a phone call?

13 INTERPRETER: I do not recall,  
14 sir. I'm, unable to recall what --

15 MEMBER ALBERTI: I have no further  
16 questions.

17 MEMBER JONES ENTERS HEARING

18 CHAIRPERSON MILLER: I want to  
19 welcome Mr. Jones.

20 MEMBER JONES: Thank you, Madam  
21 Chair.

22 CHAIRPERSON MILLER: Okay, any

1 other board questions? Yes, Mr. Brooks.

2 MEMBER BROOKS: Yes, I do have a  
3 question Madam Chair, thank you. Mr. Eun?

4 INTERPRETER: Yes.

5 MEMBER BROOKS: You are the owner?

6 INTERPRETER: Yes.

7 MR. EUN: Yes.

8 MEMBER BROOKS: Okay. And you're  
9 not there all the time?

10 INTERPRETER: Yes.

11 MEMBER BROOKS: Do you have other  
12 stores that you own?

13 MR. EUN: Other?

14 MEMBER BROOKS: Yes.

15 INTERPRETER: None, sir.

16 MEMBER BROOKS: This is the only  
17 one?

18 INTERPRETER: Yes.

19 MEMBER BROOKS: Okay, thank you.

20 Thank you, Madam Chair.

21 CHAIRPERSON MILLER: How long have  
22 you owned this store?

1 MR. EUN: 20 year.

2 INTERPRETER: Since 1993, ma'am.

3 CHAIRPERSON MILLER: Okay. So  
4 have you been in your store when Investigators  
5 from ABRA were there and found any violations?

6 INTERPRETER: Excuse me?

7 CHAIRPERSON MILLER: That's kind  
8 of a compound sentence. Okay, so in the past,  
9 were you physically in the store when ABRA  
10 investigators came in and found a violation?

11 INTERPRETER: Yes, I was.

12 CHAIRPERSON MILLER: You were?

13 INTERPRETER: Yes.

14 CHAIRPERSON MILLER: So did you  
15 attempt to restrain the ABRA investigator at  
16 that time?

17 INTERPRETER: No, I did not make  
18 any attempt to restrain the ABRA investigator.

19 CHAIRPERSON MILLER: Did you panic  
20 at the time when you got a violation before?

21 INTERPRETER: Never a single  
22 violation before. So I was really panicking.

1                   CHAIRPERSON MILLER:  You didn't  
2                   get a violation before?

3                   INTERPRETER:  There must been one  
4                   \*\*\*2:00:49 violation but I wasn't there.

5                   CHAIRPERSON MILLER:  He wasn't  
6                   there.  That was my question.  So this was the  
7                   first time he was in the store when the  
8                   establishment was found to have violated the  
9                   law?

10                  INTERPRETER:  Yes, that is  
11                  correct.  I was beside myself with panic.

12                  CHAIRPERSON MILLER:  Why did he  
13                  feel panicked?

14                  INTERPRETER:  Maybe interpreter  
15                  could contribute a little bit.  Coming from  
16                  Korea, he's very afraid of the government,  
17                  government agent, government official.

18                  And investigator has a very  
19                  terrifying ring to it, okay?  So he was  
20                  panicky.  And the Korean reaction is trying  
21                  to, you know, appeal to for lighter  
22                  punishment.

1 CHAIRPERSON MILLER: Okay.

2 INTERPRETER: That is first  
3 reaction in Korea is essentially since the  
4 Korea's dawn of history, Korean people had to  
5 cope with very powerful, you know, government  
6 agents.

7 CHAIRPERSON MILLER: Okay.

8 INTERPRETER: That's my  
9 contribution.

10 CHAIRPERSON MILLER: Okay, thank  
11 you. All right, any other Board questions?  
12 Do either of the investigators want to add  
13 anything to the record at this point?

14 INVESTIGATOR GHENENE: Well just  
15 one thing with representation, or with  
16 regarding the ID situation. During the time  
17 that I was in the store, the owner did ask the  
18 minor for identification.

19 So it seemed like he did have some  
20 kind of awareness of what identification was  
21 and what ID was.

22 MEMBER ALBERTI: Investigator

1 Ghenene, so were you close enough to the  
2 minors who were in the store to hear any  
3 conversation they had with the owner?

4 INVESTIGATOR GHENENE: If I  
5 remember correctly, it was just the two of us  
6 that were in the store.

7 MEMBER ALBERTI: Okay. So did you  
8 hear what was being said?

9 INVESTIGATOR GHENENE: Yes.

10 MEMBER ALBERTI: What was your  
11 impression of Mr. Eun's comprehension of  
12 English?

13 INVESTIGATOR GHENENE: Although,  
14 you know, the conversation was limited, there  
15 did not seem to be any kind of issues.

16 And if I remember clearly too,  
17 once the transaction was complete and the  
18 minor started leaving, I remember he looked at  
19 me and kind of it dawned on him like wait a  
20 minute, I think I might have just goofed.

21 And that's when he started making  
22 his way, if I remember correctly, he started

1 making his way from behind the counter, the  
2 minor left.

3 I left behind her and that's when  
4 he came outside. And I think that's where  
5 Investigator Mathieson began her story.

6 MEMBER ALBERTI: Okay. I  
7 understand, thank you.

8 CHAIRPERSON MILLER: Any other  
9 questions?

10 MEMBER ALBERTI: Mr. Ghenene, what  
11 was -- this may be an unfair question, but  
12 I'll ask it anyways. What was your perception  
13 of Ms. Mathieson's demeanor when she got to  
14 the car? If you really don't have an opinion,  
15 that's fine. But --

16 INVESTIGATOR GHENENE: I  
17 encouraged -- I wanted to call the police  
18 immediately. And so I don't know about her  
19 demeanor. I think that something triggered  
20 inside of me that I was upset.

21 MEMBER ALBERTI: Was it based on -  
22 -

1 INVESTIGATOR GHENENE: Yes.

2 MEMBER ALBERTI: -- what she said  
3 or the way she said what she said?

4 INVESTIGATOR GHENENE: All of it.

5 MEMBER ALBERTI: Okay. Thank you.  
6 I would actually like to have a few words with  
7 him before we --

8 CHAIRPERSON MILLER: Oh no, I  
9 agree with that.

10 MEMBER ALBERTI: No, I would like  
11 to discuss this just briefly.

12 CHAIRPERSON MILLER: Do you want  
13 to take a break?

14 MEMBER ALBERTI: Yes, please. I  
15 would like to take a break.

16 CHAIRPERSON MILLER: Okay, so what  
17 the Board wants to do is just go into a closed  
18 meeting for a few minutes, and then we'll come  
19 back and tell you where we want to go from  
20 here with this case.

21 So I'm going to read our  
22 instructions and call a vote on taking this

1 into a closed meeting.

2 As Chairperson of the Alcoholic  
3 Beverage Control Board for the District of  
4 Columbia and in accordance with D.C. Official  
5 Code 2-574b of the Open Meetings Act, I move  
6 that the ABC Board hold a closed meeting for  
7 the purpose of seeking legal advice from our  
8 counsel in case, it's the West End Market  
9 case, and deliberating on it for the reason  
10 cited in section 2-574b13 of the Open Meetings  
11 Act. Is there a second?

12 MEMBER BROOKS: Second.

13 CHAIRPERSON MILLER: Mr. Brooks  
14 has seconded the motion. I'll take a roll  
15 call vote now that the motion's been seconded.  
16 Mr. Brooks?

17 MEMBER BROOKS: I agree.

18 CHAIRPERSON MILLER: Mr. Alberti?

19 MEMBER ALBERTI: I agree.

20 CHAIRPERSON MILLER: And Ms.  
21 Miller agrees. Mr. Silverstein?

22 MEMBER SILVERSTEIN: I agree.

1 CHAIRPERSON MILLER: Mr. Jones?

2 MEMBER JONES: I agree.

3 CHAIRPERSON MILLER: Okay, it  
4 appears that the motion has passed by a 5-0-0  
5 vote. I hereby give notice that the ABC Board  
6 will recess this proceeding right now and will  
7 return shortly and let you know how we'll be  
8 proceeding.

9 INTERPRETER: Are we going to stay  
10 here and wait for you?

11 CHAIRPERSON MILLER: Yes, it won't  
12 be very long.

13 (Whereupon, the foregoing matter  
14 went off the record at 2:07 p.m. and went back  
15 on the record at 2:12 p.m.)

16 CHAIRPERSON MILLER: We're back on  
17 the record. Is Mr. Ghenene coming back, or  
18 no?

19 INVESTIGATOR MATHIESON: I think,  
20 I can get him.

21 CHAIRPERSON MILLER: Okay, so  
22 everybody's here. So having considered what

1 everyone has said in this case, I'm going to  
2 make a motion that we send this case to the  
3 Attorney General's Office for a show cause  
4 action because it's clear to me based on these  
5 facts that there is enough for the Attorney  
6 General's Office to look into a case for  
7 interfering with an investigator.

8 And I found it troubling when I  
9 read about the incident in the case report.  
10 And even though I can appreciate that the  
11 owner may have panicked over a violation, I  
12 can't condone in any way a man's blocking a  
13 female investigator from leaving.

14 I think that that's serious. And  
15 it can never happen again. So I think you  
16 need to know that we find that very serious.  
17 So I'm going to make a motion, and I know  
18 others may speak to this motion as well.

19 So I move to forward this case to  
20 the Attorney General's Office for them to  
21 consider a show cause action. Do I have a  
22 second?

1 MEMBER BROOKS: Second.

2 CHAIRPERSON MILLER: Okay, Mr.

3 Brooks has seconded the motion. Would  
4 somebody else like to speak to the motion?

5 MEMBER SILVERSTEIN: Yes, Madam  
6 Chair. Mr. Eun?

7 INTERPRETER: Yes?

8 MEMBER SILVERSTEIN: I would like  
9 to speak to you, personally. The primary  
10 function of our operation is public safety, to  
11 ensure that people don't get hurt, that they  
12 are safe.

13 Everything else is behind that.  
14 Our investigators are our eyes and ears. And  
15 they're our conscience and we must be their  
16 voice.

17 They regularly work long hours,  
18 many of them work the split shift where they  
19 must work also late at night. They work in  
20 dangerous situations, often where there has  
21 been a fight or violence, they're called in.

22 The strain of their work often

1 takes a toll on their health, and we have had  
2 investigators forced to quit in the past year  
3 because of health concerns because of the  
4 hours and the difficulties of their jobs.

5 There is no quicker way for you to  
6 loose your license than to get in their way  
7 and stop them from doing their job, or in any  
8 way making them feel threatened.

9 It would have been very helpful  
10 had you told Ms. Mathieson that you had  
11 panicked, had made a terrible mistake, and  
12 that it would never happen again.

13 You speak of your culture, and we  
14 respect your culture. But there's a saying in  
15 our culture, we have your back. And every one  
16 of our investigators, we have their back. I  
17 hope you understand that, sir. I have no  
18 further comments.

19 CHAIRPERSON MILLER: Thank you.  
20 Other comments? Okay. And there's a motion  
21 that's been seconded. All those in favor, say  
22 aye.

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(Chorus of ayes)

CHAIRPERSON MILLER: All those  
opposed? All those abstaining? Motion masses  
5-0-0. Okay, that completes this hearing.  
Thank you very much.

(Whereupon, the hearing in the  
above-entitled matter was concluded at 2:20  
p.m.)

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