

DISTRICT OF COLUMBIA  
+ + + + +  
ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

IN THE MATTER OF:

Beg Investments, LLC  
t/a Twelve Restaurant & Lounge Show Cause  
1123 H Street, NE Hearing  
Retailer CT - ANC-6A  
License No. 76366  
Case #14-251-00087

(Interfered With an  
Investigation)

November 5, 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  
HERMAN JONES, Member  
MIKE SILVERSTEIN, Member  
HECTOR RODRIGUEZ, Member

ALSO PRESENT:

AMY SCHMIDT, OAG

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

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

(10:18 a.m.)

CHAIRPERSON MILLER: So you are here for the hearing?

MS. SCHMIDT: Yes.

CHAIRPERSON MILLER: Okay.

MS. SCHMIDT: Has it been called?

CHAIRPERSON MILLER: No, I didn't call it yet.

MS. SCHMIDT: Okay. Thank you. Because we have a preliminary matter.

CHAIRPERSON MILLER: Oh, you do?

MS. SCHMIDT: We want to pass the hearing for a little while, because we are trying to resolve all the cases today.

CHAIRPERSON MILLER: Oh, okay. Let me just see which --

MS. SCHMIDT: Yes.

CHAIRPERSON MILLER: All right. So I'll call the case and then we can talk about it then.

MS. SCHMIDT: Yes.

1 CHAIRPERSON MILLER: Okay.

2 (Whereupon, the above-entitled  
3 matter went off the record at 10:19 a.m. and  
4 resumed at 10:20 a.m.)

5 CHAIRPERSON MILLER: Okay. Which  
6 brings us now to Twelve Restaurant & Lounge.  
7 It's Case No. 14-251-00087. Twelve Restaurant  
8 & Lounge is located at 1123 H Street, N.E.,  
9 License No. 76366, in ANC-6A.

10 So if you all would introduce  
11 yourselves for the record, please?

12 MR. GIBSON: Bernard Gibson.

13 CHAIRPERSON MILLER: Okay. Mr.  
14 Gibson.

15 MS. SCHMIDT: Amy Schmidt,  
16 Assistant Attorney General on behalf of the  
17 District of Columbia.

18 MR. LEFANDE: Matthew LeFande,  
19 member of the District of Columbia Bar for and  
20 on behalf of B-E-G Investments, LLC.

21 MEMBER SILVERSTEIN: Sir, please  
22 move that a little closer so we can hear.

1                   MR. LeFANDE: I'm sorry. Take  
2 two. Matthew LeFande, a member of the  
3 District of Columbia Bar for and on behalf of  
4 B-E-G Investments, LLC, a limited liability  
5 company organized under the laws of the  
6 District of Columbia. And the owner of the  
7 establishment formerly known as Restaurant XII  
8 and present with me is Bernard Gibson,  
9 principal to that company.

10                   CHAIRPERSON MILLER: Okay. So  
11 this is scheduled for a Show Cause Hearing,  
12 but are there some preliminary matters you  
13 want to bring to our attention?

14                   MS. SCHMIDT: Yes. Although the  
15 Government is ready to proceed, we are asking  
16 for a pass of this case, because we are trying  
17 to resolve this, given the nature of the  
18 license of this establishment, we are asking  
19 for a pass, so we can try to resolve these  
20 matters and not in a piecemeal manner, so that  
21 things can be resolved today.

22                   CHAIRPERSON MILLER: So okay. So

1 you are asking for a pass and that we are not  
2 going to take your case up right now.

3 MS. SCHMIDT: Right now, yes.

4 However, we --

5 CHAIRPERSON MILLER: Our next  
6 hearing is 11:00. Are you going to be trying  
7 to work things out?

8 MS. SCHMIDT: Yes.

9 CHAIRPERSON MILLER: Okay. So you  
10 could just contact Martha Jenkins if you--

11 MS. SCHMIDT: Yes, Martha Jenkins.  
12 Yes, Ms. Jenkins is aware of this.

13 CHAIRPERSON MILLER: Right.

14 MS. SCHMIDT: Of what's going on.

15 CHAIRPERSON MILLER: Okay. Is  
16 there a problem with that?

17 MEMBER ALBERTI: Can we have an  
18 explanation? I don't know understand what we  
19 are doing.

20 CHAIRPERSON MILLER: Okay.

21 MEMBER ALBERTI: I don't  
22 understand what is being asked for.

1 CHAIRPERSON MILLER: Okay.

2 MS. SCHMIDT: We are requesting --  
3 well, Mr. LeFande?

4 MR. LeFANDE: Yes. So we are --

5 MEMBER ALBERTI: Well, no. Ms.  
6 Schmidt, please explain it, please.

7 MS. SCHMIDT: Okay.

8 MEMBER ALBERTI: It's the  
9 Government's request, right?

10 MS. SCHMIDT: It's a joint  
11 request.

12 MR. LeFANDE: It's joint.

13 MS. SCHMIDT: It's a joint  
14 request.

15 MR. LeFANDE: We are in the midst  
16 of negotiating a proposed OIC as to a global  
17 settlement. As the establishment is in the  
18 process of a license transfer, we are trying  
19 to reach an agreement with some finality and  
20 globality about any outstanding violations  
21 which may encumber the transfer of that  
22 license.

1                   MEMBER ALBERTI: Okay. I  
2 understand that. I understand that, all  
3 right? I'm trying to speed things along here.  
4 So I apologize for --

5                   MR. LefANDE: Sure. Well, we are  
6 working on that right now.

7                   MEMBER ALBERTI: So we understand  
8 the transfer. We understand the motives here.  
9 What other cases are outstanding?

10                  MS. SCHMIDT: There is one.

11                  MEMBER ALBERTI: Do you know the  
12 case numbers? Do you have the cases? Just  
13 for the record, so we know.

14                  MS. SCHMIDT: For the record --

15                  MEMBER ALBERTI: You know what I  
16 mean? We are just discussing this. Let's get  
17 it all out there on the record, please.

18                  MS. SCHMIDT: Okay. The other  
19 Case Nos. are -- I don't have them.

20                  MEMBER ALBERTI: So that there is  
21 no misunderstanding in the future.

22                  MS. SCHMIDT: Yes. Okay, yes.

1 The one case number is -- I don't have.

2 MR. LefANDE: Sir, I don't believe  
3 we have --

4 MS. SCHMIDT: Do you have the case  
5 numbers? I think I might have them in my  
6 emails on my phone.

7 MR. LefANDE: This is going back  
8 to 2013, so this is --

9 MS. SCHMIDT: Yes, this is --

10 MR. LefANDE: No, that's not the  
11 one.

12 MS. SCHMIDT: That's the same one,  
13 isn't it?

14 MR. LefANDE: That's the same one.

15 MS. SCHMIDT: Yes.

16 MR. LefANDE: If I may, Madam  
17 Chair, this is part of the process that we are  
18 going through at this very moment is  
19 identifying the cases and trying to figure out  
20 what is still left on the table. So as much  
21 as I would like to --

22 CHAIRPERSON MILLER: Okay.

1 MR. LeFANDE: -- recite the  
2 captions for each of those at the moment, it's  
3 part of what we are doing at the moment and  
4 Ms. Schmidt is getting a little --

5 CHAIRPERSON MILLER: Okay.

6 MR. LeFANDE: -- frustrated trying  
7 to come up with something --

8 CHAIRPERSON MILLER: Okay.

9 MEMBER ALBERTI: Okay.

10 MR. LeFANDE: -- we haven't quite  
11 sorted out yet.

12 MEMBER ALBERTI: So when you say a  
13 pass, are we postponing this to another day?

14 MR. LeFANDE: No, no, no.

15 MS. SCHMIDT: My witnesses are  
16 here today. I am ready to proceed. However,  
17 if we can -- however, we are just getting a  
18 little extra time just to see if we can do  
19 this. We are ready. We could proceed today.

20 MEMBER ALBERTI: Okay. So you  
21 will be here today and you want this case  
22 called later. Is that what you --

1 MS. SCHMIDT: Yes, yes.

2 MEMBER ALBERTI: Okay. I was not  
3 understanding that at all.

4 MS. SCHMIDT: Okay.

5 MR. LeFANDE: Sorry about that.

6 MEMBER ALBERTI: It wasn't stated.  
7 It wasn't articulated.

8 MR. LeFANDE: Yes. So if we  
9 could --

10 CHAIRPERSON MILLER: Okay.

11 MR. LeFANDE: -- if you folks  
12 could hear your 11:00 case --

13 MEMBER ALBERTI: Thank you. I'll  
14 let the Chair handle that.

15 MR. LeFANDE: -- we will be back  
16 and see where we are at with this.

17 CHAIRPERSON MILLER: Wait. I'm  
18 sorry. Two people talking at once. What did  
19 you say?

20 MR. LeFANDE: I was saying if you  
21 could hear your 11:00 case and then we can see  
22 where we are.

1 CHAIRPERSON MILLER: Well, I don't  
2 know if we can hear our 11:00 case. I mean,  
3 it depends on whether they are here.

4 MR. LeFANDE: Right, right.

5 CHAIRPERSON MILLER: But we can  
6 work for you.

7 MS. SCHMIDT: Okay. Thank you.

8 CHAIRPERSON MILLER: So --

9 MR. LeFANDE: All right.

10 CHAIRPERSON MILLER: -- any  
11 problems with that anyone?

12 MEMBER ALBERTI: No.

13 CHAIRPERSON MILLER: Okay. Thank  
14 you.

15 (Whereupon, the above-entitled  
16 matter went off the record at 10:25 a.m. and  
17 resumed at 11:54 a.m.)

18 CHAIRPERSON MILLER: Okay. We had  
19 passed the Twelve case. Is everybody here for  
20 that?

21 MR. LeFANDE: Yes.

22 MS. SCHMIDT: Yes.

1 CHAIRPERSON MILLER: So I'll call  
2 it again. It's case No. 14-251-00087, Twelve  
3 Restaurant & Lounge located at 1123 H Street,  
4 N.E., License No. 76366, in ANC-6A.

5 And I'm going to ask you to  
6 identify yourselves for the record again,  
7 please.

8 MS. SCHMIDT: Good morning, Amy  
9 Schmidt, Assistant Attorney General on behalf  
10 of the District of Columbia.

11 MR. LeFANDE: Matthew LeFande for  
12 Beg Investments, LLC.

13 MR. GIBSON: Bernard Gibson,  
14 Twelve Restaurant & Lounge.

15 CHAIRPERSON MILLER: Okay. So you  
16 had asked --

17 MR. GIBSON: If I may?

18 CHAIRPERSON MILLER: Yes?

19 MR. LeFANDE: We have -- the  
20 Attorney General and the licensee have a  
21 proposed Offer in Compromise, which proposes  
22 to be a global settlement for all pending

1 matters that may be before the Board.

2 As the Board may take notice of  
3 its own proceedings, there has been a pending  
4 transfer application that has been going on  
5 for some time. It is the current licensee's  
6 intention to resolve any matters that may be  
7 before the Board that would otherwise impede  
8 that transfer proceeding.

9 It is the licensee's intention to  
10 divest itself entirely of any equity interest  
11 in this establishment and transfer it to a new  
12 business and allow that business to proceed  
13 unencumbered with anything that has been going  
14 on here previously. It seems to be an  
15 entirely different business model and  
16 different folks involved.

17 And towards that end, we have  
18 spent the last couple of hours negotiating an  
19 Offer in Compromise. We have identified, as  
20 Board Member Alberti had previously requested,  
21 three cases which remain outstanding for this  
22 licensee.

1                   These numbers are the 14-251-87,  
2                   that's the matter that was supposed to be  
3                   before the Board for a Show Cause Hearing  
4                   today.

5                   An additional matter, 14-CMP-107  
6                   and --

7                   MS. SCHMIDT: The Board does have  
8                   a copy of the Offer in Compromise, so --

9                   MR. LeFANDE: But this --

10                  MS. SCHMIDT: And 14-251-0163.

11                  MR. LeFANDE: So this is a  
12                  misprint here?

13                  MS. SCHMIDT: Yes, yes, yes.

14                  MR. LeFANDE: Okay. So --

15                  MS. SCHMIDT: And 00163(a) also,  
16                  there is -- because the (a) was a supplemental  
17                  report to the 163.

18                  MR. LeFANDE: So there is just a  
19                  misprint on the third paragraph. It should be  
20                  14-251-163.

21                  With regards to --

22                  MS. SCHMIDT: Mr. LeFande, may I

1 read the compromise first and then you can --

2 MR. LefANDE: I thought you asked  
3 me to take --

4 MS. SCHMIDT: No, no, no. I said  
5 afterwards, afterwards.

6 MR. LefANDE: No.

7 MS. SCHMIDT: After.

8 MR. LefANDE: I'm sorry. I  
9 misunderstood, Ms. Schmidt. I thought she  
10 wanted me to make this presentation.

11 MS. SCHMIDT: No, no, no, no. No,  
12 after I propose it to the Board.

13 MR. LefANDE: Okay.

14 MS. SCHMIDT: Okay. The Offer in  
15 Compromise consists of the following terms,  
16 which I'll read into the record.

17 It is, one, a \$3,000 fine for Case  
18 No. 14-251-00087.

19 Two, a \$2,000 fine for Case No.  
20 14-CMP-00107.

21 Three, a \$5,000 fine for Case No.  
22 14-CMP -- 14-251-0163 and 0163(a).

1                   And this OIC consists of a \$3,000  
2 fine for Charge 1 and a \$2,000 fine for Charge  
3 2. And Charges 3 and 4 will be dismissed as  
4 part of this compromise. The total fine  
5 amount is \$10,000. And the license shall  
6 remain suspended until the fine is paid. The  
7 license shall remain suspended until a  
8 transfer of ownership application is approved  
9 by the Board.

10                   A transfer of ownership  
11 application has been filed with ABRA. Mr.  
12 Gibson does not and shall not have an equity  
13 ownership interest in the transferee's  
14 business.

15                   No. 8, Mr. Gibson agrees not to  
16 apply for a new liquor license in the District  
17 for two years.

18                   And 9, there are no other pending  
19 violations or investigations for events  
20 predating November 5, 2014, which would impede  
21 the transfer of the liquor license to a new  
22 owner.

1                   At this point, Mr. LeFande would  
2 like to make some more comments.

3                   MEMBER ALBERTI: May I ask a  
4 question before we --

5                   MR. LEFANDE: Yes. I think that,  
6 at this point, we have made the proposal, so,  
7 I think we should respond to them, if the  
8 Board --

9                   MEMBER ALBERTI: May I speak, Mr.  
10 LeFande?

11                   CHAIRPERSON MILLER: Go ahead, Mr.  
12 Alberti. Do you have a question?

13                   MEMBER ALBERTI: Yes, I do --

14                   CHAIRPERSON MILLER: Okay.

15                   MEMBER ALBERTI: -- Ms. Miller.  
16 This comes to us quite suddenly. I mean, we  
17 were not prepared to hear these cases, so you  
18 will have to bear with me, Ms. Schmidt.

19                   MS. SCHMIDT: I understand.

20                   MEMBER ALBERTI: As you understand  
21 earlier, I didn't know which cases we were  
22 doing and right now, I don't even know what

1 the charges are. Because you know, if we were  
2 -- if we had had advance notice, we could have  
3 had the charging documents before the Board.

4 So I'm just explaining to you why  
5 I'm asking these questions.

6 MS. SCHMIDT: Yes, sir.

7 MEMBER ALBERTI: I do not have the  
8 charges before me. So if you would be so kind  
9 as to enumerate the charges on each of these  
10 cases, that would be helpful for me to  
11 understand Mr. LeFande's explanation.

12 MS. SCHMIDT: Okay. In today's  
13 case, the charges are impeding of  
14 investigation.

15 CHAIRPERSON MILLER: We have  
16 today's case.

17 MEMBER ALBERTI: Well, could you  
18 give us case numbers?

19 MEMBER JONES: Can you give us  
20 case numbers?

21 MS. SCHMIDT: Okay. Today's case  
22 is 14-251-00087.

1 MEMBER JONES: Oh, okay.

2 MEMBER ALBERTI: Okay.

3 MS. SCHMIDT: And that is impeding  
4 -- interfering with an investigation. And  
5 this came out and this is the Show Cause that  
6 came out of the Summary Suspension that was  
7 heard by this Board back in March.

8 The next case is 14-251-00163 and  
9 14-251-00163(a), which were the events that  
10 occurred on Memorial Day weekend. And the  
11 charges for that: Charge 1 was you allowed  
12 the licensed establishment to use for unlawful  
13 or disorderly purpose for which the Board may  
14 take -- unlawful purpose and that was when  
15 there was a fight in the establishment.

16 And the Board heard we had a full  
17 -- we had a full day hearing on this case on  
18 this matter for purposes of the Summary  
19 Suspension.

20 The second charge in that case is  
21 you interfered with an investigation conducted  
22 by the Metropolitan Police Department and

1 ABRA.

2 The third charge, which will be  
3 dropped, is you permitted the use of a  
4 controlled substance in your establishment,  
5 that is marijuana.

6 And the fourth charge, which we  
7 propose will be dropped, you failed to follow  
8 your security plan with the -- I'm sorry. You  
9 failed to follow your security plan. And  
10 those are the 14-251-00163 and 00163(a).

11 The last charge which is part of  
12 this compromise is failure to obtain an  
13 entertainment endorsement to have a cover  
14 charge. And this goes to events that happened  
15 on February 21, 2014 when ABRA Investigators  
16 visited the establishment and were told by an  
17 employee that there was a \$20 cover charge,  
18 even though their endorsement did not -- even  
19 though the Government will prove that their  
20 license did not have that endorsement.

21 CHAIRPERSON MILLER: What case  
22 number is this?

1 MS. SCHMIDT: Oh, I'm sorry. That  
2 Case No. is 14-CMP-00107.

3 MEMBER ALBERTI: Okay. Thank you  
4 very much.

5 MS. SCHMIDT: And again, this --  
6 Mr. Alberti, this just came up this morning  
7 for ourselves and we apologize.

8 MEMBER ALBERTI: Oh, I understand  
9 that, but --

10 MS. SCHMIDT: Okay.

11 MEMBER ALBERTI: -- I'm explaining  
12 to you why I wasn't prepared, because I wasn't  
13 given enough time and so I'm explaining to you  
14 why I needed these explanations.

15 MS. SCHMIDT: Okay. No, that's  
16 not --

17 MEMBER ALBERTI: And would have  
18 hoped that they, quite frankly, were given to  
19 us --

20 MS. SCHMIDT: Okay. Thank you.

21 MEMBER ALBERTI: -- with the Offer  
22 in Compromise initially.

1 MS. SCHMIDT: Okay.

2 CHAIRPERSON MILLER: Okay. Mr.  
3 LeFande, did you want to speak to the Offer in  
4 Compromise?

5 MR. LEFANDE: Yes, thank you.  
6 Again, it's the licensee's interest in  
7 divesting itself of the establishment and  
8 resolving any outstanding obligations or  
9 allegations that are before the Board.

10 There is necessarily two very  
11 different ways for the new proposed licensee  
12 to go about starting its business at this  
13 location.

14 The first one is the process which  
15 is ongoing at the moment, which is a transfer  
16 application. And in such, the existing  
17 license is taken over by a new business  
18 entity. And in that process, there remains an  
19 obligation that any existing encumbrances be  
20 satisfied before the transfer be taken to go  
21 forward.

22 In the alternative, the new

1 business entity could conceivably make a new  
2 license application, replacard the business  
3 and to simply start the process of an entirely  
4 new license. In that instance, neither -- the  
5 new licensee would not be encumbered by any  
6 existing proceedings.

7 In the interest of comity and to  
8 expedite this process, the existing licensee  
9 proposes this settlement to continue the  
10 transfer process and resolving these matters  
11 that would, otherwise, be bypassed by a new  
12 application proceeding.

13 So in that regard, we are making  
14 an affirmative effort this morning to resolve  
15 any old business, such that this transfer can  
16 proceed, which I believe is already scheduled  
17 for next week for an evidentiary hearing and  
18 may proceed.

19 CHAIRPERSON MILLER: Okay. Oh,  
20 Mr. Jones, do you have a question?

21 MEMBER JONES: Just to be clear,  
22 the whole procession of the transfer with new

1 ownership really has nothing to do with the  
2 merits of this particular Offer in Compromise  
3 related to the specific violations to which  
4 the Offer in Compromise applies.

5 You are just telling us that this  
6 would help to expedite the process of the  
7 transfer in what you are proposing, correct?

8 MR. LefANDE: Well, it's  
9 interrelated in that the alternative course of  
10 action is to eschew that responsibility and to  
11 simply let the new business proceed  
12 unencumbered by that. But again, we are  
13 taking an affirmative act today to attempt to  
14 come to terms with any outstanding  
15 obligations, which could otherwise be bypassed  
16 by the new application.

17 So I do think that that is germane  
18 to our discussion today in that there is a  
19 proactive effort on the part of this licensee  
20 to come to terms with what is still  
21 outstanding, even though there is some  
22 mechanism perhaps that that could be bypassed.

1                   MEMBER JONES: I don't necessarily  
2 follow, maybe just because I'm ignorant, but  
3 I don't necessarily follow the interrelated  
4 nature of the transfer application and the  
5 transfer to new ownership versus the items,  
6 the items that are violations that are  
7 specific to the cases.

8                   I understand that if those  
9 violations didn't exist, the application  
10 process wouldn't be encumbered by the fact  
11 that they hadn't been adjudicated. But I  
12 guess I'm more concerned about the fact that  
13 the violations are in play and to make sure  
14 that we have a fair and appropriate fine  
15 and/or suspension related to the merits of the  
16 violations that are noted in the charges. And  
17 that would not be clouded or influenced by me  
18 as an individual Board Member by what happens  
19 to the license subsequent to these being  
20 adjudicated.

21                   MR. LeFANDE: Well, as Board  
22 Member Jones is well-aware, I have no

1 disinclination to litigate the source of  
2 charges on their merits. And there is a -- we  
3 would necessarily preserve all of our  
4 procedural rights in challenging the existence  
5 of any such violations should we not be able  
6 to come to a compromise today.

7 But it is our intention today to  
8 first find an expedient way of making  
9 resolution of the three items. And in doing  
10 so offering to pay what I could certainly see  
11 as a substantial fine of \$10,000.

12 As to a suspension, I think that  
13 point is moot as this person is getting out of  
14 this -- this company is getting out of this  
15 business and the person involved is also  
16 agreeing not to apply for another liquor  
17 license for two years.

18 So this establishment has been  
19 summarily suspended now for -- since June,  
20 since May and again, there has been a very,  
21 very heavy burden that has been placed on the  
22 licensee. And we would like to come to some

1 resolution of this with some finality and a  
2 substantial monetary fine is being offered in  
3 that regard in addition to Mr. Gibson  
4 personally eschewing the -- his own rights to  
5 obtain a liquor license for the next two  
6 years. And this is not done lightly.

7 CHAIRPERSON MILLER: Okay. Let me  
8 just say where I think the Board is and they  
9 can correct me if I'm wrong, but, you know, we  
10 see all those terms, which I understand, you  
11 know, what you are saying about them, but the  
12 fines we see them like in a vacuum.

13 We don't see what the charges are.  
14 We don't see what the range is, so we don't  
15 know, you know, is \$2,000 a fair amount or  
16 what is it? You know, what is the range of  
17 the penalty? What did they do?

18 I know that Ms. Schmidt went  
19 through some of them, but do you have that in  
20 writing, you know, for the Board to evaluate?  
21 Because I think that's a large part of the  
22 issue here. And not that we don't appreciate

1 that a global settlement may be a good idea,  
2 it's just that, as Mr. Jones said, evaluating  
3 the specific fines, so it's kind of in a  
4 vacuum. A \$3,000 fine for this case, you  
5 know.

6 MS. SCHMIDT: I believe for that  
7 case, the range was \$2,000 to \$4,000.

8 MEMBER JONES: You believe it  
9 based on what?

10 MS. SCHMIDT: Just based on the  
11 nature of the transfer. I can --

12 MEMBER JONES: So what's the --  
13 this would be a primary tier violation,  
14 correct?

15 MS. SCHMIDT: I would need some  
16 time to, to be quite blunt, just look up --

17 CHAIRPERSON MILLER: Okay.

18 MS. SCHMIDT: -- the statute  
19 again.

20 CHAIRPERSON MILLER: Okay.

21 MS. SCHMIDT: Because I don't have  
22 the statute in front of me and I'm not going

1 to make representations.

2 MEMBER JONES: Okay.

3 CHAIRPERSON MILLER: Okay. So let  
4 me make sure that that is important to the  
5 Board, but I think it is. Is it important to  
6 the Board to know what the penalty range is  
7 and what the charge was?

8 MEMBER JONES: Yes.

9 MR. LeFANDE: Well, I think the --

10 MEMBER ALBERTI: May I speak to  
11 this?

12 CHAIRPERSON MILLER: Yes. I mean,  
13 I want --

14 MEMBER ALBERTI: Yes, maybe I'm  
15 just --

16 CHAIRPERSON MILLER: I don't want  
17 to send them off if that's not important --

18 MEMBER ALBERTI: -- way off base  
19 here, but --

20 CHAIRPERSON MILLER: -- to people,  
21 but I think it is.

22 MEMBER ALBERTI: -- just for the

1 record, I'll state so everybody understands,  
2 the Board has the ability to get all this  
3 information.

4 MR. LeFANDE: Yes.

5 MEMBER ALBERTI: We have it.

6 MR. LeFANDE: Yes.

7 MEMBER ALBERTI: We could go and  
8 we could recess and we could collect all of  
9 this information.

10 MR. LeFANDE: Yes.

11 MEMBER ALBERTI: But that's not  
12 timely. I mean, that an inefficient process.  
13 And so this is why I'm in a quandary. Can we  
14 go -- I mean, do we recess and spend two hours  
15 collecting this information and then  
16 discussing it?

17 CHAIRPERSON MILLER: It's not our  
18 burden to collect it. They can collect it  
19 while we do other work.

20 MEMBER ALBERTI: Well, that's sort  
21 of where I'm going.

22 CHAIRPERSON MILLER: Yes.

1                   MEMBER ALBERTI: I mean, that's my  
2 point in all of this, but I'm just pointing it  
3 out that I just want the record to understand  
4 that the Board, you know, does have this  
5 information, but it's a shame that we just  
6 don't have it presented to us here. And I  
7 agree, we should have all of this information  
8 before us.

9                   CHAIRPERSON MILLER: Okay.

10                  MEMBER ALBERTI: I agree with you.

11                  CHAIRPERSON MILLER: Yes, Mr.

12 Jones?

13                  MEMBER JONES: I concur.

14 Primarily, if we are being -- if this is being  
15 presented to us in a vacuum and we are being  
16 told it's fair, then I think it is very fair  
17 and reasonable to expect the parties that are  
18 presenting said OIC could defend why it's  
19 reasonable and fair.

20                  CHAIRPERSON MILLER: Yes.

21                  MEMBER JONES: That hasn't been  
22 done. I've just been given a bunch of numbers

1 with a case number and some charges loosely  
2 defined.

3 CHAIRPERSON MILLER: Yes.

4 MEMBER JONES: And that's  
5 unacceptable as far as I'm concerned.

6 MS. SCHMIDT: Okay. I was just --  
7 okay. I understand the Board's concern.  
8 However, I was not expecting to have a global  
9 -- to be quite blunt, I walked in here today.  
10 I'm ready for hearing. I have my police  
11 officer sitting back there.

12 CHAIRPERSON MILLER: Right.

13 MS. SCHMIDT: I was -- and knowing  
14 our history, I was not even prepared that  
15 there would be an OIC to be quite blunt. And  
16 so it has only happened in the last couple of  
17 hours. I agree maybe I should have gotten --  
18 and I can get the information for you during  
19 the lunch break right now.

20 CHAIRPERSON MILLER: Okay.

21 MS. SCHMIDT: I'll be glad to do  
22 that. I apologize.

1 CHAIRPERSON MILLER: Yes, let's do  
2 that.

3 MS. SCHMIDT: It was presented to  
4 me.

5 MEMBER ALBERTI: Yes.

6 CHAIRPERSON MILLER: Okay.

7 MS. SCHMIDT: You know, this came  
8 up on me, too. And one other thing is is that  
9 the purpose of this OIC is also to protect --  
10 and the District's purpose, our purpose, my  
11 office's purpose is to protect the safety of  
12 the citizens of the District of Columbia. And  
13 the fact that this establishment has been  
14 closed since May and will not reopen under  
15 this ownership is what propelled -- which is  
16 one of the motivating factors, at this point--

17 CHAIRPERSON MILLER: Yes.

18 MS. SCHMIDT: -- for this OIC.  
19 And I think that should not be lost in all  
20 this discussion.

21 CHAIRPERSON MILLER: Okay.

22 MR. LeFANDE: And I think the

1 Attorney General makes a very, very valid  
2 point in this regard and that we tread on a  
3 very -- as a public agency and public  
4 officers, you are treading on a very fine line  
5 of not -- since there being no rehabilitative  
6 purpose to this, the business entity is no  
7 longer engaged in this activity, that we seem  
8 to be treading on a fine line of retribution,  
9 which I think is entirely inappropriate under  
10 these circumstances.

11 Each of these cases was generated  
12 by this Agency with staff and dozens of  
13 people. And all of this is a matter of public  
14 record as to what the allegations that were  
15 made and this is an Offer in Compromise. We  
16 are suggesting that to close out this chapter  
17 of this business, that a fine be paid.

18 The person who was the owner of  
19 the business be refrained from being in the  
20 business for two years. And that this new  
21 business, which has no other relation to this  
22 establishment, other than taking over, should

1 be permitted to proceed unencumbered. They  
2 are the only ones that are truly being harmed  
3 by the delay in this proceeding. And I think  
4 that's profoundly inequitable to them.

5 MEMBER SILVERSTEIN: Madam Chair,  
6 I think it's clear that there is a demand or  
7 at least a request on one side or maybe both  
8 sides for finality, but the Board needs  
9 clarity. If it takes us over lunch to get the  
10 facts before we decide, then let's do lunch.

11 MS. SCHMIDT: Okay. Thank you.

12 MEMBER ALBERTI: May I ask one  
13 question before we move on?

14 MR. LefANDE: Sure.

15 MEMBER ALBERTI: So does Mr.  
16 Gibson currently -- does he have any equity  
17 interest in an alcohol licensed establishment  
18 for any pending applications in an alcohol  
19 licensed establishment?

20 MR. LefANDE: This -- he is  
21 divesting himself in this one --

22 MEMBER ALBERTI: That was not my

1 question. My question was does Mr. Gibson  
2 have an equity interest -- let me finish. So  
3 you understand my question.

4 MR. LeFANDE: Yes.

5 MEMBER ALBERTI: Does Mr. Gibson  
6 have an equity interest in any other alcohol  
7 licensed establishment in the District or does  
8 he have any pending applications or is he a  
9 party to any pending applications for an  
10 alcohol beverage license in the District of  
11 Columbia?

12 MR. LeFANDE: As I was trying to  
13 say a moment ago, he has no equity interest in  
14 any alcoholic beverage license, other than the  
15 one that he is trying to divest himself from  
16 right now.

17 Further, there are no pending  
18 applications for any alcoholic license,  
19 beverage license that he would have an equity  
20 interest in either.

21 Finally, he is voluntarily  
22 eschewing the right to participate in any

1 alcoholic beverage license for a period of two  
2 years under this agreement.

3 And I believe that is responsive  
4 to your question --

5 MEMBER ALBERTI: It is.

6 MR. LeFANDE: -- Mr. Alberti.

7 MEMBER ALBERTI: Thank you very  
8 much.

9 CHAIRPERSON MILLER: Okay. I just  
10 want to clarify where we are and where we are  
11 going, at this point. So we asked for clarity  
12 on the fines and the charges.

13 MS. SCHMIDT: I will do that.

14 CHAIRPERSON MILLER: And the  
15 range. Are you able to do that here?

16 MS. SCHMIDT: Yes, I can.

17 MR. LeFANDE: Well, it seems --

18 MS. SCHMIDT: I can do that.

19 CHAIRPERSON MILLER: You are able  
20 to do that. Okay.

21 MR. LeFANDE: So we will produce  
22 the charging document, the range of fines,

1 recite the range of fines --

2 CHAIRPERSON MILLER: Right.

3 MR. LeFANDE: -- under the statute  
4 and that will be responsive to --

5 MS. SCHMIDT: I will take care of  
6 that.

7 MR. LeFANDE: -- your inquiry.

8 CHAIRPERSON MILLER: Okay.

9 MS. SCHMIDT: I will take care of  
10 it.

11 MR. LeFANDE: I just wanted to  
12 make sure that --

13 CHAIRPERSON MILLER: That's all.

14 MR. LeFANDE: -- we are not  
15 excluding the goal from the response.

16 CHAIRPERSON MILLER: We just want  
17 to knowingly evaluate this Offer in  
18 Compromise.

19 MR. LeFANDE: I certainly  
20 appreciate that.

21 CHAIRPERSON MILLER: Okay.

22 MR. LeFANDE: There is a lot of

1 stuff on the table, but on the other hand,  
2 there is a lot of stuff on the table and that  
3 we want to come to a conclusion about all of  
4 this.

5 CHAIRPERSON MILLER: Okay.

6 MR. LeFANDE: So we don't have to  
7 keep coming back here over and over.

8 MEMBER RODRIGUEZ: Yes.

9 CHAIRPERSON MILLER: So I would  
10 suggest that we recess and you can contact Ms.  
11 Jenkins when you are ready to proceed.

12 MS. SCHMIDT: Okay. Thank you.

13 CHAIRPERSON MILLER: And we will  
14 see about fitting this back in the calendar,  
15 I mean, this afternoon.

16 MR. LeFANDE: Another hour?

17 CHAIRPERSON MILLER: What?

18 MR. LeFANDE: An hour? I just  
19 want to know when to come back.

20 CHAIRPERSON MILLER: I was saying  
21 that when you are done, you can contact Ms.  
22 Jenkins.

1 MR. LeFANDE: Okay. Because I'll  
2 actually -- if I'm not doing it, I'll actually  
3 go to lunch.

4 MEMBER JONES: It's your choice.  
5 It's your choice.

6 MR. LeFANDE: So should I come  
7 back in an hour?

8 CHAIRPERSON MILLER: Come back in  
9 an hour.

10 MEMBER JONES: Sir, please, let's  
11 not get into this. It's his choice. He can  
12 do whatever he wants to do with his time.

13 MS. SCHMIDT: Okay. I will do the  
14 research and is the Board taking a lunch  
15 break? Is the Board taking a lunch break now  
16 then?

17 CHAIRPERSON MILLER: Yes.

18 MS. SCHMIDT: Okay. So what time  
19 is the Board -- about 1:30?

20 CHAIRPERSON MILLER: An hour.

21 MEMBER ALBERTI: I suggest that  
22 the attorneys discuss this with our General

1 Counsel and then they can figure out. Our  
2 General Counsel can help them and decide. She  
3 helps us all the time on what our schedule is  
4 for this afternoon.

5 MS. SCHMIDT: Okay. That's fine.

6 MEMBER ALBERTI: And how we might  
7 fit this in.

8 MS. SCHMIDT: Thank you.

9 CHAIRPERSON MILLER: Okay. We  
10 aren't going to put you late in the afternoon  
11 though or anything like that.

12 MS. SCHMIDT: I have an officer  
13 here.

14 CHAIRPERSON MILLER: Right.

15 MS. SCHMIDT: That's why.

16 CHAIRPERSON MILLER: Right.

17 MS. SCHMIDT: I'm not letting the  
18 officer leave.

19 CHAIRPERSON MILLER: Oh, I'm  
20 sorry, I have been corrected. Okay. We don't  
21 know. We haven't decided. Okay. But we will  
22 try to work with you.

1 MS. SCHMIDT: Thank you.

2 CHAIRPERSON MILLER: And you can  
3 talk with Ms. Jenkins outside.

4 MS. SCHMIDT: Thank you. Okay.  
5 Thank you.

6 CHAIRPERSON MILLER: All right.  
7 We will see you soon then.

8 MS. SCHMIDT: Thank you.

9 CHAIRPERSON MILLER: Okay. Thank  
10 you.

11 (Whereupon, the above-entitled  
12 matter went off the record at 12:20 p.m. and  
13 resumed at 2:08 p.m.)

14 CHAIRPERSON MILLER: Okay. We are  
15 back on the record and when we left off, we  
16 had asked for the parties in Twelve Restaurant  
17 and Lounge. I think I'll call that case again  
18 first and then we will get to Shemali's. This  
19 will be very quick.

20 Case No. 14-251-00087, Twelve  
21 Restaurant & Lounge.

22 Before we recessed for lunch, the

1 parties had presented us with an Offer in  
2 Compromise and the Board had requested more  
3 information about the terms that dealt with  
4 the fines and that information was provided to  
5 us and the Board had an opportunity to review  
6 the Offer in Compromise with that addition.

7 So I'm going to, at this time,  
8 move to approve the Offer in Compromise and  
9 that I think it's a fair Offer in Compromise.  
10 The fines are within the penalty range. And  
11 I think it serves the interest of the  
12 District.

13 Do I have a second?

14 MEMBER RODRIGUEZ: I'll second.

15 CHAIRPERSON MILLER: Okay. Mr.  
16 Rodriguez has seconded the motion. Any  
17 comments? Okay. There is a motion that has  
18 been seconded to approve the Offer in  
19 Compromise.

20 All those in favor say aye.

21 MEMBER RODRIGUEZ: Aye.

22 CHAIRPERSON MILLER: Aye.

1 All those opposed?

2 MEMBER ALBERTI: Opposed.

3 MEMBER BROOKS: Opposed.

4 MEMBER SILVERSTEIN: Opposed.

5 MEMBER JONES: Opposed.

6 CHAIRPERSON MILLER: The motion  
7 fails by a vote of 5-2-0.

8 MEMBER RODRIGUEZ: 4-2.

9 CHAIRPERSON MILLER: Does someone  
10 else have a -- 4-2? Oh, we're missing Mr.  
11 Short, right.

12 MEMBER ALBERTI: 4-2.

13 CHAIRPERSON MILLER: 4-2-0. Okay.  
14 Does someone want to do a motion to deny or  
15 disapprove?

16 MEMBER ALBERTI: Do we need to?

17 CHAIRPERSON MILLER: We might.

18 MEMBER JONES: Do we need to?

19 CHAIRPERSON MILLER: I think it's  
20 probably going to be --

21 MEMBER JONES: I don't think we  
22 need to.

1 CHAIRPERSON MILLER: All right.  
2 Then we won't. Okay. So what is going to  
3 happen then is, I guess, we are going to go to  
4 hearing. And I understand, Ms. Schmidt, are  
5 you ready to proceed still today?

6 MS. SCHMIDT: Yes. I just need  
7 Mr. Hager to come in and set up the computer  
8 for a videotape.

9 CHAIRPERSON MILLER: Okay.

10 MS. SCHMIDT: So --

11 CHAIRPERSON MILLER: Okay. Well,  
12 we have a short Fact-Finding Hearing next.

13 MS. SCHMIDT: Okay.

14 CHAIRPERSON MILLER: So what I  
15 suggest is --

16 MS. SCHMIDT: I'll see if Mr.  
17 Hager can come in.

18 CHAIRPERSON MILLER: -- perhaps  
19 you can confer with Ms. Jenkins about the  
20 logistics of the hearing. Thank you.

21 (Whereupon, the above-entitled  
22 matter went off the record at 2:10 p.m. and

1 resumed at 2:39 p.m.)

2 CHAIRPERSON MILLER: Okay. So  
3 that is all our hearings that are scheduled,  
4 except I think we will need to go back to  
5 Twelve.

6 Okay. As I was saying, I thought  
7 we would be returning to Twelve, that's Case  
8 No. 14-251-00087, Twelve Restaurant and  
9 Lounge.

10 MS. SCHMIDT: We have another  
11 preliminary matter.

12 CHAIRPERSON MILLER: Okay. Why  
13 don't you identify yourself again for the  
14 record?

15 MS. SCHMIDT: Amy Schmidt,  
16 Assistant Attorney General on behalf of the  
17 District of Columbia.

18 CHAIRPERSON MILLER: Okay.

19 MR. LeFANDE: Matthew LeFande for  
20 Beg Investments, LLC.

21 MR. GIBSON: Bernard Gibson,  
22 managing member.

1 CHAIRPERSON MILLER: Okay. So you  
2 have another preliminary?

3 MR. LeFANDE: Did you get that?

4 COURT REPORTER: I got that.

5 MR. LeFANDE: Okay.

6 CHAIRPERSON MILLER: Did I hear  
7 you to say that you have another preliminary  
8 matter?

9 MS. SCHMIDT: Yes. We have  
10 another OIC which we would like to present to  
11 the Board. It is basically the same OIC as  
12 this morning, however, some of the monetary  
13 amounts have changed, so I'll just go over it  
14 very quickly again.

15 For Charge --

16 CHAIRPERSON MILLER: Wait. Okay.  
17 I don't know if everybody has the papers in  
18 front of them.

19 MEMBER SILVERSTEIN: We do.

20 CHAIRPERSON MILLER: Okay. All  
21 right.

22 MS. SCHMIDT: For Case 14-251-

1 00087, which is the interfering with an  
2 investigation conducted by MPD and ABRA, that  
3 charge we are asking for a \$4,000 fine, which  
4 is the high end of the \$2,000 to \$4,000 range,  
5 because it's a second primary tier violation.

6 And for Case No. 14-CMP-00107,  
7 which involves a failure to obtain an  
8 entertainment endorsement to have a cover  
9 charge, we are asking for a \$2,000 fine, which  
10 is a fifth secondary tier violation within  
11 five years. So the range is from \$2,000 to  
12 \$4,000.

13 And for the third case, we are  
14 asking for an \$8,000 fine for Case No. 14-251-  
15 00163 and 00163(a), and that consists of a  
16 \$4,000 fine for Charge 1, which is allowing  
17 the licensed establishment to be used for an  
18 unlawful purpose. And this is a second  
19 primary tier violation within two years, so  
20 it's the high range of that fine range.

21 And then another \$4,000 for  
22 interfering with an investigation conducted by

1 MPD and ABRA. And again, this is a second  
2 primary tier violation within two years, so  
3 the range is from \$2,000 to \$4,000.

4 And Charges 3 and 4 are still  
5 being dismissed.

6 The total fine is \$14,000. The  
7 license shall remain suspended until the fine  
8 is paid. The license shall remain suspended  
9 until the transfer of ownership application is  
10 approved by the Board.

11 A transfer of ownership  
12 application has been filed with ABRA. Mr.  
13 Gibson does not and shall not have an equity  
14 ownership interest in the transferee's  
15 business.

16 Mr. Gibson agrees not to apply for  
17 a new liquor license in the District of  
18 Columbia for two years.

19 And there are no other pending  
20 violations or investigations for events  
21 predating November 5, 2014, which would impede  
22 the transfer of the liquor license to a new

1 owner.

2 CHAIRPERSON MILLER: Okay. I'm  
3 sorry, I need to clarify.

4 MS. SCHMIDT: Yes.

5 CHAIRPERSON MILLER: Okay. So I'm  
6 looking at the original Offer in Compromise.

7 MS. SCHMIDT: Yes.

8 CHAIRPERSON MILLER: So No. 1 was  
9 a \$3,000 fine for 00087 has now been increased  
10 to a \$4,000. Is that right?

11 MS. SCHMIDT: That's correct.

12 CHAIRPERSON MILLER: Okay. Now,  
13 No. 2, the \$2,000 fine for 00107, does that  
14 remain the same?

15 MS. SCHMIDT: Yes.

16 CHAIRPERSON MILLER: Okay. So  
17 then No. 3 --

18 MS. SCHMIDT: It went from \$5,000  
19 to \$8,000.

20 CHAIRPERSON MILLER: Okay.

21 MS. SCHMIDT: \$4,000 per charge.

22 CHAIRPERSON MILLER: Thank you.

1 Okay. And the total has gone to \$14,000?

2 MS. SCHMIDT: Yes.

3 CHAIRPERSON MILLER: Okay. Any  
4 questions by Board Members? Any other  
5 comments on the OIC? Do Board Members want to  
6 consider this in closed session?

7 MEMBER RODRIGUEZ: I make the  
8 motion that we go into closed session on this,  
9 Madam Chair.

10 CHAIRPERSON MILLER: Okay. Okay.  
11 We will take a vote on that.

12 As Chairperson of the Alcoholic  
13 Beverage Control Board for the District of  
14 Columbia and in accordance with Section 405 of  
15 the Open Meetings Amendment Act of 2010, I  
16 move that the ABC Board hold a closed meeting  
17 for the purpose of seeking legal advice from  
18 our counsel on Case No. 14-251-00087 and the  
19 other cases referenced in the Offer in  
20 Compromise for Twelve Restaurant & Lounge, per  
21 Section 405(b)(4) of the Open Meetings  
22 Amendment Act of 2010, and deliberating upon

1 the OIC for the reasons cited in Section  
2 405(b)(13) of the Open Meetings Amendment Act  
3 of 2010.

4 Is there a second?

5 MEMBER RODRIGUEZ: Second.

6 CHAIRPERSON MILLER: Mr. Rodriguez  
7 seconded the motion. I'll now take a roll  
8 call vote on the motion before us now that it  
9 has been seconded.

10 Mr. Brooks?

11 MEMBER BROOKS: I agree.

12 CHAIRPERSON MILLER: Mr. Alberti?

13 MEMBER ALBERTI: I agree.

14 CHAIRPERSON MILLER: Mr.

15 Rodriguez?

16 MEMBER RODRIGUEZ: I agree.

17 CHAIRPERSON MILLER: Ms. Miller

18 agrees.

19 Mr. Silverstein?

20 MEMBER SILVERSTEIN: I agree.

21 CHAIRPERSON MILLER: Mr. Jones?

22 MEMBER JONES: I agree.

1 CHAIRPERSON MILLER: Okay. It  
2 appears that the motion has passed by a 6-0-0  
3 vote.

4 I hereby give notice that the ABC  
5 Board will recess the proceeding to hold a  
6 closed meeting in the ABC Board conference  
7 room pursuant to the Open Meetings Amendment  
8 Act of 2010.

9 So we will go and consider this  
10 OIC and return shortly.

11 (Whereupon, the above-entitled  
12 matter went off the record at 2:47 p.m. and  
13 resumed at 2:53 p.m.)

14 CHAIRPERSON MILLER: Okay. We are  
15 back on the record having discussed in closed  
16 session and assessed the amended Offer in  
17 Compromise which, in essence, raised the total  
18 fine amount by \$4,000 from the previous OIC  
19 and the total fines would be \$14,000.

20 So I'm going to move to approve  
21 this Offer in Compromise. I think it is even  
22 more in the public interest. Do I have a

1 second?

2 MEMBER RODRIGUEZ: Second.

3 CHAIRPERSON MILLER: Mr. Rodriguez  
4 has seconded the motion. Any comments?

5 Not hearing any, all those in  
6 favor say aye.

7 MEMBER RODRIGUEZ: Aye.

8 CHAIRPERSON MILLER: Aye.

9 MEMBER ALBERTI: Aye.

10 MEMBER SILVERSTEIN: Aye.

11 MEMBER BROOKS: Aye.

12 CHAIRPERSON MILLER: All those  
13 opposed?

14 MEMBER JONES: Oppose.

15 CHAIRPERSON MILLER: All those  
16 abstaining? So the vote is 5-1-0 to approve  
17 the Offer in Compromise.

18 So I think that concludes this  
19 case. Thank you very much.

20 MEMBER ALBERTI: Well, actually--

21 CHAIRPERSON MILLER: What?

22 MEMBER ALBERTI: -- you know, I

1 just voted on -- all right. Fine. I don't  
2 need to ask my question.

3 CHAIRPERSON MILLER: Okay.

4 MEMBER ALBERTI: My question is  
5 answered. I'll accept the offer. I'm good.

6 CHAIRPERSON MILLER: Okay. Thank  
7 you very much.

8 MR. LefANDE: Thank you,  
9 everybody.

10 CHAIRPERSON MILLER: And that  
11 completes our hearings for this afternoon.  
12 And we will be back with our agenda shortly.

13 (Whereupon, the Show Cause Hearing  
14 in the above-entitled matter was concluded at  
15 2:55 p.m.)

16

17

18

19

20

21

22

<b>A</b>	<p><b>agreeing</b> 26:16</p> <p><b>agreement</b> 6:19 37:2</p> <p><b>agrees</b> 16:15 49:16 52:18</p> <p><b>ahead</b> 17:11</p> <p><b>Alberti</b> 1:17 5:17 5:21 6:5,8 7:1,7 7:11,15,20 9:9,12 9:20 10:2,6,13 11:12 13:20 17:3 17:9,12,13,15,20 18:7,17 19:2 21:3 21:6,8,11,17,21 29:10,14,18,22 30:5,7,11,20 31:1 31:10 33:5 35:12 35:15,22 36:5 37:5,6,7 40:21 41:6 44:2,12,16 52:12,13 54:9,20 54:22 55:4</p> <p><b>alcohol</b> 35:17,18 36:6,10</p> <p><b>alcoholic</b> 1:2,12,12 36:14,18 37:1 51:12</p> <p><b>allegations</b> 22:9 34:14</p> <p><b>allow</b> 13:12</p> <p><b>allowed</b> 19:11</p> <p><b>allowing</b> 48:16</p> <p><b>alternative</b> 22:22 24:9</p> <p><b>amended</b> 53:16</p> <p><b>Amendment</b> 51:15 51:22 52:2 53:7</p> <p><b>amount</b> 16:5 27:15 53:18</p> <p><b>amounts</b> 47:13</p> <p><b>Amy</b> 1:21 3:15 12:8 46:15</p> <p><b>ANC-6A</b> 1:7 3:9 12:4</p> <p><b>and/or</b> 25:15</p> <p><b>answered</b> 55:5</p> <p><b>apologize</b> 7:4 21:7 32:22</p>	<p>32:22</p> <p><b>appears</b> 53:2</p> <p><b>application</b> 13:4 16:8,11 22:16 23:2,12 24:16 25:4,9 49:9,12</p> <p><b>applications</b> 35:18 36:8,9,18</p> <p><b>applies</b> 24:4</p> <p><b>apply</b> 16:16 26:16 49:16</p> <p><b>appreciate</b> 27:22 38:20</p> <p><b>appropriate</b> 25:14</p> <p><b>approve</b> 43:8,18 53:20 54:16</p> <p><b>approved</b> 16:8 49:10</p> <p><b>articulated</b> 10:7</p> <p><b>asked</b> 5:22 12:16 15:2 37:11 42:16</p> <p><b>asking</b> 4:15,18 5:1 18:5 48:3,9,14</p> <p><b>assessed</b> 53:16</p> <p><b>Assistant</b> 3:16 12:9 46:16</p> <p><b>attempt</b> 24:13</p> <p><b>attention</b> 4:13</p> <p><b>Attorney</b> 3:16 12:9 12:20 34:1 46:16</p> <p><b>attorneys</b> 40:22</p> <p><b>aware</b> 5:12</p> <p><b>aye</b> 43:20,21,22 54:6,7,8,9,10,11</p>	<p>46:20</p> <p><b>behalf</b> 3:16,20 4:3 12:9 46:16</p> <p><b>believe</b> 8:2 23:16 28:6,8 37:3</p> <p><b>Bernard</b> 3:12 4:8 12:13 46:21</p> <p><b>beverage</b> 1:2,12,12 36:10,14,19 37:1 51:13</p> <p><b>blunt</b> 28:16 32:9,15</p> <p><b>Board</b> 1:2,12 13:1 13:2,7,20 14:3,7 15:12 16:9 17:8 18:3 19:7,13,16 22:9 25:18,21 27:8,20 29:5,6 30:2 31:4 35:8 40:14,15,19 43:2 43:5 47:11 49:10 51:4,5,13,16 53:5 53:6</p> <p><b>Board's</b> 32:7</p> <p><b>break</b> 32:19 40:15 40:15</p> <p><b>bring</b> 4:13</p> <p><b>brings</b> 3:6</p> <p><b>Brooks</b> 1:17 44:3 52:10,11 54:11</p> <p><b>Building</b> 1:13</p> <p><b>bunch</b> 31:22</p> <p><b>burden</b> 26:21 30:18</p> <p><b>business</b> 13:12,12 13:15 16:14 22:12 22:17 23:1,2,15 24:11 26:15 34:6 34:17,19,20,21 49:15</p> <p><b>bypassed</b> 23:11 24:15,22</p>	<p><b>care</b> 38:5,9</p> <p><b>case</b> 1:8 2:20 3:7 4:16 5:2 7:12,19 8:1,4 9:21 10:12 10:21 11:2,19 12:2 15:17,19,21 18:13,16,18,20,21 19:8,17,20 20:21 21:2 28:4,7 32:1 42:17,20 46:7 47:22 48:6,13,14 51:18 54:19</p> <p><b>cases</b> 2:15 7:9,12 8:19 13:21 17:17 17:21 18:10 25:7 34:11 51:19</p> <p><b>Cause</b> 1:6 4:11 14:3 19:5 55:13</p> <p><b>certainly</b> 26:10 38:19</p> <p><b>Chair</b> 8:17 10:14 35:5 51:9</p> <p><b>Chairperson</b> 1:14 1:16 2:3,6,8,12,16 2:19 3:1,5,13 4:10 4:22 5:5,9,13,15 5:20 6:1 8:22 9:5 9:8 10:10,17 11:1 11:5,8,10,13,18 12:1,15,18 17:11 17:14 18:15 20:21 22:2 23:19 27:7 28:17,20 29:3,12 29:16,20 30:17,22 31:9,11,20 32:3 32:12,20 33:1,6 33:17,21 37:9,14 37:19 38:2,8,13 38:16,21 39:5,9 39:13,17,20 40:8 40:17,20 41:9,14 41:16,19 42:2,6,9 42:14 43:15,22 44:6,9,13,17,19 45:1,9,11,14,18 46:2,12,18 47:1,6 47:16,20 50:2,5,8</p>
	<p><b>Bar</b> 3:19 4:3</p> <p><b>base</b> 29:18</p> <p><b>based</b> 28:9,10</p> <p><b>basically</b> 47:11</p> <p><b>bear</b> 17:18</p> <p><b>Beg</b> 1:5 12:12</p>	<p style="text-align: center;"><b>B</b></p> <p><b>B-E-G</b> 3:20 4:4</p> <p><b>back</b> 8:7 10:15 19:7 32:11 39:7,14,19 40:7,8 42:15 46:4 53:15 55:12</p>	<p style="text-align: center;"><b>C</b></p> <p><b>calendar</b> 39:14</p> <p><b>call</b> 2:9,20 12:1 42:17 52:8</p> <p><b>called</b> 2:7 9:22</p> <p><b>captions</b> 9:2</p>	

50:12,16,20,22 51:3,10,12 52:6 52:12,14,17,21 53:1,14 54:3,8,12 54:15,21 55:3,6 55:10 <b>challenging</b> 26:4 <b>changed</b> 47:13 <b>chapter</b> 34:16 <b>charge</b> 16:2,2 19:11,20 20:2,6 20:11,14,17 29:7 47:15 48:3,9,16 50:21 <b>charges</b> 16:3 18:1,8 18:9,13 19:11 25:16 26:2 27:13 32:1 37:12 49:4 <b>charging</b> 18:3 37:22 <b>choice</b> 40:4,5,11 <b>circumstances</b> 34:10 <b>cited</b> 52:1 <b>citizens</b> 33:12 <b>clarify</b> 37:10 50:3 <b>clarity</b> 35:9 37:11 <b>clear</b> 23:21 35:6 <b>close</b> 34:16 <b>closed</b> 33:14 51:6,8 51:16 53:6,15 <b>closer</b> 3:22 <b>clouded</b> 25:17 <b>collect</b> 30:8,18,18 <b>collecting</b> 30:15 <b>Columbia</b> 1:1 3:17 3:19 4:3,6 12:10 33:12 36:11 46:17 49:18 51:14 <b>come</b> 9:7 24:14,20 26:6,22 39:3,19 40:6,8 45:7,17 <b>comes</b> 17:16 <b>coming</b> 39:7 <b>comity</b> 23:7 <b>comments</b> 17:2 43:17 51:5 54:4	<b>company</b> 4:5,9 26:14 <b>completes</b> 55:11 <b>compromise</b> 12:21 13:19 14:8 15:1 15:15 16:4 20:12 21:22 22:4 24:2,4 26:6 34:15 38:18 43:2,6,8,9,19 50:6 51:20 53:17,21 54:17 <b>computer</b> 45:7 <b>conceivably</b> 23:1 <b>concern</b> 32:7 <b>concerned</b> 25:12 32:5 <b>concluded</b> 55:14 <b>concludes</b> 54:18 <b>conclusion</b> 39:3 <b>concur</b> 31:13 <b>conducted</b> 19:21 48:2,22 <b>confer</b> 45:19 <b>conference</b> 53:6 <b>consider</b> 51:6 53:9 <b>consists</b> 15:15 16:1 48:15 <b>contact</b> 5:10 39:10 39:21 <b>continue</b> 23:9 <b>Control</b> 1:2,12,12 51:13 <b>controlled</b> 20:4 <b>copy</b> 14:8 <b>correct</b> 24:7 27:9 28:14 50:11 <b>corrected</b> 41:20 <b>counsel</b> 41:1,2 51:18 <b>couple</b> 13:18 32:16 <b>course</b> 24:9 <b>COURT</b> 47:4 <b>cover</b> 20:13,17 48:8 <b>CT</b> 1:7 <b>current</b> 13:5 <b>currently</b> 35:16	<b>D</b>	<b>D.C</b> 1:13 <b>day</b> 9:13 19:10,17 <b>dealt</b> 43:3 <b>decide</b> 35:10 41:2 <b>decided</b> 41:21 <b>defend</b> 31:18 <b>defined</b> 32:2 <b>delay</b> 35:3 <b>deliberating</b> 51:22 <b>demand</b> 35:6 <b>deny</b> 44:14 <b>Department</b> 19:22 <b>depends</b> 11:3 <b>different</b> 13:15,16 22:11 <b>disapprove</b> 44:15 <b>discuss</b> 40:22 <b>discussed</b> 53:15 <b>discussing</b> 7:16 30:16 <b>discussion</b> 24:18 33:20 <b>disinclination</b> 26:1 <b>dismissed</b> 16:3 49:5 <b>disorderly</b> 19:13 <b>District</b> 1:1 3:17,19 4:3,6 12:10 16:16 33:12 36:7,10 43:12 46:17 49:17 51:13 <b>District's</b> 33:10 <b>divest</b> 13:10 36:15 <b>divesting</b> 22:7 35:21 <b>document</b> 37:22 <b>documents</b> 18:3 <b>doing</b> 5:19 9:3 17:22 26:9 40:2 <b>DONALD</b> 1:17 <b>dozens</b> 34:12 <b>dropped</b> 20:3,7	<b>emails</b> 8:6 <b>employee</b> 20:17 <b>encumber</b> 6:21 <b>encumbered</b> 23:5 25:10 <b>encumbrances</b> 22:19 <b>endorsement</b> 20:13 20:18,20 48:8 <b>engaged</b> 34:7 <b>entertainment</b> 20:13 48:8 <b>entirely</b> 13:10,15 23:3 34:9 <b>entity</b> 22:18 23:1 34:6 <b>enumerate</b> 18:9 <b>equity</b> 13:10 16:12 35:16 36:2,6,13 36:19 49:13 <b>eschew</b> 24:10 <b>eschewing</b> 27:4 36:22 <b>essence</b> 53:17 <b>establishment</b> 4:7 4:18 6:17 13:11 19:12,15 20:4,16 22:7 26:18 33:13 34:22 35:17,19 36:7 48:17 <b>evaluate</b> 27:20 38:17 <b>evaluating</b> 28:2 <b>events</b> 16:19 19:9 20:14 49:20 <b>everybody</b> 11:19 30:1 47:17 55:9 <b>evidentiary</b> 23:17 <b>excluding</b> 38:15 <b>exist</b> 25:9 <b>existence</b> 26:4 <b>existing</b> 22:16,19 23:6,8 <b>expect</b> 31:17 <b>expecting</b> 32:8 <b>expedient</b> 26:8 <b>expedite</b> 23:8 24:6	<b>explain</b> 6:6 <b>explaining</b> 18:4 21:11,13 <b>explanation</b> 5:18 18:11 <b>explanations</b> 21:14 extra 9:18
		<b>E</b>	<b>earlier</b> 17:21 <b>effort</b> 23:14 24:19 <b>either</b> 36:20	<b>F</b>	<b>fact</b> 25:10,12 33:13 <b>Fact-Finding</b> 45:12 <b>factors</b> 33:16 <b>facts</b> 35:10 <b>failed</b> 20:7,9 <b>fails</b> 44:7 <b>failure</b> 20:12 48:7 <b>fair</b> 25:14 27:15 31:16,16,19 43:9 <b>far</b> 32:5 <b>favor</b> 43:20 54:6 <b>February</b> 20:15 <b>fifth</b> 48:10 <b>fight</b> 19:15 <b>figure</b> 8:19 41:1 <b>filed</b> 16:11 49:12 <b>finality</b> 6:19 27:1 35:8 <b>Finally</b> 36:21 <b>find</b> 26:8 <b>fine</b> 15:17,19,21 16:2,2,4,6 25:14 26:11 27:2 28:4 34:4,8,17 41:5 48:3,9,14,16,20 49:6,7 50:9,13 53:18 55:1 <b>finer</b> 27:12 28:3 37:12,22 38:1 43:4,10 53:19 <b>finish</b> 36:2 <b>first</b> 15:1 22:14 26:8 42:18 <b>fit</b> 41:7 <b>fitting</b> 39:14 <b>five</b> 48:11 <b>folks</b> 10:11 13:16 <b>follow</b> 20:7,9 25:2

25:3 <b>following</b> 15:15 <b>formerly</b> 4:7 <b>forward</b> 22:21 <b>fourth</b> 20:6 <b>frankly</b> 21:18 <b>front</b> 28:22 47:18 <b>frustrated</b> 9:6 <b>full</b> 19:16,17 <b>Further</b> 36:17 <b>future</b> 7:21	<b>Government's</b> 6:9 <b>guess</b> 25:12 45:3	19:3 <b>important</b> 29:4,5 29:17 <b>inappropriate</b> 34:9 <b>increased</b> 50:9 <b>individual</b> 25:18 <b>inefficient</b> 30:12 <b>inequitable</b> 35:4 <b>influenced</b> 25:17 <b>information</b> 30:3,9 30:15 31:5,7 32:18 43:3,4 <b>initially</b> 21:22 <b>inquiry</b> 38:7 <b>instance</b> 23:4 <b>intention</b> 13:6,9 26:7 <b>interest</b> 13:10 16:13 22:6 23:7 35:17 36:2,6,13 36:20 43:11 49:14 53:22 <b>interfered</b> 1:9 19:21 <b>interfering</b> 19:4 48:1,22 <b>interrelated</b> 24:9 25:3 <b>introduce</b> 3:10 <b>investigation</b> 1:9 18:14 19:4,21 48:2,22 <b>investigations</b> 16:19 49:20 <b>Investigators</b> 20:15 <b>Investments</b> 1:5 3:20 4:4 12:12 46:20 <b>involved</b> 13:16 26:15 <b>involves</b> 48:7 <b>issue</b> 27:22 <b>items</b> 25:5,6 26:9	45:19 <b>joint</b> 6:10,12,13 <b>Jones</b> 1:18 18:19 19:1 23:20,21 25:1,22 28:2,8,12 29:2,8 31:12,13 31:21 32:4 40:4 40:10 44:5,18,21 52:21,22 54:14 <b>June</b> 26:19	55:8 <b>LeFande's</b> 18:11 <b>left</b> 8:20 42:15 <b>legal</b> 51:17 <b>let's</b> 7:16 33:1 35:10 40:10 <b>letting</b> 41:17 <b>liability</b> 4:4 <b>license</b> 1:7 3:9 4:18 6:18,22 12:4 16:5 16:7,16,21 20:20 22:17 23:2,4 25:19 26:17 27:5 36:10,14,18,19 37:1 49:7,8,17,22 <b>licensed</b> 19:12 35:17,19 36:7 48:17 <b>licensee</b> 12:20 13:22 22:11 23:5 23:8 24:19 26:22 <b>licensee's</b> 13:5,9 22:6 <b>lightly</b> 27:6 <b>limited</b> 4:4 <b>line</b> 34:4,8 <b>liquor</b> 16:16,21 26:16 27:5 49:17 49:22 <b>litigate</b> 26:1 <b>little</b> 2:14 3:22 9:4 9:18 <b>LLC</b> 1:5 3:20 4:4 12:12 46:20 <b>located</b> 3:8 12:3 <b>location</b> 22:13 <b>logistics</b> 45:20 <b>longer</b> 34:7 <b>look</b> 28:16 <b>looking</b> 50:6 <b>loosely</b> 32:1 <b>lost</b> 33:19 <b>lot</b> 38:22 39:2 <b>Lounge</b> 1:6 3:6,8 12:3,14 42:17,21 46:9 51:20 <b>lunch</b> 32:19 35:9
<hr/> <b>G</b> <hr/> <b>General</b> 3:16 12:9 12:20 34:1 40:22 41:2 46:16 <b>generated</b> 34:11 <b>germane</b> 24:17 <b>getting</b> 9:4,17 26:13,14 <b>Gibson</b> 3:12,12,14 4:8 12:13,13,17 16:12,15 27:3 35:16 36:1,5 46:21,21 49:13,16 <b>give</b> 18:18,19 53:4 <b>given</b> 4:17 21:13,18 31:22 <b>glad</b> 32:21 <b>global</b> 6:16 12:22 28:1 32:8 <b>globality</b> 6:20 <b>go</b> 17:11 22:12,20 30:7,14 40:3 45:3 46:4 47:13 51:8 53:9 <b>goal</b> 38:15 <b>goes</b> 20:14 <b>going</b> 5:2,6,14 8:7 8:18 12:5 13:4,13 28:22 30:21 37:11 41:10 43:7 44:20 45:2,3 53:20 <b>good</b> 12:8 28:1 55:5 <b>gotten</b> 32:17 <b>Government</b> 4:15 20:19	<hr/> <b>H</b> <hr/> <b>H</b> 1:6 3:8 12:3 <b>Hager</b> 45:7,17 <b>hand</b> 39:1 <b>handle</b> 10:14 <b>happen</b> 45:3 <b>happened</b> 20:14 32:16 <b>happens</b> 25:18 <b>harmed</b> 35:2 <b>hear</b> 3:22 10:12,21 11:2 17:17 47:6 <b>heard</b> 19:7,16 <b>hearing</b> 1:6,13 2:4 2:14 4:11 5:6 14:3 19:17 23:17 32:10 45:4,12,20 54:5 55:13 <b>hearings</b> 46:3 55:11 <b>heavy</b> 26:21 <b>HECTOR</b> 1:19 <b>help</b> 24:6 41:2 <b>helpful</b> 18:10 <b>helps</b> 41:3 <b>HERMAN</b> 1:18 <b>high</b> 48:4,20 <b>history</b> 32:14 <b>hold</b> 51:16 53:5 <b>hoped</b> 21:18 <b>hour</b> 39:16,18 40:7 40:9,20 <b>hours</b> 13:18 30:14 32:17	<hr/> <b>J</b> <hr/> <b>Jenkins</b> 5:10,11,12 39:11,22 42:3	<hr/> <b>K</b> <hr/> <b>keep</b> 39:7 <b>kind</b> 18:8 28:3 <b>know</b> 5:18 7:11,13 7:15 11:2 17:21 17:22 18:1 27:9 27:11,15,15,16,18 27:20 28:5 29:6 31:4 33:7 39:19 41:21 47:17 54:22 <b>knowing</b> 32:13 <b>knowingly</b> 38:17 <b>known</b> 4:7	<hr/> <b>L</b> <hr/> <b>large</b> 27:21 <b>late</b> 41:10 <b>laws</b> 4:5 <b>leave</b> 41:18 <b>LeFANDE</b> 3:18,18 4:1,2 6:3,4,12,15 7:5 8:2,7,10,14,16 9:1,6,10,14 10:5,8 10:11,15,20 11:4 11:9,21 12:11,11 12:19 14:9,11,14 14:18,22 15:2,6,8 15:13 17:1,5,10 22:3,5 24:8 25:21 29:9 30:4,6,10 33:22 35:14,20 36:4,12 37:6,17 37:21 38:3,7,11 38:14,19,22 39:6 39:16,18 40:1,6 46:19,19 47:3,5

35:10 40:3,14,15 42:22	44:2,3,4,5,8,12,16 44:18,21 46:22 47:19 51:7 52:5 52:11,13,16,20,22 54:2,7,9,10,11,14 54:20,22 55:4	<b>missing</b> 44:10 <b>misunderstanding</b> 7:21 <b>misunderstood</b> 15:9 <b>model</b> 13:15 <b>moment</b> 8:18 9:2,3 22:15 36:13 <b>monetary</b> 27:2 47:12 <b>moot</b> 26:13 <b>morning</b> 12:8 21:6 23:14 47:12 <b>motion</b> 43:16,17 44:6,14 51:8 52:7 52:8 53:2 54:4 <b>motivating</b> 33:16 <b>motives</b> 7:8 <b>move</b> 3:22 35:13 43:8 51:16 53:20 <b>MPD</b> 48:2 49:1	53:4 <b>November</b> 1:11 16:20 49:21 <b>number</b> 8:1 20:22 32:1 <b>numbers</b> 7:12 8:5 14:1 18:18,20 31:22	21:20 22:1,2 23:19 27:7 28:17 28:20 29:2,3 31:9 32:6,7,20 33:6,21 35:11 37:9,20 38:8,21 39:5,12 40:1,13,18 41:5,9 41:20,21 42:4,9 42:14 43:15,17 44:13 45:2,9,11 45:13 46:2,6,12 46:18 47:1,5,16 47:20 50:2,5,12 50:16,20 51:1,3 51:10,10 53:1,14 55:3,6 <b>old</b> 23:15 <b>once</b> 10:18 <b>ones</b> 35:2 <b>ongoing</b> 22:15 <b>Open</b> 51:15,21 52:2 53:7 <b>opportunity</b> 43:5 <b>Oppose</b> 54:14 <b>opposed</b> 44:1,2,3,4 44:5 54:13 <b>organized</b> 4:5 <b>original</b> 50:6 <b>outside</b> 42:3 <b>outstanding</b> 6:20 7:9 13:21 22:8 24:14,21 <b>owner</b> 4:6 16:22 34:18 50:1 <b>ownership</b> 16:8,10 16:13 24:1 25:5 33:15 49:9,11,14
<hr/> <b>M</b> <hr/>				
<b>Madam</b> 8:16 35:5 51:9 <b>making</b> 23:13 26:8 <b>managing</b> 46:22 <b>manner</b> 4:20 <b>March</b> 19:7 <b>marijuana</b> 20:5 <b>Martha</b> 5:10,11 <b>matter</b> 1:4 2:11 3:3 11:16 14:2,5 19:18 34:13 42:12 45:22 46:11 47:8 53:12 55:14 <b>matters</b> 4:12,20 13:1,6 23:10 <b>Matthew</b> 3:18 4:2 12:11 46:19 <b>mean</b> 7:16 11:2 17:16 29:12 30:12 30:14 31:1 39:15 <b>mechanism</b> 24:22 <b>meeting</b> 1:3 51:16 53:6 <b>Meetings</b> 51:15,21 52:2 53:7 <b>member</b> 1:17,17,18 1:18,19 3:19,21 4:2 5:17,21 6:5,8 7:1,7,11,15,20 9:9 9:12,20 10:2,6,13 11:12 13:20 17:3 17:9,13,15,20 18:7,17,19 19:1,2 21:3,8,11,17,21 23:21 25:1,18,22 28:8,12 29:2,8,10 29:14,18,22 30:5 30:7,11,20 31:1 31:10,13,21 32:4 33:5 35:5,12,15 35:22 36:5 37:5,7 39:8 40:4,10,21 41:6 43:14,21	<b>Members</b> 51:4,5 <b>Memorial</b> 19:10 <b>merits</b> 24:2 25:15 26:2 <b>met</b> 1:12 <b>Metropolitan</b> 19:22 <b>midst</b> 6:15 <b>MIKE</b> 1:18 <b>Miller</b> 1:14,16 2:3 2:6,8,12,16,19 3:1 3:5,13 4:10,22 5:5 5:9,13,15,20 6:1 8:22 9:5,8 10:10 10:17 11:1,5,8,10 11:13,18 12:1,15 12:18 17:11,14,15 18:15 20:21 22:2 23:19 27:7 28:17 28:20 29:3,12,16 29:20 30:17,22 31:9,11,20 32:3 32:12,20 33:1,6 33:17,21 37:9,14 37:19 38:2,8,13 38:16,21 39:5,9 39:13,17,20 40:8 40:17,20 41:9,14 41:16,19 42:2,6,9 42:14 43:15,22 44:6,9,13,17,19 45:1,9,11,14,18 46:2,12,18 47:1,6 47:16,20 50:2,5,8 50:12,16,20,22 51:3,10 52:6,12 52:14,17,17,21 53:1,14 54:3,8,12 54:15,21 55:3,6 55:10 <b>misprint</b> 14:12,19	<b>N</b> <hr/> <b>N.E</b> 3:8 12:4 <b>N.W</b> 1:13 <b>nature</b> 4:17 25:4 28:11 <b>NE</b> 1:6 <b>necessarily</b> 22:10 25:1,3 26:3 <b>need</b> 28:15 44:16 44:18,22 45:6 46:4 50:3 55:2 <b>needed</b> 21:14 <b>needs</b> 35:8 <b>negotiating</b> 6:16 13:18 <b>neither</b> 23:4 <b>new</b> 13:11 16:16,21 22:11,17,22 23:1 23:4,5,11,22 24:11,16 25:5 34:20 49:17,22 <b>NICK</b> 1:17 <b>Nos</b> 7:19 <b>noted</b> 25:16 <b>notice</b> 13:2 18:2	<hr/> <b>O</b> <hr/> <b>OAG</b> 1:21 <b>obligation</b> 22:19 <b>obligations</b> 22:8 24:15 <b>obtain</b> 20:12 27:5 48:7 <b>occurred</b> 19:10 <b>offer</b> 12:21 13:19 14:8 15:14 21:21 22:3 24:2,4 34:15 38:17 43:1,6,8,9 43:18 50:6 51:19 53:16,21 54:17 55:5 <b>offered</b> 27:2 <b>offering</b> 26:10 <b>office's</b> 33:11 <b>officer</b> 32:11 41:12 41:18 <b>officers</b> 34:4 <b>Oh</b> 2:12,16 19:1 21:1,8 23:19 41:19 44:10 <b>OIC</b> 6:16 16:1 31:18 32:15 33:9 33:18 47:10,11 51:5 52:1 53:10 53:18 <b>okay</b> 2:6,10,16 3:1 3:5,13 4:10,22 5:9 5:15,20 6:1,7 7:1 7:18,22 8:22 9:5,8 9:9,20 10:2,4,10 11:7,13,18 12:15 14:14 15:13,14 17:14 18:12,21 19:1,2 21:3,10,15	<hr/> <b>P</b> <hr/> <b>P-R-O-C-E-E-D...</b> 2:1 <b>p.m</b> 42:12,13 45:22 46:1 53:12,13 55:15 <b>paid</b> 16:6 34:17 49:8 <b>papers</b> 47:17

<p><b>paragraph</b> 14:19  <b>part</b> 8:17 9:3 16:4  20:11 24:19 27:21  <b>participate</b> 36:22  <b>particular</b> 24:2  <b>parties</b> 31:17 42:16  43:1  <b>party</b> 36:9  <b>pass</b> 2:13 4:16,19  5:1 9:13  <b>passed</b> 11:19 53:2  <b>pay</b> 26:10  <b>penalty</b> 27:17 29:6  43:10  <b>pending</b> 12:22 13:3  16:18 35:18 36:8  36:9,17 49:19  <b>people</b> 10:18 29:20  34:13  <b>period</b> 37:1  <b>permitted</b> 20:3  35:1  <b>person</b> 26:13,15  34:18  <b>personally</b> 27:4  <b>phone</b> 8:6  <b>piecemeal</b> 4:20  <b>placed</b> 26:21  <b>plan</b> 20:8,9  <b>play</b> 25:13  <b>please</b> 3:11,21 6:6,6  7:17 12:7 40:10  <b>point</b> 17:1,6 26:13  31:2 33:16 34:2  37:11  <b>pointing</b> 31:2  <b>police</b> 19:22 32:10  <b>postponing</b> 9:13  <b>predating</b> 16:20  49:21  <b>preliminary</b> 2:11  4:12 46:11 47:2,7  <b>prepared</b> 17:17  21:12 32:14  <b>present</b> 1:15,20 4:8  47:10  <b>presentation</b> 15:10</p>	<p><b>presented</b> 31:6,15  33:3 43:1  <b>presenting</b> 31:18  <b>preserve</b> 26:3  <b>presiding</b> 1:14  <b>previous</b> 53:18  <b>previously</b> 13:14  13:20  <b>Primarily</b> 31:14  <b>primary</b> 28:13 48:5  48:19 49:2  <b>principal</b> 4:9  <b>proactive</b> 24:19  <b>probably</b> 44:20  <b>problem</b> 5:16  <b>problems</b> 11:11  <b>procedural</b> 26:4  <b>proceed</b> 4:15 9:16  9:19 13:12 23:16  23:18 24:11 35:1  39:11 45:5  <b>proceeding</b> 13:8  23:12 35:3 53:5  <b>proceedings</b> 13:3  23:6  <b>process</b> 6:18 8:17  22:14,18 23:3,8  23:10 24:6 25:10  30:12  <b>procession</b> 23:22  <b>produce</b> 37:21  <b>profoundly</b> 35:4  <b>propelled</b> 33:15  <b>proposal</b> 17:6  <b>propose</b> 15:12 20:7  <b>proposed</b> 6:16  12:21 22:11  <b>proposes</b> 12:21  23:9  <b>proposing</b> 24:7  <b>protect</b> 33:9,11  <b>prove</b> 20:19  <b>provided</b> 43:4  <b>public</b> 34:3,3,13  53:22  <b>purpose</b> 19:13,14  33:9,10,10,11</p>	<p>34:6 48:18 51:17  <b>purposes</b> 19:18  <b>pursuant</b> 53:7  <b>put</b> 41:10</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <hr/> <p><b>quandary</b> 30:13  <b>question</b> 17:4,12  23:20 35:13 36:1  36:1,3 37:4 55:2,4  <b>questions</b> 18:5 51:4  <b>quick</b> 42:19  <b>quickly</b> 47:14  <b>quite</b> 9:10 17:16  21:18 28:16 32:9  32:15</p> <hr/> <p style="text-align: center;"><b>R</b></p> <hr/> <p><b>raised</b> 53:17  <b>range</b> 27:14,16  28:7 29:6 37:15  37:22 38:1 43:10  48:4,11,20,20  49:3  <b>reach</b> 6:19  <b>read</b> 15:1,16  <b>ready</b> 4:15 9:16,19  32:10 39:11 45:5  <b>really</b> 24:1  <b>reasonable</b> 31:17  31:19  <b>reasons</b> 52:1  <b>recess</b> 30:8,14  39:10 53:5  <b>recessed</b> 42:22  <b>recite</b> 9:1 38:1  <b>record</b> 3:3,11 7:13  7:14,17 11:16  12:6 15:16 30:1  31:3 34:14 42:12  42:15 45:22 46:14  53:12,15  <b>Reeves</b> 1:13  <b>referenced</b> 51:19  <b>refrained</b> 34:19  <b>regard</b> 23:13 27:3  34:2</p>	<p><b>regards</b> 14:21  <b>rehabilitative</b> 34:5  <b>related</b> 24:3 25:15  <b>relation</b> 34:21  <b>remain</b> 13:21 16:6  16:7 49:7,8 50:14  <b>remains</b> 22:18  <b>reopen</b> 33:14  <b>replacard</b> 23:2  <b>report</b> 14:17  <b>REPORTER</b> 47:4  <b>representations</b>  29:1  <b>request</b> 6:9,11,14  35:7  <b>requested</b> 13:20  43:2  <b>requesting</b> 6:2  <b>research</b> 40:14  <b>resolution</b> 26:9  27:1  <b>resolve</b> 2:15 4:17  4:19 13:6 23:14  <b>resolved</b> 4:21  <b>resolving</b> 22:8  23:10  <b>respond</b> 17:7  <b>response</b> 38:15  <b>responsibility</b>  24:10  <b>responsive</b> 37:3  38:4  <b>Restaurant</b> 1:6 3:6  3:7 4:7 12:3,14  42:16,21 46:8  51:20  <b>resumed</b> 3:4 11:17  42:13 46:1 53:13  <b>Retailer</b> 1:7  <b>retribution</b> 34:8  <b>return</b> 53:10  <b>returning</b> 46:7  <b>review</b> 43:5  <b>right</b> 2:19 5:2,3,13  6:9 7:3,6 11:4,4,9  17:22 32:12,19  36:16,22 38:2</p>	<p>41:14,16 42:6  44:11 45:1 47:21  50:10 55:1  <b>rights</b> 26:4 27:4  <b>Rodriguez</b> 1:19  39:8 43:14,16,21  44:8 51:7 52:5,6  52:15,16 54:2,3,7  <b>roll</b> 52:7  <b>room</b> 1:13 53:7  <b>Ruthanne</b> 1:14,16</p> <hr/> <p style="text-align: center;"><b>S</b></p> <hr/> <p><b>safety</b> 33:11  <b>satisfied</b> 22:20  <b>saying</b> 10:20 27:11  39:20 46:6  <b>schedule</b> 41:3  <b>scheduled</b> 4:11  23:16 46:3  <b>Schmidt</b> 1:21 2:5,7  2:10,13,18,22  3:15,15 4:14 5:3,8  5:11,14 6:2,6,7,10  6:13 7:10,14,18  7:22 8:4,9,12,15  9:4,15 10:1,4 11:7  11:22 12:8,9 14:7  14:10,13,15,22  15:4,7,9,11,14  17:18,19 18:6,12  18:21 19:3 21:1,5  21:10,15,20 22:1  27:18 28:6,10,15  28:18,21 32:6,13  32:21 33:3,7,18  35:11 37:13,16,18  38:5,9 39:12  40:13,18 41:5,8  41:12,15,17 42:1  42:4,8 45:4,6,10  45:13,16 46:10,15  46:15 47:9,22  50:4,7,11,15,18  50:21 51:2  <b>second</b> 19:20 43:13  43:14 48:5,18</p>
--	--	---	---	---

49:1 52:4,5 54:1,2 <b>secondary</b> 48:10 <b>seconded</b> 43:16,18 52:7,9 54:4 <b>Section</b> 51:14,21 52:1 <b>security</b> 20:8,9 <b>see</b> 2:17 9:18 10:16 10:21 26:10 27:10 27:12,13,14 39:14 42:7 45:16 <b>seeking</b> 51:17 <b>send</b> 29:17 <b>serves</b> 43:11 <b>session</b> 51:6,8 53:16 <b>set</b> 45:7 <b>settlement</b> 6:17 12:22 23:9 28:1 <b>shame</b> 31:5 <b>Shemali's</b> 42:18 <b>short</b> 44:11 45:12 <b>shortly</b> 53:10 55:12 <b>Show</b> 1:6 4:11 14:3 19:5 55:13 <b>side</b> 35:7 <b>sides</b> 35:8 <b>Silverstein</b> 1:18 3:21 35:5 44:4 47:19 52:19,20 54:10 <b>simply</b> 23:3 24:11 <b>sir</b> 3:21 8:2 18:6 40:10 <b>sitting</b> 32:11 <b>soon</b> 42:7 <b>sorry</b> 4:1 10:5,18 15:8 20:8 21:1 41:20 50:3 <b>sort</b> 30:20 <b>sorted</b> 9:11 <b>source</b> 26:1 <b>speak</b> 17:9 22:3 29:10 <b>specific</b> 24:3 25:7 28:3 <b>speed</b> 7:3	<b>spend</b> 30:14 <b>spent</b> 13:18 <b>staff</b> 34:12 <b>start</b> 23:3 <b>starting</b> 22:12 <b>state</b> 30:1 <b>stated</b> 10:6 <b>statute</b> 28:18,22 38:3 <b>Street</b> 1:6,13 3:8 12:3 <b>stuff</b> 39:1,2 <b>subsequent</b> 25:19 <b>substance</b> 20:4 <b>substantial</b> 26:11 27:2 <b>suddenly</b> 17:16 <b>suggest</b> 39:10 40:21 45:15 <b>suggesting</b> 34:16 <b>Suite</b> 1:13 <b>summarily</b> 26:19 <b>Summary</b> 19:6,18 <b>supplemental</b> 14:16 <b>supposed</b> 14:2 <b>sure</b> 7:5 25:13 29:4 35:14 38:12 <b>suspended</b> 16:6,7 26:19 49:7,8 <b>suspension</b> 19:6,19 25:15 26:12	11:7,13 21:3,20 22:5 35:11 37:7 39:12 41:8 42:1,4 42:5,8,9 45:20 50:22 54:19 55:6 55:8 <b>thing</b> 33:8 <b>things</b> 4:21 5:7 7:3 <b>think</b> 8:5 17:5,7 24:17 26:12 27:8 27:21 29:5,9,21 31:16 33:19,22 34:9 35:3,6 42:17 43:9,11 44:19,21 46:4 53:21 54:18 <b>third</b> 14:19 20:2 48:13 <b>thought</b> 15:2,9 46:6 <b>three</b> 13:21 15:21 26:9 <b>tier</b> 28:13 48:5,10 48:19 49:2 <b>time</b> 9:18 13:5 21:13 28:16 40:12 40:18 41:3 43:7 <b>timely</b> 30:12 <b>today</b> 2:15 4:21 9:16,19,21 14:4 24:13,18 26:6,7 32:9 45:5 <b>today's</b> 18:12,16,21 <b>told</b> 20:16 31:16 <b>total</b> 16:4 49:6 51:1 53:17,19 <b>transfer</b> 6:18,21 7:8 13:4,8,11 16:8 16:10,21 22:15,20 23:10,15,22 24:7 25:4,5 28:11 49:9 49:11,22 <b>transferee's</b> 16:13 49:14 <b>tread</b> 34:2 <b>treading</b> 34:4,8 <b>truly</b> 35:2 <b>try</b> 4:19 41:22 <b>trying</b> 2:15 4:16	5:6 6:18 7:3 8:19 9:6 36:12,15 <b>Twelve</b> 1:6 3:6,7 11:19 12:2,14 42:16,20 46:5,7,8 51:20 <b>two</b> 4:2 10:18 15:19 16:17 22:10 26:17 27:5 30:14 34:20 37:1 48:19 49:2 49:18	<b>Wait</b> 10:17 47:16 <b>walked</b> 32:9 <b>want</b> 2:13 4:13 9:21 22:3 29:13 29:16 31:3 37:10 38:16 39:3,19 44:14 51:5 <b>wanted</b> 15:10 38:11 <b>wants</b> 40:12 <b>Washington</b> 1:13 <b>wasn't</b> 10:6,7 21:12 21:12 <b>way</b> 26:8 29:18 <b>ways</b> 22:11 <b>we're</b> 44:10 <b>week</b> 23:17 <b>weekend</b> 19:10 <b>well-aware</b> 25:22 <b>went</b> 3:3 11:16 27:18 42:12 45:22 50:18 53:12 <b>witnesses</b> 9:15 <b>work</b> 5:7 11:6 30:19 41:22 <b>working</b> 7:6 <b>wouldn't</b> 25:10 <b>writing</b> 27:20 <b>wrong</b> 27:9	
	<b>T</b>		<b>U</b>	<b>X</b>	
	<b>t/a</b> 1:6 <b>table</b> 8:20 39:1,2 <b>take</b> 4:1 5:2 13:2 15:3 19:14 38:5,9 51:11 52:7 <b>taken</b> 22:17,20 <b>takes</b> 35:9 <b>talk</b> 2:20 42:3 <b>talking</b> 10:18 <b>telling</b> 24:5 <b>terms</b> 15:15 24:14 24:20 27:10 43:3 <b>thank</b> 2:10 10:13	<b>tier</b> 28:13 48:5,10 48:19 49:2 <b>time</b> 9:18 13:5 21:13 28:16 40:12 40:18 41:3 43:7 <b>timely</b> 30:12 <b>today</b> 2:15 4:21 9:16,19,21 14:4 24:13,18 26:6,7 32:9 45:5 <b>today's</b> 18:12,16,21 <b>told</b> 20:16 31:16 <b>total</b> 16:4 49:6 51:1 53:17,19 <b>transfer</b> 6:18,21 7:8 13:4,8,11 16:8 16:10,21 22:15,20 23:10,15,22 24:7 25:4,5 28:11 49:9 49:11,22 <b>transferee's</b> 16:13 49:14 <b>tread</b> 34:2 <b>treading</b> 34:4,8 <b>truly</b> 35:2 <b>try</b> 4:19 41:22 <b>trying</b> 2:15 4:16	<b>unacceptable</b> 32:5 <b>understand</b> 5:18,22 7:2,2,7,8 17:19,20 18:11 21:8 25:8 27:10 31:3 32:7 36:3 45:4 <b>understanding</b> 10:3 <b>understands</b> 30:1 <b>unencumbered</b> 13:13 24:12 35:1 <b>unlawful</b> 19:12,14 48:18 <b>use</b> 19:12 20:3	<b>vacuum</b> 27:12 28:4 31:15 <b>valid</b> 34:1 <b>versus</b> 25:5 <b>videotape</b> 45:8 <b>violation</b> 28:13 48:5,10,19 49:2 <b>violations</b> 6:20 16:19 24:3 25:6,9 25:13,16 26:5 49:20 <b>visited</b> 20:16 <b>voluntarily</b> 36:21 <b>vote</b> 44:7 51:11 52:8 53:3 54:16 <b>voted</b> 55:1	<b>Y</b>
			<b>V</b>	<b>Z</b>	
			<b>w</b>	<b>0</b>	
				<b>00087</b> 48:1 50:9 <b>00107</b> 50:13 <b>00163</b> 48:15 <b>00163(a)</b> 14:15 20:10 48:15 <b>0163(a)</b> 15:22	
				<b>1</b>	

<b>1</b> 16:2 19:11 48:16 50:8 <b>1:30</b> 40:19 <b>10:18</b> 2:2 <b>10:19</b> 3:3 <b>10:20</b> 3:4 <b>10:25</b> 11:16 <b>11:00</b> 5:6 10:12,21 11:2 <b>11:54</b> 11:17 <b>1123</b> 1:6 3:8 12:3 <b>12:20</b> 42:12 <b>14-251</b> 47:22 48:14 <b>14-251-00087</b> 1:8 3:7 12:2 15:18 18:22 42:20 46:8 51:18 <b>14-251-00163</b> 19:8 20:10 <b>14-251-00163(a)</b> 19:9 <b>14-251-0163</b> 14:10 15:22 <b>14-251-163</b> 14:20 <b>14-251-87</b> 14:1 <b>14-CMP</b> 15:22 <b>14-CMP-00107</b> 15:20 21:2 48:6 <b>14-CMP-107</b> 14:5 <b>14th</b> 1:13 <b>163</b> 14:17 <hr/> <b>2</b> <hr/> <b>2</b> 16:3 50:13 <b>2:08</b> 42:13 <b>2:10</b> 45:22 <b>2:39</b> 46:1 <b>2:47</b> 53:12 <b>2:53</b> 53:13 <b>2:55</b> 55:15 <b>2000</b> 1:13 <b>20009</b> 1:14 <b>2010</b> 51:15,22 52:3 53:8 <b>2013</b> 8:8 <b>2014</b> 1:11 16:20 20:15 49:21	<b>21</b> 20:15 <hr/> <b>3</b> <hr/> <b>3</b> 16:3 49:4 50:17 <hr/> <b>4</b> <hr/> <b>4</b> 16:3 49:4 <b>4-2</b> 44:8,10,12 <b>4-2-0</b> 44:13 <b>400S</b> 1:13 <b>405</b> 51:14 <b>405(b)(13)</b> 52:2 <b>405(b)(4)</b> 51:21 <hr/> <b>5</b> <hr/> <b>5</b> 1:11 16:20 49:21 <b>5-1-0</b> 54:16 <b>5-2-0</b> 44:7 <hr/> <b>6</b> <hr/> <b>6-0-0</b> 53:2 <hr/> <b>7</b> <hr/> <b>76366</b> 1:7 3:9 12:4 <hr/> <b>8</b> <hr/> <b>8</b> 16:15 <hr/> <b>9</b> <hr/> <b>9</b> 16:18			
---	--	--	--	--