

GOVERNMENT OF THE DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

BOARD

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IN THE MATTER OF: :

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A.B.R.A. SUPPLEMENTAL AGENDA :

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DECEMBER 5, 2012

The Alcoholic Beverage Control

Board met in the Reeves Building, 2000 14th.

Street Northwest, Washington, D.C. 20009,

Ruthanne Miller, presiding.

PRESENT

RUTHANNE MILLER, CHAIRPERSON

NICK ALBERTI, Member

DONALD BROOKS, Member

HERMAN JONES, Member

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

4:51 p.m.

CHAIRPERSON MILLER:

1. The first item on the Supplemental Agenda is a request for a stipulated license, dated November 30th, 2012 and there is with it a letter of support from ANC 5C.

The establishment is Aroi Thai Cuisine, located at 1832 1st Street, NW. License No. 90174.

I move that we approve this request.

Do I have a second?

MEMBER BROOKS: Second.

CHAIRPERSON MILLER: Mr. Brooks has seconded the motion.

All those in favor say aye.

(AYES)

CHAIRPERSON MILLER: All those opposed? All those abstaining? The vote then is four to zero to zero to approve the motion.

1           2. Number 2 is a request for a  
2 stipulated license dated October 9, 2012 and  
3 that's accompanied by a resolution of supposed  
4 from ANC 3F.

5           The establishment is Firelake  
6 Grill located at 4200 Wisconsin Avenue, NW.  
7 License No. 90725.

8           I move that we approve this  
9 application. Do I have a second?

10           MEMBER BROOKS: Second.

11           CHAIRPERSON MILLER: Mr. Brooks  
12 has seconded the motion.

13           All those in favor say aye.

14           (AYES)

15           CHAIRPERSON MILLER: All those  
16 opposed? All those abstaining?

17           Then the motion passes to approve  
18 by a vote of four, zero, zero.

19           3. Number 3 on our agenda is a  
20 respondent's request for leave for additional  
21 time to submit proposed findings of fact and  
22 conclusionsw of law dated December 4, 2012 and

1 proposed findings of fact and conclusions of  
2 law dated December 4, 2012 from Robert  
3 Clayton. The establishment is Macombo Lounge  
4 located at 5335 Georgia Avenue, NW. Licen No.  
5 771.

6 I move to approve the request.

7 Do I have a second?

8 MEMBER BROOKS: Second.

9 CHAIRPERSON MILLER: Mr. Brooks  
10 has seconded the motion.

11 All those in favor say aye.

12 (AYES)

13 CHAIRPERSON MILLER: All those  
14 opposed? Then the vote is -- Mr. Alberti did  
15 you vote?

16 MEMBER ALBERTI: Pardon. Which?

17 CHAIRPERSON MILLER: Number 3.

18 MEMBER ALBERTI: Macombo Lounge?

19 CHAIRPERSON MILLER: Yes.

20 MEMBER ALBERTI: And your motion  
21 was to?

22 CHAIRPERSON MILLER: To grant.

1 MEMBER ALBERTI: I'm voting to  
2 deny.

3 CHAIRPERSON MILLER: Okay.

4 MEMBER ALBERTI: They want an  
5 extension of time to file.

6 CHAIRPERSON MILLER: Proposed  
7 findings of fact and conclusions of law.

8 MEMBER ALBERTI: Right, right.  
9 And I vote to deny. I think, Mr. Brooks?

10 MEMBER BROOKS: Yes, I vote to  
11 deny also.

12 CHAIRPERSON MILLER: Okay. Mr.  
13 Jones?

14 MEMBER JONES: Likewise, my  
15 apologies.

16 CHAIRPERSON MILLER: Okay.

17 MEMBER JONES: Thank you, Madam  
18 Chair.

19 CHAIRPERSON MILLER: Okay. So,  
20 then I believe that the vote is three to one  
21 to zero to deny. Let's do it again.

22 MEMBER ALBERTI: I dissent from

1 your motion so it doesn't pass.

2 CHAIRPERSON MILLER: Okay. I had  
3 a motion to grant. Correct?

4 MEMBER ALBERTI: Right and I think  
5 the vote was three to one against your motion.

6 CHAIRPERSON MILLER: That's  
7 correct.

8 MEMBER ALBERTI: Okay.

9 CHAIRPERSON MILLER: We need a new  
10 motion because my motion fails.

11 MEMBER ALBERTI: I move that we  
12 deny the request.

13 CHAIRPERSON MILLER: Okay. Is  
14 there a second?

15 MEMBER BROOKS: I second.

16 CHAIRPERSON MILLER: Okay. Mr.  
17 Brooks has seconded the motion to deny the  
18 request.

19 Any other comments? Okay. All  
20 those in favor of the motion to deny say aye.

21 (AYES)

22 CHAIRPERSON MILLER: All those

1       opposed?

2                   Opposed.

3                   All those abstaining? The motion  
4       to deny passes by a vote of three to one to  
5       zero.

6                   4. Number 4 is a review of a  
7       voluntary agreement amendment dated June  
8       2nd, 2012 between Fasil Ethiopian Restaurant  
9       and ANC 2C. Fasil Ethiopian Restaurant  
10      located at 1608 7th Street, NW. License No.  
11      81849.

12                  I move that we approve this  
13      voluntary agreement amendment. Do I have a  
14      second?

15                  MEMBER BROOKS: Second.

16                  CHAIRPERSON MILLER: Mr. Brooks  
17      has seconded the motion.

18                  Any comments? All those in favor  
19      say aye.

20                  (AYE)

21                  CHAIRPERSON MILLER: All those  
22      opposed? All those abstaining? The motion to

1 approve passes by a vote of four to zero to  
2 zero.

3 (Whereupon, the above matter was  
4 concluded at 4:55 p.m.)

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<p><b>A</b></p> <p>abstaining 2:21 3:16 7:3,22</p> <p>accompanied 3:3</p> <p>additional 3:20</p> <p>ADMINISTRAT... 1:3</p> <p>agenda 1:10 2:5 3:19</p> <p>agreement 7:7,13</p> <p>Alberti 1:19 4:14 4:16,18,20 5:1,4,8 5:22 6:4,8,11</p> <p>Alcoholic 1:3,15</p> <p>amendment 7:7,13</p> <p>ANC 2:8 3:4 7:9</p> <p>apologies 5:15</p> <p>application 3:9</p> <p>approve 2:12,22 3:8,17 4:6 7:12 8:1</p> <p>Aroi 2:9</p> <p>Avenue 3:6 4:4</p> <p>aye 2:18 3:13 4:11 6:20 7:19,20</p> <p>AYES 2:19 3:14 4:12 6:21</p> <p>A.B.R.A 1:10</p>	<p>Clayton 4:3</p> <p>COLUMBIA 1:1</p> <p>comments 6:19 7:18</p> <p>concluded 8:4</p> <p>conclusions 4:1 5:7</p> <p>conclusionsw 3:22</p> <p>Control 1:15</p> <p>correct 6:3,7</p> <p>Cuisine 2:10</p> <p><b>D</b></p> <p>dated 2:6 3:2,22 4:2 7:7</p> <p>December 1:14 3:22 4:2</p> <p>deny 5:2,9,11,21 6:12,17,20 7:4</p> <p>dissent 5:22</p> <p>DISTRICT 1:1</p> <p>DONALD 1:21</p> <p>D.C 1:16</p>	<p><b>H</b></p> <p>HERMAN 1:22</p> <p><b>I</b></p> <p>item 2:4</p> <p><b>J</b></p> <p>Jones 1:22 5:13,14 5:17</p> <p>June 7:7</p> <p><b>L</b></p> <p>law 3:22 4:2 5:7</p> <p>leave 3:20</p> <p>letter 2:7</p> <p>Let's 5:21</p> <p>Licen 4:4</p> <p>license 2:6,11 3:2,7 7:10</p> <p>Likewise 5:14</p> <p>located 2:10 3:6 4:4 7:10</p> <p>Lounge 4:3,18</p>	<p>need 6:9</p> <p>new 6:9</p> <p>NICK 1:19</p> <p>Northwest 1:16</p> <p>November 2:6</p> <p>Number 3:1,19 4:17 7:6</p> <p>NW 2:10 3:6 4:4 7:10</p> <p><b>O</b></p> <p>October 3:2</p> <p>Okay 5:3,12,16,19 6:2,8,13,16,19</p> <p>opposed 2:21 3:16 4:14 7:1,2,22</p> <p><b>P</b></p> <p>Pardon 4:16</p> <p>pass 6:1</p> <p>passes 3:17 7:4 8:1</p> <p>PRESENT 1:18</p> <p>presiding 1:17</p> <p>proposed 3:21 4:1 5:6</p> <p>P-R-O-C-E-E-D-... 2:1</p> <p>p.m 2:2 8:4</p>	<p>4:10 6:17 7:17</p> <p>stipulated 2:6 3:2</p> <p>Street 1:16 2:10 7:10</p> <p>submit 3:21</p> <p>Supplemental 1:10 2:5</p> <p>support 2:7</p> <p>supposed 3:3</p> <p><b>T</b></p> <p>Thai 2:9</p> <p>Thank 5:17</p> <p>think 5:9 6:4</p> <p>three 5:20 6:5 7:4</p> <p>time 3:21 5:5</p> <p><b>V</b></p> <p>voluntary 7:7,13</p> <p>vote 2:21 3:18 4:14 4:15 5:9,10,20 6:5 7:4 8:1</p> <p>voting 5:1</p> <p><b>W</b></p> <p>want 5:4</p> <p>Washington 1:16</p> <p>Wisconsin 3:6</p>
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**20009** 1:16  
**2012** 1:14 2:6 3:2  
3:22 4:2

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**3** 3:19,19 4:17  
**3F** 3:4  
**30th** 2:6

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**4** 3:22 4:2 7:6,6  
**4:51** 2:2  
**4:55** 8:4  
**4200** 3:6

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**5** 1:14  
**5C** 2:8  
**5335** 4:4

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**7th** 7:10  
**771** 4:5

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**9** 3:2  
**90174** 2:11  
**90725** 3:7