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GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

- - - - -X

IN THE MATTER OF: :
Restaurant Associates of :
New York, LLC, t/x Restaurant:
Associates, 1818 H Street NW : Case #15-CMP-00287
License #81024 : Show Cause Hearing
Retailer CR : (Status)
ANC 2E :
No ABC Manager, Failed...sign:

- - - - - X

Wednesday, December 9,
2015

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

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3 CHAIRPERSON:

4 DONOVAN ANDERSON, Presiding

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6 BOARD MEMBERS:

7 NICK ALBERTI

8 JAMES SHORT

9 RUTHANNE MILLER

10 MIKE SILVERSTEIN

11

12 ALSO PRESENT:

13 FERNANDO RIVERO, ESQ.,

14 On behalf of the District of Columbia

15 ANDREW LISI, Regional Vice President,

16 Restaurant Associates,

17 On behalf of the Licensee

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1 [9:50 a.m.]

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

3 CHAIRMAN ANDERSON: The next case on our
4 hearing calendar today is Show Cause Case No. 15-
5 CMP-00287, Restaurant Associates; License No.
6 81024.

7 Will the parties please approach. And
8 please identify yourself and spell your name for
9 the record.

10 MR. RIVERO: Good morning, Board Members.
11 Fernando Rivero for the District of Columbia.

12 MR. LISI: Good morning. Andrew Lisi, L-
13 i-s-i is my last name for Restaurant Associates.

14 CHAIRMAN ANDERSON: And what is your
15 position, sir?

16 MR. LISI: I'm the regional vice
17 president for Restaurant Associates here in
18 Washington.

19 CHAIRMAN ANDERSON: All right. Thank
20 you. Are there any preliminary matters?

21 MR. RIVERO: The Government reached out
22 to the licensee. I understand that notice was

1 served. Unfortunately, I guess the employee on
2 the ground did not provide the notice to
3 management until yesterday. And so I would
4 actually request another date for a status
5 hearing. I believe we can present an offer in
6 compromise.

7 We are scheduled as a show cause for
8 January 13. We could have that as a status date
9 instead and work with the office of general
10 counsel to schedule a new show cause hearing. I
11 think we could have that offer for the Board at
12 that time.

13 CHAIRMAN ANDERSON: Are you in agreement?

14 MR. LISI: Yes.

15 CHAIRMAN ANDERSON: All right. Then
16 we'll talk to the general counsel and see if
17 we'll have the next hearing that's scheduled for
18 January 13, 2016, at 2:30 to have that scheduled
19 as a status rather than a show cause.

20 MR. RIVERO: There are a couple of other
21 matters that I, The Government, wanted to bring
22 to the attention of the Board with respect to

1 this licensee.

2 In the course of this case, I realized
3 that there might be a trade name issue. It looks
4 like trade name was not actually provided during
5 the licensure period and the license actually has
6 the letters "TBD" on it which looks like a
7 clerical error on the part of agency. And,
8 between now and the 13th, the licensee will have
9 sufficient time to take care of that issue.

10 Another issue that was brought to my
11 attention in the course of my working this case
12 is that the names of the corporate officers in
13 the license file -- or the application file --
14 might be incorrect. So I've asked the licensee
15 to work with licensing folks and get the correct
16 names of the corporate officers for the agency's
17 records. So that will also be addressed between
18 now and the 13th.

19 These are, of course, not matters
20 directly related to the show cause notice. But I
21 thought it was in everybody's interest to just
22 deal with them now and not have to deal with a

1 separate show cause case.

2 CHAIRMAN ANDERSON: Thank you very much.
3 I was about to point that out. That's one of the
4 reasons I was looking for the purpose of the
5 hearing. But thank you for pointing that out to
6 the licensee. And I would hope that all those
7 matters are taken care of. So, therefore, where
8 he will not have to address it at another
9 hearing. Okay?

10 MR. LISI: Agreed. Thank you.

11 CHAIRMAN ANDERSON: Thank you. If there
12 are no further matters, the parties --

13 MR. RIVERO: No further matters. Thank
14 you.

15 [Whereupon, at 9:52 a.m., the
16 above-entitled matter concluded.]