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

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IN THE MATTER OF: :

Chaplin Restaurant DC, LLC

t/a Chaplin Case Number 16-PRO-00021

1501 9th Street NW

License Number 95700

Retailer CR

ANC 6E

PROTEST HEARING (STATUS)

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Wednesday, June 29, 2016

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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2 CHAIRPERSON:

3 DONOVAN W. ANDERSON, Presiding

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5 OTHER PERSONS PRESENT:

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7 RUTHANNE MILLER, BOARD MEMBER

8 JAMES SHORT, BOARD MEMBER

9 MIKE SILVERSTEIN, BOARD MEMBER

10 NICK ALBERTI, BOARD MEMBER

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

2 CHAIRPERSON ANDERSON: Our next matter on
3 our calendar is Case Number 16-PRO-00021, the Chaplin,
4 License Number 95700. Will the parties please approach
5 and identify themselves for the record please.

6 MR. PADRO: Alexander Padro representing ANC
7 6E.

8 MR. PETERS: Brian Peters representing the
9 Central Shaw Neighborhood Association.

10 CHAIRPERSON ANDERSON: And the -- there's --
11 there's -- is there anyone here from the Chaplin?
12 I'll -- well, the -- the matter was scheduled for 9:30.
13 I'll -- what I will do is that let's pass on this case.
14 So I'll give them a reasonable -- a reasonable period of
15 time to show up. If not, I will recall the case again
16 and take the appropriate action. So just step back
17 please and I'll recall this case.

18 (Whereupon, the above-entitled matter was
19 recalled.)

20 CHAIRPERSON ANDERSON: All right. I'm going
21 to recall the protest hearing status, Case Number
22 16-PRO-00021, the Chaplin, License Number 95700. Will

1 the parties please approach and identify yourself again
2 for the record please.

3 MR. PADRO: Alexander Padro, P-A-D-R-O
4 representing ANC 6E.

5 MR. PETERS: Brian Peters, B-R-I-A-N,
6 P-E-T-E-R-S representing the Central Shaw Neighborhood
7 Association.

8 CHAIRPERSON ANDERSON: All right. I do not
9 see the -- the licensee here. This matter was scheduled
10 for a status hearing for 9:30. It is now 9:52 a.m., and
11 there are -- we have waited a reasonable period of time.
12 I've recalled the case, waited a reasonable period of
13 time for the licensee to show up. The licensee is not
14 here. I then make a motion based on the fact that the
15 licensee is not here that this -- I'm sorry -- that
16 this -- this matter be dismissed in the sense of -- in a
17 sense that since they're not here -- the licensee is not
18 here to -- to respond to the protest. So is there a
19 second?

20 MR. SILVERSTEIN: I second, Mr. Chairman,
21 that we're dismissing the application.

22 CHAIRPERSON ANDERSON: Yes. All those in

1 favor say aye. [Chorus of ayes]. Those opposed. [No
2 audible response]. The matter passed 5-zero-zero.

3 The matter is dismissed. But you're aware
4 that they do have a right to -- to ask us to -- if they
5 can provide reasonable notice why is it that they were
6 not here today then -- so the matter is not necessarily
7 over. But at this juncture it is over until the -- the
8 applicant has contacted the agency to inform us why they
9 were not here today.

10 MR. ALBERTI: I believe that the licensee
11 will have to reapply.

12 CHAIRPERSON ANDERSON: Well --

13 MR. ALBERTI: This is a renewal of their
14 license. Am I correct? I'm asking --

15 MR. PADRO: Yes, it's a renewal.

16 MR. PETERS: Yes. It's a protest of a
17 renewal.

18 CHAIRPERSON ANDERSON: It's a renewal of the
19 license.

20 MR. ALBERTI: They -- they will have to
21 reapply --

22 CHAIRPERSON ANDERSON: Well --

1 MR. ALBERTI: -- for -- for the -- for
2 renewal.

3 MS. MILLER: They can -- can they not file a
4 motion to reconsider --

5 MR. ALBERTI: They can file a motion for
6 reconsideration, but -- but -- but if it's not granted,
7 they will have to reapply.

8 CHAIRPERSON ANDERSON: Right. Yeah. And so
9 as I said before --

10 MR. ALBERTI: I want to make sure that's
11 understood.

12 CHAIRPERSON ANDERSON: We'll issue -- we'll
13 issue -- we will issue an order. They will have an
14 opportunity to respond. And once they respond The
15 Board -- they'll have a opportunity to respond. You
16 will also respond too, and then The Board will make a
17 determination whether or not we will reconsider our
18 determination. So you will hear from us one way or the
19 other. All right. Thank you for being here this
20 morning.

21 MR. PADRO: Thank you very much.

22 CHAIRPERSON ANDERSON: All right.

1 (Whereupon the above-entitled matter was
2 concluded.)

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