

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, JANUARY 18, 2012
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

**Ruthanne Miller, Chairperson
Members:**

**Nick Alberti, Donald Brooks, Herman Jones, Calvin Nophlin, Mike Silverstein
and Jeannette Mobley**

Protest Hearing (Status)

10:00 AM

Case # 11-PRO-00066

JVLHC, LLC t/a Jimmy Valentine's Lonely Hearts Club
1103 Bladensburg Road NE
License #76330
Retailer CT
ANC 5B
Renewal Application

Disposition: Protest dismissed for failure to appear, 7-0.

Protest Hearing (Status)

10:00 AM

Case # 11-PRO-00058

Jungbyun, Inc., t/a 7th & L Street Market
700 L Street SE
License #60537
Retailer B
ANC 6B
Renewal Application

**Disposition: The Group of Five was dismissed for failure of four or more
individuals to appear, 7-0. The Board set this matter for a Protest Hearing on
February 29, 2012 at 5:00 pm.**

Protest Hearing (Status)

10:00 AM

Case # 11-PRO-00057

Ng Shu Kwan t/a Chinatown Market

521 H Street NW

License #19616

Retailer B

ANC 6C

Renewal Application

Disposition: The Downtown Neighborhood Association was dismissed for failure to appear and meet the standing requirements of §25-601, 7-0. The Board set this matter for a Protest Hearing on February 29, 2012 at 1:30 pm.

Show Cause Hearing (Status)

10:00 AM

Case # 11-CC-00060

Yes Organic Market

4100 Georgia Avenue NW

License #81925

Retailer B

ANC 4C

Sale to Minor, No ABC Manager on Duty

Disposition: The Board accepted an Offer in Compromise: \$3,250 to be paid within 60 days; 5 days stayed, 7-0.

Show Cause Hearing (Status)

10:00 AM

Case # 11-CMP-00340

Guerra, LLC t/a The Meeting Place
1100 17th Street NW
License #74661
Retailer CR
ANC 2B

Permitted Employees to Engage in Sexual Acts at the Establishment, Failed to Obtain an Entertainment Endorsement

Disposition: The Board accepted an Offer in Compromise: \$2,500 to be paid within 60 days; 2 days stayed, 7-0.

Show Cause Hearing (Status)

10:00 AM

Case # 11-CC-00055

Tara Thai Spring Valley, Inc., t/a Tara Thai
4849 Massachusetts Avenue NW
License #78941
Retailer CR
ANC 3E

No ABC Manger on Duty

Disposition: The Board accepted an Offer in Compromise: \$750 to be paid on January 18, 2012, 6-1 (Jones).

10:00 AM

Show Cause Hearing (Status)

Case # 11-CMP-00275

Daisuke Utagawa t/a Sushi-ko
2309 Wisconsin Avenue NW
License #12457
Retailer CR
ANC 3B

Failed to File Quarterly Statements

Disposition: The Board set the matter for a Show Cause Hearing on February 15, 2012 at 11:00 am.

Show Cause Hearing (Status)

10:00 AM

Case # 11-CMP-00141

Sierra Catering
1354 Leegate Road, NW
License #86514
Retailer G
ANC 2C

Temporary License Application

Event held at The Historical Society of Washington, D.C., on March 26, 2011

Disposition: The Board set the matter for a Show Cause Hearing on February 15, 2012 at 11:00 am.

Show Cause Hearing (Status)

10:00 AM

Case # 11-251-00174

Venus Indo Services, Inc., t/a Pan Mar Liquors
1926 I Street NW
License #60242
Retailer A
ANC 2B

Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: The Board set the matter for a Show Cause Hearing on February 15, 2012 at 10:00 am.

Show Cause Hearing (Status)

10:00 AM

Case # 11-251-00048 & 11-251-00049

UW Liquors, Inc., t/a University Wine & Liquors

333 Hawaii Avenue NW

License #76744

Retailer A

ANC 5C

Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: The Board accepted an Offer in Compromise: \$5,000 to be paid within 30 days; 10 days suspension: 3 days served and 7 days stayed; the dates of suspension will be February 6, 2012 through February 8, 2012, 6-1 (Jones).

Show Cause Hearing (Status)

10:00 AM

Case # 11-CMP-00148

DC Four Lessee, LLC, t/a Hotel Helix

1430 Rhode Island Avenue NW

License #79243

Retailer CH

ANC 2F

Failed to Frame the License Under Glass and Post in a Conspicuous Place

Disposition: The Board accepted an Offer in Compromise: \$500 to be paid on January 18, 2012, 7-0.

Board's Calendar
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Show Cause Hearing

11:00 AM

Case # 11-251-00066
Hak LLC, t/a Midtown
1219 Connecticut Avenue NW
License #72087
Retailer CN
ANC 2B
Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: The Board rejected the proposed Offer in Compromise: Dismissal of Charge II (\$25-783); \$3,000 to be paid within 60 days; 5 days stayed; 2 days served from Case Number 10-CMP-00504; the dates of suspension will be January 24, 2012 (Tuesday) through January 25, 2012 (Wednesday), 7-0.

The Board accepted the proposed Offer in Compromise: Dismissal of Charge II; \$3,000 to be paid within 60 days; 3 days served; 2 days stayed; 2 days served that trigger from Case Number 10-CMP-00504; the dates of suspension will be March 13, 2012 (Tuesday) through March 17, 2012 (Saturday), 4-3 (*Alberti, Mobley, Jones*).

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Fact Finding Hearing

1:30 PM

Case # 11-CMP-00392
Capital Yacht Charters, LLC t/a Motor Yacht Celebrity, Motor Yacht Harbour Belle, Motor Yacht Finished Business
1300 Maine Avenue SW
License #s 84410, 84412, and 84413
Retailer CX
ANC 6D
Sale of alcoholic beverages without a license

Disposition: The Board decided to take No Further Action, 7-0.

Show Cause Hearing

2:30 PM

Case # 11-251-00048 & 11-251-00049

UW Liquors, Inc., t/a University Wine & Liquors

333 Hawaii Avenue NW

License #76744

Retailer A

ANC 5C

Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: The Board accepted an Offer in Compromise at the Show Cause Status Hearing that was scheduled on January 18, 2012 at 10:00 am.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, JANUARY 18, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On JANUARY 18, 2012, at 4:00 pm, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed “to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations.”

1. Case#11-CMP-00495 The Liaison Capitol Hill/Art and Soul/Art's Bar, 415 NEW JERSEY AVE NW Retailer C Hotel, License#: ABRA-079236

Decision: No Further Action.

2. Case#11-251-00348 Turntable Restaurant, 5802 GEORGIA AVE NW Retailer C Tavern, License#: ABRA-024778

Decision: No Further Action.

3. Case#11-CMP-00492 Nam-viet Pho 79, 3419 CONNECTICUT AVE NW Retailer C Restaurant, License#:ABRA-025298

Decision: Staff Settlement.

4. Case#11-CC-00086 The Red Palace, 1210 - 1212 H ST NE Retailer C Tavern, License#: ABRA-072734

Decision: Sale to Minor Warning Letter.

5. Case#11-251-00331 Cafe Citron, 1343 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-060138

Decision: Fact Finding.

6. Case#12-AUD-00001 Mixtec, 1792 COLUMBIA RD NW Retailer C Restaurant, License#: ABRA-007374

Decision: Show Cause.

7. Case#11-251-00332 Delta Elite, 3734 10TH ST NE Retailer C Nightclub, License#: ABRA-001182

Decision: Fact Finding.

8. Case#11-CC-00087 Cactus Cantina, 3300 WISCONSIN AVE NW Retailer C Restaurant, License#: ABRA-014225

Decision: Sale to Minor Warning Letter.

9. Case#11-251-00373 Mad Hatter, 1321 CONNECTICUT AVE NW Retailer C Tavern, License#: ABRA-082646

Decision: No Further Action.

10. Case#11-CMP-00496 Eye Bar/Garden of Eden, 1716 I ST NW Retailer C Tavern, License#: ABRA-083133

Decision: No Further Action.

11. Case#11-CMP-00488 Khan's, 1125 H ST NE Retailer C Restaurant, License#: ABRA-084082

Decision: Show Cause.

12. Case#11-CMP-00486 Lola's, 711 8TH ST SE Retailer C Tavern, License#: ABRA-086141

Decision: Staff Settlement..

13. Case#11-CMP-00471 TruOrleans, 400 H ST NE Retailer C Restaurant, License#: ABRA-086210

Decision: No Further Action.

14. Case#11-AUD-00001(a) District Lounge and Grille, 2473 18TH ST NW Retailer C Restaurant, License#: ABRA-081908

Decision: FYI – Supplemental Report.

15. Case#11-251-00240(a) The Guards, 2915 M ST NW Retailer C Restaurant, License#: ABRA-000916

Decision: Show Cause.

16. Case#11-251-00359 Bravo Bravo, 1001 CONNECTICUT AVE NW Retailer C Nightclub, License#: ABRA-071564

Decision: No Further Action.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, JANUARY 18, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Manager's Application for Ronnie Wilson. **
Decision: The Board set the matter for a Fact Finding Hearing, 7-0.
2. Review of Manager's Application for Samuel Moore. **
Decision: Approved, 4-3 (Alberti, Miller, Mobley).
3. Review of Application for License Class Change from a Retailer's Class B License to a Retailer's Class A License. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 5C. *Investar, Inc.*, 1310 North Capitol Street NW Retailer B, Lic.#: 77142. *
Decision: Postponed, because license is in Safekeeping; Licensing Division will follow-up.
4. Review of Application for Safekeeping to allow licensee to take care of family medical issues. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 7D. *Roadside Café*, 2101 Benning Road NE Retailer CR, Lic.#: 87961.
Decision: Approved for 6 months, 7-0.
5. Review of Application for Safekeeping to allow licensee to find a new location. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 5B. *Northeast Liquors*, 1300 5th Street NE Retailer A, Lic.#: 24726.
Decision: Approved for 6 months, 7-0.
6. Review of Application for Safekeeping to allow store to undergo renovations. No pending violations. No outstanding citations/fines. No Voluntary Agreement. ANC 2C. *Giant*, 1414 8th Street NW Retailer B, Lic.#: 60452.
Decision: Approved for 6 months, 7-0.
7. Review of request from Licensee to cancel pending transfer application from Bouzid, Inc. to MAD LLC and to place the license in safekeeping. Pending Show Cause Hearing. No outstanding citations/fines. Voluntary agreement. ANC 2B. *Marrakesh Palace Pasha Lounge*, 2147 P Street NW Retailer CT, Lic.#: 60695. *
Decision: Postponed until the status of the transfer application is confirmed by Licensing Division and a reason for Safekeeping is provided.

8. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales/Service and Hours of Entertainment. **Current Hours of Operation and Hours of Alcoholic Beverage Sales/Service and Hours of Entertainment:** Sunday 6pm-1am, Monday through Wednesday closed, Thursday 6pm-12am, Friday and Saturday 6pm-3am. **Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:** Sunday through Thursday 9am-2am, Friday and Saturday 9am-3am. **Proposed Hours of Entertainment:** Sunday through Thursday 4pm-2am, Friday and Saturday 4pm-3am. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 7D. **Current Hours of Operation and Hours of Alcoholic Beverage Sales/Service and Hours of Entertainment:** Sunday 6pm- *Chateau, Inc*, 3439 Benning Road NE Retailer CR, Lic.#: 10574. *
Decision: Placard, 7-0.
9. Review of letter, dated December 29, 2011, from Commissioner Lee Brian Reba of ANC 3C and a Group of Residents protesting Café Sorriso on the basis of peace, order, quiet, residential parking, and vehicular and pedestrian safety. *Café Sorriso*, 2311 Calvert Street NW Retailer CR, Lic.#: 88262.
Decision: FYI.
10. Review of letter, dated January 9, 2012, from Don Padou requesting a continuation of the protest for B Café (aka Brookland Café). B Café re-applied for a Substantial Change after being dismissed for failure to provide a PIF. *B Café*, 3740 12th Street NE Retailer CR, Lic.#: 83121.
Decision: Approved, 6-0 (Recusal by Mobley).
11. Review of Protest Withdrawal letters from the Residents protesting Al Forno Pizzeria and Trattoria. *Al Forno Pizzeria and Trattoria*, 3201 New Mexico Avenue NW Retailer CR, Lic.#: 87728.
Decision: FYI.
12. Review of Motion, dated January 6, 2012, from Carlos Recio requesting permission to represent a Group of Five or More Protestants without their presence at the Roll Call and Status Hearings. Carlos Recio was the only Protestant present at the Roll Call Hearing held on November 28, 2011. *7th & L Street Market*, 700 L Street SE Retailer B, Lic.#: 60537. *
Decision: Denied at Status Hearing, 7-0.
13. Review of Voluntary Agreement Amendment, dated November 14, 2011, between Capital Yacht Charters and ANC 6D. *Capital Yacht Charters*, 1300 Maine Avenue SW Retailer C Marine Vessel, Lic.#s: 84410 (Celebrity), 84412 (Harbour Belle), 84413 (Finished Business), No License (Virginia Jewel). *
Decision: Postponed.

*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

**** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations. The Board's vote will be held in an open session, and the public is permitted to attend.**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
SUPPLEMENTAL AGENDA**

**WEDNESDAY, JANUARY 18, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of request from Licensee for approval of a Stipulated License and letter of support from ANC 2B. ***Fuel Pizza & Wings***, 1606 K Street NW Retailer CR, Lic.#: 88452.
Decision: Approved, 7-0.
2. Review of Voluntary Agreement between Kearney's Grocery and ANC 5C. ***Kearney's Grocery***, 90 O Street NW Retailer B, Lic.#: 78591.*
Decision: Postponed.
3. Review of Voluntary Agreement, dated September 1, 2011, between Dangerously Delicious Pies and ANC 6A. ***Dangerously Delicious Pies***, 1339 H Street NE Retailer CR, Lic.#: 87422.*
Decision: Postponed.
4. Review of Voluntary Agreement, dated December 12, 2011, between It's Called INCEPTION and ANC 1B. ANC 1B included its protest withdrawal letter. ***It's Called INCEPTION***, 645 Florida Avenue NW Retailer CT, Lic.#: 87890.*
Decision: Postponed.
5. Review of Voluntary Agreement and Voluntary Agreement Addendum, signed November 12, 2011 and November 13, 2011, between K&H Grocery and ANC 8C. ***K&H Grocery***, 3333 Martin Luther King Jr. Avenue SE Retailer B, Lic.#: 74359.*
Decision: Postponed.
6. Review of Voluntary Agreement, dated December 12, 2011, between Sonya's Market and ANC 1B. ANC 1B included its protest withdrawal letter. ***Sonya's Market***, 2833 11th Street NW Retailer B, Lic.#: 85579.*
Decision: Postponed.
7. Review of Voluntary Agreement, dated December 8, 2011, between Pho Bar and Grill and ANC 6A. ***Pho Bar and Grill***, 1360 H Street NE Retailer CR, Lic.#: 87813.*
Decision: Postponed.
8. Review of Voluntary Agreement, dated November 7, 2011, between Maranon Café and ANC 1A. ***Maranon Café***, 3521 14 Street NW Retailer CR, Lic.#: 88264.*
Decision: Postponed.

9. Review of Voluntary Agreement, dated October 10, 2011, between Da Luft Restaurant and Lounge and ANC 6A. ***Da Luft Restaurant & Lounge***, 1242 H Street NE Retailer CR, Lic.#: 87780.*
Decision: Postponed.
10. Review of Voluntary Agreement, dated December 19, 2011, between Jake's American Grill and ANC 3F. ANC 3F included its protest withdrawal letter. ***Jake's American Grille***, 5016 Connecticut Avenue NW Retailer CR, Lic.#: 86013.*
Decision: Postponed.
11. Review of Voluntary Agreement Amendment, dated September 15, 2011, between Georgia Line Convenience Store and Annie Wallace, Tawana Waugh, Norma Adkins, Betty Muse, Marie Bass, Rural Bass, Christine Lowe, Maggie Whaley, Wesley Powell, Robert Wright, and B ***Georgia Line Convenience Store***, 6125 Georgia Avenue NW Retailer B, Lic.#: 79225.*
Decision: Postponed.
12. Review of letter, dated December 21, 2011, from the Georgia Avenue Community Development Task Force supporting GII Restaurant and Lounge's application for a CR license. ***GII Restaurant and Lounge***, 2632 Georgia Avenue NW Retailer CR, Lic.#: 87228.*
Decision: FYI.
13. Review of Appeal, dated December 24, 2011, from Zewdit Meskel requesting a reconsideration of the December 14, 2011 Board decision to deny GII Restaurant and Lounge's application for a CR License. ***GII Restaurant and Lounge***, 2632 Georgia Avenue NW Retailer CR, Lic.#: 87228.*
Decision: Denied, 4-1 (Nophlin).

These matters were continued from January 11, 2012 and published in the DC Register on January 6, 2012.

*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**