

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

**NOTICE OF PUBLIC HEARINGS  
CALENDAR**

**WEDNESDAY, JANUARY 23, 2013  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S,  
WASHINGTON, D.C. 20009**

**Ruthanne Miller, Chairperson  
Members:**

**Nick Alberti, Donald Brooks, Herman Jones, Mike Silverstein**

**Protest Hearing (Status)**

**9:30 AM**

**Case # 12-PRO-00086**

Neighborhood Restaurant Group XVII, LLC, (Trade Name to be Determined)

1323 Connecticut Ave NW

License #90634

Retailer CR

ANC 2B

**New Application**

**Disposition: The Board scheduled the Protest Hearing for March 20, 2013  
at 1:30 pm.**

**Summary Suspension Status Hearing**

**9:30 AM**

**Case # 12-251-00383**

Umana's Inc., t/a Gloria's Restaurant & Carry Out

3411 14th Street NW

License #70623

Retailer DR

ANC 1A

**Update from Licensee on Compliance with Board Order**

**Disposition: The Board took no further action, 4-0.**

**Summary Suspension Status Hearing**

**9:30 AM**

**Case # 12-251-00360, 12-251-00360(a)**

Roc Bar, LLC, t/a Roc Bar  
1426 L Street NW  
License #89818  
Retailer CT  
ANC 2F

**Update from Licensee on Compliance with Board Order**

**Disposition: The Board took no further action, 4-0.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 12-251-00223**

Superclub Ibiza, LLC, t/a Ibiza  
1222 1st Street NE  
License #74456  
Retailer CN  
ANC 6C

**Failed to Follow Security Plan**

**Disposition: The Board granted the Government's Motion to Dismiss the case, 4-0.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 12-251-00168**

Superclub Ibiza, LLC, t/a Ibiza  
1222 1st Street NE  
License #74456  
Retailer CN  
ANC 6C

**Failed to Follow Security Plan**

**Disposition: The Board granted the Government's Motion to Dismiss the case, 4-0.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 12-251-00196**

Superclub Ibiza, LLC, t/a Ibiza  
1222 1st Street NE  
License #74456  
Retailer CN  
ANC 6C

**Failed to Comply With the Terms of a Board Order**

**Disposition: The Board scheduled the Show Cause Hearing for March 20, 2013 at 10:00 am.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 12-251-00108**

Superclub Ibiza, LLC, t/a Ibiza  
1222 1st Street NE  
License #74456  
Retailer CN  
ANC 6C

**Failed to Follow Security Plan**

**Disposition: The Board granted the Government's Motion to Dismiss the case, 4-0.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 12-AUD-00034**

Levante Corporation, t/a Levante  
1320 19th Street NW  
License #26391  
Retailer CR  
ANC 2B

**Failed to File Quarterly Statements (1st Quarter 2012)**

**Disposition: The Board granted the Government's Motion to Dismiss the case, 4-0.**

**Show Cause Hearing**

**10:00 AM**

**Case # 12-CMP-00262**

Central Wines, LLC, t/a Central Liquors  
625 E Street NW  
License #86268  
Retailer A  
ANC 2C  
**No ABC Manager on Duty**

**Disposition: The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days.**

**Show Cause Hearing**

**10:00 AM**

**Case # 12-AUD-00028**

HML Rose, Inc., t/a Lindy's Bon Appétit  
2040 I Street NW  
License #23533  
Retailer CR  
ANC 2A  
**Failed to File Quarterly Statements (4th Quarter 2011)**

*This hearing has been moved to the 3:30 pm hearing slot.*

**Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid within 60 days and the submission of the Quarterly Statement, 4-1 (Jones).**

**Show Cause Hearing**

**11:00 AM**

**Case # 12-CMP-00106**

Solomon Enterprises, LLC, t/a Climax Restaurant & Hookah Bar  
900 Florida Ave NW  
License #88290  
Retailer CT  
ANC 1B

**Violation of Voluntary Agreement, Operating After Board Approved Hours**

**Disposition: The Board accepted an Offer in Compromise: \$1,500 to be paid within 30 days, and Dismissal of Charge I, 5-0.**

**BOARD RECESS AT 12:00 PM**

**ADMINISTRATIVE AGENDA  
1:00 PM**

**Show Cause Hearing**

**1:30 PM**

**Case # 12-251-00090**

Delta Elite, Inc., t/a Delta Elite  
3734 10th Street NE  
License #1182  
Retailer CN  
ANC 5B

**Failed to Comply With Security Plan**

**Disposition: The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days.**

**Show Cause Hearing**

**2:30 PM**

**Case # 11-CMP-00513**

Ahmed Ouïhman Enterprises, t/a Taan (Formerly-Marrakech Lounge)  
1817 Columbia Road NW  
License #87585  
Retailer CR  
ANC 1C

**Violation of Voluntary Agreement, Noise Violation, Failed to Obtain a Sidewalk Café and Summer Garden Endorsement**

**Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid within 60 days (Charge I - \$500, Charge II - \$500, Charge III - \$1,000), 5-0.**

Board's Calendar  
Page -6-January 23, 2013  
**Show Cause Hearing**

**3:30 PM**

**Case # 12-CC-00051**

Twin T's, LLC, t/a DC Shenanigans (formerly McNasty's)  
2450 18th Street NW  
License #88119  
Retailer CT  
ANC 1C

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

*The Board granted the parties' Request for a Continuance. The hearing is scheduled for March 13, 2013 at 11:00 am.*

**Disposition: The Board granted the parties' Request for a Continuance and continued the Hearing to March 13, 2012 at 11:00 am.**

**Show Cause Hearing**

**3:30 PM**

**Case # 12-AUD-00028**

HML Rose, Inc., t/a Lindy's Bon Appétit  
2040 I Street NW  
License #23533  
Retailer CR  
ANC 2A

**Failed to File Quarterly Statements (4th Quarter 2011)**

**Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid within 60 days and the submission of a Quarterly Statement, 5-0.**

**Show Cause Hearing**

**4:30 PM**

**Case # 12-251-00123, 12-CMP-00194**

Sunshine Bar & Lounge, LLC, t/a Sunshine Bar & Lounge

7331 Georgia Ave NW

License #85239

Retailer CR

ANC 4B

**Interfered with an MPD Investigation, Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Operating After Board Approved Hours, Substantial Change without Board Approval, Failed to Comply with Board Order**

**Disposition: The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days.**

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

**NOTICE OF MEETING  
AGENDA**

**WEDNESDAY, JANUARY 23, 2013 AT 1:00 PM  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Manager's Application for Michael J. Schuster. \*\*  
**Decision: Approved, 3-0.**
  
2. Review of Manager's Application Janelle M. Smith. \*\*  
**Decision: Approved, 2-1 (Miller).**
  
3. Review of involuntary transfer of Class CT License held by Colin Unlimited, LLC, t/a The District Restaurant-The District Underground, to HACA Ventures, Inc. (Landlord), pursuant to a Writ of Possession and Temporary Restraining Order issued by the Superior Court of the District of Columbia and placement of license in Safekeeping. Pending investigative matter. No outstanding fines/citations. **The District Restaurant-The District Underground, 2477 18th Street NW Retailer CT01, Lic.#: 81909.**  
**Decision: Postponed, 4-0.**
  
4. Review of Entertainment Endorsement Application for live music. **Proposed Hours of Entertainment:** Sunday through Thursday 6pm-10pm, Friday and Saturday 6pm-11:30pm. No pending investigative matters. Outstanding fines/citations. No conflict with Settlement Agreement. ANC 6A. **Pho Bar & Grill, 1360 H Street NE Retailer CR01, Lic.#: 87813.**  
**Decision: Approved, 4-0.**
  
5. Review of Change of Hours Application to change Hours of Operation and Hours of Entertainment. **Current Hours of Operation:** Sunday through Thursday 11am-2am, Friday & Saturday 11am-3am. **Current Hours of Entertainment:** Thursday 9pm-2am, Friday & Saturday 9pm-3am. **Proposed Hours of Operation:** Sunday through Thursday 7am-2am, Friday & Saturday 7am-3am. **Proposed Hours of Entertainment:** Sunday through Thursday 9pm-2am, Friday and Saturday 9pm-3am. No pending investigative matters. No outstanding fines/citations. No conflict with Voluntary Agreement. ANC 2C. **Uptown Ethiopian Fusion Cuisine, 1608 7th Street NW Retailer CR01, Lic.#: 81849.**  
**Decision: Approved, 4-0.**
  
6. Review of request from Licensee to expansion to 2nd floor increasing the occupancy from 50 to 80 seats. No pending investigative matters. No outstanding fines/citations. No Settlement Agreement. ANC 1C. **Rumba Café, 2443 18th Street NW Retailer CR01, Lic.#: 71023.**  
**Decision: Placard, 4-0.**

7. Review of letter, dated January 7, 2013, from Amy Vestal requesting permission to store restaurant records off premise at another location in the District. ***Madam's Organ***, 2461 18th Street NW Retailer CT01, Lic.#: 25273.  
***Decision: Approved, 4-0.***
8. Review of Protestant's Motion to Reconsider Findings of Fact, Conclusions of Law, and Order, dated December 3, 2012, from Commissioner Stuart Ross of ANC 3D. ***Town Square Gourmet***, 4418 MacArthur Boulevard NW Retailer A, Lic.#: 78664.\*  
***Decision: The Board will scheduled a hearing for oral arguments.***
9. Review of Settlement Agreement, dated November 14, 2012, between Number Nine, ANC 2F, the Logan Circle Community Association, and the Rhode Island West Neighborhood Association. The Rhode Island West Neighborhood Association withdrew itself as a party to the Settlement Agreement in a letter submitted on November 29, 2012. ***Number Nine***, 1435 P Street NW Retailer CT\*, Lic.#: 86354.\*  
***Decision: Approved on January 16, 2013.***
10. Review of Settlement Agreement, dated January 7, 2013, between Success and ANC 6E. ***Success***, 917 5th Street NW Retailer CR02, Lic.#: 90985.\*  
***Decision: Approved with modifications, 4-0.***
11. Review of Settlement Agreement, dated January 9, 2013, between Costa Brava, a Group of Five or More, Victoria Rizzo, and Lawrence Perry. ***Costa Brava***, 1837 1st Street NW Retailer CR02, Lic.#: 90223.\*  
***Decision: Approved with modifications, 4-0.***
12. Review of Settlement Agreement, dated January 10, 2013, between Fork 'n Spade and ANC 3E. ***Fork 'n Spade***, 4619 41st Street NW Retailer CR03, Lic.#: 90853.\*  
***Decision: Approved with modifications, 4-0.***

**\* 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 23, 2013 AT 1:00 PM  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of request from Stephen O'Brien on behalf of Licensee to expand basement portion of the licensed premises into the contiguous basement space. Current occupancy of 274 will remain the same. Pending investigative matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 1C. *Napoleon*, 1847 Columbia Road NW Retailer CR03, Lic.#: 75836.  
*Decision: Approved, 4-0.*
2. Review of letter, dated January 16, 2013, from Kamal Jahabein requesting clarification for the \$300 fee for The Saloon to be open on Sunday and Monday for Inauguration. *The Saloon*, 1207 U Street NW Retailer CT02, Lic.#: 71086.  
*Decision: Refer to Director, 4-0.*
3. Review of correspondence, dated September 10, 2012, from Jonathan Gropper of BeerRightNow.com requesting an advisory opinion regarding Section 24-101(45).  
*Decision: Refer to Legal, 4-0.*

**\* 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.**

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

**NOTICE OF MEETING  
INVESTIGATIVE AGENDA**

**WEDNESDAY, JANUARY 23, 2013  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

**On January 23, 2013 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#12-CMP-00236 Twelve Restaurant & Lounge, 1123 - 1125 H ST NE Retailer C Tavern, License#: ABRA-076366

***Decision: Show Cause.***

2. Case#12-AUD-00056 Fusion Restaurant & Bar, 4815 Georgia AVE NW Retailer C Restaurant, License#: ABRA-080957

***Decision: Show Cause.***

3. Case#12-AUD-00059 Las Placitas, 517 8TH ST SE Retailer C Restaurant, License#: ABRA-003812

***Decision: No Further Action.***

4. Case#12-AUD-00062 Salina Restaurant, 1936 9TH ST NW Retailer C Tavern, License#: ABRA-082969

***Decision: Show Cause.***

5. Case#12-AUD-00064 The Melting Pot, 1220 19TH ST NW A Retailer C Restaurant, License#: ABRA-060600

***Decision: No Further Action.***

6. Case#12-AUD-00065 Westchester Dining Room, 4000 CATHEDRAL AVE NW A Retailer C Restaurant, License#: ABRA-019002 Case

***Decision: No Further Action.***

7. #12-AUD-00066 Zula Restaurant, 1933 9TH ST NW A Retailer C Restaurant, License#: ABRA-060547

***Decision: Show Cause.***

8. Case#12-AUD-00069 Cafe Green, 1513 17th ST NW Retailer C Restaurant, License#: ABRA-081752

**Decision: No Further Action.**

9. Case#12-AUD-00070 El Tamarindo Adam Morgan, 1785 FLORIDA AVE NW Retailer C Restaurant, License#: ABRA-071179

**Decision: Show Cause.**

10. Case#13-AUD-00004 Town House Tavern Restaurant, 1637 R ST NW Retailer C Restaurant, License#: ABRA-024682

**Decision: Show Cause.**

11. Case#12-CMP-00733 Fur Factory, 33 PATTERSON ST NE Retailer C Nightclub, License#: ABRA-060626

**Decision: No Further Action.**

12. Case#12-CMP-00738 Sticky Rice, 1222 - 1224 H ST NE Retailer C Restaurant, License#: ABRA-072783

**Decision: Staff Settlement.**

13. Case#12-CMP-00701 M & M Market, 3544 EAST CAPITOL ST NE Retailer B Retail - Grocery, License#: ABRA-078461

**Decision: Show Cause.**

14. Case#12-CMP-00651 Chuck & Bill Bison Lounge, 2718 GEORGIA AVE NW Retailer C Tavern, License#: ABRA-014759

**Decision: Postponed one week.**

15. Case#12-CMP-00735 Bread & Chocolate, 5542 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-007792

**Decision: Show Cause.**

16. Case#12-CMP-00716 Club Timehri, 2439 18TH ST NW Retailer C Tavern, License#: ABRA-077730

**Decision: Staff Settlement.**

17. Case#12-CMP-00722 SOVA Espresso & Wine, 1359 H ST NE Retailer C Tavern, License#: ABRA-078578

**Decision: Staff Settlement.**

18. Case#12-CMP-00720 The Red Palace, 1210 - 1212 H ST NE Retailer C Tavern, License#: ABRA-072734

**Decision: Staff Settlement.**

19. Case#12-CMP-00721 Atlas Arcade/Church & State, 1236 H ST NE Retailer C Tavern,  
License#: ABRA-083822

***Decision: Staff Settlement.***

20. Case#12-CMP-00694 Dangerously Delicious DC, 1339 H ST NE Retailer C Restaurant,  
License#: ABRA-087422

***Decision: Show Cause.***

21. Case#12-CMP-00718 Dangerously Delicious DC, 1339 H ST NE Retailer C Restaurant,  
License#: ABRA-087422

***Decision: Staff Settlement.***

22. Case#12-CMP-00558(a) Justin's Cafe, 1025 1ST ST SE Retailer C Restaurant, License#:  
ABRA-083690

***Decision: Show Cause.***

23. Case#12-251-00389 Echostage, 2135 QUEENS CHAPEL RD NE 251 , License#: 12-251-  
00331

***Decision: No Further Action.***

24. Case#12-CMP-00719 Rock N Roll Hotel, 1353 H ST NE Retailer C Tavern, License#:  
ABRA-072777

***Decision: Staff Settlement.***