

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, JUNE 27, 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

Show Cause Hearing (Status)

9:30 AM

Case # 11-251-00240, # 11-251-00240(a), # 11-251-00272, # 11-251-00272(a)

Guards Inc., t/a The Guards

2915 M Street NW

License #916

Retailer CR

ANC 2E

Failed to Comply with a Board Order, Failed to Follow Security Plan

Disposition: The Board accepted an Offer in Compromise: \$5,000 to be paid on or before July 16, 2012; 3 days to be served (July 13, 2012 through July 15, 2012), 5-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00553

New Japan, Inc., t/a Sushi Taro

1503 17th Street NW

License #9655

Retailer CR

ANC 2B

Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$500 to be paid on June 27, 2012, 5-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00562
Langston Bar & Grille, LLC, t/a Langston Bar & Grille
1831 Benning Road NE
License #76260
Retailer CR
ANC 6A
Violation of Voluntary Agreement

Disposition: The Board scheduled a Show Cause Hearing for September 12, 2012 at 10:00 am.

Show Cause Hearing

10:00 AM

Case # 11-CMP-00525
Narveer, Inc., t/a Café of India
4909 Wisconsin Ave NW
License #83570
Retailer CR
ANC 3E
Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$500 to be paid on June 27, 2012, 5-0.

Fact Finding Hearing

11:00 AM

Case # 12-251-00153
De Amigo, LLC, t/a Sesto Senso/Andulo/Spot/Lupe/MIA
1214 18th Street NW
License #81092
Retailer CT
ANC 2B
Assault Outside of the Establishment

Disposition: The Board took No Further Action, 4-2 (Alberti, Jones).

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Protest Hearing

1:30 PM

Case # 11-PRO-00087

Moonkor Corporation, t/a S.E. Market

1500 Independence Ave SE

License #89011

Retailer B

ANC 6B

Renewal Application

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, JUNE 27, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Entertainment Endorsement Application to allow for entertainment. *Current Hours of Operation and Hours of Alcoholic Beverage Sales/Service:* Sunday through Thursday 11:30am-2am, Friday and Saturday 11:30am-3am. *Proposed Entertainment Hours:* Sunday through Thursday 6pm-2am, Friday and Saturday 6pm-3am. No pending investigative matters. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 6C. *Buddha Bar*, 455 Massachusetts Avenue NW Retailer CR03, Lic.#: 81339.*
Decision: Approved, 6-0.
2. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales/Service. *Current Hours of Operation and Hours of Alcoholic Beverage Sales/Service:* Monday through Sunday 10am-12am. *Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:* Sunday through Thursday 10am-2am, Friday and Saturday 10am-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 1A. *El Rinconcito Café*, 1326 Park Road NW Retailer CR01, Lic.#: 60552.*
Decision: Placard, 6-0.
3. Review of Summer Garden Application to add 28 Summer Garden seats. *Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:* Monday through Sunday 10am-12am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 1A. *El Rinconcito Café*, 1326 Park Road NW Retailer CR01, Lic.#: 60552.*
Decision: Placard, 6-0.
4. Review of Sidewalk Cafe Application to add 10 Sidewalk Cafe seats. *Proposed Hours of Operation:* Sunday through Thursday 9am-2am, Friday and Saturday 9am-3am. *Proposed Hours of Alcoholic Beverage Sales/Service:* Sunday through Thursday 9am-1:30am, Friday and Saturday 9am-2:30am. Pending investigative matter. No outstanding citations/fines. No conflict with existing Voluntary Agreements. ANC 1C. *Madam's Organ*, 2461 18th Street NW Retailer CT01, Lic.#: 25273.*
Decision: Placard, 6-0.

5. Review of Entertainment Endorsement Application to allow for entertainment in the form of a piano player. **Current Hours of Operation:** Sunday through Thursday 7am-2am, Friday and Saturday 7am-3am. **Current Hours of Alcoholic Beverage Sales/Service:** Sunday 10am-2am, Monday through Thursday 8am-2am, Friday and Saturday 8am-3am. **Proposed Hours of Entertainment:** Monday through Sunday 5pm-10pm. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 6C. **Hotel George/Bis**, 15 E Street NW Retailer CH02, Lic.#: 79235.*
Decision: Approved, 6-0.

6. Review of Sidewalk Cafe Application to add 10 Sidewalk Cafe seats. **Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:** Sunday 12pm-11pm, Monday through Friday 11am-11pm, Saturday 12pm-11pm. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2F. **DC Thai Restaurant and Bakery**, 1018 Vermont Avenue NW Retailer CR01, Lic.#: 88178.*
Decision: Approved, 6-0.

7. Review of Change of Hours Application to change the Sidewalk Cafe Hours of Operation and Hours of Alcoholic Beverage Sales/Service. **Current Sidewalk Café Hours of Operation and Hours of Alcoholic Beverage Sales/Service:** Monday through Sunday 10:30am-12am. **Proposed Sidewalk Cafe Hours of Operation and Hours of Alcoholic Beverage Sales/Service:** Sunday through Thursday 10am-2am, Friday and Saturday 10am-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 3E. **Kitty O'Shea's DC**, 4624 Wisconsin Avenue NW Retailer CR01, Lic.#: 83505.*
Decision: Placard, 6-0.

8. Review of Entertainment Endorsement Application to allow for entertainment in the form of a 2-3 piece acoustic band, dancing and cover charge. **Current Hours of Operation and Hours of Alcoholic Beverage Sales/Service:** Sunday through Thursday 8am-2am, Friday and Saturday 8am-3am. **Proposed Hours of Entertainment:** Sunday through Thursday 10am-2am, Friday and Saturday 10am-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 3E. **Kitty O'Shea's DC**, 4624 Wisconsin Avenue NW Retailer CR01, Lic.#: 83505.*
Decision: Placard, 6-0.

9. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales/Service. **Current Hours of Operation and Hours of Alcoholic Beverage Sales/Service:** Monday through Saturday 9am-10pm. **Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:** Monday through Wednesday 10am-10pm, Thursday through Saturday 10am-12am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2B. **Crown Liquors**, 1325 Connecticut Avenue NW Retailer A, Lic.#: 88121.
Decision: Approved, 6-0.

10. Review of letter, dated June 13, 2012, from Mike Isabella requesting permission to upload a copy of his license and other documents to a digital picture frame. **Graffiato**, 707 6th Street NW Retailer CR02, Lic.#: 86500.
Decision: Denied, 6-0.
11. Review of letter, dated June 15, 2012, from Marie Noelle Ziar requesting permission to store records off site at another location in the District. **Le Chat Noir**, 4907 Wisconsin Avenue NW Retailer CR01, Lic.#: 72038.
Decision: Approved, 6-0.
12. Review of letter, dated June 13, 2012, from Andrew Kline requesting that the establishment not be required to re-post their placards. The Licensee removed the placards on June 5, 2012 and replaced them on June 8, 2012 after receiving notification. ANC 2F. **Lawson's**, 601 13th Street NW Retailer CR01, Lic.#: 89396.*
Decision: No re-placard, because all other notice requirements were met under 25-423(e), 6-0.
13. Review of letter, dated June 6, 2012, requesting reconsideration of Board Order No. 2012-165 ordering that the Licensee pay \$3,250.00 by June 9, 2012. The Office of the Attorney General filed a response in opposition to the request. **Sunset Liquors**, 1627 1st Street NW Retailer A, Lic.#: 60657.*
Decision: Denied, because untimely under 25-433(d)(1), 6-0.
14. Review of correspondence, dated May 27, 2012, from Brendan Smith requesting clarification of Board Order No. 2011-448 for Capitol Food Mart regarding single sales. **Capitol Food Mart**, 1634 North Capitol Street NW Retailer B, Lic.#: 86246.*
Decision: Postponed until July 11, 2012.
15. Review of Protestant's Motion for Reinstatement, dated June 14, 2012, from Don Padou for the National Capital Area Command of the Salvation Army. The Protestant was dismissed at the Roll Call Hearing on June 11, 2012. **Club Illusions**, 2101 New York Avenue NE Retailer CN, Lic.#: 88682.*
Decision: Postponed until July 11, 2012.
16. Review of request for a single sales moratorium exception for Good Libations, dated May 1, 2012. ANC 2C does not support the request. **Good Libations**, 1201 5th Street NW Retailer A, Lic.#: 73063.*
Decision: Fact Finding, 6-0.
17. Review of request for a single sales moratorium exception for Hayden's Inc, dated May 7, 2012. ANC 6B supports the request. **Hayden's, Inc.**, 700 North Carolina Avenue SE Retailer A, Lic.#: 437.*
Decision: Approved, 6-0.

18. Review of request for a single sales moratorium exception for World Liquors, dated May 8, 2012. ANC 6B supports the request. **World Liquors**, 1453 Pennsylvania Avenue SE Retailer A, Lic.#: 76.*
Decision: Approved, 6-0.
19. Review of Voluntary Agreement, dated June 12, 2012, between World Liquors and ANC 6B. **World Liquors**, 1453 Pennsylvania Avenue SE Retailer A, Lic.#: 76.*
Decision: Approved with modification to Section 2(b), 6-0.
20. Review of Voluntary Agreement, dated March 7, 2012, between Good Libations and ANC 2C. **Good Libations**, 1201 5th Street NW Retailer A, Lic.#: 73063. *
Decision: Postponed until after Fact Finding Hearing for single sales exception.
21. Review of Voluntary Agreement Amendment, dated June 13, 2012, between DC Reynolds and ANC 1A. **DC Reynolds**, 3628 Goergia Avenue NW Retailer CT02, Lic.#: 87045. *
Decision: Approved with modifications to Sections 2, 8, 10, and 11, 6-0.
22. Review of Voluntary Agreement, dated June 6, 2012, between B Too and ANC 2F. **B Too**, 1324 14th Street NW Retailer CR02, Lic.#: 89499. *
Decision: Approved, 6-0.
23. Review of Voluntary Agreement, dated January 25, 2012, between Miriam's Cafeteria, ANC 4C, and the Shepherd Street Block Association. **Miriam's Cafeteria**, 3931 14th Street NW Retailer CR01, Lic.#: 75536. *
Decision: Approved with modifications to Sections 3, 4, 7, 10, and 13, 6-0.
24. Review of Voluntary Agreement, dated May 14, 2012, between 876 Café and ANC 3F. **876 Café**, 4221 Connecticut Avenue NW Retailer CR01, Lic.#: 89461. *
Decision: Approved with modification to Section 17, 6-0.
25. Review of Voluntary Agreement, dated June 11, 2012, between Politics & Prose and ANC 3F. **Politics & Prose**, 5015 Connecticut Avenue NW Retailer DX, Lic.#: 89388.*
Decision: Approved with modification to Section 13, 6-0.
26. Review of Voluntary Agreement, dated March 8, 2012, between Hayden's, Inc., and ANC 6B. **Hayden's, Inc.**, 700 North Carolina Avenue SE Retailer A, Lic.#: 437.*
Decision: Approved with modifications to Sections 2(b), 2(c), and 2(g), 6-0.

*** 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
SUPPLEMENTAL AGENDA

WEDNESDAY, JUNE 27, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of request for reinstatement of Caterer's License following an ABC Board Order cancelling the license on June 13, 2012 for non-payment of license fees. All license fees were paid on June 14, 2012. *Montserrat House Catering*, 2018 9th Street NW Caterer, Lic.#: 88332.

Decision: Approved via Board Order No. 2012-294, 6-0.

2. Review of request for a stipulated license, dated June 12, 2012, and a letter of support from ANC 1B. *VeraCruz*, 2106-2108 Vermont Avenue NW Retailer CX, Lic.#: 89601.

Decision: Approved, 6-0.

*** 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
LICENSE CANCELLATION**

**WEDNESDAY, JUNE 27, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

The Board is requested to approve the following license cancellation for the reason outlined below.

ABRA – 083807 – **Casa Nonna** – CR – 1250 Connecticut Avenue, NW. [Request for cancellation received.]

Decision: Cancelled via Board Order No. 2012-289, 6-0.

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, JUNE 27, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On JUNE 27, 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#12-AUD-00021 Cafe Green, 1513 17th ST NW Retailer C Restaurant, License#: ABRA-081752

Decision: Refer back to Enforcement. Postponed until July 11, 2012.

2. Case#12-AUD-00023 Levante's, 1320 19TH ST NW Retailer C Restaurant, License#: ABRA-026391

Decision: Show Cause.

3. Case#12-AUD-00024 Ping Pong, 900 7TH ST NW Retailer C Restaurant, License#: ABRA-082097

Decision: Refer back to Enforcement. Postponed until July 11, 2012.

4. Case#12-AUD-00025 El Sauce Restaurant And Carry-out, 1227 11TH ST NW Retailer D Restaurant, License#: ABRA-072654

Decision: Refer back to Enforcement. Postponed until July 11, 2012.

5. Case#12-AUD-00026 Queen Makeda, 1917 9TH ST NW Retailer C Restaurant, License#: ABRA-060510

Decision: Refer back to Enforcement. Postponed until July 11, 2012.

6. Case#12-AUD-00027 Churreria Madrid Restaurant, 2505 CHAMPLAIN ST NW Retailer C Restaurant, License#: ABRA-060806

Decision: Show Cause.

7. Case#12-AUD-00028 Lindys Bon Appetit, 2040 I ST NW Retailer C Restaurant, License#: ABRA-023533

Decision: Refer back to Enforcement. Postponed until July 11, 2012.

8. Case#12-AUD-00029 Uniontown Bar & Grill, 2200 MARTIN LUTHER KING JR AVE SE
Retailer C Restaurant, License#: ABRA-084348

Decision: Staff Settlement.

9. Case#12-AUD-00030 Sweet Mango Cafe, 3701 NEW HAMPSHIRE AVE NW Retailer C
Restaurant, License#: ABRA-072512

Decision: Refer back to Enforcement. Postponed until July 11, 2012.

10. Case#12-251-00175 Ultrabar/Chroma, 911 F ST NW Retailer C Nightclub, License#:
ABRA-074767

Decision: No Further Action.

11. Case#12-CMP-00186 La Molienda, 3568 14TH ST NW Retailer C Restaurant, License#:
ABRA-060398

Decision: No Further Action.

12. Case#12-CC-00050 The Rhino-bar & Pumphouse, 3295 M ST NW Retailer C Tavern,
License#: ABRA-000523

Decision: Sale to Minor Warning Letter.

13. Case#12-251-00149 Delta Elite, 3734 10TH ST NE Retailer C Nightclub, License#: ABRA-
001182

Decision: No Further Action.

14. Case#12-CMP-00168 Masa 14, 1825 14TH ST NW Retailer C Restaurant, License#: ABRA-
081469

Decision: Continue Monitoring.

15. Case#12-CMP-00166 Islander Caribbean Restaurant & Lounge (The), 1201 U ST NW
Retailer C Restaurant, License#: ABRA-024599

Decision: No Further Action.

16. Case#12-CC-00047 Friendly Food Market, 1399 HALF ST SW Retailer B Retail - Grocery,
License#: ABRA-060722

Decision: Sale to Minor Warning Letter.

17. Case#12-251-00148 Dirty Martini Inn Bar/Dirty Bar, 1223 CONNECTICUT AVE NW
Retailer C Nightclub, License#: ABRA-083919

Decision: Show Cause.

18. Case#12-CMP-00193 Ibiza, 1222 1ST ST NE Retailer C Nightclub, License#: ABRA-
074456

Decision: No Further Action.

19. Case#12-CC-00048 7TH L Street Market, 700 L ST SE Retailer B Retail - Class B,
License#: ABRA-088611

Decision: Sale to Minor Warning Letter.

20. Case#11-PRO-00087 Southeast Market, 1500 INDEPENDENCE AVE SE Retailer B Retail -
Grocery, License#: ABRA-076399

Decision: FYI – Protest Report.

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, JUNE 27, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On June 27, 2012, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matter identified below. Under Section 406(3) of the Open Meetings Act, it was not practical to publish notice of this matter in the District of Columbia Register. However, the notice requirements of section 406 (1)-(2) were satisfied.

1. Case #12-CMP-00238 Lawson's, 601 13TH ST NW Retailer D Restaurant, License#: ABRA-089396

Decision: No Further Action.