

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, JUNE 6, 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)

9:30 AM

Case # 12-PRO-00022

R & J, 24 Liquors, Inc., t/a Town Square Gourmet
4418 MacArthur Blvd NW
License #78664

Retailer A

ANC 3D

Renewal Application

**Disposition: The Board scheduled the Protest Hearing for July 25, 2012 at
1:30 pm. The Board requested a Korean interpreter for the applicant.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00512, # 11-251-00347, # 11-CMP-00257

Inner Circle 1420, LLC, t/a Lotus

1420 K Street NW

License #75162

Retailer CN

ANC 2F

**Failed to Comply with a Board Order, Large Fight Outside the
Establishment**

**Disposition: The Board accepted an Offer in Compromise: \$4,000 to be paid
within 60 days; 6 days of suspension to be served July 22, 2012 through July
27, 2012, 6-0.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-251-00204, # 11-251-00204(a), # 11-251-00216

Inner Circle 1420, LLC, t/a Lotus

1420 K Street NW

License #75162

Retailer CN

ANC 2F

Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Failed to Follow Security Plan

Disposition: The Board REJECTED an Offer in Compromise: \$7,000 to be paid within 60 days; 3 days of suspension to be served July 28, 2012 through July 30, 2012, 6-0. The Government requested a continuation for the June 20, 2012 Show Cause Hearing which was granted.

Show Cause Hearing (Status)

9:30 AM

Case # 12-AUD-00008

Java Green Coffee & Tea, Inc., t/a Café Green

1513 17th Street NW

License #81752

Retailer CR

ANC 2B

Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$750 to be paid within 30 days and must file 3rd Quarter of 2011 Quarterly Statement at time of payment, 5-1 (Jones).

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00420

Café Dupont, LLC, t/a Café Citron

1343 Connecticut Ave NW

License #60138

Retailer CR

ANC 2B

Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$750 to be paid on June 6, 2012, 6-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00367, # 11-CMP-00440

A & A Restaurant Group, Inc., t/a Russia House
1800 Connecticut Ave NW
License #80952
Retailer CR
ANC 2D

Allowed the Sale or Delivery of Alcoholic Beverages Outside of the Allowed Hours

Disposition: The Board scheduled the Show Cause Hearing for July 18, 2012 at 3:30 pm.

Show Cause Hearing (Status)

9:30 AM

Case # 12-251-00104

Island Café, Inc., t/a Island Café
829 Upshur Street NW
License #60578
Retailer CT
ANC 4C

Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Failed to Comply With Security Plan

Disposition: The Board scheduled the Show Cause Hearing for July 18, 2012 at 2:30 pm.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00002

State Plaza Hotel, Inc., and Catering Solutions, t/a State Plaza Hotel/F Street
Bistro
2116 F Street NW
License #78312
Retailer CH
ANC 2A

**Failed to File Quarterly Statements, No ABC Manager on Duty, Failed to
Maintain on Premises Three Years of Adequate Books and Records
Showing All Sales**

**Disposition: The Board scheduled the Show Cause Hearing for July 18,
2012 at 1:30 pm.**

Fact Finding Hearing

9:30 AM

Manager's Application

Vikrant Gujral

Disposition: The Board approved the Application, 6-0.

Show Cause Hearing

10:00 AM

Case # 12-AUD-00003

Armand's Chicago Pizzeria, Inc., t/a Armand's Chicago Pizzeria
4231 Wisconsin Ave NW
License #826
Retailer CR
ANC 3F

Failed to File Quarterly Statements

**Disposition: The Licensee failed to appear. The Government proceeded ex
parte. The Board held a Closed Meeting under the Open Meetings Act and
will issue an Order within 90 days.**

Show Cause Hearing

11:00 AM

Case # 11-251-00390

Edgar Cunningham, t/a G Spot Tavern

5413 Georgia Ave NW

License #85208

Retailer CT

ANC 4D

Failed to Follow Security Plan

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

BOARD RECESS AT 12:00 PM

ADMINISTRATIVE AGENDA

1:00 PM

Show Cause Hearing

1:30 PM

Case # 12-AUD-00013

Amede Sofenia, t/a Queen Makeda

1917 9th Street NW

License #60510

Retailer CR

ANC 1B

Failed to File Quarterly Statements

Disposition: The Licensee failed to appear. The Government proceeded ex parte. The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days.

Board's Calendar
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Fact Finding Hearing

2:30 PM

Allen M. Tubis
Pennsylvania Ave NW (between 9th and 14th Streets)
Class F
ANC 2B

Temporary License Application

Barbecue Battle, Inc.

Dates of Event: June 23, 2012 and June 24, 2012

Disposition: The Board approved the Application, 6-0.

Protest Hearing

3:00 PM

Case # 11-PRO-00055

Silkari East, Inc., t/a M Café

3236 Prospect Street NW

License #87240

Retailer CR

ANC 2E

New Application

(Hearing Cancelled: The Parties Submitted a Voluntary Agreement)

Disposition: The Hearing was Cancelled; The Parties submitted a Voluntary Agreement for Board consideration.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
AGENDA

WEDNESDAY, JUNE 6, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Manager's Application for Oscar Vasquez.**
Decision: Approved, 5-0.
2. Review of Manager's Application for Giancarlo Beazley.**
Decision: Approved, 5-0.
3. Review of request from Stephen O'Brien on behalf of Licensee to commence Sunday Hours of Operation and Hours of Alcoholic Beverage Sales and Consumption at 8 a.m for both the premises and the Summer Garden. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2B. **Buffalo Billiards**, 1330 19th Street NW Retailer CT03, Lic.#: 20480.
Decision: Approved, 6-0.
4. Review of request from Cindy Block on behalf of Licensee to amend new Caterer's License Application to reflect future gross revenues of \$4,000 instead of \$2.2M. The license application was approved on 4/18/12 with estimated future gross revenues of \$2.2M. No pending investigative matters. No outstanding citations/fines. ANC 6C. **Watershed**, 1225 1st Street NE Caterer, Lic.#: 89360.*
Decision: Approved, 6-0.
5. Review of Entertainment Endorsement Application to have karaoke and a 3-5 piece band playing Rock music. **Current Hours of Operation and Hours of Alcoholic Beverage Sales and Consumption:** Sunday through Thursday 11am-2am, Friday and Saturday 11am-3am. **Proposed Hours of Entertainment:** Monday through Sunday 9pm-11pm. No pending investigative matters. No outstanding citations/fines. ANC 3E. **Casa Fiesta II**, 4910 Wisconsin Avenue NW Retailer CR01, Lic.#: 24766.*
Decision: Approved, 6-0.
6. Review of request from Licensee to change the use of a storage room (368 sq. ft.) to create additional space for patron usage, increasing the number of seats from 50 to 78. No pending investigative matters. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 6A. **The Star and The Shamrock**, 1341 H Street NE Retailer CT01, Lic.#: 81804.
Decision: Placard, 6-0.

7. Review of Change of Hours Application to change the Hours of Operation and Hours of Alcoholic Beverage Sales and Consumption. ***Current Hours of Operation and Hours of Alcoholic Beverage Sales and Consumption:*** Sunday through Thursday 10:30am-2am, Friday and Saturday 10:30am-3am. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales and Consumption:*** Sunday through Thursday 8am-2am, Friday and Saturday 8am-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: Approved, 6-0.

8. Review of Change of Hours Application to change the Hours of Operation and Hours of Alcoholic Beverage Sales and Consumption. ***Current Hours of Operation and Hours of Alcoholic Beverage Sales and Consumption:*** Sunday 12pm-11pm, Monday through Thursday 11am-12am, Friday and Saturday 11am-3am. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales and Consumption:*** Sunday 12pm-12am, Monday through Tuesday 11am-1am, Wednesday through Thursday 11am-2am, Friday and Saturday 11am-3am. No pending investigative matters. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 1A. ***The Dunes***, 1400-1402 Meridian Place NW Retailer X, Lic.#: 87074.
Decision: Approved, 6-0.

9. Review of request for refund of late fees for 3rd Year Payment made after March 31, 2012. ANC 2F. ***Tortilla Coast***, 1454 P Street NW Retailer CR03, Lic.#: 86859.
Decision: Denied, 6-0.

10. Review of request from Michael Fonseca on behalf of Licensee to store alcoholic beverage inventory in a locked sea container in an adjacent parking lot next to the boats. No pending investigative matters. No outstanding citations/fines. No conflict with Amendment to Voluntary Agreement. ANC 6D. ***Motor Yacht Celebrity***-Lic.#: 84410, ***Motor Yacht Finished Business*** -Lic.#: 084413, & ***Virginia's Jewel***, Lic.#: 88738, 1300 Maine Avenue, SW, Retailer's Class "C" Multipurpose.
Continued from May 23, 2012.
Decision: Approved, 6-0.

11. Review of letter, dated May 7, 2012, from Christopher Nwaeze requesting reimbursement for the \$2,490.00 licensing fee paid on November 10, 2011. ***Xclusive Restaurant and Lounge***, 707 H Street NE Retailer CT01, Lic.#: 88205.
Decision: Approved except for application fee and service charge fee under 23 DCMR 504.1. Approved, 6-0.

12. Review of letter, dated May 24, 2012, from Michael Hibey requesting confirmation for the enforcement of Hank's Oyster Bar's Voluntary Agreement. **Hank's Oyster Bar**, 1624 Q Street NW Retailer CR02, Lic.#: 71913.*
Decision: The Voluntary Agreement is in effect due to the Court's ruling that the termination is remanded to the Board. The matter was also forwarded to Enforcement to ensure compliance with the Voluntary Agreement. Approved, 6-0.
13. Review of Petitioner's Motion to Reconsider Denial of Leave to Intervene, dated May 21, 2012, from T. Carlton Richardson. **Pennsylvania Avenue Market**, 1501 Pennsylvania Avenue SE Retailer B, Lic.#: 79255.*
Decision: Denied, 6-0.
14. Review of request for a single sales moratorium exception for FoBoGro, dated March 25, 2012. ANC 2A supports the request. The West End Citizens Association opposes the request. **FoBoGro**, 2140 F Street NW Retailer B, Lic.#: 82431.*
Decision: Approved, 5-0. Recusal by Miller.
15. Review of revocation request for a single sales moratorium exception for Riverside Liquors, dated May 16, 2012, from ANC 2A. **Riverside Liquors**, 2123 E Street NW Retailer A, Lic.#: 37.*
Decision: Denied, 6-0.
16. Review of request for a single sales moratorium exception for Good Libations, dated May 1, 2012. ANC 2C supports the request. **Good Libations**, 1201 5th Street NW Retailer A, Lic.#: 73063.*
Continued from May 23, 2012.
Decision: Postponed until a response is received from the ANC.
17. Review of Voluntary Agreement, dated March 7, 2012, between Good Libations and ANC 2C. **Good Libations**, 1201 5th Street NW Retailer A, Lic.#: 73063.*
Continued from May 23, 2012.
Decision: Postponed until a response is received from the ANC.
18. 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. *
Continued from May 23, 2012.
Decision: Postponed until June 20, 2012.
19. Review of Voluntary Agreement, dated March 8, 2012, between Safeway, Inc., and ANC 6B. **Safeway, Inc.**, 415 14th Street SE Retailer A, Lic.#: 2195. *
Continued from May 23, 2012.
Decision: Approved with modifications, 6-0.

20. Review of Voluntary Agreement, dated May 18, 2012, between Lee's Liquor and ANC 8A. **Lee's Liquor**, 2339 Pennsylvania Avenue SE Retailer A, Lic.#: 26650. *
Decision: Postponed until June 20, 2012.
21. Review of Voluntary Agreement, dated May 10, 2012, between Kith & Kin and ANC 6A. **Kith & Kin**, 1118 H Street NE Retailer CR01, Lic.#: 89158. *
Decision: Approved, 6-0.
22. Review of Voluntary Agreement, dated May 10, 2012, between Viggys Liquor and ANC 6A. **Viggys Liquor**, 409 15th Street NE Retailer A, Lic.#: 77897. *
Decision: Approved, 6-0.
23. Review of Voluntary Agreement, dated May 11, 2012, between Stub's Kitchen and Wine and ANC 2B. **Stub's Kitchen and Wine**, 1401 T Street NW Retailer CR(x), Lic.#: 88527. *
Decision: Approved, 6-0.
24. Review of Voluntary Agreement, dated May 5, 2012, between Virginia Market and ANC 2B. **Virginia Market**, 1776 U Street NW Retailer A, Lic.#: 80800. *
Decision: Approved with modifications, 6-0.
25. Review of Voluntary Agreement Amendment, dated April 12, 2012, between H Street Country Club and ANC 6A. **H Street Country Club**, 1335 H Street NE Retailer CT02, Lic.#: 76649. *
Decision: Approved, 6-0.
26. Review of Voluntary Agreement, dated January 12, 2012, between Chicken Tortilla and ANC 6A. **Chicken Tortilla**, 1324 H Street NE Retailer CR(x), Lic.#: 88102. *
Decision: Approved with modifications to Sections 2(i), 2(j), and 3(d), 6-0.
27. Review of Voluntary Agreement, dated May 25, 2012, between Souk and ANC 6A. **Souk Restaurant**, 1208 H Street NE Retailer CR01, Lic.#: 88675.*
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.**

**** 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
INVESTIGATIVE AGENDA

WEDNESDAY, JUNE 6, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

On JUNE 6, 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#12-251-00174 Sunshine Bar & Lounge, 7331 Georgia AVE NW Retailer C Restaurant, License#: ABRA-085239

Decision: No Further Action.

2. Case#12-CMP-00194 Sunshine Bar & Lounge, 7331 Georgia AVE NW Retailer C Restaurant, License#: ABRA-085239

Decision: Show Cause.

3. Case#12-CC-00044 The Melting Pot, 1220 19TH ST NW A Retailer C Restaurant, License#: ABRA-060600

Decision: Sale to Minor Warning Letter.

4. Case#12-CC-00049 Haydee's 2000, 6303 GEORGIA AVE NW Retailer C Nightclub, License#: ABRA-060187

Decision: Sale to Minor Warning Letter.

5. Case#12-251-00125 Chief Ike's Mambo Room, 1723 COLUMBIA RD NW Retailer C Tavern, License#: ABRA-017940

Decision: No Further Action.

6. Case#12-CC-00045 18th Street Lounge, 1212 18TH ST NW Retailer C Tavern, License#: ABRA-021211

Decision: Sale to Minor Warning Letter.

7. Case#12-CMP-00185 Mama Ilardo Pizzeria, 50 MASSACHUSETTS AVE NE Retailer D Restaurant, License#: ABRA-013080

Decision: Staff Settlement.

8. Case#12-251-00150 Josephine, 1010 Vermont AVE NW Retailer C Tavern, License#: ABRA-076906

Decision: Sale to Minor Warning Letter.

9. Case#12-PRO-00041 M Cafe, 1634 14TH ST NW Retailer C Restaurant, License#: ABRA-089205

Decision: FYI – The Protest was resolved via a Voluntary Agreement.

10. Case#12-251-00167 Cafe Asia, 1720 I ST NW Retailer C Nightclub, License#: ABRA-086035

Decision: No Further Action.

11. Case#12-CMP-00155 Rumors Restaurant, 1900 M ST NW Retailer C Nightclub, License#: ABRA-071717 (Previously published in the 5/23/12 DC Register)

Decision: Postponed until June 20, 2012.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
LICENSE CANCELLATION

WEDNESDAY, JUNE 6, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

The Board is requested to approve the following license cancellations for the reasons outlined below.

ABRA – 060691 – **Additi Indian Kitchen** – DR – 50 Massachusetts Ave, NE. [Request for cancellation received.]

Decision: Cancelled via Board Order No. 2012-236, 6-0.

ABRA – 075391 – **Cardinal's Nest** – CT – 3748 10th Street, NE. [This license is in Safekeeping. No payment or activity on license since 2009. Licensee did not renew in 2010. Licensing Division provided written notice to Licensee on January 27, 2012. Licensee indicated a transfer application would be filed, but to date, no transfer application received.]

Decision: Cancelled via Board Order No. 2012-245, 6-0.

ABRA – 070984 – **City Club of Washington at Franklin Square** – CX – 1300 I Street, NW, #B. [Request for cancellation received.]

Decision: Cancelled via Board Order No. 2012-237, 6-0.

ABRA – 079570 – **Hamilton's Bar & Grill** – Caterer – 233 2nd Street, NW. [Request for cancellation received.]

Decision: Cancelled via Board Order No. 2012-244, 6-0.

ABRA – 087912 – **Fruit Bat/Church & State** – Caterer – 1236 H Street, NW. [Request for cancellation received.]

Decision: This was previously on the Cancellation List for May 23, 2012. The License was cancelled via Board Order No. 2012-226, 6-0.