

1 GOVERNMENT OF THE DISTRICT OF COLUMBIA
2 ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
3 ALCOHOLIC BEVERAGE CONTROL BOARD

4
5 - - - - -X

6 IN THE MATTER OF :
7 Manhattan Laundry DC LLC: Case #16-PR0-00097
8 t/a Franklin Hall :
9 1346 Florida Avenue NW :
10 License #ABRA-103899 :
11 Retailer Class CT :
12 New Application :

13 - - - - -X

14 Monday, October 24, 2016

15
16 Whereupon, the above-referenced matter
17 came on for hearing at the Alcoholic Beverage
18 Control Board, Reeves Center, 2000 14th Street,
19 N.W., Suite 400S, Washington, D.C. 20009.

20
21
22

1 CHAIRPERSON:

2 LAVERNE FLETCHER, Presiding

3

4 ALSO PRESENT:

5 PETER BAYNE

6 CHRIS YOUNG

7 PATRICK NELSON

8 ALEXANDRA FARMER

9 CHRIS STAIGER

10 MICHELLE RINGUETTE

11 KATHLEEN SCOTT

12 ADAM CONNER

13 DAVID PRICE

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

2 MEDIATOR FLETCHER: Would the parties in the
3 matter of Franklin Hall please come forward? The
4 parties in the matter of Franklin Hall. Can you
5 hear me in the back okay?

6 UNKNOWN: No.

7 MEDIATOR FLETCHER: Okay. So, the
8 microphones are out in the back, sorry. I'll
9 stand up. The parties in the matter of Franklin
10 Hall. This is case number #16-PRO-00097,
11 Manhattan Laundry D.C., LLC, trading as Franklin
12 Hall, 1346 Florida Avenue Northwest, License
13 #ABRA-103899. This is a Retailer Class CT New
14 application. The protest issues are adverse
15 impact on peace, order and quiet, residential
16 parking and vehicular and pedestrian safety, real
17 property values and overconcentration. My name
18 is Laverne Fletcher and I am conducting the roll
19 call hearing as the board's agent. The
20 applicants can be seated on this side if the
21 applicant present.

22 MR. BAYNE: Yes.

1 MEDIATOR FLETCHER: And the protestants can
2 be seated on this side of the table. You may
3 need to pull up some more chairs. Introductions
4 beginning with the applicant, please.

5 MR. BAYNE: Hi, my name is Peter Bayne and I
6 am one of the two partners for Franklin Hall.

7 MEDIATOR FLETCHER: Peter, would you state
8 your last name again and spell it for the record?

9 MR. BAYNE: Sure, it's Bayne. B as in
10 baseball, A-Y-N-E.

11 MEDIATOR FLETCHER: Thank you very much.

12 MR. BAYNE: Thank you.

13 MEDIATOR FLETCHER: And if you will put your
14 contact information on that sheet?

15 MR. BAYNE: Sure.

16 MEDIATOR FLETCHER: And who's present on
17 behalf of Meridian Hill Neighborhood Association?

18 MR. YOUNG: Chris Young is present.

19 MEDIATOR FLETCHER: Thank you, Mr. Young.
20 That's C-H-R-I-S?

21 MR. YOUNG: Yes.

22 MEDIATOR FLETCHER: Thank you. And present

1 on behalf of ANC 1B?

2 MR. NELSON: Patrick Nelson.

3 MEDIATOR FLETCHER: Thank you, Mr. Nelson.

4 And so, there's a Group of 21, is what I counted,
5 so are their individuals present from that group
6 as well?

7 MS. FARMER: Yes.

8 MEDIATOR FLETCHER: And so, if you would
9 state your name and spell it for the record, and
10 everyone can line up behind the microphone.

11 MS. FARMER: I'm Alexandra Farmer. A-L-E-X-
12 A-N-D-R-A, F-A-R-M-E-R.

13 MEDIATOR FLETCHER: Farmer? And Ms. Farmer
14 you gave me these letters of designation this
15 morning?

16 MS. FARMER: Yes.

17 MEDIATOR FLETCHER: Okay, which I'll go
18 through in a moment. Thank you very much.

19 MR. STAIGER: Douglas Curt Staiger. Staiger:
20 S-T-A-I-G-E-R.

21 MEDIATOR FLETCHER: And the first name is
22 Douglas?

1 MR. STAIGER: Yes.

2 MEDIATOR FLETCHER: Thank you.

3 MS. RINGUETTE: Michelle Ringuette. R-I-N-G-
4 U-E-T-T-E.

5 MEDIATOR FLETCHER: First name Michelle?

6 MS. RINGUETTE: Yes, with two Ls.

7 MEDIATOR FLETCHER: Thank you.

8 MS. SCOTT: Kathleen Scott. First name, K-A-
9 T-H-L-E-E-N, Scott, S-C-O-T-T.

10 MEDIATOR FLETCHER: Thank you.

11 MR. CONNER: Adam Conner, C-O-N-N-E-R.

12 MR. PRICE: David Price, like the Price is
13 Right.

14 MEDIATOR FLETCHER: So that's everyone from
15 the group -- from the individual group? And I
16 also have some letters of designation here from -
17 - I'll just read the names and I'll give the
18 court report the spellings at the end. I have
19 letters of designation from Joseph Truong,
20 designating Alexandra Farmer as his
21 representative. I have a letter from Mike Calmus
22 designating Alexandra Farmer as his

1 representative. I have a letter from Jack Farmer
2 designating Alexandra Farmer as his
3 representative and a letter from Diane Calmus
4 designating Alexandra Farmer as her
5 representative. So these individuals, Ms.
6 Farmer, signed a protest letter?

7 MS. FARMER: Yes.

8 MEDIATOR FLETCHER: These individuals have
9 signed the protest letter and all of the
10 individuals present also signed the protest
11 letter?

12 MS. FARMER: Yes.

13 MEDIATOR FLETCHER: Thank you. There are
14 three protestants in this matter that have
15 standing: The Meridian Hill Neighborhood
16 Association has standing. I wanted to ask you
17 something, though, Mr. Young. In your protest
18 letter, you mentioned that the applicant was
19 given notice of the meeting --

20 MR. YOUNG: Yes.

21 MEDIATOR FLETCHER: -- that was held.

22 MR. YOUNG: That was by telephone.

1 MEDIATOR FLETCHER: Hm?

2 MR. YOUNG: Yes.

3 MEDIATOR FLETCHER: Thank you. The question
4 was whether or not -- is whether or not the
5 applicant was directly notified of the meeting.
6 Directly or --

7 MR. YOUNG: Yeah, I spoke with the applicant
8 directly on the phone. We followed up by e-mail
9 then.

10 MEDIATOR FLETCHER: Thank you.

11 MR. YOUNG: Actually, there was an e-mail
12 bounced message so I think the e-mail wasn't for
13 a day or two later.

14 MEDIATOR FLETCHER: Okay, and so, Franklin
15 Hall was aware of the meeting that was held?

16 MR. BAYNE: Which meeting specifically are we
17 speaking of?

18 MEDIATOR FLETCHER: Concerning the protest.

19 MR. BAYNE: This meeting today?

20 MEDIATOR FLETCHER: No, concerning -- prior
21 to coming today the association held a meeting to
22 discuss protesting the application.

1 MR. BAYNE: The ANC or the Meridian Hill?

2 MEDIATOR FLETCHER: The Meridian Hill
3 Neighborhood Association held a meeting
4 concerning the application because a decision has
5 to be made to file a protest at a meeting, and so
6 the association held the meeting concerning --

7 MR. BAYNE: I believe my partner was in
8 communication with Mr. Young about that meeting.

9 MEDIATOR FLETCHER: Thank you. The Meridian
10 Hill Neighborhood Association has standing as a
11 protestant. The ANC 1B has standing as a
12 protestant as well as a Group of 10. The
13 original group was a group -- I counted 21. The
14 only members of the group that have standing are
15 the ones that are either present today or the
16 ones that designated someone to appear on their
17 behalf and that total is 10. So, also Ms.
18 Farmer, are you going to be the designated
19 representative for the entire group of 10 or just
20 these four, so there has to be a designated
21 representative for the entire group. It doesn't
22 matter to us if it's one or two people.

1 MS. FARMER: I'll be one of them.

2 MEDIATOR FLETCHER: We prefer one.

3 MS. FARMER: Oh, I'll be that one.

4 MEDIATOR FLETCHER: So, I'm asking the other
5 individuals that are present if it's okay that
6 Ms. Farmer is the designated representative for
7 everybody. Thank you, everyone said yes. What
8 that means is beyond today the communication will
9 be with you, Ms. Farmer, but what you're going to
10 get beyond today is an e-mail giving you the
11 upcoming dates of all the proceedings which I'm
12 going to give you now, but you're going to
13 receive an e-mail of those dates as well and so,
14 Ms. Farmer, did you put your contact information
15 on that sheet up front?

16 MS. FARMER: No, but I will.

17 MEDIATOR FLETCHER: Okay, because further
18 communication is going to be by e-mail or
19 telephone. So, we're going to need to set a date
20 for mediation, a status hearing and a protest
21 hearing. I'll give you the dates for the status
22 and protest hearing first. The status hearing is

1 set for November 30 at 9:30 a.m. The protest
2 hearing is set for January 11, 2017, at 4:30 p.m.
3 I'll give you the next available date for
4 mediation. The next available date for mediation
5 is Tuesday, November 8, at 9:00, 10:00 or 11:00.
6 If that's not good then we'll just move to the
7 next date, but that's Tuesday, November 8. Also,
8 I'll just tell you that Thursday, November 10 is
9 also available. So, the 8th and the 10th, that's
10 a Tuesday and a Thursday at 9:00, 10:00 or 11:00.

11 MS. FARMER: I prefer 9:00 a.m. either day.

12 MR. YOUNG: I prefer Thursdays to Tuesdays.
13 Do you have a preference about dates?

14 MR. BAYNE: I'm fine, I'll make room for any
15 date. November 8 is fine with me.

16 MR. YOUNG: I have a slight preference for
17 Thursdays over Tuesdays, if that's all right?
18 Which I guess would be --

19 MS. FARMER: That's election day.

20 MR. YOUNG: That's election day.

21 MR. BAYNE: Oh, the eighth is election day.

22 MEDIATOR FLETCHER: We could do the next

1 week, the 17th at 9:00, 10:00 or 11:00.

2 MS. FARMER: We could do the 10th at 9:00
3 a.m.

4 MR. BAYNE: Can we do the 10th? Is that
5 available later that week?

6 MR. YOUNG: The 10th is a Thursday, that's
7 fine.

8 MEDIATOR FLETCHER: Is that fine?

9 MR. YOUNG: I can even do Tuesday, I just
10 would rather not.

11 MEDIATOR FLETCHER: Well, then we can make it
12 Thursday if that's okay with you, Mr. Nelson and
13 you, Ms. Farmer?

14 MR. NELSON: Yep.

15 MS. FARMER: Yeah.

16 MEDIATOR FLETCHER: So, for Thursday the
17 10th, do you prefer 9:00, 10:00 or 11:00?

18 MS. FARMER: I prefer 9:00.

19 MR. BAYNE: 9:00 a.m. is great.

20 MEDIATOR FLETCHER: 9:00 is good?

21 MR. BAYNE: Mm hmm.

22 MS. FARMER: May I ask a question?

1 MEDIATOR FLETCHER: Yes.

2 MS. FARMER: Are the other members of the
3 group allowed to attend a negotiation?

4 MEDIATOR FLETCHER: Yeah. We prefer the
5 designated representatives only, but anyone
6 that's been granted standing can come.

7 MS. FARMER: Okay.

8 MEDIATOR FLETCHER: So that'll be fine. The
9 ideal situation is that designated representative
10 comes with the authority to speak on behalf of
11 the entire group, but if all ten people want to
12 come, that's just fine.

13 MS. FARMER: Okay.

14 MEDIATOR FLETCHER: So, I've got mediation
15 for Thursday, November 10 at 9:00. My card is on
16 the table if you have any questions beyond today.
17 So, you're going to receive an e-mail from the
18 staff of all the dates you just got and that
19 letter will explain what happens beyond today.
20 Any other questions at all? Okay, thank you for
21 coming. [Whereupon, the above-entitled matter
22 concluded.]