

1 GOVERNMENT OF THE DISTRICT OF COLUMBIA
2 ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
3 ALCOHOLIC BEVERAGE CONTROL BOARD
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6 IN THE MATTER OF: :
7 Fuel 1747 Penn., LLC.: Case # 16-CMP-00357
8 t/a Custom Fuel/Fuel Pizza :
9 1747 Pennsylvania Ave NW :
10 License #92719 :
11 Retailer CR :
12 ANC 28 :
13 No ABC Manager on Duty :
14 Failed to Post License :

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16 Wednesday, October 26, 2016

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

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3 BOARD MEMBERS PRESENT

4 NICK ALBERTI, BOARD MEMBER

5 JAMES SHORT, BOARD MEMBER

6 MIKE SILVERSTEIN, BOARD MEMBER

7 JAKE PERRY, BOARD MEMBER

8

9 ALSO PRESENT:

10 REMA WAHABZADAH

11 ANN DAIELS

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

2 SHOW CAUSE HEARING (STATUS)

3 CHAIRPERSON ANDERSON: The next case on
4 our show cause hearing calendar is case #16-CMP-
5 00357, Fuel Pizza, license #92719. Will the
6 parties please approach and identify themselves
7 for the record, please?

8 MS. DANIELS: Good morning, Mr. Chairman and
9 members of the board, Ann Daniels representing
10 the District of Columbia.

11 MR. ADAMS: I'm Walter Adams representing the
12 District of Columbia.

13 MS. WAHABZADAH: Good morning, Mr. Chairman
14 and members of the board and new members of the
15 board. I am Rema Wahabzadah for the licensee.

16 CHAIRPERSON ANDERSON: Good morning. I'm
17 sorry, ma'am, I did not get your name.

18 MS. DANIELS: Ann Daniels.

19 CHAIRPERSON ANDERSON: Ms. Daniels. Are
20 there any preliminary matters in this case?

21 MS. DANIELS: Yes, Mr. Chairman. This matter
22 was set for a show cause hearing today but the

1 parties have reached an offer in compromise for
2 the board's approval. The offer in compromise
3 would be that the establishment agrees to pay a
4 fine of \$600 for the one charge, to be paid in 45
5 days, and if that fine is not paid within the 45
6 days, the establishment understands that the
7 license will be suspended.

8 CHAIRPERSON ANDERSON: That's it?

9 MS. DANIELS: And then charge 2 would be
10 dismissed because a written warning was already
11 issued to the establishment.

12 CHAIRPERSON ANDERSON: That's it? All right.
13 It is my understanding that there is an offer in
14 compromise in this case that the offer in
15 compromise is that there is a \$600 fine payable
16 for charge 1. The fine will be payable in 45
17 days. If it's not payable in 45 days the license
18 will be suspended and charge 2 will be dismissed
19 because a written warning was already issued. Is
20 this your understanding of the offer in
21 compromise?

22 MS. DANIELS: Yes.

1 CHAIRPERSON ANDERSON: And is your client
2 aware that by accepting an offer in compromise
3 that they're giving up their right to a hearing?

4 MS. DANIELS: Yes.

5 CHAIRPERSON ANDERSON: And are they also
6 aware that they are giving up their right to
7 appeal this matter?

8 MS. DANIELS: Yes.

9 CHAIRPERSON ANDERSON: Hearing this, I then
10 make a motion that the offer in compromise of a
11 \$600 fine for charge payable in 45 days be
12 accepted and that charge 2 be dismissed, and that
13 if the fine is not paid within 45 days the
14 license will be suspended until it has been paid.
15 Is there a second?

16 MR. SILVERSTEIN: Second.

17 CHAIRPERSON ANDERSON: Mr. Silverstein has
18 seconded the motion. Any discussions? All those
19 in favor, say aye. (Chorus of ayes.) All those
20 opposed? (No audible response.) The matter
21 passed 5-zero-zero. Thank you very much. We'll
22 have you sign off on some papers and the board

1 will be in recess until 11:00 for an 11:00
2 hearing.

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4 (Whereupon, the above-entitled matter was
5 concluded.)

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