



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

2 1:45 p.m.

3 CHAIRPERSON ANDERSON: Alright. The  
4 next case on our show cause hearing (status)  
5 calendar is Case No. 19-CMP-00123. Hawthorne.  
6 License No. 99603.

7 Ms. Andrews, can you please elevate  
8 the rights of the licensee, please.

9 MS. ANDREWS: Mr. Brogan, your rights  
10 have been elevated.

11 MR. BROGAN: Thank you, Mr. Chairman.  
12 Francis Brogan on behalf of the licensee.

13 CHAIRPERSON ANDERSON: Okay. Good.  
14 All right. Good afternoon.

15 Let's have the Government identify  
16 themselves for the record, please.

17 MR. ORTIZ: Stephen Ortiz on behalf of  
18 the District of Columbia.

19 CHAIRPERSON ANDERSON: Good afternoon,  
20 Mr. Ortiz.

21 Mr. Brogan, do you have a camera?

22 MR. BROGAN: Yes, sir. It is on on my  
23 end. I'm not sure if you guys can see me or not,  
24 but I can see and hear you.

25 CHAIRPERSON ANDERSON: Yeah. We cannot

1 see you. Alright.

2 Can you identify yourself for the  
3 record, please.

4 MR. BROGAN: Yes, sir. Francis Brogan  
5 on behalf of the licensee, 1336 U Street. The  
6 last name is Brogan, B-R-O-G-A-N.

7 CHAIRPERSON ANDERSON: I'm sorry, sir.  
8 Are you an attorney? I'm sorry, I'm not --

9 MR. BROGAN: I'm the owner of the  
10 establishment.

11 CHAIRPERSON ANDERSON: Okay. I  
12 apologize. Okay.

13 Alright. Mr. Ortiz, are there any --  
14 I can't see Mr. Brogan, but have you -- can you  
15 assert that this is Mr. Brogan?

16 MR. ORTIZ: I would not be able to --  
17 I'm almost certain that is the voice that I heard  
18 when I called, which is the number provided by  
19 ABRA.

20 So, I have not met Mr. Brogan before,  
21 but this is the voice that I heard yesterday when  
22 I had negotiations with him.

23 CHAIRPERSON ANDERSON: Okay. Okay.

24 Since I can't see you, Mr. Brogan, I  
25 have to make sure that we can identify who the

1 person is who's actually on the phone.

2           Alright. So, Mr. Ortiz, are there any  
3 preliminary matters in this case?

4           MR. ORTIZ: Yes. The parties have  
5 entered into an offer in compromise.

6           CHAIRPERSON ANDERSON: And what are the  
7 terms?

8           MR. ORTIZ: As to Charge 1, increase  
9 summer garden occupancy, the term on the OIC is  
10 that the establishment shall receive a warning.

11           CHAIRPERSON ANDERSON: All right.  
12 Thank you, Mr. Ortiz.

13           Mr. Brogan, it is my understanding  
14 that there is an offer in compromise, and the  
15 offer in compromise on the charge is that a  
16 warning will be issued to you, sir.

17           Are you -- is this your understanding,  
18 sir, of the offer in compromise that was reached?

19           MR. BROGAN: Yes, sir. We accept the  
20 offer -- or the warning offer.

21           CHAIRPERSON ANDERSON: All right, sir.  
22 Are you aware that by accepting an offer in  
23 compromise that you give up your right to a  
24 hearing?

25           MR. BROGAN: Yes, we are.

1 CHAIRPERSON ANDERSON: Are you also  
2 aware that by accepting an offer in compromise  
3 that you are giving up your right to appeal this  
4 matter?

5 MR. BROGAN: Yes.

6 CHAIRPERSON ANDERSON: Alright. With  
7 that said, I make a motion that the offer of a  
8 written warning be accepted.

9 Is there a second?

10 MEMBER SHORT: Mr. Short. I second.

11 CHAIRPERSON ANDERSON: Mr. Short has  
12 second the motion. We will now have a roll call  
13 vote on the motion that has been properly second  
14 by Mr. Short.

15 Mr. Short?

16 MEMBER SHORT: Mr. Short. I agree.

17 CHAIRPERSON ANDERSON: Mr. Cato?

18 MEMBER CATO: Bobby Cato. I agree.

19 CHAIRPERSON ANDERSON: Ms. Wahabzadah?

20 MEMBER WAHABZADAH: Rema Wahabzadah.

21 I agree.

22 CHAIRPERSON ANDERSON: Ms. Crockett?

23 MEMBER CROCKETT: Rafi Crockett. I

24 agree.

25 CHAIRPERSON ANDERSON: Ms. Hansen?

1 MEMBER HANSEN: Jeni Hansen. I agree.

2 CHAIRPERSON ANDERSON: Mr. Grandis?

3 MEMBER GRANDIS: Ed Grandis. I agree.

4 CHAIRPERSON ANDERSON: And Mr.

5 Anderson. I agree. The matter is accepted 7-0-

6 0.

7 And I want to thank both parties for  
8 working towards an agreement on this matter.

9 Thank you very much. All right.

10 (Whereupon, the above-entitled matter  
11 went off the record at 1:49 p.m.)

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<b>A</b>	<b>Control</b> 1:2,13 <b>Crockett</b> 1:18 5:22,23 5:23 <b>CT</b> 1:7	<b>matters</b> 4:3 <b>MEETING</b> 1:3 <b>Member</b> 1:17,18,18,19 1:19,20 5:10,16,18,20 5:23 6:1,3 <b>met</b> 1:14 3:20 <b>MOOSALLY</b> 1:23 <b>motion</b> 5:7,12,13	<b>SIMONE</b> 1:22 <b>sir</b> 2:22 3:4,7 4:16,18 4:19,21 <b>sorry</b> 3:7,8 <b>Staff</b> 1:22 <b>status</b> 1:7 2:4 <b>Stephen</b> 1:24 2:17 <b>Street</b> 1:6,7 3:5 <b>summer</b> 4:9
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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Hawthorne

Before: DC ABRA

Date: 11-04-20

Place: teleconference

was duly recorded and accurately transcribed under  
my direction; further, that said transcript is a  
true and accurate record of the proceedings.

*Neal R Gross*

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Court Reporter

**NEAL R. GROSS**

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