

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL BOARD  
MEETING

----- :  
: :  
: :  
IN THE MATTER OF: :  
: :  
: :  
A.B.R.A. AGENDA :  
: :  
: :  
----- :

September 12, 2012

The Alcoholic Beverage Control

Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Washington, D.C., Ruthanne Miller, Chairperson, presiding.

PRESENT  
RUTHANNE MILLER, Chairperson  
NICK ALBERTI, Member  
DONALD BROOKS, Member  
HERMAN JONES, Member  
CALVIN NOPHLIN, Member  
MIKE SILVERSTEIN, Member

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

2

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

2 6:21 p.m.

3 CHAIRPERSON MILLER: -- record to do our  
4 agenda items for Wednesday, September 12th, 2012. And  
5 the first item on the agenda is a review of a request  
6 from Andrew Kline on behalf of applicant to allow  
7 placarding of a new retailer's Class B license  
8 application to proceed prior to the scheduled fact  
9 finding hearing. This is for Glen's Garden Market  
10 located at 2001 S Street, N.W., License No. 90082.

11 I'm going to recommend that we deny this  
12 request that the placard proceed prior to the scheduled  
13 fact finding hearing because we have scheduled a fact  
14 finding hearing for next Wednesday, September 19th at  
15 4:00 p.m. And I think it makes sense -- okay. Okay.  
16 Yeah, I think that a case dropped off our calendar at  
17 4:00 so we have put it at 4:00.

18 Therefore, I think since the fact finding  
19 hearing is so close -- it's only a week away -- that we  
20 should have the fact finding hearing. And then we can  
21 determination about placarding. So that's what my -- I  
22 would move that we deny that -- their placarding prior

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

3

1 to the fact finding hearing.

2 Will I have a second?

3 MR. NOPHLIN: Second.

4 CHAIRPERSON MILLER: Any other discussion on  
5 this?

6 (No audible response.)

7 CHAIRPERSON MILLER: Okay. All those in  
8 favor, say aye?

9 (Chorus of ayes.)

10 CHAIRPERSON MILLER: All those opposed?

11 (No audible response.)

12 CHAIRPERSON MILLER: All those abstaining?

13 (No audible response.)

14 CHAIRPERSON MILLER: Then the motion passes  
15 by a vote of 5-0-0.

16 Second on the agenda is a letter dated July  
17 17th, 2012 from Murray Kivitz requesting clarification  
18 on whether the license is a Class C Nightclub that  
19 permits nude dancing. The license is in safekeeping.  
20 The establishment is Champel's, License No. 76295.  
21 Okay. We have in our files various documentation going  
22 to this issue. And my understanding is that this

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

4

1 establishment was not on the list of nude dancing  
2 establishments. Okay.

3 Well, there were some submitted affidavits by  
4 this Licensee that -- of people who attested to see  
5 dancing there and even some ABRA staff that thought it  
6 might have been a nude dancing establishment. There's  
7 no printed documentation really establishing that case.  
8 And so I would move that we clarify that this is a  
9 nightclub license, but not a nude dancing license.

10 Do I have a second?

11 MR. NOPHLIN: Second.

12 CHAIRPERSON MILLER: Any other comments on  
13 this?

14 (No audible response.)

15 CHAIRPERSON MILLER: All right. All those in  
16 favor then of the motion that's been seconded, say aye?

17 (Chorus of ayes.)

18 CHAIRPERSON MILLER: All those opposed?

19 (No audible response.)

20 CHAIRPERSON MILLER: All those abstaining?

21 (No audible response.)

22 CHAIRPERSON MILLER: Then the vote is 5-0-0.

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

5

1           No. 3 on our agenda is a letter dated August  
2 23, 2012 from Jonathan Farmer informing the Board that  
3 the Dancing Crab has been sold. Dancing Crab is  
4 located at 4615 41st Street, N.W., License No. 889.  
5 And this letter requires no action. It is for our  
6 information.

7           No. 4 is a request for a single sales  
8 moratorium exception for Harry's Reserve dated August  
9 21, 2012. ANC 6D has indicated it support for the  
10 request. Harry's Reserve is located at 909 New Jersey  
11 Avenue, S.E., Retailer A, License No. 84834.

12           I would move that we approve this request.  
13 Do I have a second?

14           MR. NOPHLIN: Second.

15           CHAIRPERSON MILLER: The motion's been  
16 seconded by Mr. Nophlin. Any comments?

17           (No audible response.)

18           CHAIRPERSON MILLER: Okay. All those in  
19 favor of the motion that's been seconded, say aye?

20           (Chorus of ayes.)

21           CHAIRPERSON MILLER: All those opposed?

22           (No audible response.)

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

6

1 CHAIRPERSON MILLER: All those abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: And the vote -- motion  
4 passes by a vote of 5-0.

5 No. 5 is a request for reinstatement dated  
6 August 20, 2012 for Lorraine White. And we have a  
7 response from Andre Barlow. Ms. White's protest letter  
8 was dismissed on August 8th, 2012 for failure to appear  
9 at the roll call hearing. The Board Order dismissing  
10 the protest was sent to the parties on August 10, 2012.  
11 The establishment is VeraCruz, 2106-2108 Vermont  
12 Avenue, N.W., License No. 89601. Okay.

13 I would move that we deny this request since  
14 the notice of the roll call hearing was clear.

15 MR. SILVERSTEIN: Second.

16 CHAIRPERSON MILLER: Second. Any other  
17 comments?

18 (No audible response.)

19 CHAIRPERSON MILLER: Okay. Then we have a  
20 motion that's been -- motion to deny that's been  
21 seconded by Mr. Silverstein. All those in favor, say  
22 aye?

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

7

1 (Chorus of ayes.)

2 CHAIRPERSON MILLER: All those opposed?

3 (No audible response.)

4 CHAIRPERSON MILLER: All those abstaining?

5 (No audible response.)

6 CHAIRPERSON MILLER: Then the motion to deny  
7 passes by a vote of 5-0.

8 No. 6 is a review of a letter dated August  
9 10, 2012 from Emanuel Mpras requesting that the  
10 Arboretum Neighborhood Association produce its Articles  
11 of Incorporation and Bylaws Certificate of Good  
12 Standing, proof of a ten-day meeting notice and meeting  
13 resolution. The establishment in this case is Club  
14 Illusions, 2101 New York Avenue, N.E., License No.  
15 88682.

16 I would move that we approve this request.  
17 Do I have a second?

18 MR. SILVERSTEIN: Second.

19 CHAIRPERSON MILLER: Okay. The motion has  
20 been seconded by Mr. Silverstein. Further comments?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those in favor, say

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

8

1 aye?

2 (Chorus of ayes.)

3 CHAIRPERSON MILLER: All those opposed?

4 (No audible response.)

5 CHAIRPERSON MILLER: All those abstaining?

6 (No audible response.)

7 CHAIRPERSON MILLER: And then the motion to  
8 approve passes by a vote of 5-0.

9 No. 7 is a review of ANC 7C opposition to  
10 standing, dated June 20th, 2012 from Commissioner  
11 Khaliq Elhillali in response from Licensee. This is  
12 for Uncle Lee's Seafood, 1102 Eastern Avenue, N.E.,  
13 License No.

14 85918.

15 I would move to deny this opposition to  
16 standing. The Licensee had her son at the roll call --  
17 here at roll call. And her son had power of attorney.  
18 So for those reasons, I would move to deny this  
19 opposition.

20 Do I have a second?

21 MR. NOPHLIN: Second.

22 CHAIRPERSON MILLER: Okay. Any comments?

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

9

1 (No audible response.)

2 CHAIRPERSON MILLER: All those in favor of  
3 denying the opposition to standing, say aye?

4 (Chorus of ayes.)

5 CHAIRPERSON MILLER: All those opposed?

6 (No audible response.)

7 CHAIRPERSON MILLER: All those abstaining?

8 (No audible response.)

9 CHAIRPERSON MILLER: Okay. Then the motion  
10 passes by a vote of 5-0.

11 No. 8 on our agenda is a Memorandum of Points  
12 and Authorities in support of request of ANC 4B01,  
13 Commissioner Sara Green and Andre Carley to intervene,  
14 dated August 29th, 2012, and response from the Office  
15 of the Attorney General. It's for Sunshine Bar and  
16 Lounge located at 7331 Georgia Avenue, N.W., License  
17 No. 85239.

18 The Board ruled on this request this morning  
19 at the show cause hearing to deny the motion to  
20 intervene. And that passed by a vote of 5-0-0.

21 No. 9 is a voluntary agreement dated August  
22 28th, 2012 between Table DC and Edda Ramos. Table DC

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

10

1 is located at 903 M Street, N.W., License No. 89395.

2 I would move that we approve this voluntary  
3 agreement. A Second?

4 MR. NOPHLIN: Second.

5 CHAIRPERSON MILLER: Any comments?

6 (No audible response.)

7 CHAIRPERSON MILLER: All those in favor of  
8 the motion that's been seconded by Mr. Nophlin, say  
9 aye?

10 (Chorus of ayes.)

11 CHAIRPERSON MILLER: All those opposed?

12 (No audible response.)

13 CHAIRPERSON MILLER: All those abstaining?

14 (No audible response.)

15 CHAIRPERSON MILLER: And the motion passes by  
16 a vote of 5-0-0.

17 No. 10 is the review of another voluntary  
18 agreement dated July 19th, 2012 between Fairfax Liquors  
19 and ANC 7B. Fairfax Liquors is located at 3851  
20 Pennsylvania Avenue, S.E., License No. 78031.

21 I would move that we approve with  
22 modification. Do I have a second?

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

11

1 MR. NOPHLIN: Second.

2 CHAIRPERSON MILLER: Any comments?

3 (No audible response.)

4 CHAIRPERSON MILLER: All those in favor, say  
5 aye?

6 (Chorus of ayes.)

7 CHAIRPERSON MILLER: All those opposed?

8 (No audible response.)

9 CHAIRPERSON MILLER: Abstaining?

10 (No audible response.)

11 CHAIRPERSON MILLER: The vote passes 5-0-0.

12 And our legal staff will communicate with the parties  
13 with respect to the modifications.

14 No. 11 is a voluntary agreement dated August  
15 15, 2012 between Kitty O'Shea DC and ANC 3E. Kitty  
16 O'Shea's DC is located at 4624 Wisconsin Avenue, N.W.,  
17 License No. 83505. I would move that we approve this  
18 voluntary agreement with modifications to be  
19 communicated to the parties by our legal staff.

20 Do I have a second?

21 MR. NOPHLIN: Second.

22 CHAIRPERSON MILLER: The motion's been

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

12

1 seconded by Mr. Nophlin. Any comments?

2 (No audible response.)

3 CHAIRPERSON MILLER: All those in favor of  
4 the motion, say aye?

5 (Chorus of ayes.)

6 CHAIRPERSON MILLER: All those opposed?

7 (No audible response.)

8 CHAIRPERSON MILLER: All those abstaining?

9 (No audible response.)

10 CHAIRPERSON MILLER: The motion passes 5-0-0.

11 No. 12, another review of a voluntary

12 agreement dated July 11, 2012 between Lalibela

13 Ethiopian Restaurant and the Rockingham Condominium

14 Association. Lalibela Ethiopian Restaurant located at

15 1409 14th Street, N.W., License No. 89806.

16 I would move that we approve this voluntary

17 agreement with modifications to be communicated to the

18 parties by legal staff. Do I have a second?

19 MR. NOPHLIN: Second.

20 CHAIRPERSON MILLER: Okay. Any comments?

21 (No audible response.)

22 CHAIRPERSON MILLER: All those in favor of

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

13

1 the motion that's been seconded by Mr. Nophlin, say  
2 aye?

3 (Chorus of ayes.)

4 CHAIRPERSON MILLER: All those opposed?

5 (No audible response.)

6 CHAIRPERSON MILLER: All those abstaining?

7 (No audible response.)

8 CHAIRPERSON MILLER: Then the vote passes 5  
9 to -- motion passes 5-0-0.

10 No. 13 on our agenda is a review of a  
11 voluntary agreement dated August 6th, 2012 between The  
12 Showtime and Dr. Paul Collins. The Showtime is located  
13 at 113 Rhode Island Avenue, N.E., License No. 89186.

14 I move that we approve this voluntary  
15 agreement with modifications to be communicated to the  
16 party by our legal staff. Do I have a second?

17 MR. NOPHLIN: Second.

18 CHAIRPERSON MILLER: Okay. All those in  
19 favor of the motion that's been seconded by Mr.  
20 Nophlin, say aye?

21 (Chorus of ayes.)

22 CHAIRPERSON MILLER: All those opposed?

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

14

1 (No audible response.)

2 CHAIRPERSON MILLER: All those abstaining?

3 (No audible response.)

4 CHAIRPERSON MILLER: And the vote is 5-0-0.

5 No. 14 is a review of a voluntary agreement  
6 dated June 19th, 2012 between Super Liquors and ANC 5C.  
7 Super Liquors is located at 1633 North Capitol Street,  
8 N.E., License No. 79241.

9 I would move that we approve this voluntary  
10 agreement with modifications to be communicated to the  
11 parties by our legal staff. Do I have a second?

12 MR. NOPHLIN: Second.

13 CHAIRPERSON MILLER: Comments?

14 (No audible response.)

15 CHAIRPERSON MILLER: All those in favor then  
16 of the motion that's been seconded by Mr. Nophlin, say  
17 aye?

18 (Chorus of ayes.)

19 CHAIRPERSON MILLER: All those opposed?

20 (No audible response.)

21 CHAIRPERSON MILLER: All those abstaining?

22 (No audible response.)

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

15

1 CHAIRPERSON MILLER: The motion passes by a  
2 vote of 5-0-0.

3 So that concludes our agenda. And we have  
4 one item of our supplemental agenda and that is a  
5 review of a motion to stay dated September 10, 2012  
6 from Emanuel Mpras. The establishment is Lotus, 1420 K  
7 Street, N.W., License No. 75162.

8 And I believe that Mr. Mpras has indicated  
9 that the Assistant Attorney General in this case was  
10 contacted and informed of the motion and consented to  
11 this stay on behalf of the District of Columbia.

12 I move that we approve this motion to stay.  
13 Do I have a second?

14 MR. SILVERSTEIN: Second.

15 CHAIRPERSON MILLER: Any comments?

16 (No audible response.)

17 CHAIRPERSON MILLER: All those in favor of  
18 the motion -- to approve the motion to stay seconded by  
19 Mr. Silverstein, say aye?

20 (Chorus of ayes.)

21 CHAIRPERSON MILLER: All those opposed?

22 (No audible response.)

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

16

1 CHAIRPERSON MILLER: Those abstaining?

2 (No audible response.)

3 CHAIRPERSON MILLER: Then the motion passes  
4 by a vote of 5-0-0.

5 Okay. So that concludes our agenda items and  
6 supplemental agenda items.

7 Is the 19th and the 12th the days? Is it  
8 five days before?

9 MR. ALBERTI: Yeah, what's Friday? Friday's  
10 the -- today's the 12th.

11 CHAIRPERSON MILLER: Oh, today's the 12th.

12 MR. BROOKS: Friday's the 14th.

13 MR. ALBERTI: 14th.

14 CHAIRPERSON MILLER: 14th. Okay.

15 As Chairperson of the Alcoholic Beverage  
16 Control Board for the District of Columbia and in  
17 accordance with Section 405 of the Open Meetings  
18 Amendment Act of 2010, I move that the ABC Board hold a  
19 closed meeting on September 19th, 2012 for the purpose  
20 of seeking legal advice from our counsel on the matters  
21 identified on the Board's agenda for September 19th,  
22 2012 as published in the DC Register on September 14th,

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

17

1 2012.

2 Is there a second?

3 MR. NOPHLIN: Second.

4 CHAIRPERSON MILLER: Okay. I'll now take a  
5 roll call vote on the motion that's been seconded by  
6 Mr. Nophlin. Mr. Nophlin?

7 MR. NOPHLIN: I agree.

8 CHAIRPERSON MILLER: Mr. Brooks?

9 MR. BROOKS: I agree.

10 CHAIRPERSON MILLER: Mr. Alberti?

11 MR. ALBERTI: I agree.

12 CHAIRPERSON MILLER: Ms. Miller agrees. Mr.  
13 Silverstein?

14 MR. SILVERSTEIN: I agree.

15 CHAIRPERSON MILLER: It appears the motion  
16 has passed by a vote of 5-0. I hereby give notice that  
17 the ABC Board will hold this aforementioned closed  
18 meeting pursuant to the Open Meetings Amendment Act of  
19 2010. Notice will also be posted on the ABC Board  
20 hearing room bulletin board, placed on the electronic  
21 calendar on ABRA's website and published in the DC  
22 Register in as timely a manner as practical.

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

18

1           As Chairperson of the Alcoholic Beverage  
2 Control Board for the District of Columbia and in  
3 accordance with Section 405 of the Open Meetings  
4 Amendment Act of 2010, I move that the ABC Board hold a  
5 closed meeting on September 19th, 2012 for the purpose  
6 of discussing and hearing reports concerning ongoing or  
7 planned investigations of alleged criminal or civil  
8 misconduct or violations of law or regulations and  
9 seeking legal advice from our counsel on the Board's  
10 investigative agenda for September 19th, 2012, as  
11 published in the DC Register on September 14th, 2012.

12           Is there a second?

13           MR. BROOKS: Second.

14           CHAIRPERSON MILLER: I will take a roll call  
15 vote on the motion that's been seconded by Mr. Brooks.  
16 Mr. Nophlin?

17           MR. NOPHLIN: I agree.

18           CHAIRPERSON MILLER: Mr. Brooks?

19           MR. BROOKS: I agree.

20           CHAIRPERSON MILLER: Mr. Alberti?

21           MR. ALBERTI: I agree.

22           CHAIRPERSON MILLER: Ms. Miller agrees. And

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

19

1 Mr. Silverstein?

2 MR. SILVERSTEIN: I agree.

3 CHAIRPERSON MILLER: It appears that the  
4 motion passes by a vote of 5-0-0. I hereby give notice  
5 that the ABC Board will hold this aforementioned closed  
6 meeting pursuant to the Open Meetings Amendment Act of  
7 2010. Notice will also be posted on the ABC Board  
8 hearing room bulletin board, placed on the electronic  
9 calendar on ABRA's website and published in the DC  
10 Register in as timely a manner as practical.

11 And that concludes our business for September  
12 12th, 2012. And the Board is adjourned. Thank you.

13 (WHEREUPON, at 6:40 p.m., the hearing was  
14 concluded.)

15

16

17

18

19

20

21

22

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

20

1 CERTIFICATE OF NOTARY PUBLIC

2

3 I, ERICK McNAIR, the officer before whom the  
4 foregoing hearing was taken, do hereby certify that the  
5 testimony appearing in the foregoing transcript was  
6 recorded by me and thereafter reduced to typewriting  
7 under my direction; that said transcription is a true  
8 record of the testimony given by said parties; that I  
9 am neither counsel for, related to, nor employed by any  
10 of the parties to the action in which this was taken;  
11 and, further, that I am not a relative or employee of  
12 any counsel or attorney employed by the parties hereto,  
13 nor financially or otherwise interested in the outcome  
14 of this action.

15

16

17

18

19

-----  
ERICK McNAIR

20

Notary Public in and for the

21

District of Columbia

22

My Commission Expires: July 14, 2016

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

CERTIFICATE OF TRANSCRIPTION

I, MIRANDA PENNACHI, hereby certify that I am not the Court Reporter who reported the following proceeding and that I have typed the transcript of this proceeding using the Court Reporter's notes and recordings. The foregoing/attached transcript is a true, correct and complete transcription of said proceeding.

_____	_____
Date	MIRANDA PENNACHI
	Transcriptionist

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

Page 1

<p style="text-align: center;"><u>1</u></p> <p><b>10</b> 6:10 7:9 10:17 15:5</p> <p><b>11</b> 11:14 12:12</p> <p><b>1102</b> 8:12</p> <p><b>113</b> 13:13</p> <p><b>12</b> 1:12 12:11</p> <p><b>12th</b> 2:4 16:7,10,11 19:12</p> <p><b>13</b> 13:10</p> <p><b>14</b> 14:5 20:22</p> <p><b>1409</b> 12:15</p> <p><b>1420</b> 15:6</p> <p><b>14th</b> 1:15 12:15 16:12,13,14,22 18:11</p> <p><b>15</b> 11:15</p> <p><b>1633</b> 14:7</p> <p><b>17th</b> 3:17</p> <p><b>19th</b> 2:14 10:18 14:6 16:7,19,21 18:5,10</p> <hr/> <p style="text-align: center;"><u>2</u></p> <p><b>20</b> 6:6</p> <p><b>2000</b> 1:15</p> <p><b>2001</b> 2:10</p> <p><b>2010</b> 16:18 17:19 18:4 19:7</p> <p><b>2012</b> 1:12 2:4 3:17 5:2,9 6:6,8,10 7:9 8:10 9:14,22 10:18 11:15 12:12 13:11 14:6 15:5 16:19,22 17:1 18:5,10,11 19:12</p>	<p><b>2016</b> 20:22</p> <p><b>20th</b> 8:10</p> <p><b>21</b> 5:9</p> <p><b>2101</b> 7:14</p> <p><b>2106-2108</b> 6:11</p> <p><b>23</b> 5:2</p> <p><b>28th</b> 9:22</p> <p><b>29th</b> 9:14</p> <hr/> <p style="text-align: center;"><u>3</u></p> <p><b>3</b> 5:1</p> <p><b>3851</b> 10:19</p> <p><b>3E</b> 11:15</p> <hr/> <p style="text-align: center;"><u>4</u></p> <p><b>4</b> 5:7</p> <p><b>4:00</b> 2:15,17</p> <p><b>405</b> 16:17 18:3</p> <p><b>41st</b> 5:4</p> <p><b>4615</b> 5:4</p> <p><b>4624</b> 11:16</p> <p><b>4B01</b> 9:12</p> <hr/> <p style="text-align: center;"><u>5</u></p> <p><b>5</b> 6:5 13:8</p> <p><b>5-0</b> 6:4 7:7 8:8 9:10 17:16</p> <p><b>5-0-0</b> 3:15 4:22 9:20 10:16 11:11 12:10 13:9 14:4 15:2 16:4 19:4</p> <p><b>5C</b> 14:6</p> <hr/> <p style="text-align: center;"><u>6</u></p> <p><b>6</b> 7:8</p> <p><b>6:21</b> 2:2</p>	<p><b>6:40</b> 19:13</p> <p><b>6D</b> 5:9</p> <p><b>6th</b> 13:11</p> <hr/> <p style="text-align: center;"><u>7</u></p> <p><b>7</b> 8:9</p> <p><b>7331</b> 9:16</p> <p><b>75162</b> 15:7</p> <p><b>76295</b> 3:20</p> <p><b>78031</b> 10:20</p> <p><b>79241</b> 14:8</p> <p><b>7B</b> 10:19</p> <p><b>7C</b> 8:9</p> <hr/> <p style="text-align: center;"><u>8</u></p> <p><b>8</b> 9:11</p> <p><b>83505</b> 11:17</p> <p><b>84834</b> 5:11</p> <p><b>85239</b> 9:17</p> <p><b>85918</b> 8:14</p> <p><b>88682</b> 7:15</p> <p><b>889</b> 5:4</p> <p><b>89186</b> 13:13</p> <p><b>89395</b> 10:1</p> <p><b>89601</b> 6:12</p> <p><b>89806</b> 12:15</p> <p><b>8th</b> 6:8</p> <hr/> <p style="text-align: center;"><u>9</u></p> <p><b>9</b> 9:21</p> <p><b>90082</b> 2:10</p> <p><b>903</b> 10:1</p> <p><b>909</b> 5:10</p> <hr/> <p style="text-align: center;"><u>A</u></p>	<p><b>A.B.R.A</b> 1:8</p> <p><b>ABC</b> 16:18 17:17,19 18:4 19:5,7</p> <p><b>ABRA</b> 4:5</p> <p><b>ABRA's</b> 17:21 19:9</p> <p><b>abstaining</b> 3:12 4:20 6:1 7:4 8:5 9:7 10:13 11:9 12:8 13:6 14:2,21 16:1</p> <p><b>accordance</b> 16:17 18:3</p> <p><b>Act</b> 16:18 17:18 18:4 19:6</p> <p><b>action</b> 5:5 20:10,14</p> <p><b>adjourned</b> 19:12</p> <p><b>advice</b> 16:20 18:9</p> <p><b>affidavits</b> 4:3</p> <p><b>forementioned</b> 17:17 19:5</p> <p><b>agenda</b> 1:8 2:4,5 3:16 5:1 9:11 13:10 15:3,4 16:5,6,21 18:10</p> <p><b>agreement</b> 9:21 10:3,18 11:14,18 12:12,17 13:11,15 14:5,10</p> <p><b>Alberti</b> 1:19 16:9,13 17:10,11 18:20,21</p> <p><b>Alcoholic</b> 1:2,13,14 16:15 18:1</p> <p><b>alleged</b> 18:7</p>
---	---	---	---

(866) 448 - DEPO

www.CapitalReportingCompany.com © 2012

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

Page 2

<p><b>allow</b> 2:6  <b>am</b> 20:9,11 21:3  <b>Amendment</b> 16:18  17:18 18:4 19:6  <b>ANC</b> 5:9 8:9 9:12  10:19 11:15 14:6  <b>Andre</b> 6:7 9:13  <b>Andrew</b> 2:6  <b>appear</b> 6:8  <b>appearing</b> 20:5  <b>appears</b> 17:15  19:3  <b>applicant</b> 2:6  <b>application</b> 2:8  <b>approve</b> 5:12 7:16  8:8 10:2,21  11:17 12:16  13:14 14:9  15:12,18  <b>Arboretum</b> 7:10  <b>Articles</b> 7:10  <b>Assistant</b> 15:9  <b>Association</b> 7:10  12:14  <b>attested</b> 4:4  <b>attorney</b> 8:17 9:15  15:9 20:12  <b>audible</b> 3:6,11,13  4:14,19,21  5:17,22 6:2,18  7:3,5,21 8:4,6  9:1,6,8  10:6,12,14  11:3,8,10  12:2,7,9,21  13:5,7  14:1,3,14,20,22  15:16,22 16:2</p>	<p><b>August</b> 5:1,8  6:6,8,10 7:8  9:14,21 11:14  13:11  <b>Authorities</b> 9:12  <b>Avenue</b> 5:11 6:12  7:14 8:12 9:16  10:20 11:16  13:13  <b>away</b> 2:19  <b>aye</b> 3:8 4:16 5:19  6:22 8:1 9:3 10:9  11:5 12:4  13:2,20 14:17  15:19  <b>ayes</b> 3:9 4:17 5:20  7:1 8:2 9:4 10:10  11:6 12:5  13:3,21 14:18  15:20</p> <hr/> <p style="text-align: center;"><b>B</b></p> <hr/> <p><b>Bar</b> 9:15  <b>Barlow</b> 6:7  <b>behalf</b> 2:6 15:11  <b>believe</b> 15:8  <b>Beverage</b>  1:2,13,14 16:15  18:1  <b>board</b> 1:2,14 5:2  6:9 9:18  16:16,18  17:17,19,20  18:2,4  19:5,7,8,12  <b>Board's</b> 16:21  18:9  <b>Brooks</b> 1:19 16:12  17:8,9  18:13,15,18,19</p>	<p><b>Building</b> 1:15  <b>bulletin</b> 17:20 19:8  <b>business</b> 19:11  <b>Bylaws</b> 7:11</p> <hr/> <p style="text-align: center;"><b>C</b></p> <hr/> <p><b>calendar</b> 2:16  17:21 19:9  <b>CALVIN</b> 1:20  <b>Capitol</b> 14:7  <b>Carley</b> 9:13  <b>case</b> 2:16 4:7 7:13  15:9  <b>cause</b> 9:19  <b>Certificate</b> 7:11  20:1 21:1  <b>certify</b> 20:4 21:3  <b>Chairperson</b>  1:15,18 2:3  3:4,7,10,12,14  4:12,15,18,20,22  5:15,18,21  6:1,3,16,19  7:2,4,6,19,22  8:3,5,7,22  9:2,5,7,9  10:5,7,11,13,15  11:2,4,7,9,11,22  12:3,6,8,10,20,2  2 13:4,6,8,18,22  14:2,4,13,15,19,  21 15:1,15,17,21  16:1,3,11,14,15  17:4,8,10,12,15  18:1,14,18,20,22  19:3  <b>Chapel's</b> 3:20  <b>Chorus</b> 3:9 4:17  5:20 7:1 8:2 9:4  10:10 11:6 12:5</p>	<p>13:3,21 14:18  15:20  <b>civil</b> 18:7  <b>clarification</b> 3:17  <b>clarify</b> 4:8  <b>Class</b> 2:7 3:18  <b>clear</b> 6:14  <b>close</b> 2:19  <b>closed</b> 16:19 17:17  18:5 19:5  <b>Club</b> 7:13  <b>Collins</b> 13:12  <b>Columbia</b> 1:1  15:11 16:16 18:2  20:21  <b>comments</b> 4:12  5:16 6:17 7:20  8:22 10:5 11:2  12:1,20 14:13  15:15  <b>Commission</b> 20:22  <b>Commissioner</b>  8:10 9:13  <b>communicate</b>  11:12  <b>communicated</b>  11:19 12:17  13:15 14:10  <b>complete</b> 21:8  <b>concerning</b> 18:6  <b>concluded</b> 19:14  <b>concludes</b> 15:3  16:5 19:11  <b>Condominium</b>  12:13  <b>consented</b> 15:10  <b>contacted</b> 15:10</p>
--	--	---	---

(866) 448 - DEPO

www.CapitalReportingCompany.com © 2012

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

<p><b>Control</b> 1:2,13,14 16:16 18:2</p> <p><b>correct</b> 21:8</p> <p><b>counsel</b> 16:20 18:9 20:9,12</p> <p><b>Court</b> 21:4,6</p> <p><b>Crab</b> 5:3</p> <p><b>criminal</b> 18:7</p> <hr/> <p style="text-align: center;"><b>D</b></p> <hr/> <p><b>D.C</b> 1:15</p> <p><b>dancing</b> 3:19 4:1,5,6,9 5:3</p> <p><b>Date</b> 21:13</p> <p><b>dated</b> 3:16 5:1,8 6:5 7:8 8:10 9:14,21 10:18 11:14 12:12 13:11 14:6 15:5</p> <p><b>days</b> 16:7,8</p> <p><b>DC</b> 9:22 11:15,16 16:22 17:21 18:11 19:9</p> <p><b>deny</b> 2:11,22 6:13,20 7:6 8:15,18 9:19</p> <p><b>denying</b> 9:3</p> <p><b>determination</b> 2:21</p> <p><b>direction</b> 20:7</p> <p><b>discussing</b> 18:6</p> <p><b>discussion</b> 3:4</p> <p><b>dismissed</b> 6:8</p> <p><b>dismissing</b> 6:9</p> <p><b>District</b> 1:1 15:11 16:16 18:2 20:21</p> <p><b>documentation</b></p>	<p>3:21 4:7</p> <p><b>DONALD</b> 1:19</p> <p><b>Dr</b> 13:12</p> <p><b>dropped</b> 2:16</p> <hr/> <p style="text-align: center;"><b>E</b></p> <hr/> <p><b>Eastern</b> 8:12</p> <p><b>Edda</b> 9:22</p> <p><b>electronic</b> 17:20 19:8</p> <p><b>Elhillali</b> 8:11</p> <p><b>Emanuel</b> 7:9 15:6</p> <p><b>employed</b> 20:9,12</p> <p><b>employee</b> 20:11</p> <p><b>ERICK</b> 20:3,19</p> <p><b>establishing</b> 4:7</p> <p><b>establishment</b> 3:20 4:1,6 6:11 7:13 15:6</p> <p><b>establishments</b> 4:2</p> <p><b>Ethiopian</b> 12:13,14</p> <p><b>exception</b> 5:8</p> <p><b>Expires</b> 20:22</p> <hr/> <p style="text-align: center;"><b>F</b></p> <hr/> <p><b>fact</b> 2:8,13,18,20 3:1</p> <p><b>failure</b> 6:8</p> <p><b>Fairfax</b> 10:18,19</p> <p><b>Farmer</b> 5:2</p> <p><b>favor</b> 3:8 4:16 5:19 6:21 7:22 9:2 10:7 11:4 12:3,22 13:19 14:15 15:17</p>	<p><b>files</b> 3:21</p> <p><b>financially</b> 20:13</p> <p><b>finding</b> 2:9,13,14,18,20 3:1</p> <p><b>first</b> 2:5</p> <p><b>five</b> 16:8</p> <p><b>foregoing</b> 20:4,5</p> <p><b>foregoing/ attached</b> 21:7</p> <p><b>Friday</b> 16:9</p> <p><b>Friday's</b> 16:9,12</p> <hr/> <p style="text-align: center;"><b>G</b></p> <hr/> <p><b>Garden</b> 2:9</p> <p><b>General</b> 9:15 15:9</p> <p><b>Georgia</b> 9:16</p> <p><b>given</b> 20:8</p> <p><b>Glen's</b> 2:9</p> <p><b>Green</b> 9:13</p> <hr/> <p style="text-align: center;"><b>H</b></p> <hr/> <p><b>Harry's</b> 5:8,10</p> <p><b>hearing</b> 1:14 2:9,13,14,19,20 3:1 6:9,14 9:19 17:20 18:6 19:8,13 20:4</p> <p><b>hereby</b> 17:16 19:4 20:4 21:3</p> <p><b>hereto</b> 20:12</p> <p><b>HERMAN</b> 1:20</p> <p><b>hold</b> 16:18 17:17 18:4 19:5</p> <hr/> <p style="text-align: center;"><b>I</b></p> <hr/> <p><b>identified</b> 16:21</p>	<p><b>I'll</b> 17:4</p> <p><b>Illusions</b> 7:14</p> <p><b>I'm</b> 2:11</p> <p><b>Incorporation</b> 7:11</p> <p><b>indicated</b> 5:9 15:8</p> <p><b>information</b> 5:6</p> <p><b>informed</b> 15:10</p> <p><b>informing</b> 5:2</p> <p><b>interested</b> 20:13</p> <p><b>intervene</b> 9:13,20</p> <p><b>investigations</b> 18:7</p> <p><b>investigative</b> 18:10</p> <p><b>Island</b> 13:13</p> <p><b>issue</b> 3:22</p> <p><b>item</b> 2:5 15:4</p> <p><b>items</b> 2:4 16:5,6</p> <p><b>it's</b> 2:19 9:15</p> <hr/> <p style="text-align: center;"><b>J</b></p> <hr/> <p><b>Jersey</b> 5:10</p> <p><b>Jonathan</b> 5:2</p> <p><b>JONES</b> 1:20</p> <p><b>July</b> 3:16 10:18 12:12 20:22</p> <p><b>June</b> 8:10 14:6</p> <hr/> <p style="text-align: center;"><b>K</b></p> <hr/> <p><b>Khaliq</b> 8:11</p> <p><b>Kitty</b> 11:15</p> <p><b>Kivitz</b> 3:17</p> <p><b>Kline</b> 2:6</p> <hr/> <p style="text-align: center;"><b>L</b></p> <hr/>
---	---	---	--

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

Page 4

<p><b>Lalibela</b> 12:12,14 <b>law</b> 18:8 <b>Lee's</b> 8:12 <b>legal</b> 11:12,19 12:18 13:16 14:11 16:20 18:9 <b>letter</b> 3:16 5:1,5 6:7 7:8 <b>license</b> 2:7,10 3:18,19,20 4:9 5:4,11 6:12 7:14 8:13 9:16 10:1,20 11:17 12:15 13:13 14:8 15:7 <b>Licensee</b> 4:4 8:11,16 <b>Liquors</b> 10:18,19 14:6,7 <b>list</b> 4:1 <b>located</b> 2:10 5:4,10 9:16 10:1,19 11:16 12:14 13:12 14:7 <b>Lorraine</b> 6:6 <b>Lotus</b> 15:6 <b>Lounge</b> 9:16</p> <hr/> <p style="text-align: center;"><b>M</b></p> <hr/> <p><b>manner</b> 17:22 19:10 <b>Market</b> 2:9 <b>MATTER</b> 1:6 <b>matters</b> 16:20 <b>McNAIR</b> 20:3,19 <b>meeting</b> 1:3 7:12 16:19 17:18 18:5 19:6</p>	<p><b>Meetings</b> 16:17 17:18 18:3 19:6 <b>Member</b> 1:19,20,21 <b>Memorandum</b> 9:11 <b>met</b> 1:14 <b>MIKE</b> 1:21 <b>Miller</b> 1:15,18 2:3 3:4,7,10,12,14 4:12,15,18,20,22 5:15,18,21 6:1,3,16,19 7:2,4,6,19,22 8:3,5,7,22 9:2,5,7,9 10:5,7,11,13,15 11:2,4,7,9,11,22 12:3,6,8,10,20,2 2 13:4,6,8,18,22 14:2,4,13,15,19, 21 15:1,15,17,21 16:1,3,11,14 17:4,8,10,12,15 18:14,18,20,22 19:3 <b>MIRANDA</b> 21:3,13 <b>misconduct</b> 18:8 <b>modification</b> 10:22 <b>modifications</b> 11:13,18 12:17 13:15 14:10 <b>moratorium</b> 5:8 <b>morning</b> 9:18 <b>motion</b> 3:14 4:16 5:19 6:3,20 7:6,19 8:7 9:9,19 10:8,15 12:4,10</p>	<p>13:1,9,19 14:16 15:1,5,10,12,18 16:3 17:5,15 18:15 19:4 <b>motion's</b> 5:15 11:22 <b>move</b> 2:22 4:8 5:12 6:13 7:16 8:15,18 10:2,21 11:17 12:16 13:14 14:9 15:12 16:18 18:4 <b>Mpras</b> 7:9 15:6,8 <b>Murray</b> 3:17</p> <hr/> <p style="text-align: center;"><b>N</b></p> <hr/> <p><b>N.E</b> 7:14 8:12 13:13 14:8 <b>N.W</b> 1:15 2:10 5:4 6:12 9:16 10:1 11:16 12:15 15:7 <b>Neighborhood</b> 7:10 <b>neither</b> 20:9 <b>NICK</b> 1:19 <b>nightclub</b> 3:18 4:9 <b>Nophlin</b> 1:20 3:3 4:11 5:14,16 8:21 10:4,8 11:1,21 12:1,19 13:1,17,20 14:12,16 17:3,6,7 18:16,17 <b>nor</b> 20:9,13 <b>North</b> 14:7 <b>Notary</b> 20:1,20 <b>notes</b> 21:6 <b>notice</b> 6:14 7:12</p>	<p>17:16,19 19:4,7 <b>nude</b> 3:19 4:1,6,9</p> <hr/> <p style="text-align: center;"><b>O</b></p> <hr/> <p><b>Office</b> 9:14 <b>officer</b> 20:3 <b>Oh</b> 16:11 <b>ongoing</b> 18:6 <b>Open</b> 16:17 17:18 18:3 19:6 <b>opposed</b> 3:10 4:18 5:21 7:2 8:3 9:5 10:11 11:7 12:6 13:4,22 14:19 15:21 <b>opposition</b> 8:9,15,19 9:3 <b>Order</b> 6:9 <b>O'Shea</b> 11:15 <b>O'Shea's</b> 11:16 <b>otherwise</b> 20:13 <b>outcome</b> 20:13</p> <hr/> <p style="text-align: center;"><b>P</b></p> <hr/> <p><b>p.m</b> 2:2,15 19:13 <b>parties</b> 6:10 11:12,19 12:18 14:11 20:8,10,12 <b>party</b> 13:16 <b>passed</b> 9:20 17:16 <b>passes</b> 3:14 6:4 7:7 8:8 9:10 10:15 11:11 12:10 13:8,9 15:1 16:3 19:4 <b>Paul</b> 13:12 <b>PENNACHI</b></p>
--	---	--	---

(866) 448 - DEPO

www.CapitalReportingCompany.com © 2012

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

<p>21:3,13 <b>Pennsylvania</b> 10:20 <b>people</b> 4:4 <b>permits</b> 3:19 <b>placard</b> 2:12 <b>placarding</b> 2:7,21,22 <b>placed</b> 17:20 19:8 <b>planned</b> 18:7 <b>Points</b> 9:11 <b>posted</b> 17:19 19:7 <b>power</b> 8:17 <b>practical</b> 17:22 19:10 <b>PRESENT</b> 1:18 <b>presiding</b> 1:16 <b>printed</b> 4:7 <b>prior</b> 2:8,12,22 <b>proceed</b> 2:8,12 <b>proceeding</b> 21:5,6,9 <b>produce</b> 7:10 <b>proof</b> 7:12 <b>protest</b> 6:7,10 <b>Public</b> 20:1,20 <b>published</b> 16:22 17:21 18:11 19:9 <b>purpose</b> 16:19 18:5 <b>pursuant</b> 17:18 19:6</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p><b>Ramos</b> 9:22</p>	<p><b>really</b> 4:7 <b>reasons</b> 8:18 <b>recommend</b> 2:11 <b>record</b> 2:3 20:8 <b>recorded</b> 20:6 <b>recordings</b> 21:7 <b>reduced</b> 20:6 <b>Reeves</b> 1:15 <b>Register</b> 16:22 17:22 18:11 19:10 <b>regulations</b> 18:8 <b>reinstatement</b> 6:5 <b>related</b> 20:9 <b>relative</b> 20:11 <b>reported</b> 21:4 <b>Reporter</b> 21:4 <b>Reporter's</b> 21:6 <b>reports</b> 18:6 <b>request</b> 2:5,12 5:7,10,12 6:5,13 7:16 9:12,18 <b>requesting</b> 3:17 7:9 <b>requires</b> 5:5 <b>Reserve</b> 5:8,10 <b>resolution</b> 7:13 <b>respect</b> 11:13 <b>response</b> 3:6,11,13 4:14,19,21 5:17,22 6:2,7,18 7:3,5,21 8:4,6,11 9:1,6,8,14 10:6,12,14 11:3,8,10 12:2,7,9,21 13:5,7</p>	<p>14:1,3,14,20,22 15:16,22 16:2 <b>Restaurant</b> 12:13,14 <b>Retailer</b> 5:11 <b>retailer's</b> 2:7 <b>review</b> 2:5 7:8 8:9 10:17 12:11 13:10 14:5 15:5 <b>Rhode</b> 13:13 <b>Rockingham</b> 12:13 <b>roll</b> 6:9,14 8:16,17 17:5 18:14 <b>room</b> 1:15 17:20 19:8 <b>ruled</b> 9:18 <b>Ruthanne</b> 1:15,18</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p><b>S.E</b> 5:11 10:20 <b>safekeeping</b> 3:19 <b>sales</b> 5:7 <b>Sara</b> 9:13 <b>scheduled</b> 2:8,12,13 <b>Seafood</b> 8:12 <b>second</b> 3:2,3,16 4:10,11 5:13,14 6:15,16 7:17,18 8:20,21 10:3,4,22 11:1,20,21 12:18,19 13:16,17 14:11,12 15:13,14 17:2,3 18:12,13</p>	<p><b>seconded</b> 4:16 5:16,19 6:21 7:20 10:8 12:1 13:1,19 14:16 15:18 17:5 18:15 <b>Section</b> 16:17 18:3 <b>seeking</b> 16:20 18:9 <b>sense</b> 2:15 <b>sent</b> 6:10 <b>September</b> 1:12 2:4,14 15:5 16:19,21,22 18:5,10,11 19:11 <b>Showtime</b> 13:12 <b>Silverstein</b> 1:21 6:15,21 7:18,20 15:14,19 17:13,14 19:1,2 <b>single</b> 5:7 <b>sold</b> 5:3 <b>son</b> 8:16,17 <b>staff</b> 4:5 11:12,19 12:18 13:16 14:11 <b>standing</b> 7:12 8:10,16 9:3 <b>stay</b> 15:5,11,12,18 <b>Street</b> 1:15 2:10 5:4 10:1 12:15 14:7 15:7 <b>submitted</b> 4:3 <b>Sunshine</b> 9:15 <b>Super</b> 14:6,7 <b>supplemental</b> 15:4 16:6 <b>support</b> 5:9 9:12</p> <hr/> <p style="text-align: center;">T</p> <hr/>
--	--	--	---

Capital Reporting Company  
In the Matter of A.B.R.A. Agenda 09-12-2012

<p><b>Table</b> 9:22</p> <p><b>ten-day</b> 7:12</p> <p><b>testimony</b> 20:5,8</p> <p><b>Thank</b> 19:12</p> <p><b>that's</b> 2:21 4:16 5:19 6:20 10:8 13:1,19 14:16 17:5 18:15</p> <p><b>thereafter</b> 20:6</p> <p><b>Therefore</b> 2:18</p> <p><b>There's</b> 4:6</p> <p><b>timely</b> 17:22 19:10</p> <p><b>today's</b> 16:10,11</p> <p><b>transcript</b> 20:5 21:5,7</p> <p><b>transcription</b> 20:7 21:1,8</p> <p><b>Transcriptionist</b> 21:14</p> <p><b>true</b> 20:7 21:8</p> <p><b>typed</b> 21:5</p> <p><b>typewriting</b> 20:6</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p><b>Uncle</b> 8:12</p> <p><b>understanding</b> 3:22</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p><b>various</b> 3:21</p> <p><b>VeraCruz</b> 6:11</p> <p><b>Vermont</b> 6:11</p> <p><b>violations</b> 18:8</p> <p><b>voluntary</b> 9:21 10:2,17 11:14,18 12:11,16 13:11,14 14:5,9</p>	<p><b>vote</b> 3:15 4:22 6:3,4 7:7 8:8 9:10,20 10:16 11:11 13:8 14:4 15:2 16:4 17:5,16 18:15 19:4</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p><b>Washington</b> 1:15</p> <p><b>website</b> 17:21 19:9</p> <p><b>Wednesday</b> 2:4,14</p> <p><b>week</b> 2:19</p> <p><b>WHEREUPON</b> 19:13</p> <p><b>whether</b> 3:18</p> <p><b>White</b> 6:6</p> <p><b>White's</b> 6:7</p> <p><b>whom</b> 20:3</p> <p><b>Wisconsin</b> 11:16</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p><b>York</b> 7:14</p>		
--	--	--	--