

Capital Reporting Company
In the Matter of Sierra Catering 10-17-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :
 :
Sierra Catering :
1354 Leegate Road, NW :
Retailer G :
License No. 86514 : Show Cause
ANC 4A : Hearing
Case No. 11-CMP-00141 : (Status)
Temporary License Application; :
Event held at The Historical :
Society of Washington, D.C., on :
March 26, 2011 :
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October 17, 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

ALSO PRESENT

AMY SCHMIDT, OAG

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<p style="text-align: right;">2</p> <p style="text-align: center;">P R O C E E D I N G S</p> <p style="text-align: center;">9:44 a.m.</p> <p>CHAIRPERSON MILLER: Good morning, ladies and gentlemen. I'd want to welcome you to the regularly scheduled meeting of the District of Columbia Alcoholic Beverage Control Board. Today is October 17, 2012. My name is Ruthanne Miller. I'm the chairperson. Joining me today to my far right is Mr. Calvin Nophlin. To his immediately left is Mr. Donald Brooks. To my immediate right is Mr. Nick Alberti. To my far left is Mr. Herman Jones. And to my immediate left is Mr. Mike Silverstein.</p> <p>The Board has six members in attendance for the conduct of business today, with three constituting a quorum. Copies of today's hearing calendar and agenda are available at the receptionist's desk. Please be aware that these proceedings are being recorded by a court reporter. Accordingly, we must ask you to refrain from any disruptive noises or actions in the hearing room.</p> <p>If you have any electronic devices, pagers, cell phones or such, please make certain that they're</p>	<p style="text-align: right;">4</p> <p>CHAIRPERSON MILLER: Good morning. And we had a call that the Licensee will not be here. So I'm just going to schedule this case for a show cause hearing November 28th, 2012 at 10:00 a.m. Okay.</p> <p style="text-align: center;">(WHEREUPON, at 9:47 a.m., the hearing was concluded.)</p>
<p style="text-align: right;">3</p> <p>turned off to avoid any interruption of the proceedings. Please note when you come forward to the tables in the front, you'll find a piece of paper on the table. This is for you to sign in to ensure that we have the correct spelling of your name for the record.</p> <p>The Open Meetings Act requires that the public hearing on each case be open to the public. The Board may, consistent with Section 405(b) of the Open Meetings Act, enter a closed meeting during or after the public hearing on a case to consult with an attorney, to obtain legal advice, discuss settlement agreements or deliberate upon a decision in an adjudication proceeding.</p> <p>Okay. This morning we have a lot of show cause status hearings. I'm going to call the first case and that is Case No. 11-CMP-00141, Sierra Catering, License No. 86514, in ANC 4A. And would the parties introduce themselves for the record?</p> <p>MS. SCHMIDT: Good morning. Amy Schmidt, assistant attorney general on behalf of the District of Columbia.</p>	<p style="text-align: right;">5</p> <p style="text-align: center;">C E R T I F I C A T E O F N O T A R Y P U B L I C</p> <p>I, ERICK McNAIR, the officer before whom the foregoing hearing was taken, do hereby certify that the testimony appearing in the foregoing pages was recorded by me and thereafter reduced to typewriting under my direction; that said transcription is a true record of the testimony given by said parties; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.</p> <p style="text-align: center;">_____ ERICK McNAIR Notary Public in and for the District of Columbia</p> <p>My commission expires: July 14, 2016</p>

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1 CERTIFICATE OF TRANSCRIPTION

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3 I, MIRANDA PENNACHI, hereby certify that I am not
4 the Court Reporter who reported the proceeding and that
5 I have typed the transcript of the proceeding using the
6 Court Reporter's notes and recordings. The
7 foregoing/attached transcript is a true, correct and
8 complete transcription of the proceedings.

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12

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14 _____

15 Date MIRANDA PENNACHI

16 Transcriptionist

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<p><u>1</u> 10:00 4:4 11-CMP-00141 1:8 3:17 1354 1:6 14 5:22 14th 1:14 17 1:12 2:6</p> <hr/> <p><u>2</u> 2000 1:14 2011 1:10 2012 1:12 2:6 4:4 2016 5:22 26 1:10 28th 4:4</p> <hr/> <p><u>4</u> 405(b) 3:9 4A 1:7 3:18</p> <hr/> <p><u>8</u> 86514 1:7 3:18</p> <hr/> <p><u>9</u> 9:44 2:2 9:47 4:5</p> <hr/> <p><u>A</u> a.m 2:2 4:4,5 Accordingly 2:18 Act 3:7,10 action 5:10,14 actions 2:19 adjudication 3:14 advice 3:12</p>	<p>agenda 2:16 agreements 3:13 Alberti 1:18 2:10 Alcoholic 1:2,13,14 2:5 am 5:8,11 6:3 Amy 1:21 3:20 ANC 1:7 3:18 appearing 5:5 Application 1:8 assistant 3:21 attendance 2:13 attorney 3:12,21 5:12 available 2:16 avoid 3:1 aware 2:17</p> <hr/> <p><u>B</u> behalf 3:21 Beverage 1:2,13,14 2:6 Board 1:2,14 2:6,13 3:9 Brooks 1:18 2:9 Building 1:14 business 2:14</p> <hr/> <p><u>C</u> calendar 2:15 Calvin 1:19 2:8 case 1:8 3:8,11,17 4:3 Catering 1:5 3:18 cause 1:7 3:16 4:3</p>	<p>cell 2:22 certain 2:22 CERTIFICATE 5:1 6:1 certify 5:4 6:3 chairperson 1:15,17 2:3,7 4:1 closed 3:10 Columbia 1:1 2:5 3:22 5:20 commission 5:22 complete 6:8 concluded 4:6 conduct 2:14 consistent 3:9 constituting 2:14 consult 3:11 Control 1:2,13,14 2:6 Copies 2:15 correct 3:5 6:7 counsel 5:9,12 court 2:18 6:4,6</p> <hr/> <p><u>D</u> D.C 1:9,15 Date 6:14 decision 3:13 deliberate 3:13 desk 2:16 devices 2:21 direction 5:7 discuss 3:12 disruptive 2:19 District 1:1 2:5</p>	<p>3:21 5:20 Donald 1:18 2:9 during 3:10</p> <hr/> <p><u>E</u> electronic 2:21 employed 5:9,12 employee 5:11 ensure 3:4 enter 3:10 ERICK 5:3,18 Event 1:9 expires 5:22</p> <hr/> <p><u>F</u> financially 5:13 first 3:16 foregoing 5:4,5 foregoing/ attached 6:7 forward 3:2 front 3:3</p> <hr/> <p><u>G</u> general 3:21 gentlemen 2:4 given 5:8</p> <hr/> <p><u>H</u> hearing 1:7,14 2:15,20 3:8,11 4:4,5 5:4,10 hearings 3:16 held 1:9 hereby 5:4 6:3 hereto 5:12</p>
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