

Capital Reporting Company  
In the Matter of: I and J Baik Stipulation Corp. t/a Alabama Express 07-11-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :  
 :  
I and J Baik Stipulation Corp. :  
t/a Alabama Express :  
2846 Alabama Avenue, SE :  
Retailer A : Protest  
License No. 78013 : Hearing  
ANC 7B : (Status)  
Case No. 12-PRO-00036 :  
Renewal Application :  
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July 11, 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

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<p style="text-align: right;">2</p> <p>1           P R O C E E D I N G S</p> <p>2                               9:53 a.m.</p> <p>3           CHAIRPERSON MILLER: Okay. Next is Case No.</p> <p>4 12- PRO-0036 [sic], Alabama Express.</p> <p>5           Good morning. If you'll just sign in and</p> <p>6 then introduce yourself for the record.</p> <p>7           MR. CHRISTOPHER BAIK: All right. It's</p> <p>8 Christopher Baik, manager.</p> <p>9           MR. IN SUK BAIK: This is In Suk Baik -- In</p> <p>10 Suk Baik, that's president.</p> <p>11          CHAIRPERSON MILLER: Okay. Uh-huh.</p> <p>12          MR. ALBERTI: Madam Chair?</p> <p>13          CHAIRPERSON MILLER: Yes.</p> <p>14          MR. ALBERTI: If you would move the</p> <p>15 microphone closer so we can hear this?</p> <p>16          CHAIRPERSON MILLER: Yeah.</p> <p>17          MR. ALBERTI: Is it -- is it on?</p> <p>18          MR. NOPHLIN: Is the green light on?</p> <p>19          MR. ALBERTI: No.</p> <p>20          MR. NOPHLIN: Okay. This will -- there you</p> <p>21 go.</p> <p>22          MR. ALBERTI: Yeah.</p>	<p style="text-align: right;">4</p> <p>1           CHAIRPERSON MILLER: You're actually what?</p> <p>2           MS. WILLIAMS: I'm the commissioner for this</p> <p>3 store here.</p> <p>4           CHAIRPERSON MILLER: Right, okay.</p> <p>5           MS. WILLIAMS: This is my senior member</p> <p>6 district.</p> <p>7           CHAIRPERSON MILLER: Okay. Are there any</p> <p>8 issues in this case to bring to the Board's attention?</p> <p>9           MS. WILLIAMS: No. I've actually met with</p> <p>10 the store manager, Mr. Baik. I have a good rapport</p> <p>11 with them. We're -- we met in reference to the</p> <p>12 loitering on the side of the building and the selling</p> <p>13 of washcloths and stuff like that. But we really don't</p> <p>14 have an issue with them.</p> <p>15          CHAIRPERSON MILLER: But you do have a</p> <p>16 protest?</p> <p>17          MS. WILLIAMS: Right. Well, the neighborhood</p> <p>18 -- the constituents were concerned about people hanging</p> <p>19 or loitering around the liquor store. But since then,</p> <p>20 we've actually met. So we came up with a nice plan.</p> <p>21 So --</p> <p>22          CHAIRPERSON MILLER: Oh, okay.</p>
<p style="text-align: right;">3</p> <p>1           MR. NOPHLIN: I keep forgetting this.</p> <p>2           CHAIRPERSON MILLER: So could you repeat so</p> <p>3 all the Board members could hear you?</p> <p>4           MR. CHRISTOPHER BAIK: Christopher Baik,</p> <p>5 manager of Alabama Express.</p> <p>6           MR. IN SUK BAIK: In Suk Baik, president.</p> <p>7           CHAIRPERSON MILLER: Okay.</p> <p>8           MS. OH: My name is Sophia Oh. I'm</p> <p>9 interpreter for the Alabama Express.</p> <p>10          CHAIRPERSON MILLER: You're an interpreter?</p> <p>11          MS. OH: Um-huh.</p> <p>12          CHAIRPERSON MILLER: Okay. And for what</p> <p>13 language?</p> <p>14          MS. OH: Korean.</p> <p>15          CHAIRPERSON MILLER: Okay. Yeah, okay. And,</p> <p>16 ma'am?</p> <p>17          MS. WILLIAMS: Again --</p> <p>18          CHAIRPERSON MILLER: Yeah.</p> <p>19          MS. WILLIAMS: -- I'm Dr. Williams --</p> <p>20          CHAIRPERSON MILLER: Okay.</p> <p>21          MS. WILLIAMS: -- 7B02 ANC Commission and I'm</p> <p>22 actually the store's commissioner.</p>	<p style="text-align: right;">5</p> <p>1           MS. WILLIAMS: -- at this point in time, I</p> <p>2 don't have an issue with them.</p> <p>3           CHAIRPERSON MILLER: Okay.</p> <p>4           MS. WILLIAMS: And I --</p> <p>5           CHAIRPERSON MILLER: So you may work this out</p> <p>6 before there's the hearing?</p> <p>7           MS. WILLIAMS: Yes. It moves out real quick.</p> <p>8           CHAIRPERSON MILLER: Okay.</p> <p>9           MS. WILLIAMS: Yes, ma'am.</p> <p>10          CHAIRPERSON MILLER: That's good to hear.</p> <p>11 But since there's no agreement yet, so I'm just going</p> <p>12 to set the date for the hearing. And if you resolve</p> <p>13 this before the hearing, there won't be a hearing.</p> <p>14          MR. CHRISTOPHER BAIK: Okay.</p> <p>15          CHAIRPERSON MILLER: Do you understand?</p> <p>16          MR. CHRISTOPHER BAIK: Sure.</p> <p>17          CHAIRPERSON MILLER: Any questions about</p> <p>18 that?</p> <p>19          MS. OH: No.</p> <p>20          CHAIRPERSON MILLER: Okay. The hearing date</p> <p>21 --</p> <p>22          MR. IN SUK BAIK: No.</p>

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<p style="text-align: right;">6</p> <p>1 CHAIRPERSON MILLER: No? Okay. The hearing 2 date is September 12th at 1:30 in the event you don't, 3 you know, come to a final agreement. And I'm going to 4 just repeat briefly some of the same instructions. In 5 the event you go to a protest, you should have received 6 a letter explaining the protest process and a copy of a 7 protest information form from Sarah Fashbaugh. 8 If you don't have these documents, see her at 9 the conclusion of this hearing. Okay. You will be 10 required to submit the protest information form seven 11 days before the hearing, if you go to hearing. This 12 needs to be submitted to ABRA and to the opposing 13 parties. If we don't receive a copy of your PIF, your 14 application or the protest could be subject to 15 dismissal. So pay attention to that seven days if 16 you're going to hearing. 17 And if you have any questions, otherwise call 18 Ms. Fashbaugh at 202-397-3971. And you can see her now 19 but it sounds like you may not be going to hearing. So 20 that's it. All right. So thank you very much. 21 MS. WILLIAMS: Thank you. 22 CHAIRPERSON MILLER: Ms. Williams, the other</p>	<p style="text-align: right;">8</p> <p>1 CERTIFICATE OF NOTARY PUBLIC 2 3 I, NATALIA THOMAS, 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 _____ 20 NATALIA THOMAS 21 Notary Public in and for 22 DISTRICT OF COLUMBIA</p>
<p style="text-align: right;">7</p> <p>1 applicant hasn't come yet? 2 MS. WILLIAMS: No. 3 CHAIRPERSON MILLER: Okay. So we'll give a 4 little bit more time. 5 MS. WILLIAMS: Okay. 6 CHAIRPERSON MILLER: Thank you. 7 MS. WILLIAMS: Thank you. 8 CHAIRPERSON MILLER: Thank you very much. 9 (WHEREUPON, at 9:58 a.m., the hearing was 10 concluded.) 11 12 13 14 15 16 17 18 19 20 21 22</p>	<p style="text-align: right;">9</p> <p>1 CERTIFICATE OF TRANSCRIPTION 2 3 I, MIRANDA PENNACHI, hereby certify that I am not 4 the Court Reporter who reported the following 5 proceeding and that I have typed the transcript of this 6 proceeding using the Court Reporter's notes and 7 recordings. The foregoing/attached transcript is a 8 true, correct and complete transcription of said 9 proceeding. 10 11 12 13 14 15 _____ 16 Date MIRANDA PENNACHI 17 Transcriptionist 18 19 20 21 22</p>

<p><u>1</u>  <b>1:30</b> 6:2  <b>11</b> 1:10  <b>12</b> 2:4  <b>12-PRO-00036</b> 1:8  <b>12th</b> 6:2  <b>14th</b> 1:13</p> <hr/> <p><u>2</u>  <b>2000</b> 1:13  <b>2012</b> 1:10  <b>202-397-3971</b> 6:18  <b>2846</b> 1:6</p> <hr/> <p><u>7</u>  <b>78013</b> 1:7  <b>7B</b> 1:8  <b>7B02</b> 3:21</p> <hr/> <p><u>9</u>  <b>9:53</b> 2:2  <b>9:58</b> 7:9</p> <hr/> <p><u>A</u>  <b>a.m</b> 2:2 7:9  <b>ABRA</b> 6:12  <b>action</b> 8:10,14  <b>actually</b> 3:22              4:1,9,20  <b>agreement</b> 5:11              6:3  <b>Alabama</b> 1:6 2:4              3:5,9  <b>ALBERTI</b> 1:15              2:12,14,17,19,22  <b>Alcoholic</b>              1:2,11,12</p>	<p><b>am</b> 8:9,11 9:3  <b>ANC</b> 1:8 3:21  <b>appearing</b> 8:5  <b>applicant</b> 7:1  <b>application</b> 1:9              6:14  <b>attention</b> 4:8 6:15  <b>attorney</b> 8:12  <b>Avenue</b> 1:6</p> <hr/> <p><u>B</u>  <b>Baik</b> 1:5 2:7,8,9,10              3:4,6 4:10              5:14,16,22  <b>Beverage</b>              1:2,11,12  <b>bit</b> 7:4  <b>Board</b> 1:2,12 3:3  <b>Board's</b> 4:8  <b>briefly</b> 6:4  <b>bring</b> 4:8  <b>BROOKS</b> 1:16  <b>building</b> 1:13 4:12</p> <hr/> <p><u>C</u>  <b>CALVIN</b> 1:17  <b>case</b> 1:8 2:3 4:8  <b>CERTIFICATE</b>              8:1 9:1  <b>certify</b> 8:4 9:3  <b>Chair</b> 2:12  <b>Chairperson</b>              1:13,15              2:3,11,13,16              3:2,7,10,12,15,1              8,20              4:1,4,7,15,22              5:3,5,8,10,15,17,</p>	<p>20 6:1,22 7:3,6,8  <b>Christopher</b> 2:7,8              3:4 5:14,16  <b>closer</b> 2:15  <b>COLUMBIA</b> 1:1              8:21  <b>Commission</b> 3:21  <b>commissioner</b>              3:22 4:2  <b>complete</b> 9:8  <b>concerned</b> 4:18  <b>concluded</b> 7:10  <b>conclusion</b> 6:9  <b>constituents</b> 4:18  <b>Control</b> 1:2,11,12  <b>copy</b> 6:6,13  <b>Corp</b> 1:5  <b>correct</b> 9:8  <b>counsel</b> 8:9,12  <b>Court</b> 9:4,6</p> <hr/> <p><u>D</u>  <b>D.C</b> 1:13  <b>date</b> 5:12,20 6:2              9:16  <b>days</b> 6:11,15  <b>direction</b> 8:7  <b>dismissal</b> 6:15  <b>district</b> 1:1 4:6              8:21  <b>documents</b> 6:8  <b>DONALD</b> 1:16  <b>Dr</b> 3:19</p> <hr/> <p><u>E</u>  <b>employed</b> 8:9,12</p>	<p><b>employee</b> 8:11  <b>event</b> 6:2,5  <b>explaining</b> 6:6  <b>Express</b> 1:6 2:4              3:5,9</p> <hr/> <p><u>F</u>  <b>Fashbaugh</b> 6:7,18  <b>final</b> 6:3  <b>financially</b> 8:13  <b>foregoing</b> 8:4,5  <b>foregoing/              attached</b> 9:7  <b>forgetting</b> 3:1  <b>form</b> 6:7,10</p> <hr/> <p><u>G</u>  <b>given</b> 8:8  <b>green</b> 2:18</p> <hr/> <p><u>H</u>  <b>hanging</b> 4:18  <b>hear</b> 2:15 3:3 5:10  <b>hearing</b> 1:7,12              5:6,12,13,20              6:1,9,11,16,19              7:9 8:4  <b>hereby</b> 8:4 9:3  <b>hereto</b> 8:12  <b>HERMAN</b> 1:16</p> <hr/> <p><u>I</u>  <b>I'm</b> 3:8,19,21 4:2              5:11 6:3  <b>information</b>              6:7,10  <b>instructions</b> 6:4</p>
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<p><b>interested</b> 8:13  <b>interpreter</b> 3:9,10  <b>introduce</b> 2:6  <b>issue</b> 4:14 5:2  <b>issues</b> 4:8  <b>It's</b> 2:7  <b>I've</b> 4:9</p> <hr/> <p style="text-align: center;"><b>J</b></p> <hr/> <p><b>JONES</b> 1:16  <b>July</b> 1:10</p> <hr/> <p style="text-align: center;"><b>K</b></p> <hr/> <p><b>Korean</b> 3:14</p> <hr/> <p style="text-align: center;"><b>L</b></p> <hr/> <p><b>language</b> 3:13  <b>letter</b> 6:6  <b>License</b> 1:7  <b>light</b> 2:18  <b>liquor</b> 4:19  <b>little</b> 7:4  <b>loitering</b> 4:12,19</p> <hr/> <p style="text-align: center;"><b>M</b></p> <hr/> <p><b>ma'am</b> 3:16 5:9  <b>Madam</b> 2:12  <b>manager</b> 2:8 3:5              4:10  <b>MATTER</b> 1:4  <b>may</b> 5:5 6:19  <b>MEETING</b> 1:3  <b>member</b>              1:15,16,17 4:5  <b>members</b> 3:3  <b>met</b> 1:12 4:9,11,20</p>	<p><b>microphone</b> 2:15  <b>MIKE</b> 1:17  <b>Miller</b> 1:13,15              2:3,11,13,16              3:2,7,10,12,15,1              8,20              4:1,4,7,15,22              5:3,5,8,10,15,17,              20 6:1,22 7:3,6,8  <b>MIRANDA</b> 9:3,16  <b>morning</b> 2:5  <b>move</b> 2:14  <b>moves</b> 5:7</p> <hr/> <p style="text-align: center;"><b>N</b></p> <hr/> <p><b>N.W</b> 1:13  <b>NATALIA</b> 8:3,19  <b>neighborhood</b>              4:17  <b>neither</b> 8:9  <b>nice</b> 4:20  <b>NICK</b> 1:15  <b>NOPHLIN</b> 1:17              2:18,20 3:1  <b>nor</b> 8:9,13  <b>Notary</b> 8:1,20  <b>notes</b> 9:6</p> <hr/> <p style="text-align: center;"><b>O</b></p> <hr/> <p><b>officer</b> 8:3  <b>Oh</b> 3:8,11,14 4:22              5:19  <b>opposing</b> 6:12  <b>otherwise</b> 6:17              8:13  <b>outcome</b> 8:13</p> <hr/> <p style="text-align: center;"><b>P</b></p> <hr/>	<p><b>parties</b> 6:13              8:8,10,12  <b>pay</b> 6:15  <b>PENNACHI</b>              9:3,16  <b>people</b> 4:18  <b>PIF</b> 6:13  <b>plan</b> 4:20  <b>point</b> 5:1  <b>PRESENT</b> 1:14  <b>president</b> 2:10 3:6  <b>presiding</b> 1:13  <b>PRO-0036</b> 2:4  <b>proceeding</b> 9:5,6,9  <b>process</b> 6:6  <b>protest</b> 1:7 4:16              6:5,6,7,10,14  <b>Public</b> 8:1,20</p> <hr/> <p style="text-align: center;"><b>Q</b></p> <hr/> <p><b>questions</b> 5:17              6:17  <b>quick</b> 5:7</p> <hr/> <p style="text-align: center;"><b>R</b></p> <hr/> <p><b>rapport</b> 4:10  <b>real</b> 5:7  <b>really</b> 4:13  <b>receive</b> 6:13  <b>received</b> 6:5  <b>record</b> 2:6 8:8  <b>recorded</b> 8:6  <b>recordings</b> 9:7  <b>reduced</b> 8:6  <b>Reeves</b> 1:13</p>	<p><b>reference</b> 4:11  <b>related</b> 8:9  <b>relative</b> 8:11  <b>Renewal</b> 1:9  <b>repeat</b> 3:2 6:4  <b>reported</b> 9:4  <b>Reporter</b> 9:4  <b>Reporter's</b> 9:6  <b>required</b> 6:10  <b>resolve</b> 5:12  <b>Retailer</b> 1:7  <b>Room</b> 1:12  <b>Ruthanne</b> 1:13,15</p> <hr/> <p style="text-align: center;"><b>S</b></p> <hr/> <p><b>Sarah</b> 6:7  <b>SE</b> 1:6  <b>selling</b> 4:12  <b>senior</b> 4:5  <b>September</b> 6:2  <b>seven</b> 6:10,15  <b>sic</b> 2:4  <b>sign</b> 2:5  <b>SILVERSTEIN</b>              1:17  <b>Sophia</b> 3:8  <b>sounds</b> 6:19  <b>Status</b> 1:8  <b>Stipulation</b> 1:5  <b>store</b> 4:3,10,19  <b>store's</b> 3:22  <b>Street</b> 1:13  <b>stuff</b> 4:13  <b>subject</b> 6:14</p>
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<p><b>submit</b> 6:10  <b>submitted</b> 6:12  <b>Suk</b> 2:9,10 3:6  5:22  <b>Sure</b> 5:16</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p><b>t/a</b> 1:6  <b>testimony</b> 8:5,8  <b>thank</b> 6:20,21  7:6,7,8  <b>that's</b> 2:10 5:10  6:20  <b>thereafter</b> 8:6  <b>there's</b> 5:6,11  <b>THOMAS</b> 8:3,19  <b>transcript</b> 8:5  9:5,7  <b>transcription</b> 8:7  9:1,8  <b>Transcriptionist</b>  9:17  <b>true</b> 8:7 9:8  <b>typed</b> 9:5  <b>typewriting</b> 8:6</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p><b>Uh-huh</b> 2:11  <b>Um-huh</b> 3:11  <b>understand</b> 5:15</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p><b>washcloths</b> 4:13  <b>Washington</b> 1:13  <b>we'll</b> 7:3  <b>We're</b> 4:11  <b>we've</b> 4:20</p>	<p><b>WHEREUPON</b>  7:9  <b>whom</b> 8:3  <b>Williams</b>  3:17,19,21  4:2,5,9,17  5:1,4,7,9 6:21,22  7:2,5,7  <b>work</b> 5:5</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p><b>yet</b> 5:11 7:1  <b>you'll</b> 2:5  <b>yourself</b> 2:6</p>		
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