

Capital Reporting Company  
In the Matter of: Barcode Corporation t/a Barcode 08-15-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :  
 :  
Barcode Corporation :  
t/a Barcode :  
1101 17th Street, NW :  
Retailer CT : Show Cause  
License No. 82039 : Hearing  
ANC 2B : (Status)  
Case No. 11-CMP-00112 :  
Noise Violation :  
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August 15, 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

MICHAEL STERN, OAG

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<p>1           P R O C E E D I N G S 2                                   10:21 a.m. 3           CHAIRPERSON MILLER: The next case on the 4 Board's calendar is Case No. 11-CMP-00112, the Barcode, 5 at 1101 17th Street, N.W., License No. 82039, in ANC 6 2B. 7           MR. MCINTOSH: Good morning, Madam 8 Chairperson, members of the Board. Thomas McIntosh of 9 Holland &amp; Knight on behalf of the Licensee, Barcode 10 Corp., trading as Barcode. 11          MR. STERN: Michael Stern representing the 12 District of Columbia. 13          CHAIRPERSON MILLER: Okay. Your client's not 14 with you, Mr. McIntosh? 15          MR. MCINTOSH: No, my client is not here 16 today. 17          CHAIRPERSON MILLER: Okay. Did you file a 18 notice of appearance? 19          MR. MCINTOSH: I have not filed a notice of 20 appearance. 21          CHAIRPERSON MILLER: Oh, I think -- wait a 22 minute. All right. Our --</p>	<p>1           CHAIRPERSON MILLER: Okay. Then we will set 2 this matter for show cause hearing at November 7th, 3 2012 at 10:00 a.m. 4           MR. MCINTOSH: Thank you. 5           CHAIRPERSON MILLER: Thank you very much. 6           (WHEREUPON, at 10:22 a.m., the hearing was 7 concluded.) 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22</p>
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<p>1           MR. MCINTOSH: Well, my colleague -- 2           CHAIRPERSON MILLER: Your colleague probably 3 did it for you. 4           MR. MCINTOSH: -- gave me a little -- 5           CHAIRPERSON MILLER: Okay. So we can just 6 say that -- 7           MR. MCINTOSH: Sorry. 8           CHAIRPERSON MILLER: Well, then let me ask 9 you if your client received notice of the hearing. 10          MR. MCINTOSH: Yes, he did receive notice of 11 the hearing. 12          CHAIRPERSON MILLER: Did he read it? 13          MR. MCINTOSH: And he read it. 14          CHAIRPERSON MILLER: Understood it? 15          MR. MCINTOSH: Understood it and we waive 16 reading of the record, Madam Chairperson. 17          CHAIRPERSON MILLER: Okay, fine. Mr. Stern, 18 any preliminary matters in this case? 19          MR. STERN: None in this case. 20          CHAIRPERSON MILLER: Okay. Mr. McIntosh, I 21 guess not from you? 22          MR. MCINTOSH: No preliminary matters.</p>	

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<p style="text-align: center;"><u>1</u></p> <p><b>10:00</b> 4:3</p> <p><b>10:21</b> 2:2</p> <p><b>10:22</b> 4:6</p> <p><b>1101</b> 1:7 2:5</p> <p><b>11-CMP-00112</b> 1:9 2:4</p> <p><b>14th</b> 1:14</p> <p><b>15</b> 1:11</p> <p><b>17th</b> 1:7 2:5</p> <hr/> <p style="text-align: center;"><u>2</u></p> <p><b>2000</b> 1:14</p> <p><b>2012</b> 1:11 4:3</p> <p><b>2B</b> 1:8 2:6</p> <hr/> <p style="text-align: center;"><u>7</u></p> <p><b>7th</b> 4:2</p> <hr/> <p style="text-align: center;"><u>8</u></p> <p><b>82039</b> 1:8 2:5</p> <hr/> <p style="text-align: center;"><u>A</u></p> <p><b>a.m</b> 2:2 4:3,6</p> <p><b>ALBERTI</b> 1:18</p> <p><b>Alcoholic</b> 1:2,12,14</p> <p><b>ANC</b> 1:8 2:5</p> <p><b>appearance</b> 2:18,20</p> <p><b>August</b> 1:11</p> <hr/> <p style="text-align: center;"><u>B</u></p> <p><b>Barcode</b> 1:6 2:4,9,10</p> <p><b>behalf</b> 2:9</p> <p><b>Beverage</b></p>	<p>1:2,12,14</p> <p><b>Board</b> 1:2,14 2:8</p> <p><b>Board's</b> 2:4</p> <p><b>BROOKS</b> 1:18</p> <p><b>Building</b> 1:14</p> <hr/> <p style="text-align: center;"><u>C</u></p> <p><b>calendar</b> 2:4</p> <p><b>CALVIN</b> 1:19</p> <p><b>case</b> 1:9 2:3,4 3:18,19</p> <p><b>cause</b> 1:7 4:2</p> <p><b>Chairperson</b> 1:15,17 2:3,8,13,17,21 3:2,5,8,12,14,16, 17,20 4:1,5</p> <p><b>client</b> 2:15 3:9</p> <p><b>client's</b> 2:13</p> <p><b>colleague</b> 3:1,2</p> <p><b>Columbia</b> 1:1 2:12</p> <p><b>concluded</b> 4:7</p> <p><b>Control</b> 1:2,12,14</p> <p><b>Corp</b> 2:10</p> <p><b>Corporation</b> 1:6</p> <p><b>CT</b> 1:7</p> <hr/> <p style="text-align: center;"><u>D</u></p> <p><b>D.C</b> 1:15</p> <p><b>District</b> 1:1 2:12</p> <p><b>DONALD</b> 1:18</p> <hr/> <p style="text-align: center;"><u>F</u></p> <p><b>file</b> 2:17</p> <p><b>filed</b> 2:19</p> <p><b>fine</b> 3:17</p>	<p style="text-align: center;"><u>G</u></p> <p><b>guess</b> 3:21</p> <hr/> <p style="text-align: center;"><u>H</u></p> <p><b>hearing</b> 1:8,14 3:9,11 4:2,6</p> <p><b>HERMAN</b> 1:19</p> <p><b>Holland</b> 2:9</p> <hr/> <p style="text-align: center;"><u>J</u></p> <p><b>JONES</b> 1:19</p> <hr/> <p style="text-align: center;"><u>K</u></p> <p><b>Knight</b> 2:9</p> <hr/> <p style="text-align: center;"><u>L</u></p> <p><b>License</b> 1:8 2:5</p> <p><b>Licensee</b> 2:9</p> <p><b>little</b> 3:4</p> <hr/> <p style="text-align: center;"><u>M</u></p> <p><b>Madam</b> 2:7 3:16</p> <p><b>matter</b> 1:5 4:2</p> <p><b>matters</b> 3:18,22</p> <p><b>McIntosh</b> 2:7,8,14,15,19 3:1,4,7,10,13,15, 20,22 4:4</p> <p><b>MEETING</b> 1:3</p> <p><b>Member</b> 1:18,19,20</p> <p><b>members</b> 2:8</p> <p><b>met</b> 1:14</p> <p><b>Michael</b> 1:21 2:11</p> <p><b>MIKE</b> 1:20</p> <p><b>Miller</b> 1:15,17 2:3,13,17,21</p>	<p>3:2,5,8,12,14,17, 20 4:1,5</p> <p><b>minute</b> 2:22</p> <p><b>morning</b> 2:7</p> <hr/> <p style="text-align: center;"><u>N</u></p> <p><b>N.W</b> 1:14 2:5</p> <p><b>NICK</b> 1:18</p> <p><b>Noise</b> 1:9</p> <p><b>None</b> 3:19</p> <p><b>NOPHLIN</b> 1:19</p> <p><b>notice</b> 2:18,19 3:9,10</p> <p><b>November</b> 4:2</p> <p><b>NW</b> 1:7</p> <hr/> <p style="text-align: center;"><u>O</u></p> <p><b>OAG</b> 1:21</p> <p><b>Oh</b> 2:21</p> <hr/> <p style="text-align: center;"><u>P</u></p> <p><b>preliminary</b> 3:18,22</p> <p><b>PRESENT</b> 1:17,20</p> <p><b>presiding</b> 1:15</p> <p><b>probably</b> 3:2</p> <hr/> <p style="text-align: center;"><u>R</u></p> <p><b>reading</b> 3:16</p> <p><b>receive</b> 3:10</p> <p><b>received</b> 3:9</p> <p><b>record</b> 3:16</p> <p><b>Reeves</b> 1:14</p> <p><b>representing</b> 2:11</p> <p><b>Retailer</b> 1:7</p>
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<p><b>Room</b> 1:14 <b>Ruthanne</b> 1:15,17</p> <hr/> <p>S</p> <hr/> <p><b>SILVERSTEIN</b> 1:20 <b>Sorry</b> 3:7 <b>Status</b> 1:8 <b>Stern</b> 1:21 2:11 3:17,19 <b>Street</b> 1:7,14 2:5</p> <hr/> <p>T</p> <hr/> <p>t/a 1:6 <b>Thank</b> 4:4,5 <b>Thomas</b> 2:8 <b>today</b> 2:16 <b>trading</b> 2:10</p> <hr/> <p>U</p> <hr/> <p><b>Understood</b> 3:14,15</p> <hr/> <p>V</p> <hr/> <p><b>Violation</b> 1:9</p> <hr/> <p>W</p> <hr/> <p><b>wait</b> 2:21 <b>waive</b> 3:15 <b>Washington</b> 1:15 <b>WHEREUPON</b> 4:6</p>			
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