

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

1

DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

-----x
IN THE MATTER OF: :
 :
Cesar Guzman :
t/a Casa Blanca Restaurant :
1014 Vermont Avenue, NW :
Retailer DR : Show Cause
License No. 20067 : Hearing
ANC 2F :
Case No. 12-CMP-00021 :
Failed to File Quarterly :
Statements, Failed to Maintain :
Books and Records :
-----x

July 25, 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

CHRISSY GEPHARDT, OAG

JABRIEL SHAKOOR, ABRA

NEAL ADEJUNMOBI, ABRA

(866) 448 - DEPO

www.CapitalReportingCompany.com © 2012

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">2</p> <p>1 CONTENTS</p> <p>2</p> <p style="text-align: right;">PAGE</p> <p>3 Opening Statement for the Government 5</p> <p>4 Closing Statement for the Government 61</p> <p>5 Closing Statement for the Licensee 67</p> <p>6</p> <p>7 WITNESSES</p> <p>8 Jabriel Shakoor 9</p> <p>9 Adeniyi Adejunmobi 22</p> <p>10</p> <p>11 Government's Exhibits:</p> <p>12 Envelope of quarterly statement with date stamp 25</p> <p>13</p> <p>14 Licensee's Exhibits:</p> <p>15 1 Citation for failure to file quarterly</p> <p>16 statement 47</p> <p>17 2 Sales receipts dating from 2007 to present 50</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p>	<p style="text-align: right;">4</p> <p>1 to -- you're going to interpret for him --</p> <p>2 MS. GUZMAN: Yeah.</p> <p>3 CHAIRPERSON MILLER: -- as well?</p> <p>4 MS. GUZMAN: Yeah.</p> <p>5 CHAIRPERSON MILLER: Okay.</p> <p>6 MR. GUZMAN: Uh-huh. Exactly.</p> <p>7 CHAIRPERSON MILLER: Okay. That's just fine.</p> <p>8 And from -- is it Spanish or is it a different</p> <p>9 language?</p> <p>10 MS. GUZMAN: Spanish.</p> <p>11 CHAIRPERSON MILLER: Spanish. Okay. So if</p> <p>12 you would raise your right hand, I'll swear you in. Do</p> <p>13 you solemnly affirm that you will faithfully and</p> <p>14 accurately interpret the proceedings in this matter</p> <p>15 from Spanish into English and from English into Spanish</p> <p>16 to the best of your ability?</p> <p>17 MS. GUZMAN: I do.</p> <p>18 CHAIRPERSON MILLER: Okay, great. All right.</p> <p>19 And so the Licensee has to introduce himself for the</p> <p>20 record and the government.</p> <p>21 MS. GEPHARDT: My name Chrissy Gephardt on</p> <p>22 behalf of the District of Columbia.</p>
<p style="text-align: right;">3</p> <p>1 P R O C E E D I N G S</p> <p>2 11:16 a.m.</p> <p>3 CHAIRPERSON MILLER: Okay. I'm going to call</p> <p>4 the Case No. 12-CMP-00021, Casa Blanca Restaurant</p> <p>5 located at 1014 Vermont Avenue, N.W., License No.</p> <p>6 20067, in ANC 2F. This is the show cause hearing. I</p> <p>7 understand now that all the parties are here. And we</p> <p>8 have an interpreter here as well.</p> <p>9 So if you could sign in on the -- on the</p> <p>10 paper on the table. I would first like to swear in the</p> <p>11 interpreter. I -- if I understand it correctly -- do</p> <p>12 you want to -- why don't you identify yourself for the</p> <p>13 record then?</p> <p>14 MS. GUZMAN: I'm Diana Guzman. I'm the</p> <p>15 daughter.</p> <p>16 CHAIRPERSON MILLER: And are you interpreting</p> <p>17 -- is this your father?</p> <p>18 MS. GUZMAN: Yeah.</p> <p>19 CHAIRPERSON MILLER: Okay. And your name,</p> <p>20 sir, for the record?</p> <p>21 MR. GUZMAN: My name is Cesar Guzman.</p> <p>22 CHAIRPERSON MILLER: Okay. And you're here</p>	<p style="text-align: right;">5</p> <p>1 CHAIRPERSON MILLER: Okay. Do we have any</p> <p>2 preliminary matters in this case?</p> <p>3 MS. GEPHARDT: No, we do not have any</p> <p>4 preliminary matters in this case.</p> <p>5 CHAIRPERSON MILLER: Okay. So we'll proceed</p> <p>6 with the show cause hearing.</p> <p>7 MS. GEPHARDT: Okay.</p> <p>8 CHAIRPERSON MILLER: And let me ask you how</p> <p>9 many witnesses you might be --</p> <p>10 MS. GEPHARDT: I plan on having two</p> <p>11 witnesses.</p> <p>12 CHAIRPERSON MILLER: Okay. And do you have</p> <p>13 any witnesses?</p> <p>14 MS. GUZMAN: No, it's just us.</p> <p>15 CHAIRPERSON MILLER: Just you? Okay.</p> <p>16 MS. GUZMAN: Uh-huh.</p> <p>17 CHAIRPERSON MILLER: All right. Why don't we</p> <p>18 start with the opening statements then?</p> <p>19 MS. GEPHARDT: Okay. Good morning, Board</p> <p>20 members. We are here today for two charges that have</p> <p>21 been brought against this Licensee, Casa Blanca. The</p> <p>22 first charge is for failure to file quarterly</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

6	<p>1 statements on time for the third quarter of 2011, 2 specifically failing to file before November the 1st, 3 2011, which was the due date. 4 The second charge which the government is 5 alleging is that this Licensee failed on the regulatory 6 inspection that occurred on December 27th, 2011. The 7 Licensee failed to keep and maintain for three years 8 records upon the premises, including invoices and 9 delivery slips, which adequately and fully reflect all 10 purchases, sales and deliveries of alcoholic beverages 11 that were made. 12 And the government will prove through the 13 evidence that the Licensee was in violation of both of 14 these charges. 15 CHAIRPERSON MILLER: Okay. You can make an 16 opening statement as well if you want. You don't have 17 to. What it means is it's just saying what your case 18 will show. 19 MS. GUZMAN: He just wanted to make sure -- 20 is it two or is it one that he's being charged for? 21 CHAIRPERSON MILLER: Is it two violations or -- 22 MS. GUZMAN: Yeah.</p>	8	<p>1 to make your case after the government puts on her 2 case. So not -- now is not the time to make the case, 3 just to tell us, you know, if you wanted, what your 4 case would show. 5 MS. GUZMAN: He just says that, you know, 6 he's been in business for about more than 21 years, I 7 believe and that, you know, he's always kept everything 8 in order according -- by the regulations that you guys, 9 you know, imposed. And, you know, just -- he's just 10 kind of confused about everything else right now. But 11 -- yeah, whenever you guys are ready, then let's go 12 forth with -- 13 CHAIRPERSON MILLER: Okay. So maybe it'll 14 become more clear, I hope. But basically, the 15 government is going to make her case. And then you can 16 respond and explain why or why not or whatever. So it 17 may become more clear once the government does that. 18 I also just want to adjust the rule on 19 witnesses before you call your witnesses. You have Mr. 20 Shakoor and who else? 21 MS. GEPHARDT: And Mr. Neal Adejunmobi. 22 CHAIRPERSON MILLER: So Mr. Shakoor is the</p>
7	<p>1 CHAIRPERSON MILLER: -- one violation? 2 MS. GUZMAN: Yeah. 3 CHAIRPERSON MILLER: Okay. Can the -- can 4 the government express that? 5 MS. GEPHARDT: It's two violations, one for 6 failing to file the quarterly statement on time for the 7 third quarter of 2011, and then the second one is the 8 failure to keep the books and records for a period of 9 to three years on the premises. So it's two 10 violations. 11 MR. GUZMAN: I'm sorry. One ticket is from 12 11/1/2011? 13 MS. GEPHARDT: The quarterly statement for 14 the third quarter, which was due on November 1st, 2011. 15 MR. GUZMAN: Uh-huh. 16 MS. GEPHARDT: The government is alleging 17 that it was not filed on time. 18 MR. GUZMAN: Okay. I filed it and my 19 accountant did. 20 MS. GEPHARDT: Okay. 21 CHAIRPERSON MILLER: Mr. Guzman? You're 22 going to have a chance -- you're going to have a chance</p>	9	<p>1 investigator and Neil is the auditor; is that correct? 2 MS. GEPHARDT: Uh-huh. Yes. 3 CHAIRPERSON MILLER: Okay. So the rule on 4 witnesses means that if you think that one of her 5 witnesses will be influenced by hearing the testimony 6 of the other witness, you can ask that he not be in the 7 room at the same time. 8 No, no problem? Okay. All right. Thank 9 you. Then you can call your first witness. 10 MS. GEPHARDT: Okay. The government calls 11 Jabriel Shakoor to the stand. 12 CHAIRPERSON MILLER: Good morning. Do you 13 swear to tell the truth, the whole truth, and nothing 14 but the truth? 15 MR. SHAKOOR: I do. 16 CHAIRPERSON MILLER: Thank you. 17 MS. GEPHARDT: Good morning, Mr. Shakoor. 18 MR. SHAKOOR: Good morning. 19 MS. GEPHARDT: Please state your name and 20 spell it for the record. 21 MR. SHAKOOR: Jabriel Shakoor, spell it J-A- 22 B-R-I-E-L, last name, S-H-A-K-O-O-R.</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">10</p> <p>1 MS. GEPHARDT: Thank you. And where do you 2 work? 3 MR. SHAKOOR: The Alcoholic Beverage 4 Regulation Administration. 5 MS. GEPHARDT: And what is your title? 6 MR. SHAKOOR: Investigator. 7 MS. GEPHARDT: And how long have you been an 8 investigator with ABRA? 9 MR. SHAKOOR: About four years. 10 MS. GEPHARDT: And are you familiar with a 11 Licensee by the name of Casa Blanca? 12 MR. SHAKOOR: I am. 13 MS. GEPHARDT: And did you have occasion to 14 conduct a regulatory inspect on Casa Blanca on December 15 the 15th, 2011? 16 MR. SHAKOOR: I did. 17 MS. GEPHARDT: And who did you meet with when 18 you entered the premises on that date? 19 MR. SHAKOOR: I met with the owner, Mr. 20 Guzman, and his daughter acted as a translator. 21 MS. GEPHARDT: And around what time did you 22 enter the establishment?</p>	<p style="text-align: right;">12</p> <p>1 That was the period for July 1st through September 2 30th. 3 MS. GEPHARDT: Of what year? 4 MR. SHAKOOR: 2011. 5 MS. GEPHARDT: Okay. And did you -- so you 6 informed Mr. Guzman and his daughter that this 7 statement was not received on time. And what did he 8 say? 9 MR. SHAKOOR: He said that he had turned in 10 all of his records in the past, which he had. It just 11 appeared this time it was -- or just mailed out a 12 little bit late. 13 MS. GEPHARDT: Okay. And did you show him -- 14 did you show him anything to prove that it was late or 15 did you just inform him? 16 MR. SHAKOOR: I informed him. 17 MS. GEPHARDT: Okay. And did you -- 18 CHAIRPERSON MILLER: I'm sorry; I didn't 19 catch it. What did you say, Mr. Shakoor? 20 MR. SHAKOOR: That I just informed him. 21 CHAIRPERSON MILLER: You informed him. Okay, 22 thank you.</p>
<p style="text-align: right;">11</p> <p>1 MR. SHAKOOR: I believe it was afternoon 2 time, around 2:00 or 3:00. 3 MS. GEPHARDT: Okay. And when you met with 4 Mr. Guzman and his daughter, what did you talk to him 5 about? 6 MR. SHAKOOR: The quarterly statement 7 violation was the reason for my visit. I also went 8 there and had to review the books and records on -- 9 MS. GEPHARDT: Okay. And when you said about 10 the quarterly statement violation, what exactly were 11 you -- were you referring to? What quarter? 12 MR. SHAKOOR: It was the first violation for 13 them -- have not -- have -- not having to file the 14 quarterly statement on time or had it been received. 15 After I did some research, I was able to meet with the 16 ABRA auditor and determine that it was mailed in about 17 a week late. It was due on November 1st and the 18 envelope was postmarked November 9th. 19 MS. GEPHARDT: Okay. And can you just tell 20 the Board what quarterly statement we're talking about? 21 What are the -- what is the date? 22 MR. SHAKOOR: That was the third quarter.</p>	<p style="text-align: right;">13</p> <p>1 MS. GEPHARDT: And did you have an occasion 2 after that to return to Casa Blanca on December the 3 27th, 2011? 4 MR. SHAKOOR: Yes. I also have got the books 5 and records checked as part of the regulatory 6 inspection. During that time, I checked for the alcohol 7 invoices, purchase information, the sales information, 8 and guest checks and register receipts. He did have 9 three years of the alcohol invoices on site. He had 10 plenty of boxes. I went through all those. 11 What he did not have was sales information 12 and the register receipts. It was a very small 13 establishment. So they do everything handwritten. And 14 I asked them, "What happens to the receipts after the 15 end of the day or end of the week?" He says, "I tally 16 the information in my head and then we get rid of it." 17 MS. GEPHARDT: Okay. So just -- so briefly, 18 just going back for a second, when you do a records 19 check, what are you looking for when you -- when you do 20 the check? 21 MR. SHAKOOR: We're looking for three years 22 of the register receipts, three years of sales</p>

Capital Reporting Company

In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">14</p> <p>1 information and three years of the alcohol invoices. 2 MS. GEPHARDT: And so it's your testimony 3 that he had the three years of invoices, but he had no 4 sales information and no receipts? 5 MR. SHAKOOR: Yeah, that's correct. 6 MS. GEPHARDT: Okay. And when you told him 7 this, what -- well, I know you mentioned what he told 8 you. But what did you tell him after that? 9 MR. SHAKOOR: I advised him he needed to keep 10 the receipts and he needed to keep a log of his sales 11 information on the site. He said it's -- his auditor - 12 - his accountant does everything for him but he doesn't 13 keep it there. And so I asked him what his process 14 was. He said he does the same way he's been doing for 15 about 20 years. He does it on his head and then he 16 just reports it to his accountant. 17 MS. GEPHARDT: Okay. And do you know if Mr. 18 Guzman's establishment has been the subject of a 19 records check in the past? 20 MR. SHAKOOR: Not that I'm aware of. 21 MS. GEPHARDT: Did he give you any other 22 indication that he knew that this was a requirement?</p>	<p style="text-align: right;">16</p> <p>1 don't know what you're saying but I just want to let 2 you know the process, that right now you can ask Mr. 3 Shakoor a question. But later, you will have a chance 4 to tell your story. Okay? This isn't the time to tell 5 your story. 6 MS. GUZMAN: He -- yeah, he's asking a 7 question. Yeah, he wants -- yeah. From the boxes that 8 he showed you, he said that that day he meant -- he was 9 actually cleaning. And then he had all the boxes out, 10 which I think he showed you. And he wanted to know if 11 -- he wanted to ask you if in those boxes did he see 12 receipts - - did -- I mean, did you see receipts that 13 were -- that were from everything that he purchases for 14 the restaurant or were they any other type of receipts? 15 MR. SHAKOOR: No, no. Those were -- the 16 receipts that I saw were the alcohol invoices, where he 17 buys from the vendor. And those were all good. The 18 receipts I was looking for and talking about were the 19 receipts that the waitresses take and they hand out. 20 He said he -- after the end of the day, he throws them 21 away. 22 MS. GUZMAN: He said on your second visit --</p>
<p style="text-align: right;">15</p> <p>1 MR. SHAKOOR: Not that I'm aware of, no. He 2 said he's been doing it this way the whole time. And 3 like I said, he's never been in violation before so 4 unless it came up before, he wouldn't have -- wouldn't 5 know that. 6 MS. GEPHARDT: Okay. Is there anything else 7 that you said to Mr. Guzman before the inspection 8 ended? 9 MR. SHAKOOR: I think that was it. 10 MS. GEPHARDT: And did you -- did you 11 instruct him on what he needed to do in the future? 12 MR. SHAKOOR: Yes. I told -- I advised him 13 he needed three years at least of the invoices, sales 14 record and he had to create a log to keep his sales 15 information there. I said that his process of 16 calculating in his head works for him but he needed to 17 keep a physical log on site. 18 MS. GEPHARDT: Okay. All right. Thank you 19 very much. 20 CHAIRPERSON MILLER: Mr. Guzman, right now 21 you have the opportunity to ask Mr. Shakoor any 22 questions if you want to. Excuse me, I'm sorry. I</p>	<p style="text-align: right;">17</p> <p>1 when you came on your second visit, did you come and 2 ask him for the -- I guess it was the ticket -- 3 MR. GUZMAN: Original. 4 MS. GUZMAN: -- original ticket or citation 5 that you gave him and then you were asking him to give 6 it back to you because it was -- it was an error? It 7 was -- and it -- and it needed to be voided. 8 MR. SHAKOOR: That's correct. Yeah. The -- 9 in that case, we don't write a citation. We write a 10 report like we did for this. 11 MS. GUZMAN: Uh-huh. And then just the last 12 thing, he wanted to know if, you know, with that ticket 13 is it -- you know, because of -- because of that where 14 he didn't have the ticket with him to give to you 15 because he gave it to his accountant -- he said that 16 since there was kind of a little confusion there, 17 that's why he came in personally to talk to -- I don't 18 know -- whoever he talked to from here. 19 And what they did was the person in charge -- 20 oh, I think it was the supervisor. I'm not sure. He 21 personally wrote, "Void," on the ticket. And he just 22 wanted to make sure that that was accurate to your</p>

Capital Reporting Company
 In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">18</p> <p>1 knowledge.</p> <p>2 MR. SHAKOOR: Yes, that's correct. That is</p> <p>3 actually included in this report.</p> <p>4 MS. GUZMAN: Okay.</p> <p>5 MR. SHAKOOR: So we don't just -- we don't</p> <p>6 write a ticket and then do a report. We just do one</p> <p>7 report, which includes everything.</p> <p>8 MS. GUZMAN: Uh-huh.</p> <p>9 CHAIRPERSON MILLER: Okay. Any Board</p> <p>10 questions? Mr. Shakoor, I have a Board question. I</p> <p>11 think -- did you testify -- or Mr. Guzman said that</p> <p>12 he's been in business for 20 years and this is the</p> <p>13 first time that a problem with these kind of receipts</p> <p>14 has been brought to his attention, that he's never had</p> <p>15 a violation regarding them?</p> <p>16 MR. SHAKOOR: That's correct.</p> <p>17 CHAIRPERSON MILLER: Well, what does that</p> <p>18 mean? Does that mean that he file -- that he had all</p> <p>19 the other receipts in the past or that no one checked</p> <p>20 his receipts or it wasn't -- do you have an idea why</p> <p>21 that would be?</p> <p>22 MR. SHAKOOR: Possible that no one checked it</p>	<p style="text-align: right;">20</p> <p>1 genuinely a negligible alcohol sale?</p> <p>2 MR. SHAKOOR: Absolutely. That is a very</p> <p>3 small part of their business sales.</p> <p>4 MR. SILVERSTEIN: Small business?</p> <p>5 MR. SHAKOOR: Yes.</p> <p>6 MR. SILVERSTEIN: Small restaurant?</p> <p>7 MR. SHAKOOR: Yes.</p> <p>8 MR. SILVERSTEIN: (Inaudible) all that --</p> <p>9 MR. GUZMAN: Yes, I do.</p> <p>10 MR. SILVERSTEIN: Okay. No further</p> <p>11 questions.</p> <p>12 CHAIRPERSON MILLER: Yes, Mr. Alberti?</p> <p>13 MR. ALBERTI: Mr. Shakoor, what time of day</p> <p>14 did you go in on the 27th?</p> <p>15 MR. SHAKOOR: Numerous times. It was about</p> <p>16 lunchtime, I believe, probably between 12:00 and 3:00,</p> <p>17 I believe.</p> <p>18 MR. ALBERTI: Okay. And you said that Mr.</p> <p>19 Guzman told you that he -- all of his receipts for</p> <p>20 sales are handwritten?</p> <p>21 MR. SHAKOOR: That's the way they do their --</p> <p>22 some places have a computer POS on their input orders.</p>
<p style="text-align: right;">19</p> <p>1 and explained to him. Was his process then that he</p> <p>2 calculates his numbers in his head and he's been doing</p> <p>3 it that way ever since. Because he has not had a -- of</p> <p>4 course, you know, a violation and I guess no one ever</p> <p>5 went that far into it with him before until now.</p> <p>6 CHAIRPERSON MILLER: Okay. And does that</p> <p>7 mean that no one did these checks before or that the</p> <p>8 people who did the checks before never looked at --</p> <p>9 looked for those receipts, do you know?</p> <p>10 MR. SHAKOOR: I have to say nobody did a</p> <p>11 report. This is my first visit to the establishment.</p> <p>12 CHAIRPERSON MILLER: This is yours. Right.</p> <p>13 MR. SHAKOOR: Yeah, this is --</p> <p>14 CHAIRPERSON MILLER: But in 20 years no one,</p> <p>15 as far as you know?</p> <p>16 MR. SHAKOOR: As far as I know, no.</p> <p>17 CHAIRPERSON MILLER: Okay. All right.</p> <p>18 Anything else? Mr. Silverstein?</p> <p>19 MR. SILVERSTEIN: Just your impression of</p> <p>20 what -- his numbers here -- he says that what he has,</p> <p>21 97 percent, 95 percent of the amount of revenue is food</p> <p>22 sales. Is this one of those restaurants where there's</p>	<p style="text-align: right;">21</p> <p>1 They take them and they've hand written them.</p> <p>2 MR. ALBERTI: Okay. Did you witness that?</p> <p>3 MR. SHAKOOR: Yes, absolutely. He did have</p> <p>4 some receipts that were there for the day. And we</p> <p>5 asked specifically, "What happens to all the receipts?</p> <p>6 How do you account for your daily sales or weekly</p> <p>7 sales?" He said, "I add them up in my head and I let</p> <p>8 the account know."</p> <p>9 MR. ALBERTI: All right. And you weren't</p> <p>10 able to identify any from --</p> <p>11 MR. SHAKOOR: No. I think he have them --</p> <p>12 MR. ALBERTI: -- a previous week or a</p> <p>13 previous month?</p> <p>14 MR. SHAKOOR: -- for the past week, the past</p> <p>15 month. He said what happens is that, "I threw them</p> <p>16 away."</p> <p>17 MR. ALBERTI: Thank you, Mr. Shakoor.</p> <p>18 CHAIRPERSON MILLER: Okay. I just want to</p> <p>19 confirm also. So he had receipts from the vendors for</p> <p>20 all the alcohol he purchased?</p> <p>21 MR. SHAKOOR: Yes, he did.</p> <p>22 CHAIRPERSON MILLER: Okay. What he didn't</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">22</p> <p>1 have was receipts from the waitresses -- 2 MR. SHAKOOR: That's right. 3 CHAIRPERSON MILLER: -- for -- okay -- what 4 was served? And what else was third? 5 MR. SHAKOOR: The sales information. The 6 sales information would be a monthly or a weekly 7 account of all your daily sales of food and alcohol. 8 CHAIRPERSON MILLER: Okay. Okay. Thank you. 9 Anything else? All right. Thank you very much. 10 MR. SHAKOOR: You're welcome. 11 CHAIRPERSON MILLER: You're excused. 12 MS. GEPHARDT: The government would like to 13 call Mr. Neal Adejunmobi to the stand. 14 CHAIRPERSON MILLER: Do you swear to tell the 15 truth, the whole truth and nothing but the truth? 16 MR. ADEJUNMOBI: I do. 17 CHAIRPERSON MILLER: Okay. Thank you. Have 18 a seat. 19 MS. GEPHARDT: Good morning. 20 MR. ADEJUNMOBI: Good morning. 21 MS. GEPHARDT: Can you please state your name 22 and spell it for the record?</p>	<p style="text-align: right;">24</p> <p>1 MS. GEPHARDT: Okay. And are you familiar 2 with a Licensee by the name of Casa Blanca? 3 MR. ADEJUNMOBI: Yes. 4 MS. GEPHARDT: In drawing your attention to 5 the quarterly statement filing period for the time 6 period of July 1st, 2011 to September 30th, 2011, do 7 you know if Casa Blanca filed a quarterly statement for 8 this time period? 9 MR. ADEJUNMOBI: Yes, they did. 10 MS. GEPHARDT: And when did they file that 11 quarterly statement? 12 MR. ADEJUNMOBI: They filed it 11/14 -- 13 November 14th, 2011. 14 MS. GEPHARDT: And what date was the filing 15 due for the third quarter of 2011? 16 MR. ADEJUNMOBI: It was due -- excuse me. It 17 was due October 30th, 2011. 18 MS. GEPHARDT: So on what date would the 19 quarterly statement filing be considered late? 20 MR. ADEJUNMOBI: November 1st. 21 MS. GEPHARDT: And how do you know you 22 received the filing on November 14th, 2011?</p>
<p style="text-align: right;">23</p> <p>1 MR. ADEJUNMOBI: Adeniyi Adejunmobi, A-D-E-N- 2 I-Y-I. 3 MS. GEPHARDT: All right. 4 MR. ADEJUNMOBI: A-D-E -- 5 MS. GEPHARDT: Okay. 6 MR. ADEJUNMOBI: -- J-U-N-M-O-B-I. 7 MS. GEPHARDT: Thank you. And Mr. 8 Adejunmobi, where do you work? 9 MR. ADEJUNMOBI: I work for Alcoholic 10 Beverage Regulation Agency (inaudible). 11 MS. GEPHARDT: And what is your title? 12 MR. ADEJUNMOBI: I'm a compliance analyst. 13 MS. GEPHARDT: And what is a compliance 14 analyst? What do you do? 15 MR. ADEJUNMOBI: I'm responsible for 16 reviewing the quarter statement filing made by an 17 establishment for a license by ABRA, a CR or DR, DH, 18 SH. And I keep the whole file. 19 MS. GEPHARDT: Okay. And how long have you 20 been doing this? How long have you been in this 21 position? 22 MR. ADEJUNMOBI: Approximately five months.</p>	<p style="text-align: right;">25</p> <p>1 MR. ADEJUNMOBI: Because it's filed and came 2 -- I mean, it was brought to my attention. And I 3 processed the file on 11/14. 4 MS. GEPHARDT: And -- oh, I'm sorry. Go. 5 MR. ADEJUNMOBI: On 11/14/2011. 6 MS. GEPHARDT: And do you know how you 7 received the filing? Was it fax, mail, email? 8 MR. ADEJUNMOBI: I believe it was mailed. 9 MS. GEPHARDT: Okay. And did you -- do you 10 have today with you the envelope or the letter that 11 shows when it was sent or how it was sent? 12 MR. ADEJUNMOBI: Yes, I do. 13 MS. GEPHARDT: Do you have it in your 14 possession right now? 15 MR. ADEJUNMOBI: Yes. 16 MS. GEPHARDT: Can I see that, please? Thank 17 you. The government would like to admit this as 18 government Exhibit No. 1. I'd like to show the -- Mr. 19 Guzman. This is the envelope that you sent in for the 20 quarterly statement. Thank you. 21 The government's now going to show the 22 witness what's marked as government Exhibit 1. And can</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

26	<p>1 you just tell me what did you see on here? Where -- is 2 it postmarked? 3 MR. ADEJUNMOBI: Yes. This was postmarked 4 November 9th, 2011. And I believe it was across -- 5 around 2:00 p.m. that it-- 6 MS. GEPHARDT: And who is it addressed to? 7 MR. ADEJUNMOBI: It was addressed to ABRA, 8 1250 U Street, N.W., Suite 3000, Washington, D.C., 9 20009. 10 MS. GEPHARDT: And who is it from? 11 MR. ADEJUNMOBI: Casa Blanca Restaurant, 1014 12 Vermont Avenue, N.W., Washington, D.C., 20005. 13 MS. GEPHARDT: And what was the contents in 14 the envelope? 15 MR. ADEJUNMOBI: A quarterly statement for 16 the period of July to September, 2011 -- third quarter. 17 MS. GEPHARDT: Okay. 18 MR. GUZMAN: I signed -- 19 MS. GEPHARDT: And is that Mr. Guzman's 20 signature? 21 MR. GUZMAN: Yes. 22 MR. ADEJUNMOBI: Well, I can't tell whether</p>	28	<p>1 CHAIRPERSON MILLER: Objection? Is there -- 2 is -- 3 MS. GUZMAN: Well, he says that he filled 4 that paper out and he signed and dated it and it -- he 5 had submitted it a day after -- yeah, the day after or 6 at the most two days after. And, you know, whatever 7 shows on the envelope, he said that he doesn't 8 understand as to why it's coming out to another date. 9 Because he had already had everything set up and had it 10 sent. And he's -- he thinks that maybe it was an error 11 on behalf of the government postal carrier. 12 CHAIRPERSON MILLER: Okay. Let me ask you, 13 do you contest that this is actually what you sent or 14 just that there may be an error on the part of the 15 date? 16 MS. GUZMAN: Yes. And on top of that -- 17 CHAIRPERSON MILLER: Yes, what? 18 MS. GUZMAN: Yes, that it was -- he feels 19 that it was an error on behalf of the postal. Because 20 when he dated that -- when he does that -- when all the 21 information gets sent to his accountant, he then 22 returns, I guess, the paperwork, such as that. And all</p>
27	<p>1 that's his signature but I can see that he wrote his 2 name there with -- the name is written expressly. 3 MS. GEPHARDT: You made -- 4 MR. ADEJUNMOBI: I can't tell whether this is 5 -- 6 MS. GEPHARDT: Okay. 7 MR. ADEJUNMOBI: -- his signature or not. 8 MS. GEPHARDT: And what is the date on the 9 bottom of that quarterly statement that's handwritten? 10 MR. ADEJUNMOBI: Ten -- October 19th, 2011. 11 MS. GEPHARDT: Okay. All right. Thank you. 12 The government would like to admit -- 13 CHAIRPERSON MILLER: Okay. I'm just -- 14 MS. GEPHARDT: -- government Exhibit No. 1. 15 CHAIRPERSON MILLER: Wait. Let Mr. Guzman -- 16 MS. GEPHARDT: Did you want to -- do you want 17 to see it again? 18 CHAIRPERSON MILLER: Is there an objection to 19 the exhibit that the government wants to submit into 20 evidence? 21 MS. GUZMAN: Did you say -- did you say, 22 "Objection?"</p>	29	<p>1 that's required for him to do is just sign and date. 2 That's it. 3 CHAIRPERSON MILLER: Okay. 4 MS. GUZMAN: And then he -- and then he send 5 it out. So the accountant sent it to him on time. So 6 all he was left to do was just do that. So he does 7 remember sending it out. And that's why he doesn't 8 know why it arrived late to -- 9 CHAIRPERSON MILLER: Okay. Just for this 10 purpose though, this is your -- this is your copy of 11 your envelope, right? Because this has your return 12 address on it? 13 MR. GUZMAN: No, no, no. 14 MS. GUZMAN: Well, up there that says, "Casa 15 Blanca?" 16 CHAIRPERSON MILLER: Yes, yeah. Maybe you 17 should get a copy of -- do you have another copy? No? 18 MS. GEPHARDT: I don't. 19 CHAIRPERSON MILLER: I'm going to make a copy 20 so we can look at -- 21 MS. GUZMAN: Okay. 22 CHAIRPERSON MILLER: -- the other and be</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

30	<p>1 clear.</p> <p>2 MR. ALBERTI: Can you make two copies and one</p> <p>3 for the Board?</p> <p>4 CHAIRPERSON MILLER: We're having a copy made</p> <p>5 for you.</p> <p>6 MS. GUZMAN: Okay.</p> <p>7 CHAIRPERSON MILLER: Okay. Everybody has a</p> <p>8 copy, right? Okay. This is my question. The first</p> <p>9 page looks like a copy of the front of an -- of an</p> <p>10 envelope with Casa Blanca's return address and then</p> <p>11 addressed to ABRA. So my question is, does that --</p> <p>12 does that look like an accurate copy of the envelope</p> <p>13 you sent the quarterly statement in?</p> <p>14 MS. GUZMAN: Yeah, he says it -- he says it</p> <p>15 does. Yeah. Well, yes. He says everything right here</p> <p>16 looks accurate except for the date. That's the part --</p> <p>17 CHAIRPERSON MILLER: Right. Okay. And then</p> <p>18 the second page is the statement that you submitted in</p> <p>19 that envelope, correct?</p> <p>20 MS. GUZMAN: Yeah (inaudible) yeah.</p> <p>21 CHAIRPERSON MILLER: Okay. All right. So --</p> <p>22 okay. I'm going to admit this as -- into evidence as</p>	32	<p>1 MS. GUZMAN: He has no other questions. He</p> <p>2 doesn't have any questions.</p> <p>3 CHAIRPERSON MILLER: Okay. That's fine.</p> <p>4 Board members have any questions?</p> <p>5 (No audible response.)</p> <p>6 CHAIRPERSON MILLER: Now, do I pronounce it</p> <p>7 Mr. Adejunmobi? Is that correct?</p> <p>8 MR. ADEJUNMOBI: Yes, ma'am.</p> <p>9 CHAIRPERSON MILLER: Okay. I wanted to ask</p> <p>10 you, was the quarterly statement date-stamped in the</p> <p>11 ABRA Office when it came in?</p> <p>12 MR. ADEJUNMOBI: I believe so. Yeah, it was</p> <p>13 date-stamped. That's the date that I get it. It says,</p> <p>14 "11/14." That's --</p> <p>15 CHAIRPERSON MILLER: And 11/14.</p> <p>16 MR. ADEJUNMOBI: Yes.</p> <p>17 CHAIRPERSON MILLER: We -- but that's not on</p> <p>18 the --</p> <p>19 MR. ADEJUNMOBI: Yes.</p> <p>20 CHAIRPERSON MILLER: That is --</p> <p>21 MR. ADEJUNMOBI: It's probably -- it's not</p> <p>22 showing on that photocopy but I found a reverse date</p>
31	<p>1 an accurate copy of the envelope but allow you to</p> <p>2 challenge the accuracy of the date that's stamped on</p> <p>3 it. Okay?</p> <p>4 MS. GUZMAN: Uh-huh.</p> <p>5 MS. GEPHARDT: All right. And Mr.</p> <p>6 Adejunmobi, when you receive quarterly statements, do</p> <p>7 you simply go by the date that you see as to when it</p> <p>8 was sent, whether it's the date on the fax or the date</p> <p>9 on the envelope or -- in terms of determining whether</p> <p>10 a statement is late or not?</p> <p>11 MR. ADEJUNMOBI: I mean, I go by the date I</p> <p>12 receive it.</p> <p>13 MS. GEPHARDT: And if the date it is received</p> <p>14 is after the date it was due, it's considered late?</p> <p>15 MR. ADEJUNMOBI: Exactly.</p> <p>16 MS. GEPHARDT: Okay. That's all I have.</p> <p>17 Thank you.</p> <p>18 CHAIRPERSON MILLER: Okay. Mr. Guzman can</p> <p>19 ask questions of the auditor as well.</p> <p>20 MS. GUZMAN: Was it -- did you go to the</p> <p>21 restaurant as well?</p> <p>22 MR. ADEJUNMOBI: No.</p>	33	<p>1 stamp.</p> <p>2 CHAIRPERSON MILLER: Oh, I see a -- I see a -</p> <p>3 - actually a handwritten --</p> <p>4 MR. ADEJUNMOBI: Well, that's me.</p> <p>5 CHAIRPERSON MILLER: That's you?</p> <p>6 MR. ADEJUNMOBI: But the date stamp itself is</p> <p>7 auto -- is a -- is a machine.</p> <p>8 CHAIRPERSON MILLER: Oh, I see it. Okay.</p> <p>9 MR. ADEJUNMOBI: It's the same date.</p> <p>10 MS. GEPHARDT: Yeah, it's actually up on the</p> <p>11 top.</p> <p>12 CHAIRPERSON MILLER: On the left-hand side?</p> <p>13 MS. GEPHARDT: Yeah.</p> <p>14 CHAIRPERSON MILLER: Okay. I see it now.</p> <p>15 Thank you. Okay. Any other questions?</p> <p>16 (No audible response.)</p> <p>17 CHAIRPERSON MILLER: Okay. Thank you very</p> <p>18 much.</p> <p>19 MS. GEPHARDT: Thank you. The government</p> <p>20 would just like to recall briefly Mr. Shakoore just to</p> <p>21 ask him one question -- actually two questions</p> <p>22 regarding the books and records and how licensees are</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

34	<p>1 informed that this is a requirement of theirs. 2 CHAIRPERSON MILLER: Do you have an 3 objection, Mr. Guzman? 4 MR. GUZMAN: No, there's no objection. 5 CHAIRPERSON MILLER: As you've been sworn in 6 before, I don't think I need to swear you in again. So 7 MS. GEPHARDT: Mr. Shakoor, just briefly, can 8 you just tell me how are licensees supposed to know 9 that they're supposed to keep three years of books and 10 records on site? Are the -- is something in the mail? 11 How are they supposed to know? 12 MR. SHAKOOR: I believe they receive that 13 information as they receive the license. 14 MS. GEPHARDT: Is there updates given to 15 licensees explaining to them the rules or is it 16 incumbent upon them to find out that information? 17 MR. SHAKOOR: I wouldn't have that 18 information because my division doesn't send those 19 things out. 20 MS. GEPHARDT: Okay. Okay. 21 CHAIRPERSON MILLER: I'm sorry, what was that 22 answer?</p>	36	<p>1 that all in order and that throughout the many years 2 that we were the restaurant, we were not aware of 3 these. It's the first time that someone has brought 4 that to our attention. 5 Then we -- you know, the second time you 6 asked us if we had it already from the first time that 7 you went and he told you that, you know, if it's okay 8 that he can have it starting January 1st? Because I 9 didn't speak to you that day because we were -- we had 10 closed the restaurant for about a week. Sorry, we had 11 closed the restaurant for about a week. I'm sorry. 12 It's just that -- 13 CHAIRPERSON MILLER: You can take your time. 14 But maybe do you have a question or you just want to 15 testify? 16 MS. GUZMAN: No. 17 MR. GUZMAN: Okay. Fair enough. 18 MS. GUZMAN: No. It's because my sister had -- 19 MR. GUZMAN: My daughter, Dora, died in 20 cycling in accident. 21 CHAIRPERSON MILLER: Oh -- 22 MR. GUZMAN: Yeah, she --</p>
35	<p>1 MR. SHAKOOR: I said my division doesn't send 2 those things out so we don't -- 3 CHAIRPERSON MILLER: We don't send those 4 things out. 5 MS. GEPHARDT: Okay. Okay. That's all I 6 wanted to ask. 7 CHAIRPERSON MILLER: Mr. Guzman, do you want 8 to ask any question based on the testimony? 9 MS. GUZMAN: I guess he wanted to ask him if 10 at any moment did he doubt that my father was being 11 dishonest because of whatever -- anything -- I mean, 12 everything that he is saying to him? 13 MR. SHAKOOR: I actually don't -- I have no 14 reason to disbelieve that what he told me was not the 15 truth. 16 MS. GUZMAN: One thing that my father -- he 17 didn't mention but he said it was okay for me to say it 18 was the last time that you came when we told him, you 19 know, we weren't aware about having our receipts and 20 invoices and all of that, everything that was written, 21 he -- when he told you that he wasn't aware of that, he 22 said that you're concerned that he was supposed to have</p>	37	<p>1 MS. GUZMAN: Well, I -- what I was trying to 2 say is that she had passed away on the 20th. And when 3 you came after, it was on the 27th. And we asked him 4 can he please allow us to start at the 1st because we 5 had closed our restaurant for about a week. It was 6 difficult for the family. Because it is a family-owned 7 establishment. 8 And so we got the second -- the other 9 violation, which was because of the records, that we 10 didn't have it up to date. And, you know, I mean, he 11 understands everything before that. But when you -- 12 when you came the second time, he just -- I just wanted 13 to bring it to your attention that from the -- from the 14 first time to the second time that you went, we did not 15 have that because of -- because of the situation that 16 we were going through at the time. 17 MR. SHAKOOR: And I took all that into 18 consideration. Like I said, at that point it was about 19 making sure you guys were on the right track and start 20 keeping the receipts. So that wasn't the issue at all. 21 The only issue was this stuff from before. 22 MS. GUZMAN: Uh-huh.</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

38	<p>1 MR. SHAKOOR: So that wasn't it. It wasn't 2 about (inaudible). 3 MS. GUZMAN: Wait, no. Because we got -- 4 when he came the second time, we told him that we 5 needed -- we needed -- you asked us for it again. So 6 that's -- I'm not sure if that's written on the -- on 7 the tickets or not but he asked us -- and he's -- he 8 asked us that again. And, I mean, I don't know if my 9 dad was clear to you or not that they -- because from 10 the 20th to the 27th that he came, I mean -- I didn't 11 really talk to you. But -- 12 MR. SHAKOOR: Right. The reason I came back 13 so many times is because I was trying to make sure you 14 guys were fixing and correcting a problem. 15 MS. GUZMAN: Right. 16 MR. SHAKOOR: If I just came out the one time 17 and left and never came back, it was -- and then that 18 was it and a done deal -- but I came back so many times 19 because I wanted to make sure you had everything 20 correct and you guys were fixing the problem. 21 MS. GUZMAN: Uh-huh. 22 MR. SHAKOOR: That's why I kept coming back.</p>	40	<p>1 CHAIRPERSON MILLER: So basically, as I 2 understand it, he thought he was complying with the 3 law. And the fact that he had information in his head 4 that he conveyed to the accountant -- he actually gave 5 the accountant the information that was needed? 6 MR. SHAKOOR: That's correct. 7 CHAIRPERSON MILLER: And when you went back 8 to make sure they got on track, were they -- what did 9 you do? What did you change? 10 MR. SHAKOOR: I sat down with them numerous 11 times. I contacted their accountant about three times 12 also to see if -- to tell the accountant what he needed 13 to do, that they needed to keep a log there, either in 14 handwriting or the accountant was going to write it. 15 The receipts and the wages, they needed to start 16 keeping those. I went back numerous times to make sure 17 they totally understood what they had to do. 18 CHAIRPERSON MILLER: Okay. And to the best 19 of your knowledge, did they start implementing the new 20 procedures? 21 MR. SHAKOOR: Yes. He did have a log and 22 they were going to start doing that.</p>
39	<p>1 MS. GUZMAN: Okay. Yeah, I mean, we were, 2 you know -- and we just wanted you to understand our 3 side of the story. 4 MR. SHAKOOR: I understood. Okay. I 5 understood completely. 6 CHAIRPERSON MILLER: Okay. And -- 7 MS. GUZMAN: Yeah, I'm sorry. Yeah. 8 CHAIRPERSON MILLER: -- then your story is 9 coming next. But are there any other questions? 10 (No audible response.) 11 CHAIRPERSON MILLER: Okay. Board members? 12 (No audible response.) 13 CHAIRPERSON MILLER: Just a couple. Did you 14 say -- would you say that Mr. Guzman was intentionally 15 not keeping the records that were required? 16 MR. SHAKOOR: Not to the point of as in 17 trying to hide something. Like I said, I feel that 18 they had a working system that worked for them for 21 19 years. And from what he relayed to me, and I believe 20 the statements, that they had never been informed that 21 they needed to keep the receipts and the sales 22 information there.</p>	41	<p>1 CHAIRPERSON MILLER: Okay. Thank you. Any 2 questions? 3 (No audible response.) 4 CHAIRPERSON MILLER: Okay. Thank you very 5 much. 6 MR. SHAKOOR: You're welcome. 7 MS. GUZMAN: Thanks. 8 CHAIRPERSON MILLER: Anything else? 9 MS. GEPHARDT: Oh, I apologize. The 10 government rests. 11 CHAIRPERSON MILLER: Okay. Mr. Guzman, now 12 you can tell your story. This is the time. I would 13 need to swear you under oath as well. I've already 14 sworn your daughter under oath. But do you -- would 15 you all take the witness stand? 16 MS. GUZMAN: Yes. 17 CHAIRPERSON MILLER: You can go over with 18 him. Did you want to be closer to him? You can go -- 19 or it's not -- it's up to you. 20 MS. GUZMAN: Okay. I'll do it. 21 CHAIRPERSON MILLER: Okay. Mr. Guzman, if 22 you could raise your right hand? Do you swear to tell</p>

Capital Reporting Company

In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">42</p> <p>1 the truth, the whole truth, nothing but the truth? 2 MR. GUZMAN: Now and forever. 3 CHAIRPERSON MILLER: Okay. Now, how would 4 you like to proceed? Do you -- does he just want to 5 testify or do you want to ask him any questions or is 6 it -- 7 MS. GUZMAN: I guess he'll just testify. 8 CHAIRPERSON MILLER: Okay. 9 MS. GUZMAN: You guys are aware of the fact 10 that the first citation that was given to him was 11 voided because it was a -- it was not meant to be a 12 citation? 13 CHAIRPERSON MILLER: We're not -- I'm not 14 really aware of -- 15 MR. GUZMAN: Okay. It -- 16 CHAIRPERSON MILLER: -- the citations. No. 17 Wait a second. You can't approach the -- no, no. 18 Sarah, would you come? Yeah. 19 MS. GEPHARDT: I just -- I would just object 20 to the relevance of the citation. And, I mean, I don't 21 know that it -- 22 CHAIRPERSON MILLER: Why don't you take a --</p>	<p style="text-align: right;">44</p> <p>1 MS. GEPHARDT: I would just ask for what 2 purpose because it doesn't seem relevant to the charge 3 -- to the charges, in that it doesn't establish 4 anything one way or another. 5 MS. GUZMAN: Well, he wants to show it 6 because how -- this isn't -- it was the citation I was 7 given on the first time by the inspector. And after, 8 it was kind of an error on the inspector's behalf 9 because he ended up coming to our establishment 10 requesting for it -- or requesting it back -- to give 11 it back to the inspector. 12 He wasn't sure as to what for. So he ended 13 up coming in personally once he got -- once he got it 14 back from the accountant. So he had to come in person 15 to make sure that, you know, why was it that they 16 wanted that citation back. And it was because they 17 needed to put, "Void," on it because it wasn't supposed 18 to be a citation that we were supposed to pay because 19 of some error on behalf of inspector ABRA. 20 So what they did was they just -- they just 21 waived the citation and it was -- and just put, "Void." 22 CHAIRPERSON MILLER: Okay. So -- but the</p>
<p style="text-align: right;">43</p> <p>1 MS. GEPHARDT: It's really the -- relevant to 2 this -- I mean, I don't -- it doesn't prove or disprove 3 the two charges. 4 CHAIRPERSON MILLER: What is -- I don't even 5 know if it's in the reference with your report. 6 MS. GUZMAN: All the records that were 7 requested by us -- by doing -- he says that his 8 accountant's the one who got all those records. And he 9 has it with him because he asked -- he asked the 10 accountant for all those records in order for him to do 11 that. 12 CHAIRPERSON MILLER: Okay. And let me -- let 13 me -- wait. What's happening with the citation? Did 14 you want to use it or not? 15 MS. GUZMAN: Oh, well -- 16 CHAIRPERSON MILLER: Because I have -- we 17 haven't seen it. So did you want it in evidence? Did 18 you not want it? 19 MS. GUZMAN: Okay. Yeah, yeah. 20 CHAIRPERSON MILLER: What? 21 MS. GUZMAN: Then, yeah, he wants to go 22 forward with that. And that (inaudible) citation.</p>	<p style="text-align: right;">45</p> <p>1 question is, how does that help us decide this case? 2 MS. GUZMAN: Okay. I think he's confused 3 now. He wants to know if he's being cited for that 4 ticket or -- I mean, he's being charged for that right 5 now or would it -- or what he's being charged for. 6 That's why he's bringing that up. 7 MS. GEPHARDT: It seems to me the ticket was 8 voided. It was an error. And so that's not even part 9 of this. It's not even in the record. 10 MS. GUZMAN: Uh-huh. 11 MS. GEPHARDT: So I don't think that that's 12 an issue. I think we -- that's not an issue. It's 13 basically what's been alleged by the government in our 14 charging document, which was the notice of show cause. 15 MS. GUZMAN: Right, right. 16 MS. GEPHARDT: So I don't -- 17 CHAIRPERSON MILLER: What was it a citation 18 for? 19 MS. GEPHARDT: I don't know. I didn't even - 20 - this is the first time I've heard about it. 21 CHAIRPERSON MILLER: I mean, my only question 22 is if it was for something like this and then he said</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

46	<p>1 it was voided, was there confusion that he thought he 2 was actually in compliance because the citation was 3 taken back? 4 MS. GUZMAN: Well, it was -- that was -- 5 okay. Yeah, that was a citation for him not holding -- 6 not having the receipts -- the handwritten receipts 7 from the waitress. And so that -- yeah, that's what it 8 was for because failure to comply with that holding -- 9 having an establishment receipts from the waiters and 10 the customers and all of that. 11 He said that throughout the 20 or more years 12 that he was at the restaurant, he's never -- no one 13 ever told him that he needed to keep the receipts in 14 the establishment. And it wasn't until the inspector 15 came in to tell him about it. That's why he wrote him 16 a citation. So after that is when he actually started 17 keeping all of the receipts, every sale that he had and 18 up to date. He has all of that otherwise. 19 But then when -- okay. So since he got the 20 citation for not having the receipts -- and then it was 21 voided. So I think it was voided because it was just a 22 warning or -- I'm not sure what. I mean, was it</p>	48	<p>1 admit it into evidence. So now we can move on. 2 MS. GUZMAN: He wants to show something else. 3 I don't know. 4 MR. GUZMAN: This is the -- this is the -- 5 MS. GUZMAN: Quarterly statements? 6 MS. GEPHARDT: Now, what are -- what are 7 these for? 8 MS. GUZMAN: These are -- he says those are 9 all the quarterly statements that he has, like, in the 10 past submitted to ABRA. 11 MS. GEPHARDT: And this is -- why -- what is 12 he showing these for? Why is he -- 13 MS. GUZMAN: To reflect the sales -- the 14 sales amount of what he did not keep -- I guess the 15 handwritten receipts. But that reflects how much he's 16 -- how much he's made in a certain period of time. 17 MS. GEPHARDT: Okay. I would just -- I would 18 just object that showing me past filings isn't proving 19 whether -- is this to prove whether it was late or is 20 this just to show that he -- I mean, this isn't -- I 21 don't think this helps -- I mean, this isn't really 22 relevant.</p>
47	<p>1 voided? But not only that it was voided -- and that 2 citation was in fact for us not having any of the 3 handwritten receipts at the restaurant. 4 CHAIRPERSON MILLER: Okay. So it is related 5 to the same violation? 6 MS. GUZMAN: Uh-huh. 7 CHAIRPERSON MILLER: All right. So are you 8 asking that we admit it into evidence? 9 MS. GUZMAN: Did he give you a copy of the 10 citation? 11 CHAIRPERSON MILLER: Oh, you didn't get it 12 back? Is that what the deal is with the -- 13 MS. GUZMAN: No, he says that he gave it to 14 you. I thought that -- I thought that's what you were 15 referring to. 16 CHAIRPERSON MILLER: We have a copy of the 17 citation that we made. 18 MS. GUZMAN: You do? 19 CHAIRPERSON MILLER: Yeah. 20 MS. GUZMAN: Okay. So -- yeah, that -- he 21 does want to admit that. 22 CHAIRPERSON MILLER: Okay. I'm going to</p>	49	<p>1 MS. GUZMAN: He just is showing these to you 2 because he wanted to show that he's been getting all of 3 those in time and have been submitted on time. 4 MS. GEPHARDT: Okay. 5 CHAIRPERSON MILLER: He has a history of 6 compliance, correct? 7 MS. GEPHARDT: Right. Okay. 8 CHAIRPERSON MILLER: But what's the date on 9 those? 10 MS. GEPHARDT: Oh, wow. There's a bunch of 11 them. Would the Board like to see them? 12 CHAIRPERSON MILLER: Oh, no. Okay. I just 13 was wondering what the range is, you know. 14 MS. GEPHARDT: They go all the way back to 15 2007. It's not -- 16 CHAIRPERSON MILLER: You don't have an 17 objection, do you? 18 MS. GEPHARDT: I don't have an objection. I 19 mean -- 20 CHAIRPERSON MILLER: Okay. 21 MS. GEPHARDT: To do show -- is he just using 22 it to show in the past he's been compliant?</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

50	<p>1 MS. GUZMAN: Yeah.</p> <p>2 MS. GEPHARDT: Okay.</p> <p>3 MR. GUZMAN: It's from 2007.</p> <p>4 CHAIRPERSON MILLER: Okay. All right. We'll</p> <p>5 accept them. Let's move on. All right. Where are we?</p> <p>6 I'm sorry, where are we now? Where are we?</p> <p>7 MS. GUZMAN: He says that through many years</p> <p>8 he's had a good relationship with the restaurant and</p> <p>9 with you guys, ABRA. He's never really had a problem.</p> <p>10 And he says that he's -- to his knowledge, he's been</p> <p>11 able to up- to-date go by all the regulations and to</p> <p>12 be, you know, compliant with whatever the regulation --</p> <p>13 whatever your requests are and that the inspectors are</p> <p>14 welcome to come into the restaurant anytime that they</p> <p>15 please.</p> <p>16 Just -- you know, he just doesn't want to</p> <p>17 feel as if -- with this issue, he just doesn't want to</p> <p>18 feel as if -- as if the inspector's trying to</p> <p>19 intimidate him to maybe, like, go out of business or</p> <p>20 whatever. But it's just that he feels that if you're</p> <p>21 going to -- if they're going to charge him for</p> <p>22 something he didn't -- it's unfair that he's not aware</p>	52	<p>1 Yeah, he has the date of when he was told</p> <p>2 that he needs to keep better -- all the receipts in the</p> <p>3 establishment. I think that's it.</p> <p>4 CHAIRPERSON MILLER: Okay. Ms. Gephardt, do</p> <p>5 you have cross?</p> <p>6 MS. GEPHARDT: No, I don't.</p> <p>7 CHAIRPERSON MILLER: Okay. Board questions?</p> <p>8 Mr. Silverstein?</p> <p>9 MR. SILVERSTEIN: Mr. Guzman, how long have</p> <p>10 you been in business?</p> <p>11 MR. GUZMAN: I'm sorry?</p> <p>12 MR. SILVERSTEIN: How long have you been --</p> <p>13 MR. GUZMAN: Around 21 years.</p> <p>14 MR. SILVERSTEIN: And how many employees do</p> <p>15 you have and how many are members of your family?</p> <p>16 MR. GUZMAN: Me, my daughter, my wife, my son</p> <p>17 and one employee.</p> <p>18 MR. SILVERSTEIN: And how -- what are your</p> <p>19 hours? Are you mainly a lunch place or</p> <p>20 MR. GUZMAN: Usually it's the lunchtime.</p> <p>21 It's two hours. Downtown it's around two hours. It's</p> <p>22 busy.</p>
51	<p>1 of something. And, you know, and it's a different</p> <p>2 thing if he was aware of it, he was given any warning</p> <p>3 or something, and then he fails to do something.</p> <p>4 That's a different story.</p> <p>5 And he apologizes if he -- if he on any level</p> <p>6 took up your time because of this but he came just</p> <p>7 because he needed to prove somehow that he was</p> <p>8 innocent. And he also holds from the day that he was</p> <p>9 told about not having -- that he needs to have written</p> <p>10 receipts, he says that he has also that if you guys</p> <p>11 need to see that up to the date that he was told on</p> <p>12 that -- all that.</p> <p>13 CHAIRPERSON MILLER: Okay. We don't need to</p> <p>14 see it though. We can accept your testimony on it.</p> <p>15 MS. GUZMAN: And also that his restaurant is</p> <p>16 a family-owned establishment and we don't have any</p> <p>17 problems, like, fights or drunkies, like, things that</p> <p>18 you would have at a -- at a bar. So, like, it's very</p> <p>19 small. It's limited seating and, you know, he's been</p> <p>20 very old fashioned in the way that he keeps his</p> <p>21 records. But, you know, if anything you need to see,</p> <p>22 he has all of that.</p>	53	<p>1 MR. SILVERSTEIN: What time do you open and</p> <p>2 what time do you close?</p> <p>3 MR. GUZMAN: It's the cook (inaudible) coming</p> <p>4 9:00 a.m. And she leave 10:00 p.m. some days or clean.</p> <p>5 I'm sorry. It's closed between -- around 12:00.</p> <p>6 MR. SILVERSTEIN: At night? End of lunch?</p> <p>7 MR. GUZMAN: 11:30 OR 12:00 p.m.</p> <p>8 MR. SILVERSTEIN: And it seems like you're</p> <p>9 just a very small, little restaurant. Do you -- do you</p> <p>10 have -- is it mostly take-out?</p> <p>11 MR. GUZMAN: For carry-out?</p> <p>12 MR. SILVERSTEIN: Carry-out.</p> <p>13 MR. GUZMAN: Yeah, we have carry-out.</p> <p>14 MR. SILVERSTEIN: Mostly or sit-down?</p> <p>15 MR. GUZMAN: No, sit-down. Uh-huh.</p> <p>16 MR. SILVERSTEIN: And I -- a little difficult</p> <p>17 to ask this but it seems like you're just a very small</p> <p>18 place and that you serve mostly food. Are you doing</p> <p>19 well financially there or feeling the trouble everyone</p> <p>20 else is with the recession?</p> <p>21 MS. GUZMAN: He says in the past that</p> <p>22 business used to -- in the past his business was very</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

54	<p>1 good. It was -- it was pretty lucrative. But now, 2 like, in the past year or two the business has - 3 slowing down and, I mean, partly, yeah, because of how 4 the economy is. And there is so much more competition 5 nowadays, especially on the block that he's -- that 6 he's in. It's -- there's probably, like, eight more 7 other restaurants besides from him just on the block -- 8 on the block.</p> <p>9 MR. SILVERSTEIN: Okay. Would a -- would a 10 fine of a couple thousand dollars hurt you terribly or 11 can we handle that? Please, be honest.</p> <p>12 MS. GUZMAN: He says -- he says he is tight 13 right now with money but that that's one of the reasons 14 that he came in here to try to prove his innocence in 15 this -- in this case. Because not only has -- I mean, 16 he also has to pay the landlord, which the landlord's 17 rent has been increasing, and other real estate taxes 18 that he needs to spend in closing yearly that he needs 19 to pay on top of that.</p> <p>20 So that is really what's hurting him because 21 of the increase in the real estate taxes for the -- for 22 this pro rata share of the building where he's renting</p>	56	<p>1 -- how do you get to that monthly total? 2 MS. GUZMAN: He gets the numbers because when 3 he -- whatever money he makes, he has to make a deposit 4 to the bank. And then all that deposit that goes into 5 the bank, that's what he's -- that's what the 6 accountant every month then picks up the all the -- all 7 the check and all the slips and like that. And also 8 because about 95 percent of our sales are using cards, 9 debit card, credit card. So all of that collects on 10 the bank statements.</p> <p>11 MR. ALBERTI: Okay. So your accountant is 12 using your deposit slips and your bank statements to 13 compute your sales total; is that correct? 14 MS. GUZMAN: Yeah. Yes, that's what he uses 15 to get a number of what his sales are for that month.</p> <p>16 MR. ALBERTI: Great, great. Yeah, yeah. Mr. 17 Guzman, are you familiar with the quarterly report? 18 MS. GUZMAN: You mean -- I'm sorry, which 19 quarterly report, the one that the -- 20 MR. ALBERTI: Just in general. 21 MS. GUZMAN: -- accountant seen -- 22 MR. ALBERTI: In general. Is -- has he -- is</p>
55	<p>1 out. So -- and, yeah, so I guess, yeah.</p> <p>2 MR. SILVERSTEIN: Thank you very much. Thank 3 you, Mr. Guzman.</p> <p>4 MR. GUZMAN: You're welcome.</p> <p>5 MR. SILVERSTEIN: No further questions.</p> <p>6 CHAIRPERSON MILLER: Other Board questions? 7 Yes, Mr. Alberti.</p> <p>8 MR. ALBERTI: Hi, Mr. Guzman.</p> <p>9 MR. GUZMAN: Hi.</p> <p>10 MR. ALBERTI: Mr. Guzman, all of your sales 11 receipts are handwritten; is that correct? 12 (No audible response.) 13 MR. ALBERTI: You told us you add them up 14 every day; is that correct? 15 MS. GUZMAN: Yeah. Yeah, that's what he -- I 16 mean, he adds it all up again. 17 MR. ALBERTI: All right. How often do you 18 report those totals to your accountant? 19 MS. GUZMAN: Every month he declares all the 20 -- all the sales a month to his account but that's 21 (inaudible). 22 MR. ALBERTI: Okay. How do you -- how do you</p>	57	<p>1 he familiar with what the -- what is reported on a 2 quarterly report? Are you familiar with what is -- 3 what numbers are reported on a quarterly report? 4 Can I attach this a different way? Do we 5 have -- do we have any copies of a quarterly report 6 there and can we show them to Mr. Guzman? 7 MS. GEPHARDT: The ones that were admitted 8 into evidence, you mean? 9 MR. ALBERTI: Yes. Can we show him one? 10 MS. GEPHARDT: Yeah. 11 MR. ALBERTI: The one Mr. Guzman showed. All 12 right. Mr. Guzman, I'm going to ask you to take a look 13 at the quarterly report. If someone could hand Mr. 14 Guzman a copy? Thank you, Ms. Gephardt. 15 MS. GEPHARDT: Uh-huh. 16 MR. ALBERTI: I appreciate that very much. 17 Okay. Mr. Guzman, you see under sales it says, "Line 18 9." Do you see that? 19 MR. GUZMAN: Yes. 20 MR. ALBERTI: Okay. It says, "Sales for food 21 for calendar year dictated above," right? 22 MR. GUZMAN: Uh-huh.</p>

Capital Reporting Company
 In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">58</p> <p>1 MR. ALBERTI: So do you understand that -- do 2 you understand that that is the amount that was sold -- 3 the amount of food sales that you made? 4 MR. GUZMAN: Uh-huh. 5 MR. ALBERTI: Do you understand that? 6 MR. GUZMAN: Yes, I do. 7 MR. ALBERTI: All right. Underneath that, 8 line 10, it says, "Sales of alcohol beverages for 9 calendar year indicated above." Do you understand that 10 that's the total amount of alcohol that was sold -- of 11 alcohol sales? Do you understand that? 12 MR. GUZMAN: Yeah. 13 MR. ALBERTI: Okay. How does your account 14 known, by looking at the deposit slips and looking at 15 the bank statements, how much was sold in food and how 16 much was sold in alcohol? 17 MS. GUZMAN: Okay, okay. He says that he's 18 the one who does it, like, and he probably uses the 19 invoices that -- from, like, when he buys all the 20 alcohol that he purchases. And then when the 21 accountant has to go through the receipts, he probably, 22 you know, goes by that. But that's something that's on</p>	<p style="text-align: right;">60</p> <p>1 any -- 2 CHAIRPERSON MILLER: Okay. There is a -- 3 there's a date at the bottom of this quarterly 4 statement. And I don't know whether Mr. Guzman put it 5 there or this is his signature. It's October 19, 2011. 6 MS. GUZMAN: Uh-huh. 7 CHAIRPERSON MILLER: And this is your 8 signature? 9 MR. GUZMAN: Uh-huh. 10 CHAIRPERSON MILLER: Okay. This is the day 11 you signed it? 12 MR. GUZMAN: Yeah. 13 CHAIRPERSON MILLER: And you said you mailed 14 it soon after, the next day or something? 15 MR. GUZMAN: Yeah, probably the next day. 16 CHAIRPERSON MILLER: Okay. And did you say 17 there was a death in the family about the time of this 18 audit? 19 MS. GUZMAN: Yeah, my little sister passed 20 away in a car accident on the 20th, which is after -- 21 CHAIRPERSON MILLER: Okay. 22 MS. GUZMAN: (Inaudible) --</p>
<p style="text-align: right;">59</p> <p>1 the accountant's behalf. And he's not fully aware. 2 MR. ALBERTI: Thank you. I have no further 3 questions. Thank you, Mr. Guzman. 4 MR. GUZMAN: Uh-huh. 5 CHAIRPERSON MILLER: Other Board members? 6 Mr. Guzman, I just want to clarify about the mailing of 7 the quarterly statement. Did you mail it and -- did 8 you mail the quarterly statement or did the accountant 9 or who mailed it? 10 MS. GUZMAN: He did. 11 CHAIRPERSON MILLER: He did? And do you 12 remember when you mailed it? Go ahead. 13 MS. GUZMAN: When he got -- when got the 14 paper, it always -- from the accountant, it always 15 says, "Mail by the 30th of the month." So he says that 16 when he got it, he mailed it out before the 23rd, which 17 was -- he thinks it was a day or two after the day that 18 he signed and date the statement. 19 And because of that -- the, I guess, 20 discrepancy with the day that he sent out and the day 21 that you guys actually received it, he's -- since then 22 he's now been handing it in in person so there won't be</p>	<p style="text-align: right;">61</p> <p>1 CHAIRPERSON MILLER: I'm very -- I'm very 2 sorry to hear that. And I just thought that might be 3 one reason perhaps that this was mailed a little later 4 than this -- that was going on. 5 MS. GUZMAN: Well, when she passed away, that 6 was the 20th of December. 7 CHAIRPERSON MILLER: December? 8 MS. GUZMAN: Uh-huh. 9 CHAIRPERSON MILLER: Okay. Oh, I see. Okay. 10 Okay. Well, Ms. Gephardt, do you have anything else? 11 MS. GEPHARDT: Nothing else. 12 CHAIRPERSON MILLER: Thank you. He can -- 13 you can be excused now. Okay. Right now, we're 14 getting near the end of this hearing. And each party 15 has an opportunity to do closing arguments if you want 16 to say your final -- what you've shown. 17 Ms. Gephardt can go first. 18 MS. GEPHARDT: Okay. Board members, what 19 you've heard here today is basically there is no 20 dispute from certainly not this side as to whether 21 these violations actually occurred or not. Mr. Guzman 22 has so admitted that the printout of the envelope is</p>

Capital Reporting Company
 In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">62</p> <p>1 from his establishment. It is addressed to ABRA. He 2 does acknowledge that the envelope does have that date, 3 November 9th. 4 Now, you heard him say that, well, he mailed 5 it the day, you know, after the 25th of October. But 6 the fact of the matter is, technically it's a 7 violation. Whether -- whatever -- regardless of what 8 his intentions were, whatever -- whether it got lost in 9 the mail or even if it was the fault of the post 10 office, the fact of the matter is it's technically a 11 violation. 12 Mr. Adejunmobi, as you heard, testified that 13 they received it on November the 14th. The envelope 14 was postmarked on November the 9th. And again, 15 regardless of Mr. Guzman's intentions or regardless of 16 the forces of nature, it was still late. And the 17 government's only burden was to prove that it was late 18 and, therefore, there was a violation. Then the 19 government has met its burden and on that charge. 20 For the second charge, which is failing to 21 keep the books and records, the government wants to 22 make sure that the Board understands that the</p>	<p style="text-align: right;">64</p> <p>1 hurdles that restaurant and business owners need to be 2 aware of when they own a restaurant or a business in 3 the District. 4 And it's incumbent upon them to be familiar 5 with the statute, to be familiar with the DCMR and to 6 know what their responsibilities are, in terms of 7 filings and records and things like that. So I would 8 just argue that, even though perhaps he was never 9 informed, that it was his responsibility and that 10 ignorance of the law is not a defense. 11 And finally, about the citation, the evidence 12 that Mr. Guzman submitted that shows the citation was 13 voided doesn't mean that he didn't know a violation 14 occurred. He was informed by Mr. Shakoor. He admitted 15 that Mr. Shakoor informed him of the violations. He 16 was put on notice. He was aware. So the fact that it 17 was voided doesn't necessarily mean that he didn't know 18 that he didn't commit these two infractions. 19 So essentially, the government feels that we 20 have proved beyond our -- by preponderance of the 21 evidence that violations did occur in these two 22 incidences for failure to keep the books and records</p>
<p style="text-align: right;">63</p> <p>1 government understands that this is not about Mr. 2 Guzman's character as a restaurant owner or whether he 3 is a good business person in the District of Columbia. 4 I think what we've heard here today is that he is and 5 he has good intentions. However, again, this is not 6 about his intentions. It's not about whether he meant 7 to keep the books and records or not. 8 It's whether there technically was a 9 violation. And here, he so admitted that he does not 10 keep sales information or receipts, that he tallies it 11 in his head and that they throw away the receipts at 12 the end of the day. And again, being compliant in the 13 past isn't proof as to whether he was compliant in this 14 particular incident or not. And again, the fact -- we 15 all know that in other situations that ignorance of the 16 law is not a defense. 17 And I would argue in this case that 18 regardless of whether he had been informed in the past 19 by other inspectors or an investigator as to whether he 20 was required to keep books and records for a period of 21 three years on the premises, that's just simply not a 22 good defense. You know, there's lots of burdens and</p>	<p style="text-align: right;">65</p> <p>1 for three years and filing the quarterly statement for 2 the third quarter of 2011 late. 3 MR. SILVERSTEIN: And what is the District 4 asking to have? 5 MS. GEPHARDT: The District, it would ask for 6 a \$2000 fine, \$500 for the quarterly statement 7 violation and \$1500 for the books and the records. 8 CHAIRPERSON MILLER: Since we brought it up, 9 \$2000 fine, is that on the high end or where is that in 10 the range of penalties? 11 MS. GEPHARDT: It's my understanding that 12 \$1500 for books and records is the minimum for a 13 violation of books and records. And then \$500, I 14 suppose -- let's see -- that would be -- I don't have 15 it in front of me here. But the range on that, I 16 believe, is -- what is it 250 to 500 for a first-time 17 violation? 18 CHAIRPERSON MILLER: That's what I see in the 19 -- 20 MS. GEPHARDT: Well, the government would be 21 willing to concede to a 250 fine on that one if the -- 22 if that's -- if that's the case.</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

66	<p>1 CHAIRPERSON MILLER: My notes also show that 2 the range for books and records is 1000 to 2000, not 3 1500 minimum. I'm not sure who's right but I -- it's 4 saying if it was -- are you -- are you looking to the 5 minimum in my question and - 6 MS. GEPHARDT: This is conversations that 7 I've had with other folks but if that's indeed what the 8 DCMR says, then by all means -- it's the Board's 9 discretion. 10 CHAIRPERSON MILLER: Right, it is. We were 11 just looking -- 12 MS. GEPHARDT: Okay. 13 CHAIRPERSON MILLER: -- for what your -- 14 MS. GEPHARDT: Okay. 15 CHAIRPERSON MILLER: -- your position was. 16 MS. GEPHARDT: Our position's 1500 but -- 17 CHAIRPERSON MILLER: So it's not 1500 based 18 on your belief that 1500 is the minimum? It's just 19 based on -- 20 MS. GEPHARDT: I guess -- I mean, if it -- if 21 it's a -- if it's a -- it's a primary, correct? And is 22 it a first-time primary? Let me -- let me look at the</p>	68	<p>1 MS. GUZMAN: He wasn't -- he's not done with 2 his closing statement but he wanted to prove that he's 3 had all the receipts since the day that he opened the 4 restaurant but receipts of all the purchase -- the 5 alcoholic beverage purchase that he's made. And he 6 actually has it in his car, which he is willing to -- 7 oh, it's right here. I think he brought it with him 8 and he's willing to show that to you. But for the 9 other one, the food receipts, although, like I said, he 10 didn't know about that. And that's why he didn't have 11 it. 12 But now, he has -- he has that since the day 13 that he was told up until today. But he just -- he was 14 willing to show it to you, the alcoholic purchases that 15 he's made from the day that he started the business so 16 that it would say about, you know, his -- that he's 17 responsible keeping all of that to date. But, I mean - 18 - I mean, he just wanted to show it to you guys, if you 19 guys wanted to see that. 20 CHAIRPERSON MILLER: Let me just say this. 21 We certainly can take your testimony as the truth. And 22 we don't have to see it if you're saying that that's</p>
67	<p>1 investigative history. 2 CHAIRPERSON MILLER: I mean, if you don't 3 have a -- if you -- we don't have to go further on 4 this. If you don't have a strong recommendation, then 5 that's fine. Okay. But I was just curious if you -- 6 MS. GEPHARDT: It's -- 7 CHAIRPERSON MILLER: If they got the number, 8 whether you were looking for minimum or not minimum, 9 based on the circumstances or whether you -- 10 MS. GEPHARDT: I mean, I would -- I would 11 argue that based on the fact that this is something 12 they've never kept, that's something they've never done 13 since their inception, that, you know, just because 14 they have never been checked on in the past, I mean, I 15 think it's a big violation that they've gone for 20 16 years without keeping sales receipts. 17 So 1500 seems fair to me. 18 CHAIRPERSON MILLER: Okay. But now, Mr. 19 Guzman, that's just, you know, she's making her case. 20 That's all. And the Board decides what's going to -- 21 what it's going to do. Do you want to make any final 22 closing remarks?</p>	69	<p>1 what it is. We will accept that as testimony. Also 2 Mr. Shakoor didn't ever challenge that type of receipt. 3 So that's not an issue. 4 Wait. Let me -- can I interrupt you all? 5 Okay? 6 MS. GUZMAN: Okay. Yeah. 7 CHAIRPERSON MILLER: You don't have to say 8 anything more if you don't have anything more to say. 9 If you've already made your case, that's fine. 10 Sometimes people do a summary. But it's almost 1:00. 11 MS. GUZMAN: Uh-huh. 12 CHAIRPERSON MILLER: And so it is kind of 13 like a wrap-up. If there was like -- 14 MS. GUZMAN: Yeah. 15 CHAIRPERSON MILLER: -- one more thing you 16 didn't say or, you know, a final -- this is -- this 17 sentence captures my case -- 18 MS. GUZMAN: Uh-huh. 19 CHAIRPERSON MILLER: Otherwise, it's fine to 20 just rest, you know. 21 MS. GUZMAN: Okay. I'm just thinking he's a 22 little confused because he -- that's what he brought</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

70	<p>1 with him. And he just wanted to show it as a way to 2 prove that he is one to go by what you guys request of 3 him as a business owner, him just keeping all the 4 alcoholic beverage -- but in this case, since he didn't 5 know about the food receipts, that's what -- I mean, he 6 now has and he will do -- show that to you guys. 7 But -- no. I guess what he's just trying to 8 say is that, you know, he thinks that it's unfair that 9 if he would -- since it's his first time that he hears 10 of this and he feels that, you know, it would be unfair 11 that he gets charged with such a heavy fine, especially 12 with the circumstances like financial issues that, you 13 know, we, as a family, have been struggling. He just 14 feels that it's unfair. And he feels that the right 15 thing would -- to do would be, as any other violation, 16 give someone a warning. 17 And, I mean, because it was the first time 18 that he heard of this. I mean, pretty much -- that's 19 pretty much it. I mean, he doesn't -- he feels that if 20 he's imposed with such a heavy fine, you know, it's 21 something that would -- that hits a lot of small 22 businesses and then, you know, in the end, end up --</p>	72	<p>1 fact that we didn't look at your records, don't worry. 2 We -- what I'm saying is we believe you, that that's 3 what's in the box. We don't have to look. We hear -- 4 we've heard that. Okay. We know that that's what 5 you're saying. Okay. So the record is going to be 6 closed now. No more evidence, no more testimony. 7 This is somewhat of a formality that I need 8 to offer you but whether the parties want to file 9 Proposed Findings of Fact and Conclusions of the Law 10 (inaudible) waive it. The government says, "No." It's 11 difficult. You have to file papers, you know. There'd 12 be facts you want to prove and the law behind it. You 13 don't need to do it. I wanted to leave you with that. 14 I need to offer you the opportunity. 15 Do you want to? 16 MS. GUZMAN: What? I'm sorry? 17 CHAIRPERSON MILLER: I'm saying that -- 18 MS. GUZMAN: He doesn't want to waive the 19 fine? 20 MR. SILVERSTEIN: It's a legal brief. 21 CHAIRPERSON MILLER: It's -- right. It's, 22 like, you've had your hearing. We've heard the</p>
71	<p>1 end up, you know, going out of business. 2 And it's just little things like this which, 3 you know, the -- I guess for the economy, you know, to 4 keep on running and building up, you know, it's hardest 5 on the small business, you know, just being imposed 6 with such a heavy fine, he thinks that's unfair, 7 especially if it's his first violation with this, you 8 know. 9 CHAIRPERSON MILLER: Okay. And, you know, 10 like I said, that's -- you know, we hear that. You 11 know, I -- you know, I've heard you say that and I 12 understand exactly what you're saying. He's complied 13 for 20 years or he thought he did comply. And then he 14 found out he wasn't in compliance and then he changed 15 his ways to comply. And therefore, you're arguing that 16 you shouldn't be hit with a heavy fine because of that? 17 MS. GUZMAN: Right. 18 CHAIRPERSON MILLER: Okay. All right. Yeah, 19 we hear that. Okay. So that -- I'm going to close the 20 record now in this case. 21 MS. GUZMAN: Yeah. 22 CHAIRPERSON MILLER: Yeah, okay. And the</p>	73	<p>1 evidence. We've heard your testimony. The law gives 2 you an opportunity to then, if you want -- it's rarely 3 taken in these cases, but if you want, you could file 4 something in writing, like a legal brief, putting forth 5 all the facts, you know, as you see them and the law 6 that supports your case. 7 MS. GUZMAN: In addition to this hearing? 8 CHAIRPERSON MILLER: Yeah. 9 MS. GUZMAN: So would that mean that 10 everything that was said here in court would just be 11 voided and we have to -- 12 CHAIRPERSON MILLER: No. 13 MS. GUZMAN: -- do everything again in 14 writing? 15 CHAIRPERSON MILLER: No. It means that we 16 have a record now in this case. And the record 17 includes the exhibits that were admitted and the 18 testimony in this case. And you would need to write 19 out the facts that you choose from the record that 20 supports your case and then the law to put another 21 argument before this Board based on the record. 22 MS. GUZMAN: We could.</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

<p style="text-align: right;">74</p> <p>1 MR. SILVERSTEIN: You'd be requiring notes. 2 MS. GUZMAN: If that's -- I mean, if that's 3 what's needed. 4 CHAIRPERSON MILLER: It's not needed. It's 5 usually waived. 6 MS. GUZMAN: Okay. 7 CHAIRPERSON MILLER: It's usually waived as 8 not being worth the effort really. 9 MS. GUZMAN: Uh-huh. 10 CHAIRPERSON MILLER: And the opposing side is 11 not doing it. So -- 12 MS. GUZMAN: Okay. 13 CHAIRPERSON MILLER: -- you're not a 14 disadvantage if you don't do it. 15 MS. GUZMAN: Okay. All right. 16 CHAIRPERSON MILLER: Okay. So you're doing - 17 - yeah, I can't exactly advise you but it's not very -- 18 it's very -- 19 MR. SILVERSTEIN: Seldom used. 20 CHAIRPERSON MILLER: -- seldom used. It's 21 seldom used. Okay. So that really does end this 22 hearing. And what I'm going to read now is just</p>	<p style="text-align: right;">76</p> <p>1 CHAIRPERSON MILLER: Ms. Miller agrees. Mr. 2 Silverstein? 3 MR. SILVERSTEIN: I agree. 4 CHAIRPERSON MILLER: Mr. Jones? 5 MR. JONES: I agree. 6 CHAIRPERSON MILLER: Okay. It appears that 7 the motion has passed by a vote of 5-0. I hereby 8 notice that the ABC Board will recess this proceeding 9 to hold a closed meeting in the ABC Board conference, 10 pursuant to the Open Meetings Act -- Amendment Act of 11 2010. And we will issue -- will issue an order on this 12 case within 90 days. Thank you. 13 That concludes our morning calendar and the 14 Board will recess. 15 (WHEREUPON, at 12:58 p.m., the hearing was 16 concluded.) 17 18 19 20 21 22</p>
<p style="text-align: right;">75</p> <p>1 instructions and a motion to -- for the Board to be 2 able to have a closed meeting to consider your case. 3 MS. GUZMAN: Uh-huh. 4 CHAIRPERSON MILLER: Okay. As Chairperson of 5 the Alcoholic Beverage Control Board for the District 6 of Columbia and in accordance with Section 405 of the 7 Open Meetings Amendment Act of 2010, I move that the 8 ABC Board hold a closed meeting for the purpose of 9 seeking legal advice from our counsel on Case No. 12- 10 CMP-00021, Casa Blanca Restaurant, per Section 11 405(b)(4) of the Open Meetings Amendment Act of 2010 12 and deliberating upon this case for the reasons cited 13 in Section 405(b)(13) of the Open Meetings Amendment 14 Act of 2010. 15 Is there a second? 16 BOARD MEMBER: Second. 17 CHAIRPERSON MILLER: I'm going to take a roll 18 vote on the motion before us now that it's been 19 seconded. Mr. Nophlin? 20 MR. NOPHLIN: I agree. 21 CHAIRPERSON MILLER: Mr. Brooks? 22 MR. BROOKS: I agree.</p>	<p style="text-align: right;">77</p> <p>1 CERTIFICATE OF NOTARY PUBLIC 2 3 I, BRADLEY ANGLIN, 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 BRADLEY ANGLIN 21 Notary Public in and for the 22 DISTRICT OF COLUMBIA</p>

Capital Reporting Company
In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

78

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 _____

16 Date MIRANDA PENNACHI

17 Transcriptionist

18

19

20

21

22

Capital Reporting Company
 In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012
 Page 1

<p style="text-align: center;"><u> </u> \$</p> <p>\$1500 65:7,12</p> <p>\$2000 65:6,9</p> <p>\$500 65:6,13</p> <p style="text-align: center;"><u> </u> 1</p> <p>1 2:15 25:18,22 27:14</p> <p>1:00 69:10</p> <p>10 58:8</p> <p>10:00 53:4</p> <p>1000 66:2</p> <p>1014 1:6 3:5 26:11</p> <p>11/1/2011 7:12</p> <p>11/14 24:12 25:3 32:14,15</p> <p>11/14/2011 25:5</p> <p>11:16 3:2</p> <p>11:30 53:7</p> <p>12 75:9</p> <p>12:00 20:16 53:5,7</p> <p>12:58 76:15</p> <p>1250 26:8</p> <p>12-CMP-00021 1:8 3:4</p> <p>14th 1:14 24:13,22 62:13</p> <p>1500 66:3,16,17,18 67:17</p> <p>15th 10:15</p> <p>19 60:5</p> <p>19th 27:10</p> <p>1st 6:2 7:14 11:17 12:1 24:6,20 36:8 37:4</p>	<p style="text-align: center;"><u> </u> 2</p> <p>2 2:17</p> <p>2:00 11:2 26:5</p> <p>20 14:15 18:12 19:14 46:11 67:15 71:13</p> <p>2000 1:14 66:2</p> <p>20005 26:12</p> <p>20009 26:9</p> <p>20067 1:7 3:6</p> <p>2007 2:17 49:15 50:3</p> <p>2010 75:7,11,14 76:11</p> <p>2011 6:1,3,6 7:7,14 10:15 12:4 13:3 24:6,13,15,17,22 26:4,16 27:10 60:5 65:2</p> <p>2012 1:11</p> <p>20th 37:2 38:10 60:20 61:6</p> <p>21 8:6 39:18 52:13</p> <p>22 2:9</p> <p>23rd 59:16</p> <p>25 1:11 2:12</p> <p>250 65:16,21</p> <p>25th 62:5</p> <p>27th 6:6 13:3 20:14 37:3 38:10</p> <p>2F 1:8 3:6</p> <p style="text-align: center;"><u> </u> 3</p> <p>3:00 11:2 20:16</p> <p>3000 26:8</p> <p>30th 12:2 24:6,17</p>	<p>59:15</p> <p style="text-align: center;"><u> </u> 4</p> <p>405 75:6</p> <p>405(b)(13) 75:13</p> <p>405(b)(4) 75:11</p> <p>47 2:16</p> <p style="text-align: center;"><u> </u> 5</p> <p>5 2:3</p> <p>50 2:17</p> <p>5-0 76:7</p> <p>500 65:16</p> <p style="text-align: center;"><u> </u> 6</p> <p>61 2:4</p> <p>67 2:5</p> <p style="text-align: center;"><u> </u> 9</p> <p>9 2:8 57:18</p> <p>9:00 53:4</p> <p>90 76:12</p> <p>95 19:21 56:8</p> <p>97 19:21</p> <p>9th 11:18 26:4 62:3,14</p> <p style="text-align: center;"><u> </u> A</p> <p>a.m 3:2 53:4</p> <p>ABC 75:8 76:8,9</p> <p>ability 4:16</p> <p>able 11:15 21:10 50:11 75:2</p> <p>ABRA 1:20,21 10:8 11:16 23:17 26:7 30:11 32:11 44:19 48:10 50:9</p>	<p>62:1</p> <p>absolutely 20:2 21:3</p> <p>accept 50:5 51:14 69:1</p> <p>accident 36:20 60:20</p> <p>accordance 75:6</p> <p>according 8:8</p> <p>account 21:6,8 22:7 55:20 58:13</p> <p>accountant 7:19 14:12,16 17:15 28:21 29:5 40:4,5,11,12,14 43:10 44:14 55:18 56:6,11,21 58:21 59:8,14</p> <p>accountant's 43:8 59:1</p> <p>accuracy 31:2</p> <p>accurate 17:22 30:12,16 31:1</p> <p>accurately 4:14</p> <p>acknowledge 62:2</p> <p>across 26:4</p> <p>Act 75:7,11,14 76:10</p> <p>acted 10:20</p> <p>action 77:10,14</p> <p>actually 16:9 18:3 28:13 33:3,10,21 35:13 40:4 46:2,16 59:21 61:21 68:6</p> <p>add 21:7 55:13</p> <p>addition 73:7</p> <p>address 29:12</p>
--	--	---	--

Capital Reporting Company
 In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012
 Page 2

<p>30:10 addressed 26:6,7 30:11 62:1 adds 55:16 A-D-E 23:4 Adejunmobi 1:21 2:9 8:21 22:13,16,20 23:1,4,6,8,9,12,1 5,22 24:3,9,12,16,20 25:1,5,8,12,15 26:3,7,11,15,22 27:4,7,10 31:6,11,15,22 32:7,8,12,16,19, 21 33:4,6,9 62:12 A-D-E-N 23:1 Adeniyi 2:9 23:1 adequately 6:9 adjust 8:18 Administration 10:4 admit 25:17 27:12 30:22 47:8,21 48:1 admitted 57:7 61:22 63:9 64:14 73:17 advice 75:9 advise 74:17 advised 14:9 15:12 affirm 4:13 afternoon 11:1 against 5:21 Agency 23:10 ahead 59:12</p>	<p>Alberti 1:17 20:12,13,18 21:2,9,12,17 30:2 55:7,8,10,13,17, 22 56:11,16,20,22 57:9,11,16,20 58:1,5,7,13 59:2 alcohol 13:6,9 14:1 16:16 20:1 21:20 22:7 58:8,10,11,16,20 alcoholic 1:2,12,13 6:10 10:3 23:9 68:5,14 70:4 75:5 alleged 45:13 alleging 6:5 7:16 allow 31:1 37:4 already 28:9 36:6 41:13 69:9 am 10:12 77:9,11 78:3 Amendment 75:7,11,13 76:10 amount 19:21 48:14 58:2,3,10 analyst 23:12,14 ANC 1:8 3:6 ANGLIN 77:3,19 answer 34:22 anything 12:14 15:6 19:18 22:9 35:11 41:8 44:4 51:21 61:10 69:8 anytime 50:14 apologize 41:9</p>	<p>apologizes 51:5 appeared 12:11 appearing 77:5 appears 76:6 appreciate 57:16 approach 42:17 Approximately 23:22 argue 63:17 64:8 67:11 arguing 71:15 argument 73:21 arguments 61:15 arrived 29:8 attach 57:4 attention 18:14 24:4 25:2 36:4 37:13 attorney 77:12 audible 32:5 33:16 39:10,12 41:3 55:12 audit 60:18 auditor 9:1 11:16 14:11 31:19 auto 33:7 Avenue 1:6 3:5 26:12 aware 14:20 15:1 35:19,21 36:2 42:9,14 50:22 51:2 59:1 64:2,16 away 16:21 21:16 37:2 60:20 61:5 63:11</p>	<p style="text-align: center;"><u>B</u></p> <p>bank 56:4,5,10,12 58:15 bar 51:18 based 35:8 66:17,19 67:9,11 73:21 basically 8:14 40:1 45:13 61:19 become 8:14,17 behalf 4:22 28:11,19 44:8,19 59:1 behind 72:12 belief 66:18 believe 8:7 11:1 20:16,17 25:8 26:4 32:12 34:12 39:19 65:16 72:2 besides 54:7 best 4:16 40:18 better 52:2 beverage 1:2,12,13 10:3 23:10 68:5 70:4 75:5 beverages 6:10 58:8 beyond 64:20 bit 12:12 Blanca 1:6 3:4 5:21 10:11,14 13:2 24:2,7 26:11 29:15 75:10 Blanca's 30:10 block 54:5,7,8 Board 1:2,13 5:19</p>
--	--	---	---

Capital Reporting Company

In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

Page 3

<p>11:20 18:9,10 30:3 32:4 39:11 49:11 52:7 55:6 59:5 61:18 62:22 67:20 73:21 75:1,5,8,16 76:8,9,14</p> <p>Board's 66:8</p> <p>books 1:10 7:8 11:8 13:4 33:22 34:9 62:21 63:7,20 64:22 65:7,12,13 66:2</p> <p>bottom 27:9 60:3</p> <p>box 72:3</p> <p>boxes 13:10 16:7,9,11</p> <p>BRADLEY 77:3,19</p> <p>brief 72:20 73:4</p> <p>briefly 13:17 33:20 34:7</p> <p>B-R-I-E-L 9:22</p> <p>bring 37:13</p> <p>bringing 45:6</p> <p>Brooks 1:17 75:21,22</p> <p>brought 5:21 18:14 25:2 36:3 65:8 68:7 69:22</p> <p>building 1:14 54:22 71:4</p> <p>bunch 49:10</p> <p>burden 62:17,19</p> <p>burdens 63:22</p> <p>business 8:6 18:12 20:3,4 50:19 52:10 53:22 54:2</p>	<p>63:3 64:1,2 68:15 70:3 71:1,5</p> <p>businesses 70:22</p> <p>busy 52:22</p> <p>buys 16:17 58:19</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>calculates 19:2</p> <p>calculating 15:16</p> <p>calendar 57:21 58:9 76:13</p> <p>CALVIN 1:18</p> <p>captures 69:17</p> <p>car 60:20 68:6</p> <p>card 56:9</p> <p>cards 56:8</p> <p>carrier 28:11</p> <p>carry-out 53:11,12,13</p> <p>Casa 1:6 3:4 5:21 10:11,14 13:2 24:2,7 26:11 29:14 30:10 75:10</p> <p>case 1:8 3:4 5:2,4 6:17 8:1,2,4,15 17:9 45:1 54:15 63:17 65:22 67:19 69:9,17 70:4 71:20 73:6,16,18,20 75:2,9,12 76:12</p> <p>cases 73:3</p> <p>catch 12:19</p> <p>cause 1:7 3:6 5:6 45:14</p> <p>certain 48:16</p>	<p>certainly 61:20 68:21</p> <p>CERTIFICATE 77:1 78:1</p> <p>certify 77:4 78:3</p> <p>Cesar 1:5 3:21</p> <p>Chairperson 1:14,16 3:3,16,19,22 4:3,5,7,11,18 5:1,5,8,12,15,17 6:15,21 7:1,3,21 8:13,22 9:3,12,16 12:18,21 15:20 18:9,17 19:6,12,14,17 20:12 21:18,22 22:3,8,11,14,17 27:13,15,18 28:1,12,17 29:3,9,16,19,22 30:4,7,17,21 31:18 32:3,6,9,15,17,20</p> <p>33:2,5,8,12,14,17 7 34:2,5,21 35:3,7 36:13,21 39:6,8,11,13 40:1,7,18 41:1,4,8,11,17,21</p> <p>42:3,8,13,16,22 43:4,12,16,20 44:22 45:17,21 47:4,7,11,16,19,22</p> <p>49:5,8,12,16,20 50:4 51:13 52:4,7 55:6 59:5,11 60:2,7,10,13,16,</p>	<p>21 61:1,7,9,12 65:8,18 66:1,10,13,15,17 67:2,7,18 68:20 69:7,12,15,19 71:9,18,22 72:17,21 73:8,12,15 74:4,7,10,13,16, 20 75:4,17,21 76:1,4,6</p> <p>challenge 31:2 69:2</p> <p>chance 7:22 16:3</p> <p>change 40:9</p> <p>changed 71:14</p> <p>character 63:2</p> <p>charge 5:22 6:4 17:19 44:2 50:21 62:19,20</p> <p>charged 6:20 45:4,5 70:11</p> <p>charges 5:20 6:14 43:3 44:3</p> <p>charging 45:14</p> <p>check 13:19,20 14:19 56:7</p> <p>checked 13:5,6 18:19,22 67:14</p> <p>checks 13:8 19:7,8</p> <p>choose 73:19</p> <p>Chrissy 1:20 4:21</p> <p>circumstances 67:9 70:12</p> <p>citation 2:15 17:4,9 42:10,12,20 43:13,22 44:6,16,18,21</p>
---	--	---	---

(866) 448 - DEPO

www.CapitalReportingCompany.com © 2012

Capital Reporting Company
 In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012
 Page 4

<p>45:17 46:2,5,16,20 47:2,10,17 64:11,12 citations 42:16 cited 45:3 75:12 clarify 59:6 clean 53:4 cleaning 16:9 clear 8:14,17 30:1 38:9 close 53:2 71:19 closed 36:10,11 37:5 53:5 72:6 75:2,8 76:9 closer 41:18 closing 2:4,5 54:18 61:15 67:22 68:2 CMP-00021 75:10 collects 56:9 Columbia 1:1 4:22 63:3 75:6 77:21 coming 28:8 38:22 39:9 44:9,13 53:3 commit 64:18 competition 54:4 complaint 63:13 complete 78:8 completely 39:5 compliance 23:12,13 46:2 49:6 71:14 compliant 49:22 50:12 63:12 complied 71:12 comply 46:8</p>	<p>71:13,15 complying 40:2 compute 56:13 computer 20:22 concede 65:21 concerned 35:22 concluded 76:16 concludes 76:13 Conclusions 72:9 conduct 10:14 conference 76:9 confirm 21:19 confused 8:10 45:2 69:22 confusion 17:16 46:1 consider 75:2 consideration 37:18 considered 24:19 31:14 contacted 40:11 contents 26:13 contest 28:13 Control 1:2,12,13 75:5 conversations 66:6 conveyed 40:4 cook 53:3 copies 30:2 57:5 copy 29:10,17,19 30:4,8,9,12 31:1 47:9,16 57:14 correct 9:1 14:5 17:8 18:2,16 30:19 32:7 38:20</p>	<p>40:6 49:6 55:11,14 56:13 66:21 78:8 correcting 38:14 correctly 3:11 counsel 75:9 77:9,12 couple 39:13 54:10 course 19:4 court 73:10 78:4,6 CR 23:17 create 15:14 credit 56:9 cross 52:5 curious 67:5 customers 46:10 cycling 36:20</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>D.C 1:14 26:8,12 dad 38:9 daily 21:6 22:7 date 2:12 6:3 10:18 11:21 24:14,18 27:8 28:8,15 29:1 30:16 31:2,7,8,11,13,1 4 32:13,22 33:6,9 37:10 46:18 49:8 51:11 52:1 59:18 60:3 62:2 68:17 78:16 dated 28:4,20 date-stamped 32:10,13 dating 2:17</p>	<p>daughter 3:15 10:20 11:4 12:6 36:19 41:14 52:16 day 13:15 16:8,20 20:13 21:4 28:5 36:9 51:8 55:14 59:17,20 60:10,14,15 62:5 63:12 68:3,12,15 days 28:6 53:4 76:12 DCMR 64:5 66:8 deal 38:18 47:12 death 60:17 debit 56:9 December 6:6 10:14 13:2 61:6,7 decide 45:1 decides 67:20 declares 55:19 defense 63:16,22 64:10 deliberating 75:12 deliveries 6:10 delivery 6:9 deposit 56:3,4,12 58:14 determine 11:16 determining 31:9 DH 23:17 Diana 3:14 dictated 57:21 died 36:19 different 4:8 51:1,4 57:4</p>
--	---	--	--

<p>difficult 37:6 53:16 72:11</p> <p>direction 77:7</p> <p>disadvantage 74:14</p> <p>disbelieve 35:14</p> <p>discrepancy 59:20</p> <p>discretion 66:9</p> <p>dishonest 35:11</p> <p>disprove 43:2</p> <p>dispute 61:20</p> <p>District 1:1 4:22 63:3 64:3 65:3,5 75:5 77:21</p> <p>division 34:18 35:1</p> <p>document 45:14</p> <p>dollars 54:10</p> <p>DONALD 1:17</p> <p>done 38:18 67:12 68:1</p> <p>Dora 36:19</p> <p>doubt 35:10</p> <p>Downtown 52:21</p> <p>DR 1:7 23:17</p> <p>drawing 24:4</p> <p>drunkies 51:17</p> <p>due 6:3 7:14 11:17 24:15,16,17 31:14</p> <p>During 13:6</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>economy 54:4 71:3</p> <p>effort 74:8</p> <p>eight 54:6</p>	<p>either 40:13</p> <p>else 8:10,20 15:6 19:18 22:4,9 41:8 48:2 53:20 61:10,11</p> <p>email 25:7</p> <p>employed 77:9,12</p> <p>employee 52:17 77:11</p> <p>employees 52:14</p> <p>English 4:15</p> <p>enter 10:22</p> <p>entered 10:18</p> <p>envelope 2:12 11:18 25:10,19 26:14 28:7 29:11 30:10,12,19 31:1,9 61:22 62:2,13</p> <p>error 17:6 28:10,14,19 44:8,19 45:8</p> <p>especially 54:5 70:11 71:7</p> <p>essentially 64:19</p> <p>establish 44:3</p> <p>establishment 10:22 13:13 14:18 19:11 23:17 37:7 44:9 46:9,14 51:16 52:3 62:1</p> <p>estate 54:17,21</p> <p>Everybody 30:7</p> <p>everyone 53:19</p> <p>everything 8:7,10 13:13 14:12 16:13 18:7 28:9</p>	<p>30:15 35:12,20 37:11 38:19 73:10,13</p> <p>evidence 6:13 27:20 30:22 43:17 47:8 48:1 57:8 64:11,21 72:6 73:1</p> <p>exactly 4:6 11:10 31:15 71:12 74:17</p> <p>except 30:16</p> <p>excuse 15:22 24:16</p> <p>excused 22:11 61:13</p> <p>exhibit 25:18,22 27:14,19</p> <p>exhibits 2:11,14 73:17</p> <p>explain 8:16</p> <p>explained 19:1</p> <p>explaining 34:15</p> <p>express 7:4</p> <p>expressly 27:2</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>fact 40:3 42:9 47:2 62:6,10 63:14 64:16 67:11 72:1,9</p> <p>facts 72:12 73:5,19</p> <p>failed 1:9 6:5,7</p> <p>failing 6:2 7:6 62:20</p> <p>fails 51:3</p> <p>failure 2:15 5:22 7:8 46:8 64:22</p> <p>fair 36:17 67:17</p>	<p>faithfully 4:13</p> <p>familiar 10:10 24:1 56:17 57:1,2 64:4,5</p> <p>family 37:6 52:15 60:17 70:13</p> <p>family-owned 37:6 51:16</p> <p>fashioned 51:20</p> <p>father 3:17 35:10,16</p> <p>fault 62:9</p> <p>fax 25:7 31:8</p> <p>feel 39:17 50:17,18</p> <p>feeling 53:19</p> <p>feels 28:18 50:20 64:19 70:10,14,19</p> <p>fighths 51:17</p> <p>file 1:9 2:15 5:22 6:2 7:6 11:13 18:18 23:18 24:10 25:3 72:8,11 73:3</p> <p>filed 7:17,18 24:7,12 25:1</p> <p>filing 23:16 24:5,14,19,22 25:7 65:1</p> <p>filings 48:18 64:7</p> <p>filled 28:3</p> <p>final 61:16 67:21 69:16</p> <p>finally 64:11</p> <p>financial 70:12</p> <p>financially 53:19 77:13</p>
--	---	---	---

Capital Reporting Company

In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

Page 6

<p>Findings 72:9</p> <p>fine 4:7 32:3 54:10 65:6,9,21 67:5 69:9,19 70:11,20 71:6,16 72:19</p> <p>first 3:10 5:22 9:9 11:12 18:13 19:11 30:8 36:3,6 37:14 42:10 44:7 45:20 61:17 70:9,17 71:7</p> <p>first-time 65:16 66:22</p> <p>five 23:22</p> <p>fixing 38:14,20</p> <p>folks 66:7</p> <p>food 19:21 22:7 53:18 57:20 58:3,15 68:9 70:5</p> <p>forces 62:16</p> <p>foregoing 77:4,5</p> <p>foregoing/ attached 78:7</p> <p>forever 42:2</p> <p>formality 72:7</p> <p>forth 8:12 73:4</p> <p>forward 43:22</p> <p>front 30:9 65:15</p> <p>fully 6:9 59:1</p> <p>future 15:11</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>general 56:20,22</p> <p>genuinely 20:1</p> <p>Gephardt 1:20 4:21 5:3,7,10,19</p>	<p>7:5,13,16,20 8:21 9:2,10,17,19 10:1,5,7,10,13,1 7,21 11:3,9,19 12:3,5,13,17 13:1,17 14:2,6,17,21 15:6,10,18 22:12,19,21 23:3,5,7,11,13,1 9 24:1,4,10,14,18, 21 25:4,6,9,13,16 26:6,10,13,17,19 27:3,6,8,11,14,1 6 29:18 31:5,13,16 33:10,13,19 34:7,14,20 35:5 41:9 42:19 43:1 44:1 45:7,11,16,19 48:6,11,17 49:4,7,10,14,18, 21 50:2 52:4,6 57:7,10,14,15 61:10,11,17,18 65:5,11,20 66:6,12,14,16,20 67:6,10</p> <p>gets 28:21 56:2 70:11</p> <p>getting 49:2 61:14</p> <p>given 34:14 42:10 44:7 51:2 77:8</p> <p>gives 73:1</p> <p>gone 67:15</p> <p>government 2:3,4 4:20 6:4,12 7:4,16 8:1,15,17 9:10 22:12</p>	<p>25:17,18,22 27:12,14,19 28:11 33:19 41:10 45:13 62:19,21 63:1 64:19 65:20 72:10</p> <p>government's 2:11 25:21 62:17</p> <p>great 4:18 56:16</p> <p>guess 17:2 19:4 28:22 35:9 42:7 48:14 55:1 59:19 66:20 70:7 71:3</p> <p>guest 13:8</p> <p>guys 8:8,11 37:19 38:14,20 42:9 50:9 51:10 59:21 68:18,19 70:2,6</p> <p>Guzman 1:5 3:14,18,21 4:2,4,6,10,17 5:14,16 6:19,22 7:2,11,15,18,21 8:5 10:20 11:4 12:6 15:7,20 16:6,22 17:3,4,11 18:4,8,11 20:9,19 25:19 26:18,21 27:15,21 28:3,16,18 29:4,13,14,21 30:6,14,20 31:4,18,20 32:1 34:3,4 35:7,9,16 36:16,17,18,19,2 2 37:1,22 38:3,15,21 39:1,7,14 41:7,11,16,20,21 42:2,7,9,15</p>	<p>43:6,15,19,21 44:5 45:2,10,15 46:4 47:6,9,13,18,20 48:2,4,5,8,13 49:1 50:1,3,7 51:15 52:9,11,13,16,20 53:3,7,11,13,15, 21 54:12 55:3,4,8,9,10,15, 19 56:2,14,17,18,21 57:6,11,12,14,17 ,19,22 58:4,6,12,17 59:3,4,6,10,13 60:4,6,9,12,15,1 9,22 61:5,8,21 64:12 67:19 68:1 69:6,11,14,18,21 71:17,21 72:16,18 73:7,9,13,22 74:2,6,9,12,15 75:3</p> <p>Guzman's 14:18 26:19 62:15 63:2</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>hand 4:12 16:19 21:1 41:22 57:13</p> <p>handing 59:22</p> <p>handle 54:11</p> <p>handwriting 40:14</p> <p>handwritten 13:13 20:20 27:9 33:3 46:6 47:3 48:15 55:11</p> <p>happens 13:14 21:5,15</p> <p>hardest 71:4</p>
---	---	--	--

(866) 448 - DEPO

www.CapitalReportingCompany.com © 2012

<p>haven't 43:17</p> <p>having 5:10 11:13 30:4 35:19 46:6,9,20 47:2 51:9</p> <p>head 13:16 14:15 15:16 19:2 21:7 40:3 63:11</p> <p>hear 61:2 71:10,19 72:3</p> <p>heard 45:20 61:19 62:4,12 63:4 70:18 71:11 72:4,22 73:1</p> <p>hearing 1:7,13 3:6 5:6 9:5 61:14 72:22 73:7 74:22 76:15 77:4</p> <p>hears 70:9</p> <p>heavy 70:11,20 71:6,16</p> <p>he'll 42:7</p> <p>help 45:1</p> <p>helps 48:21</p> <p>hereby 76:7 77:4 78:3</p> <p>hereto 77:12</p> <p>HERMAN 1:18</p> <p>he's 6:20 8:6,7,9 14:14 15:2,3 16:6 18:12,14 19:2 28:10 38:7 45:2,3,4,5,6 46:12 48:15,16 49:2,22 50:8,9,10,22 51:19 54:5,6,22 56:5 58:17 59:1,21,22 68:1,2,5,8,15,16</p>	<p>69:21 70:7,20 71:12</p> <p>Hi 55:8,9</p> <p>hide 39:17</p> <p>high 65:9</p> <p>history 49:5 67:1</p> <p>hit 71:16</p> <p>hits 70:21</p> <p>hold 75:8 76:9</p> <p>holding 46:5,8</p> <p>holds 51:8</p> <p>honest 54:11</p> <p>hope 8:14</p> <p>hours 52:19,21</p> <p>hurdles 64:1</p> <p>hurt 54:10</p> <p>hurting 54:20</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>I'd 25:18</p> <p>idea 18:20</p> <p>identify 3:12 21:10</p> <p>ignorance 63:15 64:10</p> <p>I'll 4:12 41:20</p> <p>I'm 3:3,14 7:11 12:18 14:20 15:1,22 17:20 23:12,15 25:4 27:13 29:19 30:22 34:21 36:11 38:6 39:7 42:13 46:22 47:22 50:6 52:11 53:5 56:18 57:12 61:1 66:3 69:21 71:19 72:2,16,17</p>	<p>74:22 75:17</p> <p>implementing 40:19</p> <p>imposed 8:9 70:20 71:5</p> <p>impression 19:19</p> <p>inaudible 20:8 23:10 30:20 38:2 43:22 53:3 55:21 60:22 72:10</p> <p>inception 67:13</p> <p>incidences 64:22</p> <p>incident 63:14</p> <p>included 18:3</p> <p>includes 18:7 73:17</p> <p>including 6:8</p> <p>increase 54:21</p> <p>increasing 54:17</p> <p>incumbent 34:16 64:4</p> <p>indeed 66:7</p> <p>indicated 58:9</p> <p>indication 14:22</p> <p>influenced 9:5</p> <p>inform 12:15</p> <p>information 13:7,11,16 14:1,4,11 15:15 22:5,6 28:21 34:13,16,18 39:22 40:3,5 63:10</p> <p>informed 12:6,16,20,21 34:1 39:20 63:18 64:9,14,15</p>	<p>infractions 64:18</p> <p>innocence 54:14</p> <p>innocent 51:8</p> <p>input 20:22</p> <p>inspect 10:14</p> <p>inspection 6:6 13:6 15:7</p> <p>inspector 44:7,11,19 46:14</p> <p>inspectors 50:13 63:19</p> <p>inspector's 44:8 50:18</p> <p>instruct 15:11</p> <p>instructions 75:1</p> <p>intentionally 39:14</p> <p>intentions 62:8,15 63:5,6</p> <p>interested 77:13</p> <p>interpret 4:1,14</p> <p>interpreter 3:8,11</p> <p>interpreting 3:16</p> <p>interrupt 69:4</p> <p>intimidate 50:19</p> <p>introduce 4:19</p> <p>investigative 67:1</p> <p>investigator 9:1 10:6,8 63:19</p> <p>invoices 6:8 13:7,9 14:1,3 15:13 16:16 35:20 58:19</p> <p>isn't 16:4 44:6 48:18,20,21 63:13</p>
--	--	---	--

<p>issue 37:20,21 45:12 50:17 69:3 76:11</p> <p>issues 70:12</p> <p>it'll 8:13</p> <p>it's 5:14 6:17 7:5,9 14:2,11 25:1 28:8 31:8,14 32:21 33:9,10 36:3,7,12,18 41:19 43:1,5 45:9,12 49:15 50:3,20,22 51:1,18,19 52:20,21 53:3,5 54:6 60:5 62:6,10 63:6,8 64:4 65:11 66:3,8,17,18,21 67:6,15,21 68:7 69:10,19 70:8,9,14,20 71:2,4,7 72:10,20,21 73:2 74:4,7,17,18,20 75:18</p> <p>I've 41:13 45:20 66:7 71:11</p> <p>I-Y-I 23:2</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>J-A 9:21</p> <p>Jabriel 1:20 2:8 9:11,21</p> <p>January 36:8</p> <p>Jones 1:18 76:4,5</p> <p>July 1:11 12:1 24:6 26:16</p> <p>J-U-N-M-O-B-I 23:6</p>	<hr/> <p style="text-align: center;">K</p> <hr/> <p>knew 14:22</p> <p>knowledge 18:1 40:19 50:10</p> <p>known 58:14</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>landlord 54:16</p> <p>landlord's 54:16</p> <p>language 4:9</p> <p>last 9:22 17:11 35:18</p> <p>late 11:17 12:12,14 24:19 29:8 31:10,14 48:19 62:16,17 65:2</p> <p>later 16:3 61:3</p> <p>law 40:3 63:16 64:10 72:9,12 73:1,5,20</p> <p>least 15:13</p> <p>leave 53:4 72:13</p> <p>left-hand 33:12</p> <p>legal 72:20 73:4 75:9</p> <p>let's 8:11 50:5 65:14</p> <p>letter 25:10</p> <p>level 51:5</p> <p>license 1:7 3:5 23:17 34:13</p> <p>Licensee 2:5 4:19 5:21 6:5,7,13 10:11 24:2</p> <p>licensees 33:22 34:8,15</p>	<p>Licensee's 2:14</p> <p>limited 51:19</p> <p>line 57:17 58:8</p> <p>little 12:12 17:16 53:9,16 60:19 61:3 69:22 71:2</p> <p>located 3:5</p> <p>log 14:10 15:14,17 40:13,21</p> <p>long 10:7 23:19,20 52:9,12</p> <p>lost 62:8</p> <p>lot 70:21</p> <p>lots 63:22</p> <p>lucrative 54:1</p> <p>lunch 52:19 53:6</p> <p>lunchtime 20:16 52:20</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>ma'am 32:8</p> <p>machine 33:7</p> <p>mail 25:7 34:10 59:7,8,15 62:9</p> <p>mailed 11:16 12:11 25:8 59:9,12,16 60:13 61:3 62:4</p> <p>mailing 59:6</p> <p>mainly 52:19</p> <p>maintain 1:9 6:7</p> <p>marked 25:22</p> <p>matter 1:4 4:14 62:6,10</p> <p>matters 5:2,4</p> <p>may 8:17 28:14</p>	<p>maybe 8:13 28:10 29:16 36:14 50:19</p> <p>mean 16:12 18:18 19:7 25:2 31:11 35:11 37:10 38:8,10 39:1 42:20 43:2 45:4,21 46:22 48:20,21 49:19 54:3,15 55:16 56:18 57:8 64:13,17 66:20 67:2,10,14 68:17,18 70:5,17,18,19 73:9 74:2</p> <p>means 6:17 9:4 66:8 73:15</p> <p>meant 16:8 42:11 63:6</p> <p>meet 10:17 11:15</p> <p>meeting 1:3 75:2,8 76:9</p> <p>Meetings 75:7,11,13 76:10</p> <p>Member 1:17,18,19 75:16</p> <p>members 5:20 32:4 39:11 52:15 59:5 61:18</p> <p>mention 35:17</p> <p>mentioned 14:7</p> <p>met 1:13 10:19 11:3 62:19</p> <p>MIKE 1:19</p> <p>Miller 1:14,16 3:3,16,19,22 4:3,5,7,11,18 5:1,5,8,12,15,17</p>
---	--	---	--

6:15,21 7:1,3,21 8:13,22 9:3,12,16 12:18,21 15:20 18:9,17 19:6,12,14,17 20:12 21:18,22 22:3,8,11,14,17 27:13,15,18 28:1,12,17 29:3,9,16,19,22 30:4,7,17,21 31:18 32:3,6,9,15,17,20 33:2,5,8,12,14,17 34:2,5,21 35:3,7 36:13,21 39:6,8,11,13 40:1,7,18 41:1,4,8,11,17,21 42:3,8,13,16,22 43:4,12,16,20 44:22 45:17,21 47:4,7,11,16,19,22 49:5,8,12,16,20 50:4 51:13 52:4,7 55:6 59:5,11 60:2,7,10,13,16,21 61:1,7,9,12 65:8,18 66:1,10,13,15,17 67:2,7,18 68:20 69:7,12,15,19 71:9,18,22 72:17,21 73:8,12,15 74:4,7,10,13,16,20 75:4,17,21 76:1,4,6 minimum 65:12	66:3,5,18 67:8 MIRANDA 78:3,16 moment 35:10 money 54:13 56:3 month 21:13,15 55:19,20 56:6,15 59:15 monthly 22:6 56:1 months 23:22 morning 5:19 9:12,17,18 22:19,20 76:13 mostly 53:10,14,18 motion 75:1,18 76:7 move 48:1 50:5 75:7 <hr style="width: 20%; margin: 0 auto;"/> <p style="text-align: center;">N</p> <hr style="width: 20%; margin: 0 auto;"/> N.W 1:14 3:5 26:8,12 nature 62:16 Neal 1:21 8:21 22:13 necessarily 64:17 negligible 20:1 Neil 9:1 neither 77:9 NICK 1:17 night 53:6 nobody 19:10 Nophlin 1:18 75:19,20 nor 77:9,13 Notary 77:1,20	notes 66:1 74:1 78:6 nothing 9:13 22:15 42:1 61:11 notice 45:14 64:16 76:8 November 6:2 7:14 11:17,18 24:13,20,22 26:4 62:3,13,14 nowadays 54:5 numerous 20:15 40:10,16 NW 1:6 <hr style="width: 20%; margin: 0 auto;"/> <p style="text-align: center;">O</p> <hr style="width: 20%; margin: 0 auto;"/> OAG 1:20 oath 41:13,14 object 42:19 48:18 objection 27:18,22 28:1 34:3,4 49:17,18 occasion 10:13 13:1 occur 64:21 occurred 6:6 61:21 64:14 October 24:17 27:10 60:5 62:5 offer 72:8,14 office 32:11 62:10 officer 77:3 oh 17:20 25:4 33:2,8 36:21 41:9 43:15 47:11 49:10,12 61:9 68:7 old 51:20	ones 57:7 open 53:1 75:7,11,13 76:10 opened 68:3 opening 2:3 5:18 6:16 opportunity 15:21 61:15 72:14 73:2 opposing 74:10 order 8:8 36:1 43:10 76:11 orders 20:22 original 17:3,4 otherwise 46:18 69:19 77:13 outcome 77:13 owner 10:19 63:2 70:3 owners 64:1 <hr style="width: 20%; margin: 0 auto;"/> <p style="text-align: center;">P</p> <hr style="width: 20%; margin: 0 auto;"/> p.m 26:5 53:4,7 76:15 page 2:2 30:9,18 paper 3:10 28:4 59:14 papers 72:11 paperwork 28:22 particular 63:14 parties 3:7 72:8 77:8,10,12 partly 54:3 party 61:14 passed 37:2 60:19 61:5 76:7 past 12:10 14:19 18:19 21:14
---	--	--	---

Capital Reporting Company

In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

Page 10

<p>48:10,18 49:22 53:21,22 54:2 63:13,18 67:14</p> <p>pay 44:18 54:16,19</p> <p>penalties 65:10</p> <p>PENNACHI 78:3,16</p> <p>people 19:8 69:10</p> <p>per 75:10</p> <p>percent 19:21 56:8</p> <p>perhaps 61:3 64:8</p> <p>period 7:8 12:1 24:5,6,8 26:16 48:16 63:20</p> <p>person 17:19 44:14 59:22 63:3</p> <p>personally 17:17,21 44:13</p> <p>photocopy 32:22</p> <p>physical 15:17</p> <p>picks 56:6</p> <p>places 20:22</p> <p>plan 5:10</p> <p>please 9:19 22:21 25:16 37:4 50:15 54:11</p> <p>plenty 13:10</p> <p>point 37:18 39:16</p> <p>POS 20:22</p> <p>position 23:21 66:15</p> <p>position's 66:16</p> <p>possession 25:14</p> <p>Possible 18:22</p> <p>post 62:9</p>	<p>postal 28:11,19</p> <p>postmarked 11:18 26:2,3 62:14</p> <p>preliminary 5:2,4</p> <p>premises 6:8 7:9 10:18 63:21</p> <p>preponderance 64:20</p> <p>present 1:16,19 2:17</p> <p>presiding 1:15</p> <p>pretty 54:1 70:18,19</p> <p>previous 21:12,13</p> <p>primary 66:21,22</p> <p>printout 61:22</p> <p>pro 54:22</p> <p>probably 20:16 32:21 54:6 58:18,21 60:15</p> <p>problem 9:8 18:13 38:14,20 50:9</p> <p>problems 51:17</p> <p>procedures 40:20</p> <p>proceed 5:5 42:4</p> <p>proceeding 76:8 78:5,6,9</p> <p>proceedings 4:14</p> <p>process 14:13 15:15 16:2 19:1</p> <p>processed 25:3</p> <p>pronounce 32:6</p> <p>proof 63:13</p> <p>Proposed 72:9</p> <p>prove 6:12 12:14 43:2 48:19 51:7</p>	<p>54:14 62:17 68:2 70:2 72:12</p> <p>proved 64:20</p> <p>proving 48:18</p> <p>Public 77:1,20</p> <p>purchase 13:7 68:4,5</p> <p>purchased 21:20</p> <p>purchases 6:10 16:13 58:20 68:14</p> <p>purpose 29:10 44:2 75:8</p> <p>pursuant 76:10</p> <p>puts 8:1</p> <p>putting 73:4</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>quarter 6:1 7:7,14 11:11,22 23:16 24:15 26:16 65:2</p> <p>quarterly 1:9 2:12,15 5:22 7:6,13 11:6,10,14,20 24:5,7,11,19 25:20 26:15 27:9 30:13 31:6 32:10 48:5,9 56:17,19 57:2,3,5,13 59:7,8 60:3 65:1,6</p> <p>question 16:3,7 18:10 30:8,11 33:21 35:8 36:14 45:1,21 66:5</p> <p>questions 15:22 18:10 20:11 31:19 32:1,2,4 33:15,21 39:9</p>	<p>41:2 42:5 52:7 55:5,6 59:3</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>raise 4:12 41:22</p> <p>range 49:13 65:10,15 66:2</p> <p>rarely 73:2</p> <p>rata 54:22</p> <p>ready 8:11</p> <p>real 54:17,21</p> <p>really 38:11 42:14 43:1 48:21 50:9 54:20 74:8,21</p> <p>reason 11:7 35:14 38:12 61:3</p> <p>reasons 54:13 75:12</p> <p>recall 33:20</p> <p>receipt 69:2</p> <p>receipts 2:17 13:8,12,14,22 14:4,10 16:12,14,16,18,1 9 18:13,19,20 19:9 20:19 21:4,5,19 22:1 35:19 37:20 39:21 40:15 46:6,9,13,17,20 47:3 48:15 51:10 52:2 55:11 58:21 63:10,11 67:16 68:3,4,9 70:5</p> <p>receive 31:6,12 34:12,13</p> <p>received 11:14 12:7 24:22 25:7 31:13 59:21</p>
---	--	---	--

(866) 448 - DEPO

www.CapitalReportingCompany.com © 2012

Capital Reporting Company
 In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012
 Page 11

<p>62:13 recess 76:8,14 recession 53:20 recommendation 67:4 record 3:13,20 4:20 9:20 15:14 22:22 45:9 71:20 72:5 73:16,19,21 77:8 recorded 77:6 recordings 78:7 records 1:10 6:8 7:8 11:8 12:10 13:5,18 14:19 33:22 34:10 37:9 39:15 43:6,8,10 51:21 62:21 63:7,20 64:7,22 65:7,12,13 66:2 72:1 reduced 77:6 Reeves 1:14 reference 43:5 referring 11:11 47:15 reflect 6:9 48:13 reflects 48:15 regarding 18:15 33:22 regardless 62:7,15 63:18 register 13:8,12,22 regulation 10:4 23:10 50:12 regulations 8:8 50:11 regulatory 6:5</p>	<p>10:14 13:5 related 47:4 77:9 relationship 50:8 relative 77:11 relayed 39:19 relevance 42:20 relevant 43:1 44:2 48:22 remarks 67:22 remember 29:7 59:12 rent 54:17 renting 54:22 report 17:10 18:3,6,7 19:11 43:5 55:18 56:17,19 57:2,3,5,13 reported 57:1,3 78:4 Reporter 78:4 Reporter's 78:6 reports 14:16 request 70:2 requested 43:7 requesting 44:10 requests 50:13 required 29:1 39:15 63:20 requirement 14:22 34:1 requiring 74:1 research 11:15 respond 8:16 response 32:5 33:16 39:10,12</p>	<p>41:3 55:12 responsibilities 64:6 responsibility 64:9 responsible 23:15 68:17 rest 69:20 restaurant 1:6 3:4 16:14 20:6 26:11 31:21 36:2,10,11 37:5 46:12 47:3 50:8,14 51:15 53:9 63:2 64:1,2 68:4 75:10 restaurants 19:22 54:7 rests 41:10 Retailer 1:7 return 13:2 29:11 30:10 returns 28:22 revenue 19:21 reverse 32:22 review 11:8 reviewing 23:16 rid 13:16 roll 75:17 room 1:14 9:7 rule 8:18 9:3 rules 34:15 running 71:4 Ruthanne 1:14,16 <hr style="width: 10%; margin: 10px auto;"/> <p style="text-align: center;">S</p> <hr style="width: 10%; margin: 10px auto;"/> sale 20:1 46:17 sales 2:17 6:10 13:7,11,22</p>	<p>14:4,10 15:13,14 19:22 20:3,20 21:6,7 22:5,6,7 39:21 48:13,14 55:10,20 56:8,13,15 57:17,20 58:3,8,11 63:10 67:16 Sarah 42:18 sat 40:10 saw 16:16 seat 22:18 seating 51:19 second 6:4 7:7 13:18 16:22 17:1 30:18 36:5 37:8,12,14 38:4 42:17 62:20 75:15,16 seconded 75:19 Section 75:6,10,13 seeking 75:9 seem 44:2 seems 45:7 53:8,17 67:17 seen 43:17 56:21 seldom 74:19,20,21 send 29:4 34:18 35:1,3 sending 29:7 sent 25:11,19 28:10,13,21 29:5 30:13 31:8 59:20 sentence 69:17 September 12:1 24:6 26:16</p>
--	--	---	--

<p>serve 53:18 served 22:4 SH 23:18 Shakoor 1:20 2:8 8:20,22 9:11,15,17,18,21 10:3,6,9,12,16,1 9 11:1,6,12,22 12:4,9,16,19,20 13:4,21 14:5,9,20 15:1,9,12,21 16:3,15 17:8 18:2,5,10,16,22 19:10,13,16 20:2,5,7,13,15,2 1 21:3,11,14,17,21 22:2,5,10 33:20 34:7,12,17 35:1,13 37:17 38:1,12,16,22 39:4,16 40:6,10,21 41:6 64:14,15 69:2 S-H-A-K-O-O-R 9:22 share 54:22 she's 67:19 showed 16:8,10 57:11 showing 32:22 48:12,18 49:1 shown 61:16 shows 25:11 28:7 64:12 sign 3:9 29:1 signature 26:20 27:1,7 60:5,8 signed 26:18 28:4</p>	<p>59:18 60:11 Silverstein 1:19 19:18,19 20:4,6,8,10 52:8,9,12,14,18 53:1,6,8,12,14,1 6 54:9 55:2,5 65:3 72:20 74:1,19 76:2,3 simply 31:7 63:21 sir 3:20 sister 36:18 60:19 sit-down 53:14,15 site 13:9 14:11 15:17 34:10 situation 37:15 situations 63:15 slips 6:9 56:7,12 58:14 slowing 54:3 small 13:12 20:3,4,6 51:19 53:9,17 70:21 71:5 sold 58:2,10,15,16 solemnly 4:13 somehow 51:7 someone 36:3 57:13 70:16 somewhat 72:7 son 52:16 sorry 7:11 12:18 15:22 25:4 34:21 36:10,11 39:7 50:6 52:11 53:5 56:18 61:2 72:16 Spanish 4:8,10,11,15</p>	<p>speak 36:9 specifically 6:2 21:5 spell 9:20,21 22:22 spend 54:18 stamp 2:12 33:1,6 stamped 31:2 stand 9:11 22:13 41:15 start 5:18 37:4,19 40:15,19,22 started 46:16 68:15 starting 36:8 state 9:19 22:21 statement 2:3,4,5,12,16 6:16 7:6,13 11:6,10,14,20 12:7 23:16 24:5,7,11,19 25:20 26:15 27:9 30:13,18 31:10 32:10 59:7,8,18 60:4 65:1,6 68:2 statements 1:9 5:18 6:1 31:6 39:20 48:5,9 56:10,12 58:15 statute 64:5 story 16:4,5 39:3,8 41:12 51:4 Street 1:14 26:8 strong 67:4 struggling 70:13 stuff 37:21 subject 14:18</p>	<p>submit 27:19 submitted 28:5 30:18 48:10 49:3 64:12 Suite 26:8 summary 69:10 supervisor 17:20 supports 73:6,20 suppose 65:14 supposed 34:8,9,11 35:22 44:17,18 sure 6:19 17:20,22 37:19 38:6,13,19 40:8,16 44:12,15 46:22 62:22 66:3 swear 3:10 4:12 9:13 22:14 34:6 41:13,22 sworn 34:5 41:14 system 39:18 <hr/> <p style="text-align: center;">T</p> <hr/> t/a 1:6 table 3:10 take-out 53:10 talk 11:4 17:17 38:11 talked 17:18 talking 11:20 16:18 tallies 63:10 tally 13:15 taxes 54:17,21 technically 62:6,10 63:8 Ten 27:10</p>
--	--	---	--

<p>terms 31:9 64:6 terribly 54:10 testified 62:12 testify 18:11 36:15 42:5,7 testimony 9:5 14:2 35:8 51:14 68:21 69:1 72:6 73:1,18 77:5,8 thank 9:8,16 10:1 12:22 15:18 21:17 22:8,9,17 23:7 25:16,20 27:11 31:17 33:15,17,19 41:1,4 55:2 57:14 59:2,3 61:12 76:12 Thanks 41:7 that's 4:7 14:5 17:8,17 18:2,16 20:21 22:2 27:1,9 29:1,2,7 30:16 31:2,16 32:3,13,14,17 33:4,5 35:5 38:6,22 40:6 45:6,8,11,12 46:7,15 47:14 51:4 52:3 54:13 55:15,20 56:5,14 58:10,22 63:21 65:18,22 66:7 67:5,12,19,20 68:10,22 69:3,9,22 70:5,18 71:6,10 72:2,4 74:2 theirs 34:1 thereafter 77:6 There'd 72:11</p>	<p>therefore 62:18 71:15 there's 19:22 34:4 49:10 54:6 60:3 63:22 they're 34:9 50:21 they've 21:1 67:12,15 third 6:1 7:7,14 11:22 22:4 24:15 26:16 65:2 thousand 54:10 threw 21:15 throughout 36:1 46:11 throw 63:11 throws 16:20 ticket 7:11 17:2,4,12,14,21 18:6 45:4,7 tickets 38:7 tight 54:12 title 10:5 23:11 to-date 50:11 today 5:20 25:10 61:19 63:4 68:13 top 28:16 33:11 54:19 total 56:1,13 58:10 totally 40:17 totals 55:18 track 37:19 40:8 transcript 77:5 78:5,7 transcription 77:7 78:1,8 Transcriptionist</p>	<p>78:17 translator 10:20 trouble 53:19 true 77:7 78:8 truth 9:13,14 22:15 35:15 42:1 68:21 try 54:14 trying 37:1 38:13 39:17 50:18 70:7 turned 12:9 type 16:14 69:2 typed 78:5 typewriting 77:6 <hr style="width: 20%; margin: 10px auto;"/> <p style="text-align: center;">U</p> <hr style="width: 20%; margin: 10px auto;"/> <p>Uh-huh 4:6 5:16 7:15 9:2 17:11 18:8 31:4 37:22 38:21 45:10 47:6 53:15 57:15,22 58:4 59:4 60:6,9 61:8 69:11,18 74:9 75:3 Underneath 58:7 understand 3:7,11 28:8 39:2 40:2 58:1,2,5,9,11 71:12 understanding 65:11 understands 37:11 62:22 63:1 understood 39:4,5 40:17 unfair 50:22 70:8,10,14 71:6 unless 15:4</p> </p>	<p>updates 34:14 upon 6:8 34:16 64:4 75:12 usually 52:20 74:5,7 <hr style="width: 20%; margin: 10px auto;"/> <p style="text-align: center;">V</p> <hr style="width: 20%; margin: 10px auto;"/> <p>vendor 16:17 vendors 21:19 Vermont 1:6 3:5 26:12 violation 6:13 7:1 11:7,10,12 15:3 18:15 19:4 37:9 47:5 62:7,11,18 63:9 64:13 65:7,13,17 67:15 70:15 71:7 violations 6:21 7:5,10 61:21 64:15,21 visit 11:7 16:22 17:1 19:11 Void 17:21 44:17,21 voided 17:7 42:11 45:8 46:1,21 47:1 64:13,17 73:11 vote 75:18 76:7 <hr style="width: 20%; margin: 10px auto;"/> <p style="text-align: center;">W</p> <hr style="width: 20%; margin: 10px auto;"/> <p>wages 40:15 wait 27:15 38:3 42:17 43:13 69:4 waiters 46:9 waitress 46:7 waitresses 16:19 22:1</p> </p></p>
---	---	---	---

Capital Reporting Company

In the Matter of: Cesar Guzman t/a Casa Blanca Restaurant 07-25-2012

Page 14

<p>waive 72:10,18</p> <p>waived 44:21 74:5,7</p> <p>warning 46:22 51:2 70:16</p> <p>Washington 1:14 26:8,12</p> <p>wasn't 18:20 35:21 37:20 38:1 44:12,17 46:14 68:1 71:14</p> <p>ways 71:15</p> <p>week 11:17 13:15 21:12,14 36:10,11 37:5</p> <p>weekly 21:6 22:6</p> <p>welcome 22:10 41:6 50:14 55:4</p> <p>we'll 5:5 50:4</p> <p>we're 11:20 13:21 30:4 42:13 61:13</p> <p>we've 63:4 72:4,22 73:1</p> <p>whatever 8:16 28:6 35:11 50:12,13,20 56:3 62:7,8</p> <p>whenever 8:11</p> <p>WHEREUPON 76:15</p> <p>whether 26:22 27:4 31:8,9 48:19 60:4 61:20 62:7,8 63:2,6,8,13,18,1 9 67:8,9 72:8</p> <p>whoever 17:18</p> <p>whole 9:13 15:2</p>	<p>22:15 23:18 42:1</p> <p>whom 77:3</p> <p>who's 66:3</p> <p>wife 52:16</p> <p>willing 65:21 68:6,8,14</p> <p>witness 9:6,9 21:2 25:22 41:15</p> <p>witnesses 2:7 5:9,11,13 8:19 9:4,5</p> <p>wondering 49:13</p> <p>work 10:2 23:8,9</p> <p>worked 39:18</p> <p>working 39:18</p> <p>works 15:16</p> <p>worry 72:1</p> <p>worth 74:8</p> <p>wow 49:10</p> <p>wrap-up 69:13</p> <p>write 17:9 18:6 40:14 73:18</p> <p>writing 73:4,14</p> <p>written 21:1 27:2 35:20 38:6 51:9</p> <p>wrote 17:21 27:1 46:15</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>yearly 54:18</p> <p>yours 19:12</p> <p>yourself 3:12</p> <p>you've 34:5 61:16,19 69:9 72:22</p>		
---	--	--	--

(866) 448 - DEPO

www.CapitalReportingCompany.com © 2012