

DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :  
 :  
Hill Country DC, LLC :  
t/a Hill Country Summer Barbeque: :  
At the National Building Museum :  
401 F Street, NW :  
Retailer CT : Protest  
License No. 89674 : Hearing  
ANC 6C : (Status)  
Case No. 12-PRO-00069 :  
New Application :  
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September 19, 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

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

2 9:47 a.m.

3 CHAIRPERSON MILLER: The next case on our  
4 calendar is another status for protest hearing. It's  
5 Case No. 12-PRO-00069, Hill Country Summer Barbeque,  
6 ANC 6C.

7 Are the parties here on this case? All  
8 right. This case --

9 MR. SILVERSTEIN: Mr. Fonseca.

10 CHAIRPERSON MILLER: Does he have O'Brien?

11 MR. SILVERSTEIN: (Inaudible) O'Brien?

12 CHAIRPERSON MILLER: Uh-huh.

13 MR. SILVERSTEIN: Mr. Fonseca?

14 CHAIRPERSON MILLER: That's okay. It's Mr.  
15 O'Brien's case. This is a case -- okay. We just  
16 called Hill Country Summer Barbeque and I understand  
17 that's Mr. O'Brien's case. And I just want to  
18 acknowledge that the Board did receive the applicant's  
19 request to amend the application to require live  
20 entertainment to end at 9:00 on weekdays and 11:00 on  
21 weekends and that the protestants will be withdrawing  
22 the protest based on that amendment.

1                   And the Board will be looking at that also  
2 this afternoon.

3                   (WHEREUPON, at 9:48 a.m., the hearing was  
4 concluded.)

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CERTIFICATE OF NOTARY PUBLIC

I, BRADLEY ANGLIN, the officer before whom the foregoing hearing was taken, do hereby certify that the testimony appearing in the foregoing transcript was recorded by me and thereafter reduced to typewriting under my direction; that said transcription is a true record of the testimony given by said parties; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

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BRADLEY ANGLIN

Notary Public in and for the  
District of Columbia

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CERTIFICATE OF TRANSCRIPTION

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

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Date

\_\_\_\_\_

MIRANDA PENNACHI

Transcriptionist

<p><u>1</u>  <b>11:00</b> 2:20  <b>12-PRO-00069</b> 1:9                  2:5  <b>14th</b> 1:13  <b>19</b> 1:11</p> <hr/> <p><u>2</u>  <b>2000</b> 1:13  <b>2012</b> 1:11</p> <hr/> <p><u>4</u>  <b>401</b> 1:7</p> <hr/> <p><u>6</u>  <b>6C</b> 1:8 2:6</p> <hr/> <p><u>8</u>  <b>89674</b> 1:8</p> <hr/> <p><u>9</u>  <b>9:00</b> 2:20  <b>9:47</b> 2:2  <b>9:48</b> 3:3</p> <hr/> <p><u>A</u>  <b>a.m</b> 2:2 3:3  <b>acknowledge</b> 2:18  <b>action</b> 4:10,14  <b>afternoon</b> 3:2  <b>ALBERTI</b> 1:16  <b>Alcoholic</b>                  1:2,12,13  <b>am</b> 4:9,11 5:3  <b>amend</b> 2:19  <b>amendment</b> 2:22  <b>ANC</b> 1:8 2:6</p>	<p><b>ANGLIN</b> 4:3,19  <b>appearing</b> 4:5  <b>applicant's</b> 2:18  <b>application</b> 1:9                  2:19  <b>attorney</b> 4:12</p> <hr/> <p><u>B</u>  <b>Barbeque</b> 1:6                  2:5,16  <b>based</b> 2:22  <b>Beverage</b>                  1:2,12,13  <b>Board</b> 1:2,13 2:18                  3:1  <b>BRADLEY</b> 4:3,19  <b>BROOKS</b> 1:16  <b>Building</b> 1:6,13</p> <hr/> <p><u>C</u>  <b>calendar</b> 2:4  <b>CALVIN</b> 1:17  <b>case</b> 1:9                  2:3,5,7,8,15,17  <b>CERTIFICATE</b>                  4:1 5:1  <b>certify</b> 4:4 5:3  <b>Chairperson</b>                  1:14,15                  2:3,10,12,14  <b>Columbia</b> 1:1 4:21  <b>complete</b> 5:8  <b>concluded</b> 3:4  <b>Control</b> 1:2,12,13  <b>correct</b> 5:8  <b>counsel</b> 4:9,12  <b>Country</b> 1:5,6</p>	<p>2:5,16  <b>Court</b> 5:4,6  <b>CT</b> 1:7</p> <hr/> <p><u>D</u>  <b>D.C</b> 1:14  <b>Date</b> 5:13  <b>DC</b> 1:5  <b>direction</b> 4:7  <b>District</b> 1:1 4:21  <b>DONALD</b> 1:16</p> <hr/> <p><u>E</u>  <b>employed</b> 4:9,12  <b>employee</b> 4:11  <b>entertainment</b>                  2:20</p> <hr/> <p><u>F</u>  <b>financially</b> 4:13  <b>Fonseca</b> 2:9,13  <b>foregoing</b> 4:4,5  <b>foregoing/                  attached</b> 5:7</p> <hr/> <p><u>G</u>  <b>given</b> 4:8</p> <hr/> <p><u>H</u>  <b>hearing</b> 1:8,13 2:4                  3:3 4:4  <b>hereby</b> 4:4 5:3  <b>hereto</b> 4:12  <b>HERMAN</b> 1:17  <b>Hill</b> 1:5,6 2:5,16</p> <hr/> <p><u>I</u></p>	<p><b>Inaudible</b> 2:11  <b>interested</b> 4:13  <b>It's</b> 2:4,14</p> <hr/> <p><u>J</u>  <b>JONES</b> 1:17</p> <hr/> <p><u>L</u>  <b>License</b> 1:8  <b>live</b> 2:19  <b>LLC</b> 1:5</p> <hr/> <p><u>M</u>  <b>MATTER</b> 1:4  <b>MEETING</b> 1:3  <b>Member</b>                  1:16,17,18  <b>met</b> 1:13  <b>MIKE</b> 1:18  <b>Miller</b> 1:14,15                  2:3,10,12,14  <b>MIRANDA</b> 5:3,13  <b>Museum</b> 1:6</p> <hr/> <p><u>N</u>  <b>N.W</b> 1:13  <b>National</b> 1:6  <b>neither</b> 4:9  <b>NICK</b> 1:16  <b>NOPHLIN</b> 1:17  <b>nor</b> 4:9,13  <b>Notary</b> 4:1,20  <b>notes</b> 5:6  <b>NW</b> 1:7</p> <hr/> <p><u>O</u>  <b>O'Brien</b> 2:10,11</p>
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<p><b>O'Brien's</b> 2:15,17  <b>officer</b> 4:3  <b>otherwise</b> 4:13  <b>outcome</b> 4:13</p> <hr/> <p style="text-align: center;"><b>P</b></p> <hr/> <p><b>parties</b> 2:7  4:8,10,12</p> <p><b>PENNACHI</b>  5:3,13</p> <p><b>PRESENT</b> 1:15</p> <p><b>presiding</b> 1:14</p> <p><b>proceeding</b> 5:5,6,9</p> <p><b>protest</b> 1:7 2:4,22</p> <p><b>protestants</b> 2:21</p> <p><b>Public</b> 4:1,20</p> <hr/> <p style="text-align: center;"><b>R</b></p> <hr/> <p><b>receive</b> 2:18</p> <p><b>record</b> 4:8</p> <p><b>recorded</b> 4:6</p> <p><b>recordings</b> 5:7</p> <p><b>reduced</b> 4:6</p> <p><b>Reeves</b> 1:13</p> <p><b>related</b> 4:9</p> <p><b>relative</b> 4:11</p> <p><b>reported</b> 5:4</p> <p><b>Reporter</b> 5:4</p> <p><b>Reporter's</b> 5:6</p> <p><b>request</b> 2:19</p> <p><b>require</b> 2:19</p> <p><b>Retailer</b> 1:7</p> <p><b>Room</b> 1:13</p> <p><b>Ruthanne</b> 1:14,15</p> <hr/> <p style="text-align: center;"><b>S</b></p>	<p><b>September</b> 1:11</p> <p><b>SILVERSTEIN</b>  1:18 2:9,11,13</p> <p><b>status</b> 1:8 2:4</p> <p><b>Street</b> 1:7,13</p> <p><b>Summer</b> 1:6  2:5,16</p> <hr/> <p style="text-align: center;"><b>T</b></p> <hr/> <p><b>t/a</b> 1:6</p> <p><b>testimony</b> 4:5,8</p> <p><b>that's</b> 2:14,17</p> <p><b>thereafter</b> 4:6</p> <p><b>transcript</b> 4:5  5:5,7</p> <p><b>transcription</b> 4:7  5:1,8</p> <p><b>Transcriptionist</b>  5:14</p> <p><b>true</b> 4:7 5:8</p> <p><b>typed</b> 5:5</p> <p><b>typewriting</b> 4:6</p> <hr/> <p style="text-align: center;"><b>U</b></p> <hr/> <p><b>Uh-huh</b> 2:12</p> <p><b>understand</b> 2:16</p> <hr/> <p style="text-align: center;"><b>W</b></p> <hr/> <p><b>Washington</b> 1:13</p> <p><b>weekdays</b> 2:20</p> <p><b>weekends</b> 2:21</p> <p><b>WHEREUPON</b>  3:3</p> <p><b>whom</b> 4:3</p> <p><b>withdrawing</b> 2:21</p>		
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