

Capital Reporting Company
In the Matter of: L Street Market, Inc. 11-14-2012

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DISTRICT OF COLUMBIA

ALCOHOL BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :
 :
L Street Market, Inc. :
t/a L Street Market :
700 L Street SE :
Retailer B : Show Case
License No. 88611 : Hearing
ANC 6-B : (Status)
Case No. 12-CMP-00130 :
Failed to Frame and Post the License :
In a Conspicuous Place, Failed to :
Post ABC Window Lettering in a :
Conspicuous Place :
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November 14, 2012

The Alcohol Beverage Control

Board met in the Alcohol Beverage Control Hearing room,
Reeves Building, 2000 14th Street, N.W., Washington
D.C., Ruthanne Miller, Chairperson, presiding.

PRESENT

RUTHANNE MILLER, Chairperson
DONALD BROOKS, Member
NICK ALBERTI, Member
MIKE SILVERSTEIN, Member

ALSO PRESENT

MICHAEL STERN, OAG

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<p style="text-align: right;">2</p> <p>1 P R O C E E D I N G S</p> <p>2 9:42 a.m.</p> <p>3 CHAIRPERSON MILLER: So, we will get back to</p> <p>4 that one as well and move on to Case Number 12-CMP-</p> <p>5 00130, L Street Market, Located at 700 L Street SE,</p> <p>6 License Number 88611, in ANC 6-B.</p> <p>7 Good Morning.</p> <p>8 INVESTIGATOR MARTIN: Good morning.</p> <p>9 MR. STERN: Just a second</p> <p>10 (Conversation away from microphone)</p> <p>11 MR. STERN: Michael Stern representing The</p> <p>12 District of Columbia.</p> <p>13 CHAIRPERSON MILLER: Morning. When you have</p> <p>14 a chance -- when you've gotten settled could you</p> <p>15 introduce yourselves for the record please?</p> <p>16 (Interpreter.)</p> <p>17 CHAIRPERSON MILLER: I'm sorry?</p> <p>18 MR. KIM: Sorry, my name is David Kim. I'm</p> <p>19 the interpreter.</p> <p>20 CHAIRPERSON MILLER: Oh, you're the</p> <p>21 interpreter.</p> <p>22 MR. KIM: Yes.</p>	<p style="text-align: right;">4</p> <p>1 interpret the proceedings in this manner, from Korean</p> <p>2 into English and from English into Korean, to the best</p> <p>3 of your ability?</p> <p>4 MR. KIM: Yes.</p> <p>5 CHAIRPERSON MILLER: Okay. Thank you.</p> <p>6 All right. This is a show cause status</p> <p>7 hearing and I need to ask Ms. Choe whether she received</p> <p>8 notice of this hearing.</p> <p>9 MS. CHOE: Yes.</p> <p>10 CHAIRPERSON MILLER: And did you read it?</p> <p>11 MS. CHOE: Yes. Well, I did read the front -</p> <p>12 - the first page and I kind of read what I could</p> <p>13 understand.</p> <p>14 CHAIRPERSON MILLER: So, did-- you understand</p> <p>15 it? Or no?</p> <p>16 MS. CHOE: Yes, I understood.</p> <p>17 CHAIRPERSON MILLER: Okay. Does -- Do you</p> <p>18 waive the boards reading of the notice into the record?</p> <p>19 MS. CHOE: I'm not sure.</p> <p>20 CHAIRPERSON MILLER: Oh, okay. She might not</p> <p>21 be -- understand what that means. Okay. She has a</p> <p>22 written notice right there in front of her and normally</p>
<p style="text-align: right;">3</p> <p>1 CHAIRPERSON MILLER: Okay. What's your name</p> <p>2 again?</p> <p>3 MR. KIM: My name is David Kim.</p> <p>4 CHAIRPERSON MILLER: David Kip?</p> <p>5 MR. KIM: Kim, K-I-M.</p> <p>6 CHAIRPERSON MILLER: Kim, David Kim. Okay.</p> <p>7 MR. ALBERTI: Did you sign that sheet there?</p> <p>8 MR. KIM: Would you like the interpreter to --</p> <p>9 MR. ALBERTI: Yes, please.</p> <p>10 CHAIRPERSON MILLER: Your name is?</p> <p>11 MS. CHOE: My name is Eun Sun Choe.</p> <p>12 CHAIRPERSON MILLER: Okay. And you're the</p> <p>13 owner?</p> <p>14 MS. CHOE: Yes, Ma'am.</p> <p>15 CHAIRPERSON MILLER: Mr. Kim, I'm just going</p> <p>16 to have you be sworn in as the interpreter. Do you</p> <p>17 want to raise your right hand. Do you solemnly affirm</p> <p>18 that you will faithfully-- what's the language you're</p> <p>19 going to be interpreting from?</p> <p>20 MR. KIM: Korean.</p> <p>21 CHAIRPERSON MILLER: Korean. Do you solemnly</p> <p>22 affirm that you will faithfully and accurately</p>	<p style="text-align: right;">5</p> <p>1 parties waive our reading it, the whole notice right</p> <p>2 now into the record of the proceeding. and that's --</p> <p>3 but we need your permission not to, otherwise we will</p> <p>4 read that into the record.</p> <p>5 MS. CHOE: Well, basically my understanding</p> <p>6 is that there was a certain incident that happened so</p> <p>7 I'm just here to explain my side of the situation.</p> <p>8 CHAIRPERSON MILLER: Okay. This is not the</p> <p>9 hearing on the merits. This is what's just called a</p> <p>10 status hearing, at which we will either set the case</p> <p>11 for a hearing or hear whether or not there's been some</p> <p>12 agreement with the government, in which case we would</p> <p>13 consider that agreement at this hearing-- at this</p> <p>14 particular hearing, that's all. We're not going to</p> <p>15 hear the merits of the case today.</p> <p>16 MS. CHOE: My only thing was that I just felt</p> <p>17 it wasn't justified the way the situation played out.</p> <p>18 So that's the only reason--</p> <p>19 MR. SILVERSTEIN: We don't care.</p> <p>20 CHAIRPERSON MILLER: Okay, so that goes to</p> <p>21 the merits. So, we'll either hear that later unless we</p> <p>22 hear there's an agreement that you've come to.</p>

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<p>1 Mr. Stern, are there any preliminary matters 2 in this case? 3 MR. STERN: There are none at this time. 4 CHAIRPERSON MILLER: Okay, so therefore we're 5 just going to set this case for hearing, give you the 6 date and time. Okay. So that-- the show cause hearing 7 will be set for February 13th, 2013 at 10 a.m. 8 And that concludes this hearing. 9 MS. CHOE: Yes, thank you. 10 CHAIRPERSON MILLER: Thank you very much. If 11 you have any questions before then please feel free to 12 contact our office. 13 MS. CHOE: Yes. Thank you. 14 CHAIRPERSON MILLER: Thank you. 15 (The hearing was concluded at 9:45 a.m.) 16 17 18 19 20 21 22</p>	<p>1 CERTIFICATE OF TRANSCRIPTION 2 3 I, SUSAN LaPOOH, hereby certify that I am not the 4 Court Reporter who reported the proceeding and that I 5 have typed the transcript of the proceeding using the 6 Court Reporter's notes and recordings. The 7 foregoing/attached transcript is a true, correct and 8 complete transcription of the proceedings. 9 10 11 12 13 _____ 14 Date SUSAN LaPOOH 15 Transcriptionist 16 17 18 19 20 21 22</p>
7	
<p>1 CERTIFICATE OF NOTARY PUBLIC 2 3 I, ANDREW KNOUS, the officer before whom the 4 foregoing hearing was taken, do hereby certify that the 5 testimony appearing in the foregoing pages was recorded 6 by me and thereafter reduced to typewriting under my 7 direction; that said transcription is a true record of 8 the testimony given by said parties; that I am neither 9 counsel for, related to, nor employed by any of the 10 parties to the action in which this hearing 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 ANDREW KNOUS 19 Notary Public in and for the 20 District of Columbia 21 22</p>	

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<p><u>0</u> 00130 2:5</p> <hr/> <p><u>1</u> 10 6:7 12-CMP 2:4 12-CMP-00130 1:8 13th 6:7 14 1:12 14th 1:14</p> <hr/> <p><u>2</u> 2000 1:14 2012 1:12 2013 6:7</p> <hr/> <p><u>6</u> 6-B 1:8 2:6</p> <hr/> <p><u>7</u> 700 1:6 2:5</p> <hr/> <p><u>8</u> 88611 1:7 2:6</p> <hr/> <p><u>9</u> 9:42 2:2 9:45 6:15</p> <hr/> <p><u>A</u> a.m 2:2 6:7,15 ABC 1:10 ability 4:3 accurately 3:22 action 7:10,14 affirm 3:17,22</p>	<p>agreement 5:12,13,22 ALBERTI 1:17 3:7,9 Alcohol 1:2,13,14 am 7:8,11 8:3 ANC 1:8 2:6 ANDREW 7:3,18 appearing 7:5 attorney 7:12 away 2:10</p> <hr/> <p><u>B</u> basically 5:5 best 4:2 Beverage 1:2,13,14 Board 1:2,14 boards 4:18 BROOKS 1:17 Building 1:14</p> <hr/> <p><u>C</u> care 5:19 case 1:7,8 2:4 5:10,12,15 6:2,5 cause 4:6 6:6 certain 5:6 CERTIFICATE 7:1 8:1 certify 7:4 8:3 Chairperson 1:15,16 2:3,13,17,20 3:1,4,6,10,12,15, 21 4:5,10,14,17,20</p>	<p>5:8,20 6:4,10,14 chance 2:14 Choe 3:11,14 4:7,9,11,16,19 5:5,16 6:9,13 Columbia 1:1 2:12 7:20 complete 8:8 concluded 6:15 concludes 6:8 consider 5:13 Conspicuous 1:9,10 contact 6:12 Control 1:2,13,14 Conversation 2:10 correct 8:7 counsel 7:9,12 Court 8:4,6</p> <hr/> <p><u>D</u> D.C 1:15 date 6:6 8:14 David 2:18 3:3,4,6 direction 7:7 District 1:1 2:12 7:20 DONALD 1:17</p> <hr/> <p><u>E</u> either 5:10,21 employed 7:9,12 employee 7:11 English 4:2 Eun 3:11</p>	<p>explain 5:7</p> <hr/> <p><u>F</u> Failed 1:9 faithfully 3:18,22 February 6:7 feel 6:11 felt 5:16 financially 7:13 first 4:12 foregoing 7:4,5 foregoing/ attached 8:7 Frame 1:9 free 6:11 front 4:11,22</p> <hr/> <p><u>G</u> given 7:8 gotten 2:14 government 5:12</p> <hr/> <p><u>H</u> hand 3:17 happened 5:6 hear 5:11,15,21,22 hearing 1:7,14 4:7,8 5:9,10,11,13,14 6:5,6,8,15 7:4,10 hereby 7:4 8:3 hereto 7:12</p> <hr/> <p><u>I</u> I'm 2:17,18 3:15 4:19 5:7</p>
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