

Capital Reporting Company

In the Matter of: Marali Enterprises, LLC t/a Lima Restaurant and Lounge 11-14-2012

1

DISTRICT OF COLUMBIA

ALCOHOL BEVERAGE CONTROL BOARD

MEETING

-----x
IN THE MATTER OF: :
: :
Marali Enterprises, LLC :
t/a Lima Restaurant and Lounge :
1401 K Street NW :
Retailer CT : Show Case
License No. 73817 : Hearing
ANC 2-F : (Status)
Case No. 12-251-00131 :
Failed to Comply With Security Plan, :
Interfered With an Investigation, :
Failed to Obtain an Entertainment :
Endorsement, Substantial Change in :
Operation :
-----x

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

Capital Reporting Company

In the Matter of: Marali Enterprises, LLC t/a Lima Restaurant and Lounge 11-14-2012

2

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

2 9:45 a.m.

3 CHAIRPERSON MILLER: Okay. The next case on
4 our calendar is Case Number 12-251-00131, Lima
5 Restaurant and Lounge, located at 1401 K Street NW,
6 License Number 73817, in ANC 2-F.

7 MR. STERN: Michael Stern representing The
8 District of Columbia.

9 MR. MCINTOSH: Thomas McIntosh, Holland and
10 Knight, representing Lima.

11 CHAIRPERSON MILLER: Okay. Mr. McIntosh, do
12 you have anyone coming with you, or are you just
13 representing?

14 MR. MCINTOSH: I'm the attorney agent.

15 CHAIRPERSON MILLER: Okay. Then I'll ask you
16 if your client received notice of this hearing?

17 MR. MCINTOSH: Yeah.

18 CHAIRPERSON MILLER: Did they read it?

19 MR. MCINTOSH: Yes.

20 CHAIRPERSON MILLER: Understand it?

21 MR. MCINTOSH: Yes.

22 CHAIRPERSON MILLER: Waive the board's

Capital Reporting Company

In the Matter of: Marali Enterprises, LLC t/a Lima Restaurant and Lounge 11-14-2012

3

1 reading into the record?

2 MR. MCINTOSH: Yes.

3 CHAIRPERSON MILLER: Okay, good.

4 Mr. Stern, do we have any preliminary matters
5 in this case?

6 MR. STERN: There are none.

7 CHAIRPERSON MILLER: No. No preliminary
8 matters. Okay, so this case is set for show cause
9 hearing on February 6th, 2013 at 11:00 a.m. Thank you.

10 MR. MCINTOSH: Thank you.

11 (The hearing was concluded at 9:50 a.m.)

12

13

14

15

16

17

18

19

20

21

22

Capital Reporting Company

In the Matter of: Marali Enterprises, LLC t/a Lima Restaurant and Lounge 11-14-2012

4

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

CERTIFICATE OF NOTARY PUBLIC

I, ANDREW KNOUS, the officer before whom the foregoing hearing was taken, do hereby certify that the testimony appearing in the foregoing pages 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 hearing 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.

ANDREW KNOUS

Notary Public in and for the

District of Columbia

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

CERTIFICATE OF TRANSCRIPTION

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

Date

SUSAN LaPOOH

Transcriptionist

Capital Reporting Company

In the Matter of: Marali Enterprises, LLC t/a Lima Restaurant and Lounge 11-14-2012

Page 1

<p><u>1</u> 11:00 3:9 12-251-00131 1:8 2:4 14 1:13 1401 1:6 2:5 14th 1:15</p> <hr/> <p><u>2</u> 2000 1:15 2012 1:13 2013 3:9 2-F 1:8 2:6</p> <hr/> <p><u>6</u> 6th 3:9</p> <hr/> <p><u>7</u> 73817 1:7 2:6</p> <hr/> <p><u>9</u> 9:45 2:2 9:50 3:11</p> <hr/> <p><u>A</u> a.m 2:2 3:9,11 action 4:10,14 agent 2:14 ALBERTI 1:18 Alcohol 1:2,14,15 am 4:8,11 5:3 ANC 1:8 2:6 ANDREW 4:3,18 anyone 2:12 appearing 4:5 attorney 2:14 4:12</p>	<p><u>B</u> Beverage 1:2,14,15 Board 1:2,15 board's 2:22 BROOKS 1:18 Building 1:15</p> <hr/> <p><u>C</u> calendar 2:4 case 1:7,8 2:3,4 3:5,8 cause 3:8 CERTIFICATE 4:1 5:1 certify 4:4 5:3 Chairperson 1:16,17 2:3,11,15,18,20, 22 3:3,7 Change 1:10 client 2:16 Columbia 1:1 2:8 4:20 coming 2:12 complete 5:8 Comply 1:9 concluded 3:11 Control 1:2,14,15 correct 5:7 counsel 4:9,12 Court 5:4,6 CT 1:7</p> <hr/> <p><u>D</u> D.C 1:15</p>	<p>Date 5:14 direction 4:7 District 1:1 2:8 4:20 DONALD 1:18</p> <hr/> <p><u>E</u> employed 4:9,12 employee 4:11 Endorsement 1:10 Enterprises 1:5 Entertainment 1:10</p> <hr/> <p><u>F</u> Failed 1:9,10 February 3:9 financially 4:13 foregoing 4:4,5 foregoing/ attached 5:7</p> <hr/> <p><u>G</u> given 4:8</p> <hr/> <p><u>H</u> hearing 1:7,15 2:16 3:9,11 4:4,10 hereby 4:4 5:3 hereto 4:12 Holland 2:9</p> <hr/> <p><u>I</u> I'll 2:15 I'm 2:14 interested 4:13</p>	<p>Interfered 1:9 Investigation 1:9</p> <hr/> <p><u>K</u> Knight 2:10 KNOUS 4:3,18</p> <hr/> <p><u>L</u> LaPOOH 5:3,14 License 1:7 2:6 Lima 1:6 2:4,10 LLC 1:5 located 2:5 Lounge 1:6 2:5</p> <hr/> <p><u>M</u> Marali 1:5 MATTER 1:4 matters 3:4,8 McIntosh 2:9,11,14,17,19, 21 3:2,10 MEETING 1:3 Member 1:18,19 met 1:15 Michael 1:20 2:7 MIKE 1:19 Miller 1:16,17 2:3,11,15,18,20, 22 3:3,7</p> <hr/> <p><u>N</u> N.W 1:15 neither 4:8 NICK 1:18 none 3:6 nor 4:9,13</p>
---	---	--	---

(866) 448 - DEPO

<p>Notary 4:1,19 notes 5:6 notice 2:16 November 1:13 NW 1:6 2:5</p> <hr/> <p>O</p> <p>OAG 1:20 Obtain 1:10 officer 4:3 Okay 2:3,11,15 3:3,8 Operation 1:11 otherwise 4:13 outcome 4:13</p> <hr/> <p>P</p> <p>pages 4:5 parties 4:8,10,12 Plan 1:9 preliminary 3:4,7 PRESENT 1:17,20 presiding 1:16 proceeding 5:4,5 proceedings 5:8 Public 4:1,19</p> <hr/> <p>R</p> <p>reading 3:1 received 2:16 record 3:1 4:7 recorded 4:5 recordings 5:6 reduced 4:6 Reeves 1:15</p>	<p>related 4:9 relative 4:11 reported 5:4 Reporter 5:4 Reporter's 5:6 representing 2:7,10,13 Restaurant 1:6 2:5 Retailer 1:7 room 1:15 Ruthanne 1:16,17</p> <hr/> <p>S</p> <p>Security 1:9 SILVERSTEIN 1:19 Status 1:8 Stern 1:20 2:7 3:4,6 Street 1:6,15 2:5 Substantial 1:10 SUSAN 5:3,14</p> <hr/> <p>T</p> <p>t/a 1:6 testimony 4:5,8 Thank 3:9,10 thereafter 4:6 Thomas 2:9 transcript 5:5,7 transcription 4:7 5:1,8 Transcriptionist 5:15 true 4:7 5:7 typed 5:5</p>	<p>typewriting 4:6</p> <hr/> <p>U</p> <p>Understand 2:20</p> <hr/> <p>W</p> <p>Waive 2:22 Washington 1:15 whom 4:3</p>	
---	--	---	--