

Capital Reporting Company
In the Matter of: Sami Restaurant, LLC t/a Bistro 18 07-18-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :
 :
Sami Restaurant, LLC :
t/a Bistro 18 :
2420 18th Street, NW :
Retailer CR : Show Cause
License No. 86876 : Hearing
ANC 1C :
Case No. 11-CMP-00413 :
Failed to File Quarterly :
Statements :
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July 18, 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

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

2 11:36 a.m.

3 CHAIRPERSON MILLER: Okay. The next case on
4 the Board's morning calendar is Case No. 11-CMP-00413,
5 Bistro 18, located at 2420 18th Street, N.W., License
6 No. 86876, in ANC 1C.

7 And when you're ready? I'm sorry, you're
8 probably ahead of me. Are you ready to introduce
9 yourself for the record?

10 MR. GHULAIS: Yes.

11 CHAIRPERSON MILLER: Great.

12 MR. GHULAIS: Sami Ghulais, the owner of
13 Bistro 18.

14 CHAIRPERSON MILLER: Okay.

15 MS. GEPHARDT: Chrissy Gephardt for the
16 District of Columbia.

17 CHAIRPERSON MILLER: Okay. All right. So
18 this is a show cause hearing for failure to file
19 quarterly statements. And are there any preliminary
20 matters?

21 MS. GEPHARDT: Yes, there are preliminary
22 matters, Chairperson. The parties have entered into an

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1 offer in compromise we're hoping the Board will accept
2 for the violation of failure to file the quarterly
3 statements ending June 30th, 2011. The party has
4 agreed to a \$500 fine payable within 60 days.

5 CHAIRPERSON MILLER: Okay. Well, first of
6 all, let me turn to Mr. Ghulais. Are you agreeable to
7 entering into an offer of compromise, which would be
8 dated -- a fine of \$500 within 60 days? And Ms.
9 Gephardt, did you say anything about the quarterly
10 statement being filed?

11 MS. GEPHARDT: The quarterly statement has
12 been filed. I've been made aware of that by Neil. And
13 it was also brought to my attention that there's still
14 an outstanding quarterly statement fine for actually
15 the first quarter of this year. However, when brought
16 to Mr. Sami's attention, there is some disagreement as
17 to whether it's been filed. And I believe that,
18 according to Neil, a citation is forthcoming.

19 However, I believe he would -- he's probably
20 going to likely challenge it. So I don't know if
21 that's -- this is an appropriate time to address that --

22 CHAIRPERSON MILLER: Okay.

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1 MS. GEPHARDT: -- since he hasn't even gotten
2 the citation yet.

3 CHAIRPERSON MILLER: Oh, okay. That's fine.
4 I didn't know whether -- if in fact there was --

5 MS. GEPHARDT: But in terms of this one --

6 CHAIRPERSON MILLER: Right.

7 MS. GEPHARDT: -- I believe -- and Neil
8 confirmed that it has been since filed.

9 MR. GHULAIS: Go ahead.

10 CHAIRPERSON MILLER: Okay, sure.

11 MR. GHULAIS: Please?

12 CHAIRPERSON MILLER: Yes.

13 MR. GHULAIS: What's happening last time when
14 I came here, I explained my situation with the
15 (inaudible) this -- it was under my -- actually it was
16 under my license, which is -- I accepted. And I had a
17 meeting with Mr. Neil to pay everything. And he told
18 me to (inaudible) so the next day I came with -- I
19 handed to the front desk for this -- for about January
20 and (inaudible). I mean, we had a meeting.

21 And he explained it to him, like, he told me,
22 "You have to pay it as soon as possible." I said,

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1 "This is one be -- it will be late because it's on my
2 system." So I did it. I hand it to them. And I just
3 noticed today that they've been saying that's -- they -
4 - this one -- this quarter and I did not -- I handed
5 him, like (inaudible) I did for the last quarter and
6 not this one.

7 This one was -- I did it. So -- but if I
8 could, I still have it in my system. I'm sure I hand
9 it to the front desk. But I had the meeting with him.
10 He told me, "You come in to me." I said, "I'm going to
11 have it to you the next day." He said, "It's okay." I
12 told him, "Can I ask about you?" He said, "You can
13 have it for the--

14 CHAIRPERSON MILLER: Okay.

15 MR. GHULAIS: -- the front desk will hand it
16 to me."

17 CHAIRPERSON MILLER: Okay, okay.

18 MR. GHULAIS: That's what happened.

19 CHAIRPERSON MILLER: All right. Thank you.

20 Any Board questions?

21 (No audible response.)

22 CHAIRPERSON MILLER: And Ghulais, do you

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1 understand that if you accept this offer in compromise,
2 you waive your right to a hearing?

3 MR. GHULAIS: (Nodding his head.)

4 CHAIRPERSON MILLER: Okay. And let me just
5 have you confirm, you are agreeable to an offer in
6 compromise for \$500 payable within 60 days?

7 MR. GHULAIS: Yes, I do know.

8 CHAIRPERSON MILLER: Okay. All right. Then
9 I would move that the Board approve this offer in
10 compromise of \$500 to be paid within 60 days. Any
11 second?

12 BOARD MEMBER: Second.

13 CHAIRPERSON MILLER: Okay. All those in
14 favor, say aye?

15 (Chorus of ayes.)

16 CHAIRPERSON MILLER: All those opposed?

17 (No audible response.)

18 CHAIRPERSON MILLER: All those abstaining?

19 (No audible response.)

20 CHAIRPERSON MILLER: The motion passes 6-0-0
21 to accept the offer in compromise. And thank you very
22 much.

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1 MS. GEPHARDT: Thank you.

2 MR. GHULAIS: Thank you.

3 (WHEREUPON, at 11:42 a.m., the hearing was
4 concluded.)

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1 CERTIFICATE OF NOTARY PUBLIC

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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.

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BRADLEY ANGLIN

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Notary Public in and for

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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.

Date
MIRANDA PENNACHI
Transcriptionist

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<hr/> <p style="text-align: center;">\$</p> <p>\$500 3:4,8 6:6,10</p> <hr/> <p style="text-align: center;">1</p> <p>11:36 2:2 11:42 7:3 11-CMP-00413 1:8 2:4 14th 1:13 18 1:6,11 2:5,13 18th 1:6 2:5 1C 1:8 2:6</p> <hr/> <p style="text-align: center;">2</p> <p>2000 1:13 2011 3:3 2012 1:11 2420 1:6 2:5</p> <hr/> <p style="text-align: center;">3</p> <p>30th 3:3</p> <hr/> <p style="text-align: center;">6</p> <p>60 3:4,8 6:6,10 6-0-0 6:20</p> <hr/> <p style="text-align: center;">8</p> <p>86876 1:7 2:6</p> <hr/> <p style="text-align: center;">A</p> <p>a.m 2:2 7:3 abstaining 6:18 accept 3:1 6:1,21 accepted 4:16 according 3:18 action 8:10,14 actually 3:14 4:15</p>	<p>address 3:21 agreeable 3:6 6:5 agreed 3:4 ahead 2:8 4:9 ALBERTI 1:16 Alcoholic 1:2,12,13 am 8:9,11 9:3 ANC 1:8 2:6 ANGLIN 8:3,19 anything 3:9 appearing 8:5 appropriate 3:21 approve 6:9 attention 3:13,16 attorney 8:12 audible 5:21 6:17,19 aware 3:12 aye 6:14 eyes 6:15</p> <hr/> <p style="text-align: center;">B</p> <p>believe 3:17,19 4:7 Beverage 1:2,12,13 Bistro 1:6 2:5,13 Board 1:2,13 3:1 5:20 6:9,12 Board's 2:4 BRADLEY 8:3,19 BROOKS 1:17 brought 3:13,15 Building 1:13</p>	<hr/> <p style="text-align: center;">C</p> <p>calendar 2:4 CALVIN 1:18 case 1:8 2:3,4 cause 1:7 2:18 CERTIFICATE 8:1 9:1 certify 8:4 9:3 Chairperson 1:14,16 2:3,11,14,17,22 3:5,22 4:3,6,10,12 5:14,17,19,22 6:4,8,13,16,18,20 challenge 3:20 Chorus 6:15 Chrissy 1:19 2:15 citation 3:18 4:2 Columbia 1:1 2:16 8:21 complete 9:8 compromise 3:1,7 6:1,6,10,21 concluded 7:4 confirm 6:5 confirmed 4:8 Control 1:2,12,13 correct 9:8 counsel 8:9,12 Court 9:4,6 CR 1:7</p> <hr/> <p style="text-align: center;">D</p> <p>D.C 1:14</p>	<p>Date 9:16 dated 3:8 day 4:18 5:11 days 3:4,8 6:6,10 desk 4:19 5:9,15 direction 8:7 disagreement 3:16 District 1:1 2:16 8:21 DONALD 1:17</p> <hr/> <p style="text-align: center;">E</p> <p>employed 8:9,12 employee 8:11 entered 2:22 entering 3:7 everything 4:17 explained 4:14,21</p> <hr/> <p style="text-align: center;">F</p> <p>fact 4:4 Failed 1:9 failure 2:18 3:2 favor 6:14 file 1:9 2:18 3:2 filed 3:10,12,17 4:8 financially 8:13 fine 3:4,8,14 4:3 first 3:5,15 foregoing 8:4,5 foregoing/ attached 9:7 forthcoming 3:18 front 4:19 5:9,15</p>
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