

Capital Reporting Company
In the Matter of: September 29, 2012 Pub Crawl 08-08-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

-----x
IN THE MATTER OF: :
 :
Pub Crawl :
Date of Event: September 29, 2012 :
 : Fact Finding
Names of establishments : Hearing
participating in the Pub Crawl are :
available upon request :
-----x

August 8, 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

ABYIE GHENENE, ABRA Investigator

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

2 10:48 a.m.

3 CHAIRPERSON MILLER: Our next hearing is at
4 11:00, and it's 10:48, so I'm just going to take a
5 quick -- is everybody here though? I don't know. I
6 think -- you're here? The Applicant's here. Who else
7 are we expecting? Our investigator?

8 (Board and staff confer.)

9 CHAIRPERSON MILLER: So we'll see if our
10 investigator is here as well.

11 BOARD MEMBER: Let's get started.

12 CHAIRPERSON MILLER: Do you want to come
13 forward? You can.

14 MR. GELIN: Good morning.

15 CHAIRPERSON MILLER: Good morning.

16 BOARD MEMBER: Good morning, again, how are
17 you guys?

18 MR. GELIN: Good.

19 MR. ALBERTI: Good.

20 (Pause)

21 CHAIRPERSON MILLER: So it's a little bit
22 early, but I think all the parties are here, right?

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1 Unless you're waiting for anybody else to come.

2 MR. GELIN: We're not.

3 CHAIRPERSON MILLER: Okay. So whenever
4 you're ready, if you want to identify yourself for the
5 record.

6 MR. GELIN: Sure, Sam Gelin, on behalf of
7 Beer- a-thon LLC.

8 MR. KRAMER: Daniel Kramer, Beer-a-thon LLC.

9 CHAIRPERSON MILLER: Okay.

10 MR. GHENENE: Abyie Ghenene, ABRA
11 investigator.

12 CHAIRPERSON MILLER: Okay, good. Okay, so
13 why don't you start. I know you've submitted answers
14 to detail -- to questions. I think it's good though,
15 just to start, to give us the overview of this pub
16 crawl.

17 MR. GELIN: Sure, as you may or may not
18 remember, we were here, maybe, about a month ago to
19 discuss the tasting tour they were planning. I have --
20 I previously submitted, over e-mail, an operational and
21 security plan. I can also -- if you'd like, if you
22 don't have it in front of you -- I've brought color

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1 copies for everyone, of the operational and the
2 security plan. Do you have those in front of you, or
3 would you like me to give them to you?

4 CHAIRPERSON MILLER: I think the -- do we
5 have them?

6 MR. ALBERTI: I think we have that in front
7 of us. I think that that is -- this operational plan
8 it says here. We should have it. This should be --
9 well, before -- go that, please. It's labeled.

10 CHAIRPERSON MILLER: Okay. Okay, we have
11 operational plan. Is that what you're talking --

12 MR. GELIN: Yes.

13 CHAIRPERSON MILLER: Okay.

14 MR. GELIN: And then I've got a security plan
15 for you also.

16 CHAIRPERSON MILLER: We have a security plan
17 in this package, too.

18 MR. GELIN: Okay. Perfect.

19 CHAIRPERSON MILLER: Okay, thank you.

20 MR. GELIN: So where we stood last -- I think
21 we submitted about 12 or 13 venues that were
22 interested. We now have a more complete list.

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1 Obviously, we haven't signed any of those up, pending
2 your approval. But the operational plan has been
3 fleshed out, to include, I think, all of your prior
4 questions.

5 CHAIRPERSON MILLER: Mm-hm.

6 MR. GELIN It's been answered in there. I'll
7 run you through, basically, the logistics of how the
8 event will work. Again, we will be spreading the
9 venues throughout D.C. There will be 26 venues.
10 Participants - - there will be about four to six check
11 in locations. Participants will be spread evenly,
12 throughout the city, so that there are no hoards of
13 people in any one direction. Participants will each
14 have a laminate, like I showed last time, where they'll
15 be able to present these to a bartender at each
16 particular venue. They'll get their ID checked. If
17 their of age then it's legally responsible for the
18 bartender to serve them, they will be served a 12 ounce
19 pour and, you know, the laminate will get punch holed,
20 redeeming that location. They can't use it at that
21 location again. And they can go in any order that they
22 choose.

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1 The beers are good beers. You know, we've
2 purposely stayed away from Miller Lite, Bud Light,
3 Coors Light, to stay away from that demographic that's
4 only interested in, you know, the side of, I guess, a
5 traditional pub crawl that we tried to distance
6 ourselves, as much as possible, from. The beers are
7 good beers, better beers, and craft beers.

8 Everybody signs a liability waiver, as I
9 presented the last time I was here, basically, stating
10 that they're going to all be good boys and girls.
11 They'll behave themselves. And if, you know, if at any
12 time, they feel that it's unsafe for them to continue
13 that they'll stop.

14 Other than that, I know that we had discussed
15 wrist bands for designated drivers. We're going to be
16 doing that. We're also going to be doing wrist bands
17 after we check ID's at the first location, as
18 requested. We'll also be setting up a hotline, as
19 requested. If there are any potential problems at any
20 of the venues, the venue managers and general managers
21 at those venues can call and alert the other bars, if
22 there's a problematic group walking around.

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1 Security, I've given you a complete security
2 plan. Based on -- or rather, pending your approval,
3 I'll be contracting with the contractor whose proposal
4 I've submitted to you, based on the criteria I've
5 submitted to you. So that criteria is the number of
6 security personnel ordinarily employed on Saturday
7 evening, divided by the number of patrons.

8 So what they normally do for those numbers
9 and then supplemented to take into account the fact
10 that there's going to be an event. Obviously, we're
11 going to limit that by the number of -- limited by the
12 maximum legal occupancy for a particular venue because
13 they can't have that many people inside anyway. So
14 we're not going to have a hundred security personnel
15 there if we don't need to.

16 Let me see if I can give you -- if there's
17 anything else I didn't cover. All of the venues
18 obviously have to be compliant with your rules and
19 regulations. They know that. There's going to be 26
20 different locations. So there is 26 different checks
21 and balances as to identification and, I guess, whether
22 somebody's legally permissible to be served. So we're

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1 comfortable with that, and you know, all the venues are
2 encouraged to check ID's if they feel that somebody
3 looks underage, or what have you.

4 Charity partner, as we discussed last time,
5 will be Friends of Rigby Foundation, and proceeds -- a
6 portion of the proceeds are going to be donated to that
7 foundation as well. And they'll have a presence in the
8 materials, at the check in locations, and we'll raise
9 awareness for that foundation.

10 Otherwise, I think I've given you an
11 overview. If there's anything that you'd like me to
12 specifically address, I'd be happy to do so now.

13 CHAIRPERSON MILLER: Thank you. I think
14 you've done a really good job --

15 MR. GELIN: Thank you.

16 CHAIRPERSON MILLER: -- at responding, since
17 the last hearing. I'm just curious -- one thing. What
18 portion is being donated to charity?

19 MR. GELIN: Ten percent.

20 CHAIRPERSON MILLER: Ten?

21 MR. GELIN: Yes.

22 CHAIRPERSON MILLER: Okay. And then based --

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1 MR. GELIN: And that's on -- sorry.

2 CHAIRPERSON MILLER: Yeah, no, go ahead.

3 MR. GELIN: I just want to make sure
4 everything's crystal clear.

5 CHAIRPERSON MILLER: Mm-hm.

6 MR. GELIN: That's on total gross receipts,
7 regardless of what my expenses and my net is. Ten
8 percent is going -- on the gross receipts are going to
9 charity because it's an important charity.

10 CHAIRPERSON MILLER: That's great. So you're
11 still in the process of identifying venues, is that it?

12 MR. GELIN: I'll turn it over to Daniel and
13 he can speak to it. We have all the venues identified.

14 CHAIRPERSON MILLER: Oh, you have 26
15 identified?

16 MR. GELIN: We have more than 26 identified.

17 CHAIRPERSON MILLER: Okay.

18 MR. GELIN: I guess I'll let Dan speak --
19 speak to that.

20 MR. KRAMER: Good morning, nice to see you
21 again. So, a bit of a background as just kind of a
22 structural thing. So I've lived in D.C. almost four

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1 years now and worked at a couple ABRA licensed
2 establishments, including the one where I work now and
3 I'm an ABRA licensed manager.

4 And there have been, as you guys know better
5 than I do, a lot of big beer, or big alcohol regulated
6 events, in D.C. And from what I've seen, the majority
7 of them are in warehouses or in parking lots, and so
8 what you have is, you have the people, you have the
9 beer, but you're leaving out the neighborhood
10 businesses because the other 364 days of the year,
11 you're a patron of these D.C. establishments,
12 supporting D.C. residents and D.C.

13 taxes, and that one other day, you're going
14 to a vacant parking lot.

15 And so this even is different in the sense
16 that it's not a free-for-all, and it's not in a parking
17 lot. It's patronizing places that you may or may not
18 have been to, but wanted to check out.

19 We're also keen on involving the D.C.
20 breweries themselves, and supporting local business,
21 different segments of local businesses that way.

22 We actually -- I have a list here of actually

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1 38 places that indicated either definite, or very
2 strong interest in participating. We are not going to
3 do 38 venues. We're not going to do 27. We're going
4 to do 26. But what I've done here is gone overboard in
5 terms of the numbers, for a couple reasons. A.) what
6 if someone's pipe bursts or toilet stops working? I
7 want to have a backup, but I don't want that backup
8 place to be new to the ABRA Board, and it's like, "Oh,
9 they just added this place. We didn't know about
10 that." We want you to know about everything that we're
11 doing and all the venues. And so if there's -- or
12 manage -- I don't know, maybe like a manager changes,
13 and the old general manager really loved the event and
14 the new one says, you know what "I'm not really --"
15 "Okay. That's fine." So we want to give you all those
16 places.

17 They're still in the same neighborhoods that
18 we talked about, which is Dupont, P Street, U Street,
19 14th Street, Adams Morgan, that has not changed. And
20 we're excited about the list that we have. And I'm
21 happy to -- I think I have almost enough copies to go
22 around, or maybe we can make more.

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1 And I'm happy to answer any questions about
2 this. A couple of venues that are specifically not on
3 this list, and will not be on this list, are places
4 that have made me uncomfortable with some of their
5 questions about occupancy and how, maybe, they could
6 squeeze in a few more people. Nope, thank you very
7 much for your time, but we're not interested, for
8 regulatory reasons, we're not interested for, because
9 it's completely contrary to the exact non-profit that
10 we're supporting. And we'd like to do this -- this
11 event has been successful in other cities. We have
12 every intention of it being a full success in D.C. and
13 if those things happen than we -- you know, in the
14 future, knock on wood, like to come back and we're only
15 going to be able to do that with a successful event,
16 with venues that follow ABRA rules and that do things
17 100 percent the right way.

18 So there are a couple of places that are very
19 well known and busy, beer serving establishments that
20 are known as beer type places, and I was really not
21 comfortable and surprised by some of their, "How do we
22 finagle this," and I said, "There's no finagling. The

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1 rules are the rules."

2 And, you know, Sam's based out of New York,
3 but I'm here, always here, and I have an interest,
4 personally and professionally, in producing the right
5 kind of events. By way of background, I helped produce
6 Soccer in the Circle, which was the World Cup fan
7 festival, in Dupont, and then -- which was in 2010,
8 with the big TV screens. And then also Dance in the
9 Circle, and I'm, assuredly, not a dancer, but it was a
10 great event and it brought together nine different
11 dance companies of all ages and types, and clogging I
12 wasn't familiar with, and a lot of new dance styles.
13 But the point is, I'm doing a lot of different events,
14 and some of them involve ABRA approval, and ABRA
15 regulations and some of them do not. But either way,
16 the success of these events is going to stay with me,
17 no matter what kind of events they are, so my interest
18 is in working with you, under your rules, and with
19 reputable establishments. And that's the list we put
20 together here.

21 CHAIRPERSON MILLER: Go ahead.

22 MR. SILVERSTEIN: Madam Chair.

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1 CHAIRPERSON MILLER: Go ahead.

2 MR. SILVERSTEIN: In the interest of full
3 disclosure, the Soccer in the Circle event was one
4 block from my house, and I was involved in it as well.
5 Thousands of people, as many as 15,000 were in Dupont
6 Circle that day from beginning to end.

7 MR. KRAMER: I didn't realize it was that
8 many.

9 MR. SILVERSTEIN: Those were the figures --
10 police figures, four to five times as many as the
11 circle would hold because it began at 7:00 in the
12 morning and ended at 4:20 in the afternoon and it was
13 100 degrees. There were -- there was one arrest, total,
14 that whole time and it was just somebody half passed
15 out from the heat and half passed from a little too
16 much to drink.

17 Both of those events, the soccer and the
18 dancing circle were just terrific, terrific successes.
19 Both were extremely well run. I'm going to recuse
20 myself from this simply because I worked very closely
21 with this gentleman on it, and I just want to say that
22 those were two of the best events we've ever had in the

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1 circle. They were free. No money changed hands, and
2 they were just terrific.

3 CHAIRPERSON MILLER: I think I just had one
4 more question then --

5 MR. KRAMER: Sure.

6 CHAIRPERSON MILLER: -- I'll move on. But,
7 so you expect 1,500?

8 MR. GELIN: I've never -- I mean, we've never
9 done this event in Washington D.C. before. Obviously,
10 the beers that we've chosen -- sorry, that the venues
11 have chosen are craft beers, better beers. I don't
12 know what -- how the citizens of D.C. will respond to
13 that, whether they'll be receptive to it and in other
14 areas of the country, it's more popular. So we don't
15 know.

16 CHAIRPERSON MILLER: That's -- that's your
17 max, right? You're selling tickets, right?

18 MR. GELIN: Our max -- our max is going to be
19 four grand.

20 CHAIRPERSON MILLER: Oh, your max is four,
21 oh, okay.

22 MR. GELIN: It's 4,000 people.

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1 CHAIRPERSON MILLER: Oh, I see. I'm sorry I
2 see that here. Okay.

3 MR. GELIN: I anticipate we'll probably do
4 1,500. We could -- we'll -- we might do less. In
5 Houston, it was the first year, we did it in April, and
6 we did about 1,000 people. So I don't know what the
7 number ultimately will be.

8 CHAIRPERSON MILLER: I guess my question is,
9 and maybe it's in here and I haven't read it yet, is
10 there a way that you're steering different groups to
11 different places so that you don't have like, everybody
12 going to one place at once?

13 MR. GELIN: You can answer that.

14 MR. KLINE: So what we're going to do with
15 the check in venues, and everybody has to check in at a
16 check in venue, is when you buy your ticket, you can
17 say, "I'm checking in at bar 1, bar 2, bar 3, bar 4 or
18 bar 5." Those are not going to be next to each other.
19 They're going to be spread out in the area so that --
20 to avoid the exact scenario that you're talking about.
21 And it's a three hour window for them to check in. So
22 at three hours -- at, let's say five, then you have 15

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1 hours of check in, if you will, at the five venues.

2 So no, and then by spacing it out as a day-
3 long event, you're also spacing the time. These are
4 also times when -- you know, people -- it's not the
5 busiest hours for venues. So they're excited about
6 more foot traffic and more business at otherwise slow
7 times.

8 The experience from New York and Houston is
9 that most beer-a-thoners are asleep, you know, around
10 9:00 - 10:00. If they're not, and they're -- haven't
11 had their thing punched, their laminate punched and,
12 you know, they're still able to be served, but there's
13 a line at the venue, because it's busier, they don't
14 get to cut it. No special privileges. You know, the
15 rules are still the rules.

16 And so we're -- you know, it's spaced out
17 geographically, and it's spaced out time-wise.

18 MR. GELIN: There's -- there's really no --
19 the way we've done it in the past, there's really no
20 rhyme or reason -- I guess if I were --

21 MR. KRAMER: To the order.

22 MR. GELIN: Yeah, to the order. We just kind

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1 of try to space it out as evenly as possible and we
2 don't -- we try as much as possible not to give anybody
3 a linear path so that, you know, there will be clusters
4 of people.

5 MR. KLINE: The other thing about clusters,
6 is that -- as I'm sure you're quite familiar with,
7 there are several local companies that do bus tours
8 where they have a bus, or two, or three, or more, of
9 people who, you know, whatever they've been doing on or
10 before the bus, who knows, but then they come into a
11 venue 50, or 20, or 80 at a time, and that's when you
12 can get some of those issues because it's all at once
13 and it'll be at 10:45 on Saturday night and the place
14 is already pretty full, and now you've got all these
15 people who are just coming in there for 15 minutes or
16 30 minutes and then they leave. And it's kind of like a
17 whoa you know, and it is a little bit of a system
18 overload. You know, places weren't designed for that.

19 MR. GELIN: We -- based on past experience as
20 to what works and what doesn't work, we hold the
21 venue's hands. We let them know, in advance, how many
22 people are going to be coming, how many people to

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1 expect. We tell them, more or less, how many taps are
2 advisable for them to be running. We leave the
3 staffing up to them, but we encourage that they sort of
4 over staff, on bartenders. So that -- the idea is that
5 everything's fluid. I pride myself in no log jams
6 because that's when issue to start, that's where
7 problems start. And we like to -- you know, one of the
8 reasons why we started the whole lanyard idea is that
9 it's a lot quicker than giving somebody, you know, 10
10 bucks, and waiting for change, or swiping your credit
11 card. It's punch hole, here's your beer.

12 CHAIRPERSON MILLER: So this is a follow up
13 how do know how many people are coming to a certain
14 establishment if you're not really setting them on any
15 path?

16 MR. GELIN: So, I know how many people are
17 going to be going to a particular check in venue
18 because that's where they go to pick up their
19 laminates, their maps --

20 CHAIRPERSON MILLER: Mm-hm. Right.

21 MR. KRAMER: -- and where they have to sign
22 their liability waivers before they can get any of the--

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1 MR. KRAMER: Can get their wristbands with a
2 double confirmation.

3 CHAIRPERSON MILLER: Right. Do you know how
4 many people will be going to any of the 26 venues?

5 MR. GELIN: Well, I know how many people will
6 be going to those check in locations. Based on where
7 we put them --

8 CHAIRPERSON MILLER: Oh, okay.

9 MR. GELIN: -- and then thereafter, people
10 are free to go in any order they choose. We leave it
11 up to the participants. Obviously, if they go in a
12 particular direction and they see that, you know, that
13 particular venue is, you know, crowded, they've got the
14 option to go and just go to the next one.

15 MR. KRAMER: The other thing about that is
16 this is not 26 bars in one strip. I probably could
17 have done it in like, Adams Morgan, and maybe like two
18 blocks in any direction, and that would've created,
19 potentially, the type of issues that we're addressing
20 right now of overcrowded, of anything like that. And
21 then you could -- Dupont the same way, U Street the
22 same way, we could've only done -- made it a U Street

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1 event. But by spacing it out, we're avoiding that.
2 And the thing is, people don't go to 26 venues. Some
3 people will do say, 14th Street, and P Street. Some
4 other people will do Adams Morgan and Dupont and not go
5 over there, at all.

6 So you don't get people going, you know, all
7 day, all night, to every single place. Instead, what
8 you have is people who will look at the map and, you
9 know -- you know, make a figure eight, for all I know,
10 and go to those places. Or say, you know what I've
11 been to the places up there. This is a great
12 opportunity to try the places down there.

13 The other thing is, during this event,
14 they're going to be eating. They're going to be
15 drinking soda. And those things are going to be charged
16 by the venues at full price. And is this going to
17 create a tax windfall to solve the national debt? No,
18 but it will be a nice bump in business for the venues
19 and a little bit more added to the tax base of the
20 District.

21 CHAIRPERSON MILLER: Great. I'm going to let
22 other board members ask questions. Mr. Alberti -- oh,

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1 Mr. Nophlin.

2 MR. NOPHLIN: Yes, for clarification, you
3 have two lists here, I see, I guess the one list I have
4 -- you have two of the venues omitted, and not on the
5 other. So which, are these combined?

6 MR. GELIN: You might be looking at the
7 original venue list. Daniel has the current venue
8 list, and if you'll allow him to approach, he can share
9 that with you.

10 CHAIRPERSON MILLER: Ms. Walker will come and
11 get it.

12 MR. NOPHLIN: Well, the other thing is, you
13 mentioned you had about 26 venues, right?

14 MR. KRAMER: I actually have 38, but we're
15 only going to use 26 of the 38.

16 MR. NOPHLIN: Well, do you have that list of
17 the 26 --

18 MR. KRAMER: Yes, sir.

19 MR. NOPHLIN: -- because there are two lists
20 here, but they're the same, with the exception of two.

21 MR. KRAMER: Please -- this is the most up to
22 date one. I'm sorry that you didn't have it today --

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1 in front of you at the outset.

2 MR. NOPHLIN: Okay. Okay. Thank you. Thank
3 you, Madam Chair.

4 MR. ALBERTI: All right --

5 MR. GELIN: Hi.

6 MR. KRAMER: Good morning, sir.

7 MR. ALBERTI: -- gentlemen, thank you for
8 your presentation, it's been very informative, and
9 thank you for coming back again. Quick question, you
10 were working -- I assume you're working with ABRA staff
11 in determining which places are eligible.

12 MR. GELIN: I've been speaking --

13 MR. ALBERTI: Am I correct in that?

14 MR. GELIN: -- yeah, I've been speaking with
15 Inspector Earl Jones, as to -- you know, as per
16 guidance as to which venues to include. He's been a
17 little bit -- he's given me some names, but he's been
18 reluctant to provide anything more than informal
19 guidance because he doesn't want to show bias.

20 MR. ALBERTI: Right. And hopefully, the
21 guidance he can provide you -- well, I'm expecting the
22 most important guidance he'll provide you is which case

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1 are ineligible.

2 MR. KRAMER: And that's -- and that's again,
3 a reason, besides pipe bursting, why there's more than
4 26.

5 MR. ALBERTI: Okay.

6 MR. KRAMER: Just abundance of caution
7 because I tell them, up front, you know, the ABRA rules
8 relating to this thing, you may not have two
9 violations, you have to be in good standing, all those
10 things. And they say, "Yeah, yeah, we got it," but I'm
11 going to take your word on that, not necessarily
12 theirs.

13 MR. ALBERTI: Right. So my question I was
14 getting to is, when will you have a final list for
15 ABRA?

16 MR. KRAMER: I would say --

17 MR. ALBERTI: So that we can prepare.

18 MR. KRAMER: -- I would say that this list,
19 right here, of the 38, is what I'd ask, respectfully,
20 ask for.

21 MR. ALBERTI: Can we have a commitment from
22 you that if there are any changes, there will be no

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1 changes after a week prior to the event?

2 MR. KRAMER: A month.

3 MR. GELIN: I can't --

4 MR. ALBERT: Okay, we'll hold you to a week.

5 MR. GELIN: I can't change the venues,
6 because prior to a week --

7 MR. ALBERTI: Look, that's all we need to
8 know is that a week before the event, you're going to
9 have a final list and you're not going to come to us,
10 three days ahead of time, and say, "We want to change
11 them." That's all I want is that commitment from you,
12 and we're golden.

13 MR. KRAMER: Committed.

14 MR. ALBERTI: Okay.

15 MR. KRAMER: Committed.

16 MR. GELIN: That would cost thousands of
17 dollars --

18 MR. KRAMER: And create --

19 MR. ALBERTI: I understand. I understand.
20 It's just --

21 MR. KRAMER: -- problems for -- yeah, no
22 interest in that. Committed, Mr. Alberti.

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1 MR. ALBERTI: All right. Great. Thank you.

2 CHAIRPERSON MILLER: Is that the 26th that
3 you're asking for?

4 MR. ALBERTI: Well, the event is on the 29th,
5 so I think --

6 MR. KRAMER: The event --

7 CHAIRPERSON MILLER: No, no, no, the number.
8 Do you mean the 26 as opposed to the 38?

9 MR. ALBERTI: The 38. I think I'd want both
10 the entire potential universe and then -- well,
11 actually that's a good question. So will you know
12 which 26, a week ahead of time.

13 MR. GELIN: I will 100 percent know which 26
14 because prior to --

15 MR. ALBERTI: Okay, that's what we want a
16 commitment on.

17 MR. GELIN: -- we'll have the maps printed
18 and the laminates printed.

19 MR. ALBERTI: Thank you.

20 MR. GELIN: We're not going to go back to the
21 printer to get it changed.

22 MR. ALBERTI: Okay, so we would like to know

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1 that -- that 26 a week ahead of time.

2 MR. GELIN: One hundred percent committed.

3 You just --

4 MR. ALBERTI: I figured you'd know.

5 MR. GELIN: Yeah. Absolutely.

6 MR. ALBERT: I figured that's a reasonable
7 amount of time.

8 MR. GELIN: We -- when I was speaking with
9 Ms. Walker on the telephone, I had asked her to change
10 the date in the application to November, was it 10th,
11 so I just wanted to make you aware of that.

12 MR. ALBERTI: Okay, very good. That's noted.

13 MR. KRAMER: Just because we don't have a lot
14 of time. Yeah.

15 MR. ALBERTI: It's noted. But we still have
16 -- still have understanding. Now last -- the other
17 question is, you have a security firm here that you're
18 hiring?

19 MR. GELIN: Yes.

20 MR. ALBERTI: It's not clear to me what their
21 responsibility is. I mean, where will they be
22 stationed? What are their duties? What are you asking

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1 them to do?

2 MR. GELIN: Okay, so what I'd asked them to
3 do is give me, basically, overflow security. The
4 venues are going to be responsible for, more or less,
5 providing security --

6 MR. ALBERTI: Mm-hm.

7 MR. GELIN: -- like they normally do. We're
8 not going to do anything substantially different than
9 they otherwise do on Saturday. If they can't find
10 anybody, this firm will be made available to them so
11 that they can hire additional security staff and then
12 the supplemental -- they'll be providing supplemental
13 security. We're going to have a crew of four people
14 that will be available to any of the venues, at any
15 given time, so that they can just call up and they'll
16 have a mobile team dispatched.

17 MR. ALBERTI: And who will direct them?

18 MR. GELIN: Who will direct them?

19 MR. ALBERTI: Yeah.

20 MR. GELIN: I guess we will -- we will be --

21 MR. ALBERTI: The venues will be calling, I'm
22 assuming the same person who's --

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1 MR. GELIN: The venues will be given --

2 MR. ALBERTI: -- on the hotline?

3 MR. GELIN: -- the telephone number for the
4 security company, and they'll have four people on call
5 that day. So they'll be dispatched to whosever venue
6 is needed.

7 MR. ALBERTI: Well, who will do the
8 dispatching, is my question?

9 MR. GELIN: The contracted company.

10 MR. ALBERTI: Okay, so they're calling in.
11 Is that a different contact than the -- I mean, you
12 have a hotline number to say, "Look we've got a drunk
13 here," and give a description. Is that a different
14 contact?

15 MR. GELIN: I mean, we -- we were -- I mean,
16 the -- I was, just for ease, rather than playing
17 telephone, I was planning on having everybody just call
18 the point of contact for the security company because
19 those would be more immediate concerns that would --

20 MR. ALBERTI: Okay.

21 MR. GELIN: -- somebody would need to be
22 dispatched right away. And then the hotline, they

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1 would be contacting us. But if you would like me to --

2 MR. ALBERTI: Okay, no, no, no, I just want
3 to know.

4 MR. GELIN: -- unify those, I can.

5 MR. ALBERTI: I'm just asking.

6 MR. GELIN: Okay.

7 MR. ALBERTI: Just -- you're running this.
8 I'm just asking.

9 MR. GELIN: Okay. I just figured the, you
10 know, quicker -- it would be a quicker response time if
11 they call the security company directly.

12 MR. ALBERTI: And if they're not called, what
13 do you do then?

14 MR. GELIN: What do you mean?

15 MR. ALBERTI: The security, what's their role
16 if they're not --

17 MR. GELIN: If they're not --

18 MR. ALBERTI: -- if they're not called?

19 MR. GELIN: If they're not called then, I
20 mean, I'd assume that we did our job and that there
21 aren't any problems.

22 MR. ALBERTI: So really that is they're sort

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1 of a quick response team.

2 MR. GELIN: Yeah.

3 MR. ALBERTI: Okay.

4 MR. KRAMER: In addition to the venue's
5 regular staff, and regular security, that they're
6 responsible for that day, whether or not there's
7 anything going on with us.

8 MR. ALBERTI: Okay.

9 MR. KRAMER: So it's not like, of course,
10 they can just turn off security, you know, post
11 guidelines and ID check, on this date, because there
12 happens to be --

13 MR. ALBERTI: Right.

14 MR. KRAMER: -- the tasting tour.

15 MR. ALBERTI: Now, have you been discussing
16 this event with MPD, Metropolitan Police Department?

17 MR. GELIN: I'd called them to ask them for,
18 I guess, off duty police officers for the purpose of
19 checking ID's and so on and so forth. The response
20 that I got last time was, "You know, check back with us
21 when you have a date." And I don't have a date because
22 I don't have approval yet.

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1 MR. ALBERTI: Do you plan to make sure that
2 they're aware of this event? Is that in your plan, to
3 make sure they're aware of this event?

4 MR. KRAMER: One hundred percent.

5 MR. GELIN: One hundred percent.

6 MR. KRAMER: One hundred percent. No
7 surprises in any direction.

8 MR. ALBERTI: Okay. And if you would inform
9 our investigators who your point of contact has been
10 with MPD, in case we need to touch base with them.

11 MR. GELIN: Okay.

12 BOARD MEMBER: So that, you know, we can just
13 touch base with them and say, "Are you guys okay? Do
14 you have any concerns?" So that, you know, if there's
15 something that we need to talk to you about, our
16 investigators can do that.

17 MR. GELIN: Certainly.

18 MR. ALBERTI: Because we want to keep the
19 open lines of communication so this things runs
20 smoothly. That's to everybody's advantage.

21 MR. GELIN: Yeah, I have nothing to gain by
22 keeping them in the dark.

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1 BOARD MEMBER: Sure.

2 MR. GELIN: The -- you know, having them
3 fully informed will ensure that the event gets produced
4 without a hitch. You know, they'll have, you know,
5 officers ready.

6 MR. ALBERTI: Right. I have no further
7 questions. Thanks.

8 CHAIRPERSON MILLER: Yes, Mr. Brooks.

9 MR. BROOKS: Yes, Madam Chair. Gentlemen,
10 this list of 38, is this the most up-to-date list?

11 MR. KRAMER: Yes, sir.

12 MR. BROOKS: Okay, now I noticed that you
13 have, on this list of 38, at least four establishments
14 that are prohibited from taking part.

15 MR. KRAMER: Okay.

16 MR. BROOKS: Okay, do you realize that?

17 MR. KRAMER: No, I didn't.

18 MR. BROOKS: Okay.

19 MR. KRAMER: And the reason is, like I said
20 before, I've asked them and informed that, to my best
21 knowledge, of what the ABRA guidelines are, and they've
22 said -- none of the venues have said, "Oh, we can't

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1 participate in this."

2 MR. BROOKS: Okay, because I see four, Masa
3 14 and Town Tavern, and Bobby Lou's Southern
4 Hospitality, and they are prohibited, per the VA.

5 MR. KRAMER: Just for my information sir, can
6 you let me know why they're prohibited?

7 MR. BROOKS: The -- I'm not sure because I
8 don't have a copy of the VA in front of me, but
9 apparently, there must be a reason why they put it in
10 the VA that --

11 MR. KRAMER: Okay, so you're saying that it's
12 in their voluntary agreement that they can't?

13 MR. BROOKS: Yeah. They cannot.

14 MR. KRAMER: Okay, so you said it's Masa 14 -
15 -

16 MR. BROOKS: Well, yeah, I'm just reading
17 from the list I have here.

18 (Board members confer.)

19 MR. BROOKS: Yeah, I guess what I've been
20 advised is that the investigator should be telling you,
21 and you be talking to him about which ones are
22 prohibited --

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1 MR. KRAMER: Okay.

2 MR. BROOKS: -- from joining. And I'm seeing
3 duplication of at least four of them.

4 MR. KRAMER: Okay. And that's part of the
5 reason that we have 38 --

6 MR. BROOKS: Okay.

7 MR. KRAMER: -- in front of you, just -- this
8 is just like a pipe bursting, so to speak.

9 MR. BROOKS: Okay.

10 MR. KRAMER: In a sense that we want to have --

11 MR. BROOKS: And also, I see about three or
12 four more that are located in Adams Morgan, and usually
13 Adams Morgan has the same provisions in each of the
14 VA's, but they're on the list too, but not on the other
15 list. So I'm just curious to see if they have been
16 checked out.

17 MR. KRAMER: I've specifically -- I
18 specifically asked all of the venues, especially in
19 Adams Morgan --

20 MR. BROOKS: Okay.

21 MR. KRAMER: --because I know that's a
22 sensitive area when it comes to voluntary agreements --

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1 MR. BROOKS: Right.

2 MR. KRAMER: --specifically, "Do you have,"
3 verbatim almost, "Do you have a prohibition against
4 this in your voluntary agreement?"

5 MR. BROOKS: Okay.

6 MR. KRAMER: And when they said no, I said,
7 "Okay, thank you." And if they said yes, and there's a
8 couple places that are specifically not on here because
9 they did say yes to me, Mellow Mushroom comes to mind,
10 and there are a couple others, then they weren't on
11 this list.

12 Now, I took them at -- the general manager,
13 the owner, at their word. I didn't say, and maybe this
14 was a mistake, I didn't say, "Show me your VA," because
15 I -- I took them at their word at this. And I knew
16 that, also, I would be coming before you and if someone
17 wasn't totally clear with me about that, I knew that it
18 would come out eventually.

19 MR. BROOKS: So how would you verify if,
20 indeed, the VA does or does not allow pub crawls, with
21 -- by going back to the investigator with this list?

22 MR. KRAMER: Yeah. Whatever is deemed the

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1 most appropriate and -- from your angle, way to do
2 that, that's what we'll do.

3 MR. BROOKS: Okay.

4 MR. KRAMER: I guess the other alternative
5 would be for me to go to every venue and physically
6 demand to see their VA, which is, you know, to me sound
7 -- you know, when presenting this to them, I don't
8 know, for me I would've felt a little, almost
9 confrontational, to do that and say, "Hey, we're going
10 to be doing this event, but, you know, I know you say
11 you don't have a VA, but I don't trust you. So show it
12 to me." I didn't feel comfortable saying that to a
13 business owner --

14 MR. BROOKS: Okay.

15 MR. KRAMER: -- that I'm trying to make, you
16 know, produce an event with.

17 MR. BROOKS: Yeah. I'm just concerned that
18 at least -- I see four venues located in Adams Morgan,
19 on the list --

20 MR. KRAMER: And my understanding --

21 MR. BROOKS: -- in addition to the ones that
22 have already been identified as having in their VA that

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1 it's prohibited.

2 MR. KRAMER: My understanding, and please,
3 please correct me if I'm wrong, my understanding is
4 that there is -- while there is a blanket moratorium in
5 Adams Morgan on new licenses --

6 MR. BROOKS: Sure.

7 MR. KRAMER: -- that there is not a blanket
8 moratorium on events like this. But that, definitely
9 as you mentioned, there are some venues that have a
10 voluntary agreement that does not allow this. But I do
11 not believe, and please again, correct me if I'm wrong,
12 I do not believe it is a blanket moratorium.

13 MR. BROOKS: No, I'm not suggesting it's
14 blanket.

15 MR. KRAMER: Okay.

16 MR. BROOKS: I'm just saying, each individual
17 VA --

18 MR. KRAMER: Right. It's venue by venue.

19 MR. BROOKS: Yeah. Okay. Thank you, Madam
20 Chair.

21 CHAIRPERSON MILLER: Mr. Jones.

22 MR. JONES: Thank you, Madam Chair. When you

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1 were here last time, I remember very distinctly that
2 you made it a point to note that you're dealing with
3 establishments where, I'll characterize it as, there's
4 a trust relationship that you have with these
5 individuals. Like, you know them. You've done business
6 with them before. You're comfortable with them.

7 MR. KRAMER: Or patronized them.

8 MR. JONES: Patronized them before, and you
9 believe that what they're going to convey to you is the
10 truth. That's the impression I got from what you
11 articulated to us last time. And that's what I walked
12 away with. I'm not getting that same impression from
13 you today, based on the discrepancies that I'm noticing
14 between what Board Member Brooks is saying, the
15 information you're conveying to me about, "I asked them
16 specifically, but they didn't tell me they had a issue
17 with it in their VA."

18 So either they're not telling the truth to
19 you, and therefore that trust relationship isn't as
20 strong as I was led to believe based on your previous
21 presentation, or there's some other issue that is
22 allowing this to occur, to this date. I mean, it's

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1 been a while. You've had time to do your research.
2 You've had time to close on this. I'm a little
3 concerned, to be perfectly frank, that this list isn't
4 air tight.

5 Like, you've had Earl Jones, he's tight.
6 He's been talking to you. You said you've been talking
7 to him. I'm a little concerned that your list isn't
8 refined, polished and finished, right now, today, as
9 you sit before us. So I'm a little concerned, and I'm
10 just going to be -- I'm speaking for myself, as an
11 individual board member.

12 But there's still time, but I need you to get
13 on your horse and ride that pony, and get this thing
14 closed, quickly, so that I can be comfortable with it
15 because right now, I'm not feeling comfortable. And
16 I'm just being candid.

17 MR. KRAMER: Thank you.

18 MR. JONES: Yes.

19 CHAIRPERSON MILLER: Any other questions?
20 Well, we're going to get to Mr. Ghenene. I have one
21 question before we turn to you though, or a comment,
22 that you can check on volunteer agreements here, at

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1 ABRA. They're public record. So you don't have to go
2 around the city to each place and ask them for -- if
3 they have one.

4 MR. GELIN: Would it be appropriate for us to
5 rely on Inspector Jones' representations to us, rather
6 than making Daniel go through the records? I just want
7 to save him some work if I can.

8 CHAIRPERSON MILLER: I would think so. I'm
9 going to turn to our investigator and he can respond,
10 maybe, you know, you're more familiar with what the
11 process is, anyway, with respect to the staff and the
12 public records.

13 MR. GHENENE: Well, as far as checking VA's
14 against a list, like this, I have absolutely no
15 experience in that.

16 CHAIRPERSON MILLER: Okay.

17 MR. GHENENE: That's never really been
18 something that I've known that we do. If there's a
19 specific location we'll do something like that, but
20 obviously, if the Board requests us to do something
21 like that, it would get done. So, yeah.

22 CHAIRPERSON MILLER: Okay, so -- I'm not

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1 sure, you know, what the policy is, myself. But I'm
2 just saying that the records are here, so either -- you
3 don't have to run around the city. So it may be that
4 you, you know, you ask to have access to the records,
5 or you ask the staff,

6 MR. KRAMER: Sure.

7 CHAIRPERSON MILLER: -- you know, what the
8 process is.

9 MR. KRAMER: And I'm happy to do that.

10 CHAIRPERSON MILLER: Okay, but do you --
11 okay, do you want to address this?

12 MR. GHENENE: Yeah.

13 CHAIRPERSON MILLER: Okay.

14 MR. GHENENE: I have a few questions.

15 CHAIRPERSON MILLER: Mm-hm.

16 MR. GHENENE: First, you keep referring to it
17 as a "tasting," but you're saying that each place they
18 go they're getting a 12 ounce pour. How many of those
19 pours are they entitled to for buying one of these
20 placards?

21 MR. GELIN: Sure. So we'd gone through this
22 before.

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1 MR. GHENENE: Okay.

2 MR. GELIN: The venues -- well, each
3 participant goes to these venues, and the venues will
4 serve them each a different beer, providing, of course,
5 that they're legally capable of serving them that beer,
6 you know, they're not underage and they're not over
7 intoxicated. And they give them a 12 ounce pour.

8 Nobody's standing there with a gun to
9 somebody's head telling them, you have to finish this
10 12 ounce.

11 MR. GHENENE: I get that, but how many
12 punches can they get?

13 MR. GELIN: They can get 26.

14 MR. GHENENE: Okay.

15 MR. GELIN: But the venues are spread out in
16 such a way that -- I mean it's pretty inconvenient to
17 get to all 26.

18 MR. GHENENE: But they can only get one at
19 any given location?

20 MR. GELIN: Do they can -- so, they can only
21 get one at any given location. And don't forget, the
22 number may sound intimidating, but you have 26

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1 different checks and balances. You have 26 different
2 bartenders that are going to be serving these people.
3 And if, you know, all the venues have been instructed
4 that they have to be in compliance with ABRA. So if
5 they go above and beyond their normal responsibilities,
6 I mean, we're not in a position to police that.

7 MR. GHENENE: But are you relying on the
8 bartenders at the specific venues to remember who
9 they've punched and who they haven't punched?

10 MR. GELIN: Well, regard -- I mean, everybody
11 will buy one of these, they'll spend money on it, and
12 then thereafter, once it's punched it can't be used
13 again.

14 MR. GHENENE: No, what I'm asking is, if a
15 certain establishment has more than one of these beers
16 on tap, are you relying on the bartender to remember
17 who they've punched and who they haven't, to prevent
18 them from getting a second punch?

19 MR. KRAMER: The bar would have no financial
20 or other interest in serving them an additional beer.
21 So if I go to place X and say -- they say, "I'm with
22 the Beer- a-thon. Here's my thing." Okay, punch it,

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1 serve, drink it and then I say, "Hey, I want another
2 one." Or "Hey, I want my first one." Then the
3 bartenders or the server, whoever it is, says, "Okay,
4 let me see your thing, because -- your laminate."

5 MR. GHENENE: I understand that.

6 MR. KRAMER: Because on each one it'll say
7 the name of the establishment, so when I go to --

8 MR. GHENENE: Oh, it's the -- that's what I
9 was asking. It's the establishment, and not the beer?

10 MR. KRAMER: Correct.

11 MR. GELIN: Correct.

12 MR. GHENENE: I understand now. Okay.

13 MR. KRAMER: And each venue -- each
14 establishment is serving one, and only one, type of
15 beer.

16 MR. GHENENE: Okay.

17 MR. GELIN: So the participant can have as
18 little of the beer, or as much of the beer as they'd
19 like. It's more about visiting the venues and less
20 about drinking the full thing.

21 MR. GHENENE: I understand. I also noticed
22 that in your security plan you made mention that you're

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1 going to be using ID scanners. There was like a rental
2 fee or something like that I saw.

3 MR. GELIN: Yeah, we had discussed, as far as
4 supplemental -- if a venue didn't -- I mean, wasn't in
5 a position to take care of this by themselves, again,
6 we'd like to hold their hands and make sure that they
7 can get it done properly. You know, we're going to be
8 providing that to the venues that -- at our cost, not
9 the venue's cost.

10 MR. GEHENE: Mm-hm.

11 MR. GELIN: So we would provide individuals
12 that would --

13 MR. GHENENE: Can I make a suggestion?

14 MR. GELIN: Sure.

15 MR. GHENENE: With the scanners, they're not
16 as accurate as the ID books, the ID guides. Those are
17 much more accurate. Scanners can be beat. So --

18 MR. GELIN: Okay.

19 MR. GHENENE: -- if at these ID check in
20 locations, you have somebody there that's actually
21 using the book --

22 MR. GELIN: Sure.

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1 MR. GHENENE: -- That'd be much more accurate
2 than the scanner.

3 MR. ALBERTI: May I interject? I just have
4 one suggestion, do you know if the police have a black
5 light because --

6 MR. GELIN: Okay.

7 MR. ALBERTI: -- the majority --

8 MR. GELIN: The holograms?

9 MR. ALBERTI: -- of licenses have a UV
10 feature on them, so it's important to have one. That
11 would be a helpful check.

12 MR. GHENENE: And far more accurate than the
13 scanners.

14 MR. KRAMER: Okay, I'd be happy to ask them
15 to include that.

16 BOARD MEMBER: I also -- most of these
17 festivals and pub crawls, or tastings, they've worked
18 out food specials with the different locations. You
19 guys indicated that everything else would be, as far as
20 food is concerned, would be full price.

21 MR. KRAMER: So what I've done is when
22 presenting this to the individual venues, I had said,

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1 "This is a great opportunity for them to see your
2 space, listen to your music, whatever the case may be,
3 check out the upstairs if they've never been there, and
4 eat your food." And I've said, "We encourage you to
5 offer food specials because these people are going to
6 be eating," but I didn't feel it was my place to say,
7 "You will offer a food special. You will lower your
8 prices for this event."

9 MR. GELIN: The incentive for the venues to
10 participate is to make additional money off of food,
11 anyway. So they're in the best position to determine
12 what sort of specials they're going to offer. I think,
13 you know, Dan used the -- the expression full price
14 when just describing the opportunity to the venues.

15 MR. GHENENE: Mm-hm.

16 MR. GELIN: But if, you know, somebody walks
17 in there and they can get, you know, 25 cent wings at
18 another location, they're obviously not going to pay
19 full price at a particular location. And the venues
20 know there are 26, excuse me, 26 different locations
21 that these participants can patronize, so they're in
22 the best position to make the decision as to, you know,

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1 how to get that food business.

2 MR. GHENENE: Okay.

3 MR. GELIN: And we're leaving it up to them.

4 MR. GHENENE: I also read that you're using
5 wrist bands as a backup, or second form of
6 identification -- or, yeah, identification that you're
7 with this group. What's to prevent somebody from taking
8 their placard or their laminate, once they've had too
9 much, and giving it to the next guy, to beat ID check
10 and --

11 MR. KRAMER: So -- right. So there's a
12 couple layers there. Layer number one is the laminate.

13 MR. GHENENE: Mm-hm.

14 MR. KRAMER: Layer number two is the wrist
15 band that you also get at check in. So it's not just
16 show me your laminate. It's laminate and wristband
17 together.

18 MR. GHENENE: Mm-hm.

19 MR. KRAMER: Number three is there'll be a
20 sticker on the back that says your name on it.

21 MR. GELIN: Sorry, it's not a sticker. I
22 just want to correct you. In permanent marker they'll

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1 be writing the name of -- well, they're name on the
2 back.

3 MR. GHENENE: Whoever it is.

4 MR. KRAMER: So my ticket says my name.

5 MR. GHENENE: Sure.

6 MR. KRAMER: So It's my name, plus my ID
7 again, plus my laminate, plus my wristband.

8 MR. GHENENE: And but you're relying on --

9 MR. GELIN: Nobody --

10 MR. GHENENE: -- the establishments to do
11 that?

12 MR. KRAMER: Well, we're going to provide
13 them with all of those things --

14 MR. GHENENE: Okay.

15 MR. GELIN: So --

16 MR. KRAMER: -- when they check in.

17 MR. GELIN: So the -- yeah, so the check-ins
18 are located inside of bars --

19 MR. GHENENE: Yeah.

20 MR. GELIN: -- so you have to be 21 to even
21 get inside, in the first place.

22 MR. GHENENE: Mm-hm.

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1 MR. GELIN: Then we'll have somebody,
2 separately checking ID's.

3 MR. GHENENE: Okay.

4 MR. GELIN: And then, thereafter, when they
5 visit a venue if, you know, the bartender feels
6 uncomfortable with somebody's age, they're obviously
7 going to check again.

8 MR. GHENENE: Okay.

9 MR. GELIN: So there's three levels --
10 there's three layers of protection there.

11 MR. GHENENE: Okay. Where are you guys
12 advertising this?

13 MR. KRAMER: Once we have the confirmation
14 and the approval from -- hopefully from the Board this
15 will be -- you know, on the local blog and event sites,
16 like Gregslist, or this is the hope. I mean, we're
17 going to be -- we have a interest, obviously, in
18 publicizing this to a lot of people and selling a lot
19 of -- you know, selling tickets.

20 MR. GHENENE: Mm-hm.

21 MR. KRAMER: So the local blog I'm going to -
22 - I'm going to contact people from the Post and Express

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1 and the Examiner, and the local papers, the city paper,
2 and try and build interest that way. Not the kind of
3 thing where we're going to have billboards, you know,
4 around saying, you know, "Join us for the Beer-a-thon,"
5 but, you know, more the -- the local, organic, D.C.-
6 centric thing as opposed to taking out a full page ad
7 in the Washington Post.

8 MR. GELIN: Yeah, we don't -- normally, we
9 don't spend any of the money on ads. We do everything
10 through a PR firm, a national PR firm.

11 MR. GHENENE: Understood.

12 MR. KRAMER: Facebook, Twitter.

13 MR. GELIN: We've got -- last year, for New
14 York we were, you know, featured in the New York Times
15 three times. That's not something that usually happens
16 to something that you'd consider a pub crawl.

17 MR. GHENENE: Mm-hm.

18 MR. GELIN: So they recognized it as a better
19 event.

20 MR. GHENENE: Mm-hm.

21 MR. GELIN: So, you know, well, they'll go
22 out to the media and see who's interested in picking up

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1 the story. And, you know, we're not going to be, as
2 Dan said, purchasing billboards or full page ads.

3 MR. GHENENE: Okay.

4 MR. KRAMER: And Yelp.com, which is a
5 restaurant -- it's an everything review site, now,
6 actually, is on Board. So it'll go out to the foody
7 community, if you like.

8 MR. GHENENE: Mm-hm. And you guys mentioned
9 the use of a hotline. If an intoxicated patron is
10 identified by an establishment, or whoever it is, when
11 that call comes to the hotline, what is your policy, or
12 what's your procedure?

13 MR. GELIN: So then we would dispatch a call
14 and an e-mail blast to all of the contacts that we have
15 listed identifying the individual And just making them
16 aware. "This is what he looks like. This is the
17 information that we were given, just have your guys on
18 look for him, so he doesn't come into your
19 establishment."

20 MR. GHENENE: But no help?

21 MR. GELIN: If they -- if -- I mean, if help
22 is necessary, they can always contact the mobile

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1 security team.

2 MR. GHENENE: Mm-hm.

3 MR. GELIN: I don't know what they can do. I
4 don't know what's legal -- I mean, what they'd legally
5 be able to do, citizen's arrest. I'm not sure what
6 things are done.

7 MR. GHENENE: No, no, I guess I'm looking
8 more towards the intoxicated, the sick person that
9 can't help themselves, that's what I'm asking you about,
10 if they've been identified.

11 MR. GELIN: Okay, I mean, yeah, I mean, if
12 they're identified, you know, we'll obviously dispatch,
13 or we'll call up an EMT.

14 MR. GHENENE: Okay.

15 MR. GELIN: I'm sure the venues will do that
16 themselves before we even do that, anyway.

17 MR. GHENENE: Because sometimes there's that
18 gray area, outside the venue, but in between venues,
19 and stuff like that, and I know, just from my
20 experience that sometimes it gets a little tricky as
21 who's responsible for what.

22 MR. GELIN: Yeah, look, I don't want anybody

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1 hurt.

2 MR. GHENENE: I understand.

3 MR. GELIN: I don't want anybody in a
4 position where they can't take care of themselves.

5 This is a group -- primarily a group dominated activity
6 so most -- I mean, I haven't -- I've never seen anybody
7 show up to this by themselves.

8 MR. GHENENE: Mm-hm.

9

10 MR. GELIN: There's always somebody to take
11 care of somebody.

12 MR. GHENENE: Okay.

13 MR. GELIN: As an additional layer to, you
14 know --

15 MR. GHENENE: Okay.

16 MR. GELIN: -- what we've got in place.

17 MR. GHENENE: That's all I've got.

18 CHAIRPERSON MILLER: Okay.

19 MR. ALBERTI: Ladies and gentleman, I've
20 consulted with our general counsel staff about the
21 vetting of your list. They will vet your list.

22 MR. GELIN: Great.

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1 MR. ALBERTI: And they will make sure that
2 everyone on there is eligible, or they'll make sure
3 it's done. All right?

4 MR. GELIN: Great.

5 MR. ALBERTI: So what you need to do is,
6 several weeks before this event, come up with your list
7 of 26, contact the general counsel staff, and they will
8 go through it. If they find that there are some places
9 that are ineligible, they'll let you know and you can
10 provide substitutions.

11 MR. GELIN: Sure.

12 MR. ALBERTI: And they will work with you so
13 that up to a week before this event, that you guys can
14 come up with a final list.

15 MR. GELIN: That would be extraordinarily
16 helpful.

17 MR. ALBERTI: You know, they're more than
18 willing to work with you, so get in contact with the
19 general --

20 MR. GELIN: Great.

21 MR. ALBERTI: -- counsel staff. They'll put
22 you in touch with who you need to -- who you need to

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1 talk to. We're more than willing to work with you.

2 MR. GELIN: Great. Thank you.

3 CHAIRPERSON MILLER: As far as timing goes,
4 it's my understanding though that we can't give you --
5 and general counsel can correct me if I'm wrong, we
6 can't give you final approval to do everything you need
7 to do --

8 MR. GELIN: Sure.

9 CHAIRPERSON MILLER: -- until we have that
10 list. It's going to -- we're going to -- we'll be
11 approving the 26, as part of this application.

12 MR. GELIN: Okay.

13 CHAIRPERSON MILLER: So I would say, you
14 know, the sooner you can provide that, the sooner you
15 can go forward with --

16 MR. GELIN: Sure.

17 CHAIRPERSON MILLER: -- all the things you
18 need to do.

19 MR. KRAMER: So can we -- this would be the
20 list of 38 that we have, and I believe you have now as
21 well. Can we just submit that to general counsel today?
22 Or what --

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1 MR. ALBERTI: Would you talk --

2 MR. KRAMER: -- what's the best and --

3 MR. ALBERTI: Talk to the general counsel
4 staff and work out something with them.

5 MR. KRAMER: Okay.

6 MR. GELIN: Yes, sir.

7 (Chairperson and staff confer.)

8 CHAIRPERSON MILLER: Okay, my understanding
9 is you can submit, based on my consultation with the
10 general counsel, submit your application with the 38
11 and then that will get forwarded to our legal staff.

12 MR. GELIN: Okay.

13 CHAIRPERSON MILLER: And then they will check
14 out that list and then get back to you.

15 MR. GELIN: Now, would we need -- would we be
16 -- I mean, does everything else in here -- I mean, are
17 there any issues?

18 CHAIRPERSON MILLER: Right, let's go over
19 that before we go.

20 MR. GELIN: Can we get some sort of a
21 contingent -- I mean --

22 CHAIRPERSON MILLER: Right.

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1 MR. GELIN: I'd love to come down here again,
2 I haven't --

3 CHAIRPERSON MILLER: I don't think so.

4 MR. GELIN: -- been down to D.C. since I was
5 a kid, but I had to get up at 4:00 a.m. this morning,
6 just to come down here.

7 CHAIRPERSON MILLER: Oh, yeah.

8 MR. GELIN: So I mean, I'd love to come back,
9 but if I don't have to, it'd make my life a lot easier.

10 CHAIRPERSON MILLER: No, I don't believe that
11 you'd have to come back for any other hearing.

12 MR. GELIN: Great.

13 CHAIRPERSON MILLER: I think we've gone
14 through, you know, all the issues, and so it's just a
15 question of, Mr. Kramer might need to work with --

16 MR. GELIN: Sure.

17 CHAIRPERSON MILLER: --the legal staff in
18 fine tuning it. Just based on what happened -- what
19 I've heard today, though, there might be a few changes
20 in the application, and I just want to recap them --

21 MR. GELIN: Sure.

22 CHAIRPERSON MILLER: -- and you can respond.

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1 I mean, one was providing ID books to the
2 establishments.

3 MR. GELIN: Okay.

4 CHAIRPERSON MILLER: And from what I
5 understand, from Mr. Ghenene, is either you can do that
6 instead of the scanners. He thinks that they're
7 better. You know, so if you want to change your
8 proposal, or you can do it in addition. But the --

9 MR. GELIN: Well, what's your preference?

10 MR. GHENENE: I don't want to change the
11 whole scope of your application.

12 MR. GELIN: Okay.

13 MR. GHENENE: But I was just talking about
14 giving him some books that he could use.

15 CHAIRPERSON MILLER: Okay, so it doesn't have
16 to --

17 MR. GHENENE: Yeah.

18 MR. GELIN: And these -- forgive my ignorance
19 on this topic, they didn't normally have these books at
20 their establishments?

21 MR. GHENENE: I wouldn't want to --

22 UNIDENTIFIED MALE: Assume.

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1 MR. GHENENE: Yeah. In theory, yes.

2 BOARD MEMBER: You would hope that they would.

3 MR. ALBERTI: But they may not know where
4 they are.

5 MR. KRAMER: So, can we -- would you -- do
6 you provide those books that are ABRA approved books.

7 MR. GHENENE: Yeah, we can --

8 CHAIRPERSON MILLER: Yes, and they're free.

9 MR. KRAMER: So I will --

10 MR. GELIN: Happily.

11 CHAIRPERSON MILLER: Okay, so it's up to you
12 what you want to do about your scanners, that's in
13 here. You're identifying the -- okay, you'll submit the
14 38 --

15 MR. GELIN: Well, we'll submit the 38.

16 CHAIRPERSON MILLER: -- and work with that.

17 MR. GELIN: Well, as you've pointed out, four
18 of those venues are ineligible. We can just, I guess,
19 strike those and then we will submit a list of 34 to
20 general counsel and hopefully, in that 34, 26 will be
21 acceptable. And if not, then we'll --

22 CHAIRPERSON MILLER: Right. You'll keep

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1 working with that --

2 MR. GELIN: -- you know, find some.

3 CHAIRPERSON MILLER: -- until you get your

4 26. That -- that's going to be the definite 26.

5 MR. KRAMER: Yes, ma'am.

6 CHAIRPERSON MILLER: And the other thing I
7 heard was about having some provision relating to the
8 hotline that provides for calling the EMT when there's
9 -- there might be some incident that could be outside
10 of an establishment, or whatever, that you were just
11 talking about with Mr. Ghenene.

12 MR. GELIN: Sure. I can -- I can contract
13 with the -- with an EMT firm, to be on call as well.

14 (Whispered conversation.)

15 MR. GELIN: Okay, yeah, that works. I mean,
16 we can see if the security company is willing to
17 include that as an additional member in their mobile
18 dispatch unit.

19 CHAIRPERSON MILLER: Okay. Okay. Anything
20 else that board members want to comment on? Okay. So
21 otherwise, yeah, it looks good. You were very
22 responsive to our concerns the last time. And just

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1 those little details and you're good to go.

2 MR. GELIN: Okay, so all I'm going to be
3 doing, as I understand it, you know, I miss things
4 sometimes too, so please help me out here. The only
5 thing I have to do is resubmit a proposal with ID books
6 included and the security plan contract with an EMT,
7 and submit, in my application, an identical application
8 supplementing those two things I just stated, with the
9 list of 34. And that's it, and we're done. Right?
10 Okay.

11 CHAIRPERSON MILLER: And -- and then, Mr.
12 Kramer, work with the staff on the exact 26.

13 MR. GELIN: Now, will we have to come back
14 before the Board for the approval, or will your general
15 counsel give it to us?

16 CHAIRPERSON MILLER: Well, the Board can
17 review it on paper, after this --

18 MR. GELIN: Okay.

19 CHAIRPERSON MILLER: -- to see that -- what's
20 all in there, but you don't have to come back.

21 MR. GELIN: Great.

22 MR. KRAMER: Okay, so -- so I just want to

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1 understand so I can go -- it's my responsibility to
2 engage with the general counsel's office, in order to
3 make sure that the -- that we have -- that the venues
4 on the list conform and are allowed to participate and
5 then I submit that final list of 26, after it's been
6 narrowed down by the general counsel. Is that correct?

7 CHAIRPERSON MILLER: Yes.

8 MR. KRAMER: And then I give that final list
9 to the general counsel or to you?

10 CHAIRPERSON MILLER: You'll just have that
11 final list as part of your application then, your final --

12 MR. KRAMER: Okay.

13 CHAIRPERSON MILLER: -- you know.

14 MR. KRAMER: So then -- so resubmit the whole --

15 CHAIRPERSON MILLER: And we'll review it.

16 MR. KRAMER: -- thing with it and then --
17 okay.

18 MR. GELIN: Okay. Provided the venues
19 selected are okay, then, I mean, we should consider the
20 application, I guess, contingently approved, so we can
21 tell the venues that our November 10th date will, in
22 fact, be our date. We won't have to change it again, I

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1 guess.

2 CHAIRPERSON MILLER: Oh, okay.

3 MR. GELIN: Because that's going to be
4 difficult for us to keep going back to them, we lose
5 credibility with them.

6 CHAIRPERSON MILLER: Okay, we can -- well, we
7 should -- we can do a motion on that so that -- so you
8 have some kind of approval. That's what we will I --

9 MR. GELIN: Yeah, I mean, I'd appreciate a
10 contingent approval.

11 CHAIRPERSON MILLER: Yeah, I'll -- okay, what
12 I would move -- because I think the Board is satisfied
13 with --

14 MR. GELIN: Great.

15 CHAIRPERSON MILLER: -- your submittal, and
16 you're want to make those little changes?

17 MR. GELIN: Sure.

18 CHAIRPERSON MILLER: Okay. So I would move
19 that we approve this application, contingent upon
20 approval of the final list of 26 establishments
21 participating in the pub crawl, and the minor additions
22 we just talked about dealing with the books and the

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1 notification to an EMT.

2 MR. GELIN: That's simple.

3 CHAIRPERSON MILLER: Okay. Do I have a
4 second?

5 MR. NOPHLIN: Madam Chair?

6 CHAIRPERSON MILLER: Do you have a comment,
7 question?

8 MR. NOPHLIN: A question, basically.

9 CHAIRPERSON MILLER: Yeah.

10 MR. NOPHLIN: They're going to submit 36 for
11 approval to -- for the 26, right? The final number
12 would be 26 venues.

13 CHAIRPERSON MILLER: Right.

14 MR. GELIN: Yes, ma'am. Yes, sir.

15 CHAIRPERSON MILLER: We'll know exactly which
16 26, in the end.

17 MR. NOPHLIN: Which ones approved by legal.

18 CHAIRPERSON MILLER: Right.

19 MR. NOPHLIN: In terms of the criteria we use.

20 CHAIRPERSON MILLER: Right. And my
21 understanding is, even if like 32 are approved by
22 legal, it'll still be narrowed down to 26.

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1 MR. GELIN: Correct.

2 CHAIRPERSON MILLER: So we'll know which 26
3 are participating in it when we sign off on it, for final.

4 MR. NOPHLIN: Okay. Thank you. I'm fine.

5 MR. ALBERTI: Second.

6 MR. NOPHLIN: Second. I'm sorry.

7 CHAIRPERSON MILLER: All right, any other
8 comments or questions?

9 (No audible response.)

10 CHAIRPERSON MILLER: Okay, all those in
11 favor, then say aye.

12 (Chorus of ayes.)

13 CHAIRPERSON MILLER: All those opposed.

14 MR. JONES: Opposed.

15 CHAIRPERSON MILLER: All those abstaining.

16 (No audible response.)

17 CHAIRPERSON MILLER: All right, the vote is
18 five, to one, to zero, to approve the application,
19 contingent upon the final list.

20 MR. GELIN: Thank you.

21 CHAIRPERSON MILLER: All right. Thank you.

22 MR. ALBERTI: Good luck. We wish you well

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1 and success.

2 MR. GELIN: Thank you, very much. And then
3 can we get a contact of your general counsel?

4 CHAIRPERSON MILLER: A what, contact?

5 MR. GELIN: Can we get a card or somebody
6 who's going to be our point person?

7 CHAIRPERSON MILLER: Sure, why don't you wait
8 right there. We'll give you one.

9 (Whispered conversation)

10 MR. KRAMER: Thank you very much.

11 MR. GELIN: Thank you.

12 (Whispered conversation.)

13 MR. KRAMER: Thank you for your time.

14 MR. ALBERTI: Good luck.

15 MR. GELIN: Thank you again. Thank you.
16 Thank you, sir.

17 (Off the record conversation)

18 CHAIRPERSON MILLER: Okay, we're going to
19 recess now. We've completed the matters on the morning
20 calendar.

21 (WHEREUPON, at 11:54 a.m., the hearing was
22 concluded.)

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