

Capital Reporting Company
In the Matter of: TM Liquors, Inc. t/a Big Ben Liquors 08-01-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :
 :
TM Liquors, Inc. :
t/a Big Ben Liquors :
1300 North Capitol Street, NW :
Retailer A : Show Cause
License No. 60652 : Hearing
ANC 5C : (Status)
Case No. 11-CMP-00358 :
Sold Go-Cups, Violation of :
Voluntary Agreement :
-----x

August 1, 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

MICHAEL STERN, OAG

(866) 448 - DEPO

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

2 9:40 a.m.

3 CHAIRPERSON MILLER: The next case on the
4 Board's calendar is another show cause status hearing,
5 Case No. 11-CMP-00358, Big Ben Liquors, located at 1300
6 North Capitol Street, N.W., License No. 60652, in ANC 5C.

7 MR. SINGH: Good morning.

8 CHAIRPERSON MILLER: Good morning.

9 MR. SINGH: I'm Harjinder Singh,
10 owner/president of the TM Liquors, Inc., trading as Big
11 Ben Liquors.

12 CHAIRPERSON MILLER: Okay.

13 MR. STERN: Michael Stern representing the
14 District of Columbia.

15 CHAIRPERSON MILLER: Okay. And did you sign
16 in? Oh, and I'd like to recognize that Mr. Jones has
17 just joined us. Good morning, Mr. Jones.

18 MR. JONES: Good morning. Thank you, Madam
19 Chair.

20 CHAIRPERSON MILLER: Mr. Singh, I want to ask
21 you if you received notice of this hearing.

22 MR. SINGH: Yes, ma'am.

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1 CHAIRPERSON MILLER: And did you read it?

2 MR. SINGH: Yeah.

3 CHAIRPERSON MILLER: And did you understand
4 it? Did you understand it?

5 MR. SINGH: Yes, ma'am.

6 CHAIRPERSON MILLER: And do you waive the
7 Board's reading of the notice into the record?

8 MR. SINGH: Yes, ma'am.

9 CHAIRPERSON MILLER: Okay. Mr. Stern, are
10 there any preliminary matters in this case?

11 MR. STERN: Yes, there are. In this case the
12 parties agreed to present an offer in compromise to the
13 Board, which we hope the Board will accept. The
14 respondent will pay a fine of \$500 within 15 days for
15 Charge 1 and Charge 2 will be dismissed as it is a
16 second secondary violation on the same date.

17 CHAIRPERSON MILLER: Okay. Mr. Singh, we've
18 heard the government present an offer in compromise of
19 \$500 to be paid within 15 days and a dismissal of
20 Charge 2. Do you agree to that offer in compromise?

21 MR. SINGH: Yes, ma'am.

22 CHAIRPERSON MILLER: And do you know that you

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1 waive your right to a hearing by accepting the offer?

2 MR. SINGH: Right.

3 CHAIRPERSON MILLER: Okay. Then at this
4 point I would move that the Board accept this offer in
5 compromise of \$500 penalty to be paid within 15 days
6 for the first violation and second violation dismissed.

7 Do I have a second?

8 MR. NOPHLIN: Second.

9 CHAIRPERSON MILLER: Any comments?

10 (No audible response.)

11 CHAIRPERSON MILLER: All those in favor, say
12 aye?

13 (Chorus of ayes.)

14 CHAIRPERSON MILLER: All those opposed?

15 (No audible response.)

16 CHAIRPERSON MILLER: All those abstaining?

17 (No audible response.)

18 CHAIRPERSON MILLER: Then the motion is
19 approved by a vote of 6-0-0. Okay. Thank you.

20 MR. SINGH: Thank you.

21 (WHEREUPON, at 9:42 a.m., the hearing was
22 concluded.)

<p>_____</p> <p style="text-align: center;">\$</p> <p>\$500 3:14,19 4:5</p> <p>_____</p> <p style="text-align: center;">1</p> <p>1 1:12 3:15</p> <p>11-CMP-00358 1:9 2:5</p> <p>1300 1:7 2:5</p> <p>14th 1:16</p> <p>15 3:14,19 4:5</p> <p>_____</p> <p style="text-align: center;">2</p> <p>2 3:15,20</p> <p>2000 1:16</p> <p>2012 1:12</p> <p>_____</p> <p style="text-align: center;">5</p> <p>5C 1:9 2:6</p> <p>_____</p> <p style="text-align: center;">6</p> <p>6-0-0 4:19</p> <p>60652 1:8 2:6</p> <p>_____</p> <p style="text-align: center;">9</p> <p>9:40 2:2</p> <p>9:42 4:21</p> <p>_____</p> <p style="text-align: center;">A</p> <p>a.m 2:2 4:21</p> <p>abstaining 4:16</p> <p>accept 3:13 4:4</p> <p>accepting 4:1</p> <p>agreed 3:12</p> <p>Agreement 1:10</p> <p>ALBERTI 1:19</p> <p>Alcoholic 1:2,13,15</p>	<p>ANC 1:9 2:6</p> <p>approved 4:19</p> <p>audible 4:10,15,17</p> <p>August 1:12</p> <p>aye 4:12</p> <p>ayes 4:13</p> <p>_____</p> <p style="text-align: center;">B</p> <p>Ben 1:7 2:5,11</p> <p>Beverage 1:2,13,15</p> <p>Board 1:2,15 3:13 4:4</p> <p>Board's 2:4 3:7</p> <p>BROOKS 1:19</p> <p>Building 1:16</p> <p>_____</p> <p style="text-align: center;">C</p> <p>calendar 2:4</p> <p>CALVIN 1:20</p> <p>Capitol 1:7 2:6</p> <p>case 1:9 2:3,5 3:10,11</p> <p>cause 1:8 2:4</p> <p>Chair 2:19</p> <p>Chairperson 1:16,18 2:3,8,12,15,20 3:1,3,6,9,17,22 4:3,9,11,14,16,1 8</p> <p>Charge 3:15,20</p> <p>Chorus 4:13</p> <p>Columbia 1:1 2:14</p> <p>comments 4:9</p> <p>compromise</p>	<p>3:12,18,20 4:5</p> <p>concluded 4:22</p> <p>Control 1:2,13,15</p> <p>_____</p> <p style="text-align: center;">D</p> <p>D.C 1:16</p> <p>date 3:16</p> <p>days 3:14,19 4:5</p> <p>dismissal 3:19</p> <p>dismissed 3:15 4:6</p> <p>District 1:1 2:14</p> <p>DONALD 1:19</p> <p>_____</p> <p style="text-align: center;">F</p> <p>favor 4:11</p> <p>fine 3:14</p> <p>first 4:6</p> <p>_____</p> <p style="text-align: center;">G</p> <p>Go-Cups 1:10</p> <p>government 3:18</p> <p>_____</p> <p style="text-align: center;">H</p> <p>Harjinder 2:9</p> <p>heard 3:18</p> <p>hearing 1:8,15 2:4,21 4:1,21</p> <p>HERMAN 1:20</p> <p>hope 3:13</p> <p>_____</p> <p style="text-align: center;">I</p> <p>I'd 2:16</p> <p>I'm 2:9</p> <p>Inc 1:6 2:10</p> <p>_____</p> <p style="text-align: center;">J</p>	<p>joined 2:17</p> <p>Jones 1:20 2:16,17,18</p> <p>_____</p> <p style="text-align: center;">L</p> <p>License 1:8 2:6</p> <p>Liquors 1:6,7 2:5,10,11</p> <p>located 2:5</p> <p>_____</p> <p style="text-align: center;">M</p> <p>ma'am 2:22 3:5,8,21</p> <p>Madam 2:18</p> <p>MATTER 1:5</p> <p>matters 3:10</p> <p>MEETING 1:3</p> <p>Member 1:19,20,21</p> <p>met 1:15</p> <p>Michael 1:22 2:13</p> <p>MIKE 1:21</p> <p>Miller 1:16,18 2:3,8,12,15,20 3:1,3,6,9,17,22 4:3,9,11,14,16,1 8</p> <p>morning 2:7,8,17,18</p> <p>motion 4:18</p> <p>move 4:4</p> <p>_____</p> <p style="text-align: center;">N</p> <p>N.W 1:16 2:6</p> <p>NICK 1:19</p> <p>NOPHLIN 1:20 4:8</p>
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<p>North 1:7 2:6 notice 2:21 3:7 NW 1:7</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>OAG 1:22 offer 3:12,18,20 4:1,4 Oh 2:16 opposed 4:14 owner/president 2:10</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>paid 3:19 4:5 parties 3:12 pay 3:14 penalty 4:5 point 4:4 preliminary 3:10 present 1:18,21 3:12,18 presiding 1:17</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>reading 3:7 received 2:21 recognize 2:16 record 3:7 Reeves 1:16 representing 2:13 respondent 3:14 response 4:10,15,17 Retailer 1:8 Room 1:16</p>	<p>Ruthanne 1:16,18</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>second 3:16 4:6,7,8 secondary 3:16 sign 2:15 SILVERSTEIN 1:21 Singh 2:7,9,20,22 3:2,5,8,17,21 4:2,20 Sold 1:10 status 1:9 2:4 Stern 1:22 2:13 3:9,11 Street 1:7,16 2:6</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>t/a 1:7 Thank 2:18 4:19,20 TM 1:6 2:10 trading 2:10</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>understand 3:3,4</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>violation 1:10 3:16 4:6 Voluntary 1:10 vote 4:19</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>waive 3:6 4:1 Washington 1:16</p>	<p>we've 3:17 WHEREUPON 4:21</p>	
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