

Capital Reporting Company
In the Matter of: Ted's Bulletin 14th Street, LLC 08-20-2012

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DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE CONTROL BOARD

MEETING

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IN THE MATTER OF: :
 :
Ted's Bulletin 14th Street, LLC :
t/a Ted's Bulletin :
1818 14th Street, NW :
Retailer CR : Roll Call
License No. ABRA-089801 : Hearing
Case No. 12-PRO-00067 :
New Application :
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August 20, 2012

The Alcoholic Beverage Control

The Board's Agent met in the Alcoholic Beverage Control
Hearing Room, Reeves Building, 2000 14th Street, N.W.,
Washington, D.C.

PRESENT

LAVERNE FLETCHER, Board's Agent

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

2 10:03 a.m.

3 MS. FLETCHER: Ted's Bulletin -- can you hear
4 me in the back?

5 PARTICIPANT: We just heard you.

6 MS. FLETCHER: Oh, yeah. I know because the
7 recorder -- the microphone's out in the back sometimes.
8 I didn't want you to miss it.

9 Would the parties in the matter of Ted's
10 Bulletin please come forward? This is Case No. 12-PRO-
11 00067, Ted's Bulletin 14th Street, LLC, trading as
12 Ted's Bulletin, 1818 14th Street, N.W., License No.
13 ABRA- 089801, Retailer CR, a new application. The
14 protest issues are adverse impact on peace, order and
15 quiet, and residential parking, and vehicular and
16 pedestrian safety.

17 My name is LaVerne Fletcher and I'll be
18 conducting the roll call hearing as the Board's Agent
19 pursuant to DC Official Code 1601.2.

20 Introductions beginning with the applicant?

21 MR. FONSECA: Michael -- whoa, I think this
22 does work -- a little too well. I'm going to turn it

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1 off. Michael Fonseca on behalf of the applicant. With
2 me, Mr. Perry Smith, one of the managing members of the
3 LLC.

4 MS. FLETCHER: Is the last name spelled S-M-
5 I-T-H?

6 MR. SMITH: Yes, uh-huh.

7 MR. FONSECA: And my last name's F-O-N-S-E-C-
8 A.

9 MS. FLETCHER: Thank you, Mr. Fonseca. And
10 for the protestant?

11 MR. ESTRADA: Good morning. Ramon Estrada,
12 R-A- M-O-N, Estrada, E-S-T-R-A-D-A, commissioner for
13 single- member district 2B09, in which the business is
14 located, representing the Dupont Circle ANC.

15 MS. FLETCHER: Thank you, Mr. Estrada.

16 MR. FERRIS: Ellwyn Ferris here on behalf of
17 the Shaw-Dupont Citizens Alliance.

18 MS. FLETCHER: Okay. Mr. Ferris, and you're
19 the designated representative for that alliance?

20 MR. FERRIS: That is correct and I do have a
21 signed letter to that effect from our president.

22 MS. FLETCHER: Okay. Thank you.

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1 MR. FERRIS: If I could get a copy of that
2 before I leave?

3 MS. FLETCHER: Okay.

4 MR. FERRIS: Thanks.

5 MS. FLETCHER: Uh-huh.

6 MR. FONSECA: Can I get a copy for our files?
7 Thank you.

8 MS. FLETCHER: Okay. And the ANC 2B has
9 standing as a protestant. The Shaw-Dupont Citizens
10 Alliance has standing as a protestant. We need to
11 schedule a date for mediation, a status hearing and the
12 protest hearing. I'll give you the dates for the
13 status and protest hearings first. The status hearing
14 is set for September 19, 2012 at 9:30. The protest
15 hearing is set for December 5, 2012 at 1:30 p.m.

16 MR. FONSECA: Has the Board's calendar gotten
17 that backed up?

18 MS. FLETCHER: It's -- yeah, that's where
19 they are. Well, they are into December. I will give
20 you the dates that are available for mediation. This
21 coming Friday, the 24th is available. In September --

22 MR. FONSECA: The following -- the last week

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1 of August you've gone past?

2 MS. FLETCHER: Let's see. The last weekend
3 of August. We could do -- that's the wrong -- that's
4 the wrong month. Okay. No. There's nothing available
5 the last week to of August. We have to move to the
6 first week in September -- the second week in -- no,
7 the first week in September. So the first day
8 available in September is Tuesday, September the 4th.
9 And then there's Thursday, September the 6th at 9:00,
10 10:00, 11:00 or 1:00.

11 MR. FONSECA: Is that as both days?

12 MS. FLETCHER: So which --

13 MR. FONSECA: You didn't -- you didn't say
14 times on the 24th so I wasn't sure if you were
15 referencing --

16 MS. FLETCHER: Times on the 24th are 9:00,
17 10:00, 11:00 and 1:00 as well.

18 MR. FONSECA: Yeah. What are your hours
19 then?

20 MS. FLETCHER: 9:00, 10:00 --

21 MR. FONSECA: 9:00, 10:00 and 11:00 -- and
22 11:00?

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1 MS. FLETCHER: Uh-huh.

2 MR. FONSECA: On the 4th and the 6th?

3 MS. FLETCHER: Yes.

4 MR. FONSECA: Okay. Anybody else?

5 MR. FERRIS: I can for 11:00.

6 MR. FONSECA: 11:00?

7 MR. FERRIS: Yeah.

8 MR. FONSECA: On the -- on the 4th though,
9 right?

10 MR. FERRIS: Either of whichever 11:00s is --

11 MR. FONSECA: You mean (inaudible) all right.
12 11:00 a.m. then on the 4th?

13 MS. FLETCHER: Yes.

14 MR. FONSECA: Okay.

15 MS. FLETCHER: And I'm writing down at 11:00
16 a.m. on -- okay. So mediation is set for 11:00 a.m. on
17 September 4th. Okay. Any questions?

18 (No audible response.)

19 MS. FLETCHER: Roll call hearing concluded.
20 Thank you for coming.

21 MR. FERRIS: Thank you.

22 MR. FONSECA: Thank you.

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1 MS. FLETCHER: Uh-huh.

2 PARTICIPANT: Thank you.

3 MS. FLETCHER: Mr. Ferris, if you wanted to
4 wait for about five minutes, I can get this copy for
5 you.

6 MR. FERRIS: Okay. Yeah, yeah.

7 MS. FLETCHER: Or I can --

8 PARTICIPANT: I'll go ahead and type that.

9 MS. FLETCHER: Yeah.

10 PARTICIPANT: Oh, okay. I can do that.

11 MR. FONSECA: Are you going to have staff do
12 that for you?

13 MS. FLETCHER: I can -- if you wanted to wait
14 five minutes, I can do it, if you prefer.

15 MR. FERRIS: Yeah. When I was leaving my
16 copy with the commissioner --

17 MS. FLETCHER: I will.

18 MR. FERRIS: -- that would be -- satisfy me.

19 MS. FLETCHER: And you want me to have yours
20 to you, Mr. Fonseca?

21 MR. FONSECA: No, no, no. I was going to
22 suggest that we bring both copies. We're going to

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1 retire soon in the one of the conference rooms --

2 MS. FLETCHER: Okay. I'll be there in a
3 minute.

4 MR. FONSECA: -- and talk with --

5 MS. FLETCHER: Okay.

6 MR. FONSECA: -- Mr. Spah (ph).

7 MS. FLETCHER: Okay. Thank you.

8 (WHEREUPON, at 10:11 a.m., the hearing was
9 concluded.)

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<hr/> <p style="text-align: center;">0</p> <hr/> <p>00067 2:11 089801 2:13</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1:00 5:10,17 1:30 4:15 10:00 5:10,17,20,21 10:03 2:2 10:11 8:8 11:00 5:10,17,21,22 6:5,6,12,15,16 11:00s 6:10 12-PRO 2:10 12-PRO-00067 1:8 14th 1:6,7,14 2:11,12 1601.2 2:19 1818 1:7 2:12 19 4:14</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>20 1:11 2000 1:14 2012 1:11 4:14,15 24th 4:21 5:14,16 2B 4:8 2B09 3:13</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p>4th 5:8 6:2,8,12,17</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p>5 4:15</p>	<hr/> <p style="text-align: center;">6</p> <hr/> <p>6th 5:9 6:2</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>9:00 5:9,16,20,21 9:30 4:14</p> <hr/> <p style="text-align: center;">A</p> <hr/> <p>a.m 2:2 6:12,16 8:8 ABRA 2:13 ABRA-089801 1:8 adverse 2:14 Agent 1:13,16 2:18 ahead 7:8 Alcoholic 1:2,12,13 alliance 3:17,19 4:10 ANC 3:14 4:8 Anybody 6:4 applicant 2:20 3:1 application 1:9 2:13 audible 6:18 August 1:11 5:1,3,5 available 4:20,21 5:4,8</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>backed 4:17 beginning 2:20 behalf 3:1,16 Beverage 1:2,12,13</p>	<p>BOARD 1:2 Board's 1:13,16 2:18 4:16 bring 7:22 Building 1:14 Bulletin 1:6 2:3,10,11,12 business 3:13</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>calendar 4:16 Case 1:8 2:10 Circle 3:14 Citizens 3:17 4:9 Code 2:19 COLUMBIA 1:1 coming 4:21 6:20 commissioner 3:12 7:16 concluded 6:19 8:9 conducting 2:18 conference 8:1 Control 1:2,12,13 copies 7:22 copy 4:1,6 7:4,16 correct 3:20 CR 1:7 2:13</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>D.C 1:14 date 4:11 dates 4:12,20 day 5:7 days 5:11</p>	<p>DC 2:19 December 4:15,19 designated 3:19 district 1:1 3:13 Dupont 3:14</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>effect 3:21 Either 6:10 Ellwyn 3:16 else 6:4 Estrada 3:11,12,15 E-S-T-R-A-D-A 3:12</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>Ferris 3:16,18,20 4:1,4 6:5,7,10,21 7:3,6,15,18 files 4:6 first 4:13 5:6,7 five 7:4,14 Fletcher 1:16 2:3,6,17 3:4,9,15,18,22 4:3,5,8,18 5:2,12,16,20 6:1,3,13,15,19 7:1,3,7,9,13,17,1 9 8:2,5,7 F-O-N-S-E-C 3:7 Fonseca 2:21 3:1,7,9 4:6,16,22 5:11,13,18,21 6:2,4,6,8,11,14,2 2 7:11,20,21 8:4,6</p>
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<p>forward 2:10 Friday 4:21</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>gone 5:1 gotten 4:16</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>hear 2:3 heard 2:5 hearing 1:8,14 2:18 4:11,12,13,15 6:19 8:8 hearings 4:13 hours 5:18</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>I'll 2:17 4:12 7:8 8:2 I'm 2:22 6:15 impact 2:14 inaudible 6:11 Introductions 2:20 issues 2:14 I-T-H 3:5 It's 4:18</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>last 3:4,7 4:22 5:2,5 LaVerne 1:16 2:17 leave 4:2 leaving 7:15 Let's 5:2 letter 3:21</p>	<p>License 1:8 2:12 little 2:22 LLC 1:6 2:11 3:3 located 3:14</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>managing 3:2 matter 1:5 2:9 mean 6:11 mediation 4:11,20 6:16 MEETING 1:3 member 3:13 members 3:2 met 1:13 Michael 2:21 3:1 microphone's 2:7 minute 8:3 minutes 7:4,14 miss 2:8 M-O-N 3:12 month 5:4 morning 3:11 move 5:5</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>N.W 1:14 2:12 name's 3:7 nothing 5:4 NW 1:7</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>Official 2:19 Oh 2:6 7:10 order 2:14</p>	<hr/> <p style="text-align: center;">P</p> <hr/> <p>p.m 4:15 parking 2:15 PARTICIPANT 2:5 7:2,8,10 parties 2:9 past 5:1 peace 2:14 pedestrian 2:16 Perry 3:2 ph 8:6 please 2:10 prefer 7:14 PRESENT 1:16 president 3:21 protest 2:14 4:12,13,14 protestant 3:10 4:9,10 pursuant 2:19</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>questions 6:17 quiet 2:15</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>R-A 3:12 Ramon 3:11 recorder 2:7 Reeves 1:14 referencing 5:15 representative 3:19 representing 3:14 residential 2:15</p>	<p>response 6:18 Retailer 1:7 2:13 retire 8:1 roll 1:7 2:18 6:19 Room 1:14 rooms 8:1</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>safety 2:16 satisfy 7:18 schedule 4:11 second 5:6 September 4:14,21 5:6,7,8,9 6:17 Shaw-Dupont 3:17 4:9 signed 3:21 single 3:13 S-M 3:4 Smith 3:2,6 Spah 8:6 spelled 3:4 staff 7:11 standing 4:9,10 status 4:11,13 Street 1:6,7,14 2:11,12 suggest 7:22 sure 5:14</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>t/a 1:6 talk 8:4 Ted's 1:6</p>
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<p>2:3,9,11,12 Thank 3:9,15,22 4:7 6:20,21,22 7:2 8:7 Thanks 4:4 that's 4:18 5:3 there's 5:4,9 Thursday 5:9 trading 2:11 Tuesday 5:8 turn 2:22 type 7:8</p> <hr/> <p>U</p> <p>uh-huh 3:6 4:5 6:1 7:1</p> <hr/> <p>V</p> <p>vehicular 2:15</p> <hr/> <p>W</p> <p>wait 7:4,13 Washington 1:14 wasn't 5:14 week 4:22 5:5,6,7 weekend 5:2 We're 7:22 WHEREUPON 8:8 whichever 6:10 whoa 2:21 work 2:22 writing 6:15 wrong 5:3,4</p> <hr/> <p>Y</p>	<p>yours 7:19 you've 5:1</p>		
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