

QUEEN OF THE MOON, INC.

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

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ALCOHOLIC BEVERAGE CONTROL BOARD

- - - - -X

IN THE MATTER OF: :

Queen of the Moon, Inc.

t/a TBD Case Number \*

1815 Columbia Road NW

License Number 83118

Retailer A

ANC 1C

FACT FINDING HEARING

- - - - -X

Wednesday, June 29, 2016

Whereupon, the above referenced matter came on for hearing at the Alcoholic Beverage Control Board, Reeves Center, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009.

1

2 CHAIRPERSON:

3 DONOVAN W. ANDERSON, Presiding

4

5 OTHER PERSONS PRESENT:

6

7 RUTHANNE MILLER, BOARD MEMBER

8 JAMES SHORT, BOARD MEMBER

9 MIKE SILVERSTEIN, BOARD MEMBER

10 NICK ALBERTI, BOARD MEMBER

11

12

13

14

15

16

17

18

19

20

21

22

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

2 CHAIRPERSON ANDERSON: All right. The next  
3 case on our agenda is a fact finding hearing. It's Case  
4 Number -- it's Queen of the Moon, License Number 83118.  
5 Are you guys here for Queen of the Moon? Please come up  
6 please. Is there an interpreter here?

7 (Ms. Sharon Huie acting as interpreter.)

8 THE INTERPRETER: I am the interpreter, but  
9 they said that they don't need any interpreters. I'll  
10 just stand by.

11 CHAIRPERSON ANDERSON: I need you -- I need  
12 you to come up, ma'am.

13 THE INTERPRETER: Okay. Sure.

14 CHAIRPERSON ANDERSON: Sir, you can go over  
15 to the side. Sir, give it to her over there. No, you  
16 can -- I need you to -- I need you to stand -- sit with  
17 them, and I'll dismiss you after. Her, that lady behind  
18 you. Yeah, I am. That's why I told her to come up.  
19 You can sit at the table too, ma'am, please. Either  
20 side. Can -- there is a piece of paper on the table. I  
21 need you to write your names. Just write your name on  
22 the paper.

1 THE INTERPRETER: Is this the paper?

2 CHAIRPERSON ANDERSON: Yes. Why don't you  
3 just pass that sheet across to -- I think because I'm  
4 not sure. All right. All right. Thank you.

5 THE INTERPRETER: And he also said that he  
6 has problem hearing. So he's 83 years old, and he's  
7 wondering whether you can speak up a little loud.

8 CHAIRPERSON ANDERSON: All right.

9 THE INTERPRETER: Thank you.

10 CHAIRPERSON ANDERSON: And you're done --  
11 when you're ready let me know.

12 THE INTERPRETER: Okay.

13 CHAIRPERSON ANDERSON: All right. Can --  
14 can you all identify yourself for the record please.

15 MR. WANG: Yes. My name is Neng Hsiang  
16 Wang, N-E-N-G, hyphen, H-S-I-A-N-G, last name W-A-N-G.  
17 I represent Ms. Wen Zhang now called Win Win Zhang,  
18 formerly Wen Zhang, W-E-N, /WEPB Zhang. And also  
19 sitting next to me is Chuang Fu Zhang, C-H-U-A-N-G, F-U,  
20 Z-H-A-N-G.

21 CHAIRPERSON ANDERSON: And who is he?

22 MR. WANG: He wanted to buy the license and

1 she want to sell.

2 CHAIRPERSON ANDERSON: All right. And  
3 introduce yourself, ma'am. Yes.

4 [The witness, Ms. Zhang speaking through an  
5 interpreter.]

6 MS. ZHANG: Okay. My name is Wen Zhang, and  
7 I am the owner. I -- I'm the one that holds the license  
8 right now.

9 CHAIRPERSON ANDERSON: All right. All  
10 right. And you, ma'am, the lady in the blue, who are  
11 you, ma'am?

12 THE INTERPRETER: Oh, me, I'm Sharon Huie.  
13 I'm the interpreter.

14 CHAIRPERSON ANDERSON: Now, I was told  
15 that -- who requested an interpreter today?

16 MR. WANG: Actually I want to be the agent  
17 for both of them.

18 CHAIRPERSON ANDERSON: I'm sorry. Speak up,  
19 sir.

20 MR. WANG: I -- I want to be -- I have the  
21 power of attorney for Ms. Zhang -- Ms. Zhang, and I  
22 mostly would speak for both of them. But, you know, we

1 will honor an interpreter, the lady sitting next to me.

2 CHAIRPERSON ANDERSON: Well, I -- well,  
3 since the owner had requested an interpreter, an  
4 interpreter is here.

5 MR. WANG: Uh-huh.

6 CHAIRPERSON ANDERSON: I need the owner to  
7 tell us on the record that she does not require an  
8 interpreter.

9 MR. WANG: (Interpreting for Ms. Zhang.)  
10 Today I don't need an interpreter because I have someone  
11 who can interpret for me and also he would be my agent  
12 in the selling of my license today.

13 CHAIRPERSON ANDERSON: And who is this  
14 someone, ma'am, who -- you -- you stated you do not need  
15 an interpreter because you have someone who can  
16 interpret for you. So who is this person that you are  
17 electing to interpret for you today?

18 MR. WANG: I --

19 CHAIRPERSON ANDERSON: Sir, I need her to  
20 answer that.

21 MR. WANG: Okay. Since I interpret for  
22 her --

1                   CHAIRPERSON ANDERSON: I -- I need -- sir --  
2    sir, I need you to tell her what I just said and I need  
3    her to give me an answer.

4                   MR. WANG: Yeah. I will -- I will interpret  
5    for her.

6                   CHAIRPERSON ANDERSON: Sir, that's not --  
7    that's not the question I asked you.

8                   MR. WANG: All right.

9                   CHAIRPERSON ANDERSON: She's the owner of  
10   the establishment; is that correct?

11                  MR. WANG: Yeah.

12                  CHAIRPERSON ANDERSON: She also stated that  
13   she does not want an interpreter; is that correct?

14                  MR. WANG: Okay.

15                  CHAIRPERSON ANDERSON: I need her to put on  
16   the record today that she does not want the agency to  
17   provide an interpreter because you are interpreting for  
18   her.

19                  MR. ALBERTI: Can we have -- can we have our  
20   sworn interpreter interpret for you? I think that would  
21   be best that she speak to the licensee because we  
22   have -- these parties have -- these are two parties that

1 are interested in this case. I think it's best to have  
2 the unbiased, sworn interpreter translate all that's  
3 going on here for the record.

4 CHAIRPERSON ANDERSON: All right. Can you  
5 stand please.

6 THE INTERPRETER: And also they did not ask  
7 me to come actually. It was Multicultural Services.

8 CHAIRPERSON ANDERSON: I know. I know. Can  
9 you raise your right hand please. Do you swear and --  
10 do you swear and affirm that you will faithfully  
11 interpret this -- these proceedings from English to  
12 Mandarin and from Mandarin to English to the best of  
13 your abilities?

14 THE INTERPRETER: I do.

15 CHAIRPERSON ANDERSON: All right. Please  
16 have a seat please.

17 THE INTERPRETER: Thank you.

18 CHAIRPERSON ANDERSON: All right. It's my  
19 understanding that Ms. -- Ms. Win Win Zhang who is the  
20 owner of this establishment is informing the agency  
21 today that she does not require an interpreter and --  
22 and the agency's interpreter to interpret these

1 proceedings for her.

2 MS. ZHANG: Yes, sir.

3 CHAIRPERSON ANDERSON: So is -- I -- I  
4 need -- I need Ms. Win Win Zhang then to state on the  
5 record that she is rejecting the interpreter that the --  
6 that the agency is providing to her because she has her  
7 own interpreter.

8 MS. ZHANG: Yes. I originally did not think  
9 that it's necessary to have an interpreter because my  
10 representative represented everything of me. Like he  
11 has the power of attorney and everything, and he knew  
12 all the details and he represented me.

13 MR. SHORT: Please speak up.

14 THE INTERPRETER: Okay. Sorry.

15 MS. ZHANG: And he represented me in every  
16 little detail. And so he really understands my  
17 situation. But if -- but if you, The Board thinks that  
18 I should have an interpreter to represent me today, then  
19 I would comply to what the Court -- what The Board  
20 wishes today.

21 CHAIRPERSON ANDERSON: All right. It's not  
22 what The Board -- it's not what The Board wishes. It's

1 we -- we bring interpreters because the owner requests  
2 an interpreter from us. So that's one of the reasons  
3 why The Board does. But what -- I'm sorry. All right.  
4 The --

5 MS. ZHANG: So is it okay if I discuss with  
6 my representative?

7 CHAIRPERSON ANDERSON: You can discuss  
8 whatever with your representative, ma'am. Yes, you're  
9 free.

10 MR. WANG: May I interpret? Ms. Zhang said  
11 since I know every --

12 MR. ALBERTI: No, sir. I -- I -- Chairman  
13 Anderson, I -- at this point I will -- I'm going to  
14 interject here. I would feel much more comfortable if  
15 all of the translations came from our sworn translator  
16 that we have -- we have asked to be here.

17 CHAIRPERSON ANDERSON: Well, I --

18 MR. ALBERTI: I think it -- I think we are  
19 just much safer. We have been -- we have been found in  
20 -- at fault for not being sensitive to language issues  
21 by the Court of Appeals when we knew -- and it's obvious  
22 today that the licensee has language understanding

1 difficulties. And it is -- it is incumbent upon us to  
2 make sure the proceedings that we hear exactly what the  
3 licensee is saying to us.

4 CHAIRPERSON ANDERSON: All right. Just hold  
5 on one minute please. All right. The Board cannot --  
6 cannot force someone to have an interpreter if they  
7 don't want it. The Board provides an interpreter when  
8 one is requested. We have an owner here, and the owner  
9 has stated to this Board that she does not want an  
10 interpreter because she has someone to interpret for  
11 her. Then that's fine. I'm clear. So -- so -- so I'm  
12 fine. We don't need -- I'm not going to -- I am not  
13 going to force the owner to -- to -- to have someone  
14 interpret for her if that's not what her wishes are. We  
15 only provide interpreters when it's requested. One is  
16 here, the owner has stated that she does not require it.  
17 And the record will reflect that we have an interpreter  
18 here. And so therefore we can move forward with the  
19 proceeding. Yes, Ms. Miller.

20 MS. MILLER: Okay. I -- I'm just not sure  
21 that the owner is clear that if -- where you have an  
22 interpreter --

1 CHAIRPERSON ANDERSON: Ms. -- hold on,  
2 Ms. Miller. I don't mean to be disrespectful.

3 MS. MILLER: No. But, Mr. Chairman, I'm  
4 also aware there is a Court of Appeals case that faulted  
5 The Board, remanded it to The Board because we relied on  
6 the attorney when the client -- when the -- when the  
7 licensee said they didn't need it and the attorney said  
8 I know her interests. The Board --

9 CHAIRPERSON ANDERSON: This is not an  
10 attorney. The lady -- I'm sorry. With all due  
11 respect --

12 MR. ALBERTI: He is a representative.

13 CHAIRPERSON ANDERSON: -- The Board has  
14 been -- The Board has been provided with the power of  
15 attorney that we have here that stated that this person  
16 represents me. The owner sits in front of us, and the  
17 owner specifically states that -- you know what,  
18 let's -- let's -- we'll be back in five minutes.

19 (A recess was taken.)

20 CHAIRPERSON ANDERSON: All right. We're  
21 back on the record. And so this is a fact finding  
22 hearing regarding -- for -- for you to tell us what is

1 going on with this license. Will the license be sold  
2 since you're asking for extension, asking the -- the  
3 safekeeping? So is -- will the business be open or will  
4 the license be transferred to another entity?

5 MS. ZHANG: The license has already been  
6 sold, and we're just waiting for the liquor license.

7 MR. SHORT: Please speak up.

8 THE INTERPRETER: Yeah.

9 MS. ZHANG: And the -- the license has been  
10 sold and everything has --

11 CHAIRPERSON ANDERSON: You have to speak up,  
12 ma'am, because some folks can't hear you up here.  
13 That's why.

14 THE INTERPRETER: Yeah. Okay.

15 MS. ZHANG: Yes. So the -- Mr. Wang -- Mr.  
16 Wang has been representing me in order for the license  
17 sales. And it's already been -- been sold, and I'm just  
18 waiting for The Board to approve for the liquor license  
19 so that it can be completed.

20 MS. MILLER: I'm sorry. I couldn't hear  
21 what you said, waiting for The Board --

22 CHAIRPERSON ANDERSON: For it to be -- for

1 it to be complete. For The Board to approve it so it  
2 can be completed.

3 MS. ZHANG: The -- the -- the liquor license  
4 to be approved so that the sales can be completed  
5 because right now, you know, the business is sold but  
6 then I cannot fully sell it to Mr. Zhang.

7 CHAIRPERSON ANDERSON: Any questions by any  
8 board members?

9 MR. ALBERTI: Yeah, I have one.

10 CHAIRPERSON ANDERSON: Yes, Mr. Alberti.

11 MR. ALBERTI: So Mr. Wang --

12 MR. WANG: Yes.

13 MR. ALBERTI: -- who do you represent here?  
14 Which -- which parties do you represent?

15 MR. WANG: Actually I represent the seller.  
16 I actually represent the seller. But Mr. Zhang doesn't  
17 have anyone to represent him in -- in the petition. So  
18 I'm the interpreter for him.

19 MR. ALBERTI: Okay. So -- so -- so -- so,  
20 Mr. Zhang -- and forgive me if I mispronounce your  
21 name -- but do you understand English well enough to  
22 understand these proceedings?

1 MR. ZHANG: Yeah. I do -- so English not  
2 better -- not better -- not better.

3 MR. ALBERTI: Okay. So if -- if you're  
4 having difficulty, let me know and -- and -- and I'll  
5 try to rephrase or say it in different words. Okay?  
6 When did you enter into this agreement to -- to buy the  
7 license?

8 MR. WANG: The agreement was prepared twice.  
9 Was last year around September last year and then also  
10 this year about a week ago and this is the second time,  
11 a week ago. And this time we tried to form the  
12 agreement of the sale to try to consummate the sales.

13 MR. ALBERTI: Okay.

14 MR. WANG: I provided seven points. We feel  
15 that these seven points the sale will be considered  
16 valid. So then when we close our agreement, they did  
17 that June 21st.

18 MR. ALBERTI: Okay. Great. So,  
19 Mr. Zhang --

20 MS. ZHANG: Yeah.

21 MR. ALBERTI: What do you plan to do with  
22 the license? Mr. Chairman, I think I have a problem

1 here in that I'm not confident that we don't have a  
2 language barrier. Mr. Wang, what language does  
3 Mr. Zhang speak?

4 MR. WANG: I beg your pardon?

5 MR. ALBERTI: What language does Mr. Zhang  
6 speak?

7 MR. WANG: He speak Mandarin.

8 MR. ALBERTI: Mandarin. And -- and the  
9 interpreter is interpreting Mandarin?

10 THE INTERPRETER: Yes. Correct.

11 MR. ALBERTI: Just a moment please. Can we  
12 have the interpreter interpret for Mr. Zhang too?

13 CHAIRPERSON ANDERSON: Sure. Mr. Zhang, do  
14 you need someone to interpret for you, sir?

15 MR. WANG: He said I -- if I cannot  
16 represent him, he will be happy to have someone that  
17 will represent him.

18 CHAIRPERSON ANDERSON: He said what? He  
19 said what?

20 MR. WANG: He said if I -- you would not  
21 allow me to represent him for interpretation, he'll be  
22 happy to have someone.

1 MR. ALBERTI: So we can have that -- can we  
2 have that gone through the -- through the interpreter --  
3 officially done through the interpreter. So --

4 CHAIRPERSON ANDERSON: Sure.

5 MR. ALBERTI: So would the interpreter  
6 interpret?

7 THE INTERPRETER: Yes. Definitely.

8 MR. ALBERTI: Mr. Zhang, do you agree to  
9 have Mr. Wang serve as your representative today?  
10 Please -- please translate that for me.

11 MR. ZHANG: Yes.

12 MR. ALBERTI: Yes?

13 MR. ZHANG: Yes.

14 MR. ALBERTI: Okay. Thank you. So Mr.  
15 Wang --

16 MR. WANG: Yes.

17 MR. ALBERTI: -- what does Mr. Zhang plan to  
18 do with this license?

19 MR. WANG: He just said that he wanted to be  
20 able to find a location that -- to find --

21 MR. ALBERTI: So he doesn't -- he doesn't  
22 have a location currently?

1 MR. WANG: Not -- not quite yet. He says  
2 he's looking.

3 MR. ALBERTI: So he has been working on this  
4 since last September but still does not have a location?

5 MR. WANG: Continue to look for.

6 MS. MILLER: She was interpreting.

7 MR. ALBERTI: No, she isn't. I'm talking to  
8 her representative.

9 THE INTERPRETER: Ms. Zhang said that maybe  
10 she should answer that question.

11 MR. ALBERTI: Answer what question?

12 THE INTERPRETER: The question that you just  
13 asked that he has not found a location so far.

14 CHAIRPERSON ANDERSON: Let her answer it.

15 MR. ALBERTI: Okay. No. I will come back  
16 to her.

17 THE INTERPRETER: Okay.

18 MR. ALBERTI: Mr. Wang --

19 MR. WANG: Yes.

20 MR. ALBERTI: -- what is Mr. Zhang's  
21 relationship to Ms. -- to -- to the license?

22 MR. WANG: Not related except he would try

1 to buy the license.

2 MR. ALBERTI: So he -- did he know her --  
3 did he know her -- did he know her before this  
4 transaction was discussed?

5 MR. WANG: No, they don't.

6 MR. ALBERTI: Okay. Great. Mr. Wang, was  
7 Mr. Zhang aware that he needs to file with The Board an  
8 application for a transfer of the license?

9 MR. WANG: He was not aware that there is  
10 such requirement.

11 MR. ALBERTI: Okay. So I hear all of this  
12 discussion about waiting for Board approval, if The  
13 Board approves this, if The Board approves that.  
14 There's really nothing before us to approve. I mean the  
15 sale is between Ms. Zhang and Mr. Zhang. We have  
16 nothing to do with that sale. All right. We have  
17 authority over the license. So what needs to happen  
18 next -- I mean if we don't cancel the license today,  
19 what needs to happen next is that Mr. Zhang needs to  
20 file an application for a transfer, and Ms. Zhang needs  
21 to fill out a transfer consent form which says she is  
22 willing to transfer the license to Mr. Zhang.

1                   Now, Mr. Zhang, are you prepared -- can I  
2 get the translator to -- to translate this for me  
3 please?

4                   THE INTERPRETER: Okay. Yeah.

5                   MR. ALBERTI: I'm sorry. Mr. Zhang, are you  
6 prepared to start the transfer process this week?

7                   [The witness, Mr. Zhang speaking through an  
8 interpreter.]

9                   MR. ZHANG: So even if I don't have a place,  
10 a location yet, then I can -- I can still apply?  
11 Because I thought I have to get a place first before I  
12 could apply for that.

13                  MR. ALBERTI: No. The Board will have to  
14 discuss that. But -- but if The Board allowed it, would  
15 he be prepared to start the process this week?

16                  MR. ZHANG: Yes, of course. Yes, that's  
17 right.

18                  MR. ALBERTI: Okay. So, Ms. Zhang, you  
19 wanted to speak to I think why Mr. Zhang hasn't been  
20 able to find a place.

21                  MS. ZHANG: Yeah. Yeah.

22                  MR. ALBERTI: Please go ahead.

1 MR. SILVERSTEIN: Stop. Allow her to  
2 translate.

3 MS. ZHANG: Yes. Because last September The  
4 Board disapproved me for having -- was going to take  
5 away my license. And so I was supposed to be waiting  
6 for you to notify me but then I have never gotten the  
7 notification. That's why I did not pursue with Mr. Wang  
8 or Mr. Zhang because I thought I would have to wait for  
9 the notification before I could move forward. And then  
10 until this January this year I thought I would contact  
11 my friend -- your friend's name -- Tom Gabery to ask for  
12 what's going on, you know, to further investigate the  
13 situation. And then -- then I found out that you  
14 actually did send me a letter to notify me that --  
15 saying that my license will be all right, except the --  
16 the -- the letter was sent to a wrong address. So the  
17 -- so after that then I pursue with Mr. Wang and  
18 Mr. Zhang. And then -- and then I also got these  
19 receipts from The Board. And so it was from that time  
20 that I started to -- to -- to contact them. But before  
21 that I thought I was still waiting for that letter.

22 MR. ALBERTI: Okay. Thank you.

1 MS. ZHANG: Thank you.

2 MR. ALBERTI: I'm done.

3 CHAIRPERSON ANDERSON: Do we have any  
4 questions by any of the board members?

5 MS. MILLER: Yes.

6 CHAIRPERSON ANDERSON: Yes, Ms. Miller.

7 MS. MILLER: Mr. Wang --

8 CHAIRPERSON ANDERSON: Hold on. Hold on a  
9 minute. I'm trying to figure out if she's trying to say  
10 something. Yes, Ms. Miller.

11 MS. MILLER: I just wanted to ask the buyer  
12 how long he has been looking for a location.

13 MR. ZHANG: A few months. But its been very  
14 hard because you have to look at the distance and all  
15 that. There are a lot of things to consider.

16 MS. MILLER: Right. So that leads to my  
17 second question. Why -- why did you decide to buy a  
18 license without a location?

19 MR. ZHANG: Because I had a restaurant, but  
20 then I -- I wasn't working and so that's why I wanted to  
21 look for another place.

22 MS. MILLER: Okay. And did you also

1 consider applying for a license at ABRA?

2 MR. ZHANG: Yes.

3 MS. MILLER: And why -- why did you decide  
4 to buy instead of apply?

5 MR. ZHANG: Yeah. Because of the expenses.  
6 Because everything is very expensive. So that's why I  
7 needed time to get money from here and from there.

8 MS. MILLER: Can you explain that a little  
9 more.

10 MR. ZHANG: Because for the other places it  
11 has been -- it is very expensive, and it costs about  
12 like 300, \$400,000.

13 MS. MILLER: I'm sorry. Could -- could you  
14 say that again.

15 THE INTERPRETER: Okay. For other -- for  
16 other locations and all that it's very expensive. It's  
17 about 300, \$400,000.

18 MS. MILLER: Okay. And then I want to ask  
19 the licensee so did you not file a transfer application  
20 because you were -- you thought you needed something  
21 from ABRA before you did that, or you didn't know that  
22 was what you were supposed to do?

1 MS. ZHANG: Yes. Because I did not -- I was  
2 not aware of it.

3 MS. MILLER: Okay. And are you prepared  
4 to -- are you prepared to do that now?

5 MS. ZHANG: Yes.

6 MS. MILLER: Okay. Thank you.

7 CHAIRPERSON ANDERSON: Hold on a minute. Go  
8 ahead, Mr. Alberti.

9 MR. ALBERTI: I thought I had a question.  
10 Just give me one moment. Mr. Wang, you are the -- I see  
11 you're the seller's agent, right? Are you -- are you --  
12 how closely are you -- are you familiar with the -- the  
13 sale agreement of a liquor license that's been signed by  
14 both parties presented to us today?

15 MR. WANG: Yeah. The sale agreement was  
16 actually the -- you know, prepared by me, both sides,  
17 and so I know the detail. But this is the based on  
18 discussion from the both -- both sides --

19 MR. ALBERTI: Okay.

20 MR. WANG: -- and put in writing.

21 MR. ALBERTI: So according to this agreement  
22 the buyer is going to pay the seller sort of

1 installments monthly, correct?

2 MR. WANG: Yes.

3 MR. ALBERTI: All right. And the total cost  
4 is how much?

5 MR. WANG: Supposed to be 95,000, but, you  
6 know, \$1,000 of interest. So 96.

7 MR. ALBERTI: So \$96,000 paid \$4,000 a month  
8 until --

9 MR. WANG: That's correct.

10 MR. ALBERTI: -- until that's paid.

11 MR. WANG: For two years.

12 MR. ALBERTI: And if the seller defaults --  
13 I mean sorry. If the buyer defaults, the property  
14 reverts back to the seller; is that correct? Is my  
15 understanding of that correct? I'm not aware of  
16 contract law, but --

17 MR. WANG: If default they put -- he put his  
18 house -- one of his houses as a guarantor and within  
19 three months we are supposed to be able to put the --  
20 the property on market and sell it. And if extra money,  
21 return that to -- to buyers and they will get the cost  
22 -- I mean that the -- the sales price.

1 MR. ALBERTI: Well, wait. Okay. I'm sorry.

2 MR. WANG: The Number 7.

3 MR. ALBERTI: I'm reading this quickly.

4 MR. WANG: Number 7.

5 MR. ALBERTI: Well, wait. So as collateral  
6 he has put up a house?

7 MR. WANG: Yeah.

8 MR. ALBERTI: A house that -- wait. A house  
9 that he owns? No. What is this house? Who owns this  
10 house we're talking about?

11 MR. WANG: The house?

12 MR. ALBERTI: Yeah. You just mentioned a  
13 house.

14 MR. WANG: Yes. He has a house at 3rd  
15 Street -- 3rd Street.

16 MR. ALBERTI: I'm trying to see -- in  
17 Paragraph 7 the -- when it says the seller -- the  
18 seller's agent is entitled to put the guaranteed  
19 property on the -- on market.

20 MR. WANG: Yeah.

21 MR. ALBERTI: When we say property what are  
22 we referring to here?

1 MR. WANG: The -- the -- he said that that's  
2 actually a restaurant he own. I thought that that's a  
3 house, but he said that that's a restaurant he own. The  
4 property is a restaurant.

5 MR. ALBERTI: Where is that -- where is that  
6 specified in this contract?

7 MR. WANG: That's --

8 MR. ZHANG: 5504 3rd Street.

9 MR. WANG: Okay. Yeah. 5504.

10 MR. ZHANG: 5504 3rd Street.

11 MR. ALBERTI: Where -- Mr. Wang, where in  
12 the contract is that specified? Where in the contract  
13 does it tell me what -- what that property is? What is  
14 the -- we have reference here in Paragraph 7 that says  
15 guaranteed property.

16 MR. WANG: Yeah.

17 MR. ALBERTI: Where in the contract does it  
18 tell me what that guaranteed property is?

19 MR. WANG: That is specified at Point 7, the  
20 second page, and it goes until --

21 MR. ALBERTI: Yeah. It says guaranteed  
22 property. But it doesn't tell me what the guaranteed

1 property is. How do I know what the guaranteed  
2 property -- this is a contract. Are you a lawyer, Mr.  
3 Wang?

4 MR. WANG: Yeah. There is a --

5 MR. ALBERTI: Mr. Wang, are you a lawyer?

6 MR. WANG: If we're looking at --

7 MR. ALBERTI: Mr. Wang, I want to  
8 understand -- I want to understand what I should be  
9 expecting for you in terms of being able to understand  
10 contract law. Are you a lawyer?

11 MR. WANG: No, I'm not.

12 MR. ALBERTI: Okay. Great. So that helps  
13 me understand the position. There's no -- nowhere in  
14 here that it tells me what -- what the guaranteed  
15 property is.

16 MR. WANG: But that -- you know, there's  
17 a -- we have, you know, a notarized paper. And after  
18 that then you will find a settlement statement just  
19 immediately after that.

20 MR. ALBERTI: Just after Paragraph 7?

21 MR. WANG: Page 3. Page 3.

22 MR. ALBERTI: On what -- on what page?

1 MR. WANG: Page 3.

2 MR. ALBERTI: Page 3.

3 MR. WANG: It says sale agreement of liquor  
4 license signed June 21st.

5 MR. ALBERTI: All right. So wait. Wait.  
6 So I have sale agreement of liquor license, Page 1,  
7 right?

8 MR. WANG: Yes.

9 MR. ALBERTI: I have a second page which has  
10 signatures on it.

11 MR. WANG: The third page.

12 MR. ALBERTI: I have third, it says  
13 settlement statement.

14 MR. WANG: Yeah.

15 MR. ALBERTI: All right. So okay,  
16 settlement statement. All right. Thank you. Let me  
17 take a look at this.

18 MR. WANG: Okay.

19 MR. ALBERTI: Name and address of borrower,  
20 name and address of seller, property location. I'm going  
21 to have to have our attorneys look at this. I -- I'm  
22 having difficulty understanding what this all means

1 because it has borrower is Mr. Zhang; is that correct?

2 MR. WANG: Yeah.

3 MR. ALBERTI: The borrower. It has the  
4 seller is Anne Ryan. What does -- how does that -- how  
5 does that connect with the sales agreement between  
6 Mr. Zhang and Mrs. Zhang -- Miss Zhang.

7 MR. WANG: I don't know in what way you said  
8 it is connected. But, you know, we need some kind of  
9 warranty, you know, some kind of a corridor, and this  
10 served as corridor. That is, this property served as a  
11 corridor. And just in case within two years the buyer  
12 cannot pay in full, then we said --

13 MR. ALBERTI: All right. So, Mr. Wang,  
14 here's the problem I'm having. All right. It says --  
15 in the middle of the second paragraph it says the  
16 buyer -- due to the buyer's inability to sell his -- all  
17 right. Wait. On such non-fulfillment was according to  
18 buyers explanation due to the -- to the buyer's  
19 inability to sell his real property, all right, so as to  
20 generate sufficient cash toward consummation of the  
21 purchase, seller had accepted that justification was  
22 reasonable and as a result of the third condition, the

1 licensee will be released to buyer upon final payment  
2 received, has not been [inaudible 23:56]. Okay. So  
3 he's proposing -- in the next paragraph he's --  
4 Mr. Zhang is proposing his real property as tangible  
5 guarantee.

6 MR. WANG: That's correct.

7 MR. ALBERTI: What real property?

8 MR. WANG: Real property --

9 MR. ALBERTI: This agreement doesn't -- I  
10 mean its got an attachment, but the agreement -- and  
11 they -- you know, I'm not a skilled lawyer. So I don't  
12 really know if -- if this agreement has to spell out  
13 what that property is or not. But it seems to me even  
14 as a layperson this sales agreement would have to tell  
15 you what that real property is that you're referring to  
16 because it's very nebulous in here, and I will consult  
17 with our lawyers. I am done. I have no further  
18 questions.

19 CHAIRPERSON ANDERSON: This is my position,  
20 and I -- I think we're -- the purpose of the hearing  
21 is -- is to make a determination what's going on with  
22 this license. I don't think we should be -- I mean

1 parties can have financing arrangement how -- how they  
2 finance -- or how they're going to finance properties.  
3 I don't think it's up to The Board, and I don't -- I  
4 don't -- at least I don't think that's the issue that we  
5 have in front of us whether or not the financing  
6 arrangement that's between both parties, if that's  
7 appropriate. I think the issue is that what is going to  
8 happen with the license, what is it that The Board needs  
9 to do moving forward? Are we going to cancel the  
10 license or are we going to extend the safekeeping? And  
11 I think that's -- that's the issue that we need to make.  
12 Yes, Mr. -- Mr. Short.

13 MR. SHORT: Yes. I'd like to ask this of  
14 the owner. How long has this license been in and out of  
15 safekeeping starting when and ending when?

16 MS. ZHANG: I have been holding this license  
17 for about -- I've been holding this license for about  
18 seven years.

19 MR. SHORT: In safekeeping?

20 MS. ZHANG: Yeah.

21 MR. SHORT: Seven years. And -- okay.

22 Well, the question that then I have is this deal does

1 not go through -- the sale does not go through or --  
2 then it has to go back into safekeeping again. Is that  
3 true?

4 MS. ZHANG: Yeah. I actually just -- just  
5 wanted to, you know, like if everything goes fine today,  
6 that, you know, it would just all pass over to  
7 Mr. Zhang. And so, you know, then -- then I won't be  
8 keeping it any more.

9 MR. SHORT: Okay. So this is from for  
10 Mr. Zhang. You don't have a place to open a business  
11 with this license, correct?

12 MR. ZHANG: Yeah. I could just go check it  
13 out. I guess I got a property too. So that's a  
14 restaurant, not an actual -- an actual store. So just  
15 go check it out there, the liquor store.

16 MR. SHORT: Okay.

17 MR. ZHANG: Different.

18 MR. SHORT: Okay. You have a business now  
19 that you're going to --

20 MS. ZHANG: Yeah, I have a business.

21 MR. SHORT: Does it -- is it capable of  
22 having a ABC license?

1 MS. ZHANG: No. No. I have a restaurant,  
2 different.

3 CHAIRPERSON ANDERSON: Well, can somebody  
4 explain to us what's going on here? I don't understand.

5 MR. WANG: He did have a restaurant. He  
6 right now have a restaurant, but the restaurant doesn't  
7 have any sales of liquor. And he would try that to  
8 expand that to another location just selling liquor.

9 MR. SHORT: Okay. The question again is why  
10 can't he use that liquor license right away if he has a  
11 business, a restaurant?

12 MR. ALBERTI: Because it's a different  
13 class.

14 MR. WANG: The restaurant is just for  
15 [inaudible 28:24] kind of operation including -- and  
16 it's selling all kind of, you know, liquor, right, just  
17 like a liquor store.

18 MR. SHORT: Okay.

19 MR. WANG: But, you know, right now --

20 MR. SHORT: Maybe I didn't ask the right  
21 question. The question is we're taking a safe -- a  
22 license that's in safekeeping and giving it to a person

1 who's not going to use it. So it might as well stay in  
2 safekeeping. That's -- that's -- I'm asking -- asking  
3 him to answer that. Well, you're going to answer. You  
4 can answer that.

5 MS. ZHANG: I -- I can speak for Mr. Zhang  
6 because Mr. Zhang does not understand, you know, the --  
7 the safekeeping and all these legal implication. And so  
8 I have the experience because I know that in D.C. you  
9 cannot hold two -- two alcohol license. And then so  
10 that's why he wants to have this license and so that he  
11 can go and look for a place. But he wants to have the  
12 license first and then he can find a place right away.  
13 Because it doesn't makes sense to just look for a place  
14 without getting an alcoholic license.

15 CHAIRPERSON ANDERSON: All right.

16 MR. ALBERTI: I have a couple quick  
17 questions for Mr. Wang, but I'll be quick.

18 CHAIRPERSON ANDERSON: All right. Go ahead,  
19 Mr. Alberti.

20 MR. ALBERTI: Mr. Wang --

21 MR. WANG: Yes.

22 MR. ALBERTI: -- the real property that

1 we're supposed to be referring to -- that you've  
2 referred to as collateral here -- all right --

3 MR. WANG: Yes.

4 MR. ALBERTI: -- is that 5504 3rd Street NW?

5 MR. WANG: Yes.

6 MR. ALBERTI: Okay. Great. So if you would  
7 translate for me. Mr. Zhang -- Mr. Zhang, so I have  
8 this settlement agreement for 5304 3rd Street NW. How  
9 long have you owned -- do you own that property?

10 MR. ZHANG: Yeah. I buy it. Yeah, I'm the  
11 owner.

12 MR. ALBERTI: When -- when did you buy it?

13 MR. ZHANG: Last year.

14 MR. ALBERTI: Pardon?

15 MR. ZHANG: 2015.

16 MR. ALBERTI: Yeah. So I see the settlement  
17 agreement was signed in 2015.

18 MR. ZHANG: Yeah, last year. I just buy it  
19 last year.

20 MR. ALBERTI: I don't know how to ask this.  
21 You took out a loan?

22 MR. ZHANG: No. No, he didn't.

1 MR. ALBERTI: This -- this -- this agreement  
2 says that there's a balance due to the seller. 5504,  
3 the settlement agreement says that you owe a balance to  
4 the seller who was Anne Ryan; is that correct?

5 MR. ZHANG: Yeah. I pay it down. I --  
6 there are no -- no mortgage, no mortgage.

7 MR. ALBERTI: So you have -- you own this  
8 outright?

9 MR. ZHANG: Yes.

10 MR. ALBERTI: You owe no money --

11 MR. ZHANG: Yeah.

12 MR. ALBERTI: -- to anyone on this property.

13 MR. ZHANG: Yeah. Yes. Yes, sir.

14 MR. ALBERTI: I just wanted to make sure --  
15 wanted to make sure it was available for collateral.  
16 Thank you.

17 CHAIRPERSON ANDERSON: Yes, Mr. Silverstein.

18 MR. SILVERSTEIN: Thank you, Mr. Chairman.  
19 If this is ready to go -- and I'm going to ask you to  
20 translate this for both of them -- why don't you start  
21 today? Assuming that The Board acts to allow the  
22 license to stay in play, why don't you start doing this

1 today?

2 MS. ZHANG: Yes. I -- I am waiting for The  
3 Board to approve. And if The Board tells me that I can  
4 go ahead today, then I would love to go ahead today.

5 MR. SILVERSTEIN: You say -- both of you,  
6 Ms. Zhang, Mr. Zhang, that this is -- you have all  
7 agreed to this. Mr. Gordy is in the back of the room.  
8 Please translate.

9 THE INTERPRETER: Okay.

10 MR. SILVERSTEIN: You can -- you have a  
11 translator. You can file -- you can begin the process  
12 of a transfer application, nothing is stopping you.

13 MR. ALBERTI: I -- Mike, I need to interrupt  
14 you. They can only do that if The Board does not cancel  
15 the license today.

16 MR. SILVERSTEIN: I said if. But if The  
17 Board -- you can also do so pending. There's nothing  
18 stopping you. This dance has gone on long enough.

19 CHAIRPERSON ANDERSON: All right. We're  
20 going to make a decision. We're going to break for a  
21 couple minutes. We're going to make a decision, and  
22 I'll have you guys -- you can just wait, and we

1 shouldn't be too long. But anyway, as Chairperson of  
2 the Alcoholic Beverage Control Board for the District of  
3 Columbia in accordance with D.C. Official Code Section  
4 574 of the Open Meetings Act I move that the ABC hold a  
5 closed meeting for the purpose of seeking legal advice  
6 from our counsel on Queen of Moon -- Queen of the Moon,  
7 License Number 83118 pursuant to D.C. Official Code  
8 Section 2574B4 of the Open Meetings Act and deliberating  
9 upon Queen of the Moon, License Number -- I'm sorry,  
10 give me the License Number again -- License Number 83118  
11 for the reasons cited in D.C. Official Code Section  
12 2574B13 of the Open Meetings Act. Is there a second?

13 MR. ALBERTI: Second.

14 CHAIRPERSON ANDERSON: Mr. Alberti has  
15 seconded the motion. I will now take a roll call vote  
16 before the -- before on the motion before us that has  
17 been seconded. Ms. Miller.

18 MS. MILLER: Agree.

19 CHAIRPERSON ANDERSON: Mr. Alberti.

20 MR. ALBERTI: I agree.

21 CHAIRPERSON ANDERSON: Mr. Short.

22 MR. SHORT: I agree.

1 CHAIRPERSON ANDERSON: Mr. Silverstein.

2 MR. SILVERSTEIN: I agree.

3 CHAIRPERSON ANDERSON: Mr. Anderson, I  
4 agree. As it appears that the motion has passed I  
5 hereby give notice that the ABC Board will recess this  
6 proceeding to hold a closed meeting in the ABC Board  
7 conference room pursuant to Section 2574B of the Open  
8 Meetings Act. We'll be in recess -- we'll adjourn this  
9 case for about -- give me -- we'll come back at 11:30.

10 (A recess was taken.)

11 CHAIRPERSON ANDERSON: We're back on the  
12 record. And one thing that I would like the translator  
13 to do -- I need the translator to translate this for  
14 everyone so they will understand what the position is.  
15 I'm making a motion that the -- The Board agrees to --  
16 to extend -- or I'm sorry. This is what The Board --  
17 I'm making a motion for the -- the -- to The Board that  
18 -- that on the license --

19 MR. ALBERTI: Extend the safekeeping for 30  
20 days and that gives them the 30 days to get the transfer  
21 in.

22 CHAIRPERSON ANDERSON: All right.

1 MR. ALBERTI: And if it isn't -- if the  
2 transfer isn't in after 30 days, it will be deemed  
3 cancelled. That's the only piece that we did.

4 CHAIRPERSON ANDERSON: Well, that would be  
5 through September 30th is when it -- September 30th.

6 MR. ALBERTI: Right. Right. So as of  
7 September 31st if we don't have this transfer in, it  
8 will be cancelled.

9 CHAIRPERSON ANDERSON: All right. All  
10 right. I make a motion that we extend the -- the  
11 safe -- the license in safekeeping through September  
12 30th, 2016 and that if the applicant -- I'm sorry the --  
13 if a transfer -- and that if the -- if a transfer  
14 application is not made to ABRA within -- within that  
15 period of time, that the license will be cancelled. Is  
16 there a second?

17 MR. SHORT: Second.

18 CHAIRPERSON ANDERSON: Mr. Short has  
19 seconded the motion.

20 MR. ALBERTI: So may I ask --

21 CHAIRPERSON ANDERSON: Hold -- hold on  
22 one --

1 MR. ALBERTI: -- a clarifying question?

2 CHAIRPERSON ANDERSON: I want to make sure  
3 that they know.

4 MR. ALBERTI: All right. My clarifying  
5 question is going to be the transfer application that is  
6 accepted by ABRA.

7 MR. WANG: Our understanding is that you  
8 want to extend the -- the validity of the license  
9 through September 30th while we complete the transfer  
10 process. Okay.

11 CHAIRPERSON ANDERSON: Not -- not -- not the  
12 process. That at least you have to start the first  
13 process. So therefore you need to start the process,  
14 whatever the process with ABRA to transfer the license.

15 MR. WANG: Okay.

16 CHAIRPERSON ANDERSON: So if it's not --  
17 if -- if you do not do that --

18 MR. WANG: Okay.

19 CHAIRPERSON ANDERSON: -- then you have no  
20 license.

21 MR. WANG: Okay. Okay.

22 CHAIRPERSON ANDERSON: So we have --

1 Mr. Gordy is at the back of the room. The translator is  
2 here. So you can -- after this hearing, if The Board  
3 agrees to this, you can meet with Mr. Gordy to find out  
4 what documents it is that he needs to start the process.

5 MR. SILVERSTEIN: Please translate that.

6 MS. ZHANG: I have a concern here is  
7 because, you know, my understanding is that every time  
8 when I have to apply for something the whole process  
9 takes over a year. And so I'm just concerned that, you  
10 know, three months is not enough for me. Yeah. So  
11 it's -- it's like, you know, after my whole application  
12 and all that, you know, when I have my name on the -- on  
13 the license it's over a year. You know, that took about  
14 a year for me -- for the -- for my name to appear.

15 I pay everything already, right. I try --  
16 before I bought this license I remember this Board.  
17 I -- I give everything for paperwork or for -- for here,  
18 ABC Board already. But I don't for sure remember, but  
19 many months of -- after many months I got -- say oh,  
20 translator right now, you can open pieces right now.  
21 Not a -- I just make sure if we start work, but there is  
22 name, not still -- not as problem. This is -- ABC Board

1 still working -- still working. It's cannot just  
2 [inaudible 42:32.]

3 Yeah. So I -- I just wanted to know that  
4 when, you know, so if -- if I have done everything,  
5 submitted everything that I need to and yet it's your  
6 board that -- that's slow in the process. And so I just  
7 want to make sure that you don't cancel my license  
8 because of that.

9 CHAIRPERSON ANDERSON: I think that's -- I  
10 think it's clear what we're saying is that you need to  
11 start the process -- to start the process to -- to --  
12 within this period of time to provide ABRA with an  
13 application that there -- there are certain documents  
14 that are required. That within this first period of  
15 time those -- those documents need to be provided to  
16 ABRA. We believe that this is more than sufficient time  
17 for you to provide the documents to start the process  
18 because there -- there are certain -- there are -- I'm  
19 going to come to you, Mr. Alberti. So I understand -- I  
20 understand what you're saying. But if -- if -- if the  
21 proper documents have been in -- into the agency and the  
22 agency is reviewing the documentation, we're not going

1 to cancel your license to say that. But if it has not  
2 been done -- but -- but I think one of the other -- the  
3 other thing that I will recommend to The Board, that --  
4 that -- that that process be started before -- on or  
5 before September 30th, 2016. And the second matter is  
6 that if the -- the license has not been transferred  
7 between -- on or before September 30th, 2016, then ABRA  
8 will consider canceling the license. That's it.

9 MR. ALBERTI: That's not my understanding.

10 So --

11 CHAIRPERSON ANDERSON: I'm sorry.

12 MR. ALBERTI: My -- my understanding -- all  
13 right.

14 CHAIRPERSON ANDERSON: I'm sorry. That --  
15 that -- that the -- the license is in an active status  
16 by September 30th, 2017.

17 MR. WANG: So that means that we submit the  
18 application, you know, by that time. And maybe we  
19 submit with certified mail with return receipt, you  
20 know, requested then to prove we already sent it in or  
21 what?

22 CHAIRPERSON ANDERSON: Well, you know that

1 you have to go through this process in the sense that --

2 MR. WANG: Yeah.

3 CHAIRPERSON ANDERSON: -- you have to go  
4 through safekeeping. So normally what we do is that  
5 we -- we will --

6 MR. WANG: They will send something?

7 CHAIRPERSON ANDERSON: We -- this is a  
8 process and -- which is the process you're going through  
9 is that we normally -- The Board normally extends  
10 safekeeping for six months. And so the process that  
11 we're in right now is that if you had -- if we had  
12 granted this process for safekeeping, The Board would  
13 normally say it will be through September 30th, 2016 and  
14 then you would have to apply for -- to extend the  
15 safekeeping because we only do it for six months.  
16 However, what we're saying to you is that within -- this  
17 is what we're -- we're considering voting on. By saying  
18 that between now and September 30th that the transfer  
19 application has to be submitted to the ABC Board and if  
20 the license is not active by September 30th, 2016 --  
21 '17, The Board will consider canceling the license. So  
22 everybody -- all right. So yes -- yes, Ms. Miller.

1 MS. MILLER: Okay. I -- I just want to try  
2 to clarify because there are a few steps. So it sounds  
3 to me -- and correct me if I'm wrong -- that we're  
4 saying that the licensee must file the transfer  
5 application or the transfer whatever by September 30th  
6 and that -- 2016 and the license will remain in  
7 safekeeping up until that point. But then I'd like to  
8 clarify or ask Mr. Chairman, are we also saying that it  
9 may remain in safekeeping pending The Board's  
10 consideration of the transfer and the new applicant's  
11 location of -- of a place for the license and that if --  
12 if the license does not become active by September 30th,  
13 2017, then The Board will consider -- I assume have --  
14 maybe have a hearing or whatever, but consider  
15 cancellation at that point? Is that accurate? Because  
16 I think we kind of missed the middle like what happens  
17 during transfer is that -- that we're assuming that the  
18 license will remain in safekeeping, correct? Anybody  
19 have a problem with that?

20 CHAIRPERSON ANDERSON: That's correct.

21 MS. MILLER: Okay. Thank you.

22 CHAIRPERSON ANDERSON: Yes, Mr. Alberti.

1 MR. ALBERTI: So -- so the motion on the  
2 table is that by September 30th of this year we'll have  
3 a transfer application that is accepted by the agency,  
4 not that you filed part of it, not that you have  
5 documents outstanding. That you have all the required  
6 documents that are -- that are necessary for that first  
7 step of having it accepted. Would you translate that  
8 please.

9 MS. ZHANG: Yes.

10 MR. ALBERTI: Okay. My friendly amendment  
11 is that the transfer -- that -- that -- that all  
12 documents necessary to complete the transfer have been  
13 filed by March 30th, 2017. That's my friendly amendment  
14 so that we know that they are actively pursuing  
15 completion of the transfer.

16 CHAIRPERSON ANDERSON: Well, is there a  
17 second for your friendly amendment?

18 MR. SHORT: Second.

19 MS. MILLER: I'm sorry. I'm just not  
20 exactly sure what that means.

21 MR. ALBERTI: What that means --

22 MS. MILLER: [Inaudible 49:38].

1 MR. ALBERTI: -- that means is -- okay. I  
2 will explain.

3 MS. MILLER: The first one?

4 MR. ALBERTI: I will explain it to you.

5 MS. MILLER: Okay.

6 MR. ALBERTI: There are certain documents  
7 that are needed for an application to be accepted and to  
8 start being processed by the agency. And those are the  
9 documents we're requiring by September 30th.

10 MS. MILLER: Okay.

11 MR. ALBERTI: There's another set of  
12 documents that are required to -- to complete the  
13 process. So I'm expecting -- and by completing the  
14 process so that the -- so that the application can come  
15 to The Board for approval. So I'm expecting that all of  
16 those documents -- I'm -- I'm asking that -- that we  
17 require that all of those documents have been submitted  
18 by September 30th -- by -- by March 30th, 2017. That is  
19 more than six months from today. My experience is that  
20 it's more than reasonable. Most people who really in  
21 earnest want to transfer a license can complete the  
22 process in a month, sometimes two months. We're giving

1 this -- this -- these parties six months to complete  
2 that process.

3 CHAIRPERSON ANDERSON: All right. All  
4 right. Mr. Alberti has made a motion. It has been  
5 seconded. Your position, Ms. Miller, on Mr.  
6 Alberti's --

7 MS. MILLER: All I can say is, you know,  
8 I'm -- I'm sorry I'm not as well versed as Mr. Alberti  
9 in those documents, and I -- I am versed in what  
10 documents we were requiring for September 30th and know  
11 that that is a reasonable demand or -- and also we have  
12 the other end date that, you know, it has to be live by  
13 a year from now. So I'm not sure why we need this six  
14 months.

15 CHAIRPERSON ANDERSON: Are you voting in  
16 favor or opposed?

17 MS. MILLER: So I guess I'm going to have to  
18 vote opposed because I just don't feel I have enough  
19 knowledge to -- to sign off on that.

20 CHAIRPERSON ANDERSON: All right. So Ms. --  
21 Ms. Miller no.

22 MR. ALBERTI: Yes.

1 CHAIRPERSON ANDERSON: Mr. Alberti yes.

2 Hold on. Mr. Short.

3 MR. SHORT: Yes.

4 CHAIRPERSON ANDERSON: Mr. Silverstein.

5 MR. SILVERSTEIN: Yes.

6 CHAIRPERSON ANDERSON: All right. So it's  
7 -- you only need three votes so my vote doesn't really  
8 matter. But it's four-one then. All right. So this  
9 is -- this is the -- this is what we're going to vote  
10 for then. That Mr. Alberti's friendly amendment has  
11 been accepted. So I then make a motion that the -- that  
12 the transfer application be started by ABRA on or before  
13 September 16th, 2016, that the -- I'm sorry. What's the  
14 friendly amendment?

15 MR. ALBERTI: That -- that the -- that all  
16 of the documents necessary to complete the transfer are  
17 submitted by March 30th.

18 CHAIRPERSON ANDERSON: That all the  
19 documents that are -- all the documents that are -- that  
20 are required to complete the transfer be submitted to  
21 ABRA on or before March 30th, 2017 and that if the  
22 process -- if the license is not active by September

1 30th, 2017, that ABRA will consider canceling the  
2 license. Is there a second?

3 MR. SHORT: Second.

4 CHAIRPERSON ANDERSON: Mr. Short has  
5 seconded the motion. All those in favor say aye.  
6 [Chorus of ayes]. Those opposed. [No audible  
7 response]. The matter passed 5-zero-zero. So is it  
8 understood -- or do you understand what it is that The  
9 Board has done today?

10 MS. ZHANG: Yeah. We -- we would like to  
11 start the process today. But do -- do we -- who do we  
12 go to?

13 CHAIRPERSON ANDERSON: Mr. Gordy is standing  
14 in the back of the room, and the translator can stay --  
15 the -- it's my understanding the agency will pay the  
16 translator to remain to ensure that both parties  
17 understand. So --

18 THE INTERPRETER: Okay.

19 CHAIRPERSON ANDERSON: -- the matter is  
20 dismissed. Mr. Gordy's there. The translator is --  
21 is -- is authorized to go with the parties to Mr. Gordy.  
22 And Mr. Gordy will explain what the process is and what

1 is needed to the agency on or before September 30th,  
2 2016. Okay.

3 MS. ZHANG: Okay. Thank you.

4 CHAIRPERSON ANDERSON: Thank you.

5 MR. ALBERTI: We will issue a board order.

6 CHAIRPERSON ANDERSON: Yeah. We'll issue  
7 a -- and we'll also issue a board order. We'll also  
8 issue a board order so you'll see in writing what it is.  
9 But I think it's clear to everyone what was stated by  
10 The Board today. Mr. Gordy is standing back there with  
11 -- the translator again is authorized to be with  
12 Mr. Gordy to explain to everyone. So I do not want to  
13 be here in September that we are having -- September of  
14 2017. And the reason I said that because my term  
15 expires through 2019. So I should still be here. So I  
16 don't want to be here in 2017 when you're telling me  
17 that you didn't understand or didn't know. Okay?

18 MR. ALBERTI: Or in September of 2016.

19 MR. SILVERSTEIN: Mr. Chairman.

20 CHAIRPERSON ANDERSON: Hold on. Yes,  
21 Mr. Silverstein.

22 MR. SILVERSTEIN: I want to -- I want to

1     thank the Chairman and underscore what he said, the  
2     deadlines are absolute deadlines, but you should try to  
3     move more quickly so that you have time, Mr. Zhang, to  
4     find a place; that waiting until March to complete the  
5     second stage of this would not be in your benefit. The  
6     more time you have the better it is. This license is a  
7     public license. It belongs to the public and is given  
8     to you or to the owner. And it needs to be used. Move  
9     quickly. Mr. Gordy is here to help you. Please move  
10    quickly.

11                   MS. ZHANG: I -- I want to thank you very  
12    much because you clearly explained it to me. Thank you.

13                   CHAIRPERSON ANDERSON: Well, thank you for  
14    your time, and -- and thank you for being here. And  
15    I'm -- all right. Good luck. Okay.

16                   MS. ZHANG: Thank you so much.

17                   CHAIRPERSON ANDERSON: All right. Thank you  
18    very much.

19                   MR. WANG: Thank you so much.

20                   (Whereupon the above-entitled matter was  
21    concluded.)

22