

SMITH POINT

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

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IN THE MATTER OF: :

Restaurant Enterprises, Inc.

t/a Smith Point Case Number 16-CMP-00211

1338 Wisconsin Avenue NW

License Number 60131

Retailer CT

ANC 2E

SHOW CAUSE HEARING (STATUS)

- - - - -X

Wednesday, July 20, 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.

SMITH POINT

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2 CHAIRPERSON:

3 DONOVAN W. ANDERSON, Presiding

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5 OTHER PERSONS PRESENT:

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7 RUTHANNE MILLER, BOARD MEMBER

8 JAMES SHORT, BOARD MEMBER

9 MIKE SILVERSTEIN, BOARD MEMBER

10 NICK ALBERTI, BOARD MEMBER

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

2 CHAIRPERSON ANDERSON: All right. The next  
3 case on our calendar is Case Number 16-CMP-00211, Smith  
4 Point, License Number 60131. Will the parties please  
5 approach and identify themselves for the record.

6 MS. GEPHARDT: Chrissy Gephardt here on  
7 behalf of the Office of the Attorney General.

8 CHAIRPERSON ANDERSON: Good morning,  
9 Ms. Gephardt.

10 MS. GEPHARDT: Good morning.

11 CHAIRPERSON ANDERSON: It's my understanding  
12 that Mr. Kline represents Smith Point. Mr. Kline had  
13 requested that this matter be -- be -- that the show  
14 cause hearing scheduled for -- I'm sorry. Mr. Kline had  
15 requested that the show cause hearing that was scheduled  
16 for today be moved to September 14th at 10 a.m. It was  
17 also my understanding that the Government did not have a  
18 problem with moving this matter to a show cause -- to a  
19 status hearing on the 14th at 10 a.m.

20 The Board is not inclined to grant this  
21 order. And so therefore I -- based on the request that  
22 was made by Mr. Kline that this matter be scheduled for

1 a show cause hearing on -- on September 14th at 10:00  
2 I -- I'm motioning The Board that this -- that -- that  
3 The Board does not accept this and that this matter be  
4 scheduled for a show cause hearing on August 10th at  
5 9:30 -- I'm sorry -- a show cause hearing status on  
6 August 10th at 9:30 a.m. Is there a second?

7 MR. SHORT: Second.

8 CHAIRPERSON ANDERSON: Mr. Short has  
9 seconded the motion. Those in favor say aye. [Chorus  
10 of ayes]. Those opposed. [No audible response]. The  
11 matter passed 5-zero-zero. So the -- it -- what The  
12 Board ruled today is that this -- this -- this case has  
13 -- is then moved to a show cause hearing status on  
14 August 10th at 9:p.m.

15 Could you please advise the attorney whose  
16 case this is that we're having this -- this matter has  
17 now been -- the show cause hearing status has now been  
18 moved to August 10th at 9:30.

19 MS. GEPHARDT: Okay. The show cause hearing  
20 status?

21 CHAIRPERSON ANDERSON: Status, yes.

22 MS. GEPHARDT: Okay. Thank you.

1 CHAIRPERSON ANDERSON: So we have moved the  
2 status from today to August 10th.

3 MS. GEPHARDT: Got you.

4 CHAIRPERSON ANDERSON: And if Mr. Kline  
5 disagrees with it, then he needs to file a formal  
6 motion.

7 MS. GEPHARDT: Okay.

8 CHAIRPERSON ANDERSON: All right. Thank  
9 you, Ms. Gephardt.

10 MS. GEPHARDT: All right. Thank you.

11 MR. ALBERTI: Ms. Gephardt --

12 CHAIRPERSON ANDERSON: Oh, hold on. Yes  
13 Mr. -- yes, Mr. Alberti.

14 MR. ALBERTI: -- just an FYI so there's no  
15 confusion the September 14th show cause date remains --

16 MS. GEPHARDT: Oh, I see. Okay. Okay. Got  
17 you.

18 MR. ALBERTI: -- as of now.

19 MS. GEPHARDT: I see. Got you. Thank you.

20 MR. ALBERTI: All right.

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