

ALSO PRESENT:

ROBERT CLAYTON, Attorney for the Licensee

RABEL ESHETE, Licensee

ASENEFECH MOUMMU MESEKLE, Licensee

ANITA NORMAN, ANC 1B01

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

2 9:31 a.m.

3 CHAIRPERSON ANDERSON: Good morning,
4 everyone. I would like to welcome you to the
5 regularly scheduled meeting of the District of
6 Columbia Alcoholic Beverage Control Board.
7 Please know that today's hearings will be
8 conducted in accordance with D.C. Official Code
9 Section 2-574 of the Open Meetings Act.

10 Today is April 25, 2018. I first
11 would like to introduce Members of the Board with
12 us today. To my far right is Mr. Bobby Cato. To
13 my immediate right is Mr. Nick Alberti. To my
14 far left is Mr. Mike Silverstein and to my
15 immediate left is Mr. James Short. My name is
16 Donovan Anderson. I'm Chairman of the Board. We
17 have five Members in attendance today and we do
18 have a quorum.

19 I would like to mention two things
20 before we get started. First of all, if you have
21 any electronic devices, pagers, cell phones or
22 such, please, make certain that they are turned

1 off to avoid any interruption of the proceedings.

2 Secondly, there is a piece of paper on
3 each table. When you come forward as your case
4 is called, please, take a seat at the table and,
5 please, sign-in. This is to ensure the correct
6 spelling of your name for the record.

7 Additionally, when you introduce
8 yourself for the record, please, spell your name
9 aloud for the court reporter.

10 I would note that the approximate time
11 is 9:33 a.m. and our first order of business is a
12 Protest Hearing (Status) Case No. 18-PRO-00012,
13 Shaw Howard Deli, License No. 95169.

14 Would the parties, please, approach
15 and identify themselves for the record, please?

16 MR. CLAYTON: Good morning, Robert
17 Clayton for the Shaw Howard --

18 CHAIRPERSON ANDERSON: I'm sorry, your
19 name, sir?

20 MR. CLAYTON: Clayton. Robert Clayton
21 for the Shaw Howard Deli.

22 CHAIRPERSON ANDERSON: Good morning,

1 Mr. Clayton. And are you -- I'm sorry, who are
2 you? Can -- what language -- you can pull up a
3 chair. What -- and I need you to sit -- who are
4 you interpreting for?

5 MR. CLAYTON: Ms. Meseke.

6 CHAIRPERSON ANDERSON: So can I have
7 that gentleman sit and so I need you -- no, sir,
8 I didn't say you need to. I'm just asking you
9 two to switch chairs. I didn't say you have to
10 move, just switch.

11 INTERPRETER: Okay.

12 CHAIRPERSON ANDERSON: So I need you
13 to stand up, sir.

14 INTERPRETER: Yes.

15 CHAIRPERSON ANDERSON: Yes, can you
16 raise your right hand? What language again is
17 this?

18 INTERPRETER: Amharic.

19 CHAIRPERSON ANDERSON: Do you swear or
20 affirm to faithfully translate these proceedings
21 from English to Amharic and from Amharic to
22 English?

1 INTERPRETER: Yes, sir.

2 CHAIRPERSON ANDERSON: All right. You
3 can have a seat, sir.

4 So I would like everyone to sign their
5 name in, but can you have her translate? I'm
6 sorry, tell me her name for the record, please.

7 MS. MESEKLE: Asenefech.

8 CHAIRPERSON ANDERSON: I can't hear
9 you, miss. You have to speak up. Just tell me
10 your name. I don't -- I didn't hear.

11 MS. MESEKLE: Asenefech.

12 CHAIRPERSON ANDERSON: All right. Can
13 you sign-in? There is a sign-in sheet right
14 there, so make sure she writes her name down on
15 that sheet, please. Okay. So I need everyone
16 who is sitting at the table to write their names,
17 sign-in on the sign-in sheet. And you, sir, who
18 are you? Can you introduce yourself for the
19 record, please, sir?

20 MR. ESHETE: It's Rabel Eshete.

21 MR. CLAYTON: He will sign-in.

22 CHAIRPERSON ANDERSON: I would like

1 folks to speak -- I can't hear you. So that's
2 why I'm just asking you to speak up.

3 MR. ESHETE: Rabel Eshete.

4 CHAIRPERSON ANDERSON: Good morning,
5 sir. You can have a seat. You can sign your
6 name in. All right. Yes, ma'am?

7 MS. NORMAN: Anita Norman, ANC
8 Commissioner 1B01.

9 CHAIRPERSON ANDERSON: So you are the
10 designated representative of ANC-1B?

11 MS. NORMAN: Yes.

12 CHAIRPERSON ANDERSON: Okay. Now, are
13 there any preliminary matters that needs to be
14 addressed?

15 MR. CLAYTON: No, I don't believe so.
16 I think, at this point, we would just like to
17 tell the Board that we have entered -- we believe
18 we have entered into a settlement agreement. We
19 are now waiting for the ANC to vote on May 3rd
20 whether or not to adopt the settlement.

21 CHAIRPERSON ANDERSON: All right. All
22 right. I just want to remind parties that the

1 purpose of a Protest Hearing is to determine the
2 appropriateness of the -- for the establishment
3 in the section where the -- of the establishment
4 in the section of the District where the
5 establishment is located.

6 And as this matter is scheduled for a
7 Protest Hearing on May 23, 2018 at 1:30, so I'm
8 hearing that there is some type of agreement, but
9 the ANC has to vote on it?

10 MS. NORMAN: Yes.

11 CHAIRPERSON ANDERSON: And you believe
12 that the ANC will approve this agreement?

13 MS. NORMAN: Yes.

14 CHAIRPERSON ANDERSON: Do you think?
15 All right. And what I would ask is when is the
16 ANC meeting?

17 MS. NORMAN: May 3rd.

18 CHAIRPERSON ANDERSON: May 3rd. So
19 what I would ask is that if the ANC -- as soon as
20 the ANC approves it, to let us know, so we can
21 take this case off the calendar for May 23rd.

22 Are there any questions? I mean, it

1 appears that this case is not going to go to a
2 hearing, but are there any questions? Do the
3 parties understand -- I'm sorry, I forgot you are
4 translating, sir.

5 INTERPRETER: That's okay.

6 CHAIRPERSON ANDERSON: It appears that
7 this matter is not going to go to a hearing, but
8 does anyone have any questions about the process
9 for me to explain to them if we go to a hearing?

10 MS. NORMAN: No.

11 CHAIRPERSON ANDERSON: No? All right.
12 Well, as I said before, if I don't see you on May
13 23rd at 1:30, I will not take it personally. So
14 I do appreciate that the parties are attempting
15 to resolve this matter. And as soon as the ANC
16 has voted, please, let the Agency know so,
17 therefore, we can take this off the calendar.

18 And good luck and thank you for being
19 here today.

20 MS. NORMAN: Thank you.

21 (Whereupon, the Protest (Status)

22 Hearing was concluded at 9:37 a.m.)

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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Shaw Howard Deli

Before: DCABRA

Date: 04-25-18

Place: Washington, DC

was duly recorded and accurately transcribed under
my direction; further, that said transcript is a
true and accurate record of the proceedings.

Neal R Gross

Court Reporter

NEAL R. GROSS

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