

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:)	
Trinidad & Tobago Association)	
t/a T & T Associates)	
Holder of a)	Case No.: 15-251-0006
Retailer's Class CX License)	License No.: 017246
at premises)	Order No.: 2015-337
5123 Georgia Avenue, N.W.)	
Washington, D.C. 20011)	
)	

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Mike Silverstein, Member
Hector Rodriguez, Member
James Short, Member

ALSO PRESENT: Claude Barrington, President, on behalf of Trinidad & Tobago Association t/a T & T Associates

Fernando Rivero, Assistant Attorney General, on behalf of the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

**ORDER LIFTING THE SUMMARY SUSPENSION AND APPROVING THE
OFFER-IN-COMPROMISE**

INTRODUCTION

The Alcoholic Beverage Control Board (Board) lifts the summary suspension ordered on Trinidad & Tobago Association t/a T&T Associates (Respondent) on January 17, 2015 and formally accepts the Offer in Compromise (OIC) presented by the Parties.

As a result, the Board concludes that the Respondent's conduct no longer constitutes an imminent danger to the public pursuant to D.C. Official Code § 25-826. The Board further concludes that the summary suspension placed on the Respondent's liquor license shall be lifted effective 6:00 p.m. on the date of this Order.

Procedural History

On January 17, 2015, the Chief of Police summarily suspended T&T Associates' liquor license based on allegations that an anonymous caller reported that juveniles were fighting in and around the licensed establishment with sticks and bottles. *Notice of Closure*, 1 (Jan. 17, 2015). When Metropolitan Police Department (MPD) officers from the Fourth District arrived on the scene, they observed 300 patrons from the establishment gathered outside of the club. *Id.* It was further alleged that numerous individuals were observed fighting, and several individuals were observed chasing other patrons with glass bottles. *Id.* Upon the arrival of the first police units, individuals began fleeing the scene in all direction. *Id.* A large crowd outside of the club completely blocked the sidewalk, and there were approximately fifty (50) individuals standing in the middle of Georgia Avenue, N.W. *Id.* Over twenty (20) police officers responded to this incident to assist with crowd and traffic control. *Id.*

The Board reviewed the closure issued by the Chief of Police on January 21, 2015, and voted to initiate a summary suspension proceeding. *Notice of Summary Suspension*, 1-4 (Jan. 21, 2015) (Notice). On January 23, 2015, the Respondent requested a Summary Suspension Hearing in accordance with D.C. Official Code § 25-826.

On July 8, 2015, the Board held a Summary Suspension Status Hearing at the request of the Parties. At this Hearing, the Respondent and the Government presented an Offer in Compromise (OIC) setting forth certain conditions on the license to govern the Respondent's operations.

The Board formally approves the OIC which is appended to this Order. The OIC has been reduced to writing and has been properly executed and filed with the Board. The Respondent is a signatory to the OIC. The Board finds that the Respondent no longer poses an imminent danger to the public pursuant to D.C. Official Code § 25-826. Accordingly, the Respondent may resume its operations effective 6:00 p.m. on the date of this Order.

ORDER

Therefore, the Board, on this 8th day of July, 2015, hereby **APPROVES** the OIC submitted on July 8, 2015, and the suspension placed on the Retailer's Class CX License held by Trinidad and Tobago Association of Washington t/a T & T Associates is hereby **LIFTED**, effective 6:00 p.m. on the date of this Order.

IT IS FURTHER ORDERED that this matter shall be forwarded to the Office of the Attorney General for Show Cause proceedings.

IT IS FURTHER ORDERED that the Respondent operate in compliance with all terms of this OIC.

A copy of this Order and the OIC shall be sent to the Respondent and to the Government.

District of Columbia
Alcoholic Beverage Control Board



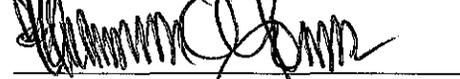
Ruthanne Miller, Chairperson



Nick Alberti, Member



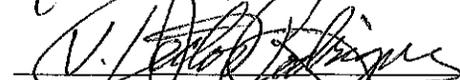
Donald Brooks, Member



Herman Jones, Member



Mike Silverstein, Member



Hector Rodriguez, Member



James Short, Member

Pursuant to 23 DCMR § 1719.1 (2008), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, NW, 400S, Washington, D.C. 20009.

Also, pursuant to section 11 of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code § 2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 500 Indiana Avenue, N.W., Washington, D.C. 20001. However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR § 1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. *See* D.C. App. Rule 15(b).

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



Public Interest Division
Civil Enforcement Section

OFFER IN COMPROMISE¹

In the Matter of: Trinidad & Tobago Association t/a T&T Association

Officer/owner: Claude Barrington, President

Case number: 15-251-0006. Hearing Date: July 8, 2015

Incidents occurring on: January 17, 2015.

For the Charge of: Summary suspension proceeding.

Statutory Authority: D.C. Official Code §25-826(a) (2012 Repl.).

This offer in compromise will be presented to the Alcoholic Beverage Control Board ("Board") by the Assistant Attorney General at the summary suspension proceeding. Please be advised that this is a proposed compromise. Accordingly, it is the discretion of the Board to accept or reject this offer.

The offer in compromise consists of the following terms:

- (1) Trinidad & Tobago Association t/a T&T Association ("Licensee") agrees to not let the premises be used by promoters or anyone else to promote events to the general public.
- (2) Licensee shall not open the establishment to the general public while alcoholic beverages are being sold, served, consumed or stored - ~~unsecured~~ unsecured - on the premises.
- (3) Events at which alcoholic beverages are sold, served, or consumed shall be limited to members and their guests.
- (4) Licensee shall maintain a current list of club members at all times. The list shall be made available for inspection upon request by an Alcoholic Beverage Regulation Administration ("ABRA") investigator, police officer, or other law enforcement official.
- (5) No later than July 22, 2015, Licensee shall file a copy of its current list of club members with the Board.

¹ Authorized under 23 DCMR 1604.5 (2008).

- (6) Licensee shall maintain a guest log at the establishment that contains the name of the member and the member's guests for each visit.
- (7) No later than July 22, 2015, Licensee shall submit a copy to the Board of the form on which the licensee intends to maintain the guest log.
- (8) Licensee shall not rent the premises for use by non-members if alcoholic beverages will be sold, served, consumed or stored on the premises during the period of rental.
- (9) Either the President or an officer of the club or a currently licensed ABC Manager shall be present at the establishment while alcoholic beverages are being sold, served, or consumed.
- (10) Licensee shall provide training to the officers of the club and its ABC Managers on situations in which employees are to call for police or medical assistance, including violent incidents and instances when patrons request medical assistance.
- (11) Licensee shall provide training to the officers of the club and its ABC Managers on how to handle violent incidents, preserve a crime scene, and maintain an incident log.
- (12) Within 60 days, Licensee shall submit documentation of the officers of the club and its ABC Managers trained along with the materials used in the training referenced in paragraphs 10 and 11 above.
- (13) Licensee shall maintain a manual of its policies addressing paragraphs 10 and 11 above to be made available to the members of the club.
- (14) This matter shall be referred to the Office of the Attorney General for the District of Columbia for show cause proceedings.

CONSENT

By this settlement agreement I agree to accept and perform its terms. I acknowledge the validity of the settlement and waive a hearing to which I would have a right under D.C. Official Code § 25-826 (2012 Repl.). I also recognize that I am waiving any right to appeal an adverse ruling of the Board that might have followed any such hearing. By this settlement, I waive all such rights. I sign this settlement agreement without reservation, and I fully understand its meaning and my rights.

Glaude O. Barrington 07/08/15
Licensee President Date

Nyell L. Lewis 7/8/15
Attorney for Licensee Date