DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF:

Trump Old Post Office, LLC
t/a Trump International Hotel Washington D.C.
1100 Pennsylvania Avenue, NW
License #ABRA-1000648
Retailer CH
Application
Case #19-PRO-00036

TUESDAY, MAY 28, 2019

The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street N.W., Washington, D.C., Ms. La Verne Fletcher, Agent, presiding.

PRESENT:

La Verne Fletcher, Alcoholic Beverage Control Board Mediator
ALSO PRESENT:

Jennifer Butler
Joan Goldfrank
William Lamar
Joshua Levy
Jack Moline
Stephen O'Brien
Aaron Potek
AGENT FLETCHER: Would the parties in the matter of Trump International Hotel, Washington DC, please come forward? This is Case Number 19-PRO-00036, Trump Old Post Office LLC, 1100 Pennsylvania Avenue Northwest, License Number ABRA-1000648.

This is a Retailer Class CH license renewal. The protest issue, not a good character.

My name is La Verne Fletcher, conducting a Roll Call Hearing as the Board's Agent. Introductions beginning with the Applicant, please.

MR. O'BRIEN: Stephen O'Brien for the Applicant.

AGENT FLETCHER: Thank you, Mr. O'Brien. So there's also a group of individuals present on behalf of the group of individuals?

MR. LEVY: Joshua Levy.

AGENT FLETCHER: Mr. Levy, could you
spell your name for the record, please?

MR. LEVY:  Sure, it's J-O-S-H-U-A,
middle initial A., last name, L-E, V as in Victor, Y.

AGENT FLETCHER:  Thank you, and Mr. Levy there are individuals from the group present today?

MR. LEVY:  Yes.

AGENT FLETCHER:  If you would just stand behind the microphone next to Mr. Levy and state your name and spell it for the record.

Thank you.


AGENT FLETCHER:  Thank you very much.

MS. GOLDFRANK:  Do you want us to sign this too?

AGENT FLETCHER:  No, that's fine if Mr. Levy signs, that's all we need.

MR. LEVY:  Okay.

MS. GOLDFRANK:  Okay, thank you.

AGENT FLETCHER: Thank you.

MR. MOLINE: Rabbi Jack Moline, J-A-C-K, last name M-O-L-I-N-E.

AGENT FLETCHER: Thank you.

MS. BUTLER: Good morning, the Reverend Jennifer Butler, J-E-N-N-I-F-E-R B-U-T-L-E-R.

AGENT FLETCHER: Thank you, Reverend Butler.


AGENT FLETCHER: What did you say your name was again?


AGENT FLETCHER: Oh, I see it. Thank you.

MR. LAMAR: Yes, ma'am.

AGENT FLETCHER: Thank you. Thank you very much. So the record will reflect that --
Mr. Levy you didn't sign the protest letter, you're just a representative, right?

MR. LEVY: Correct.

AGENT FLETCHER: Okay, so the record will reflect that five individuals that filed a protest are present today. The Board's Agent won't make a decision today about who has standing or not because the Applicant's attorney filed a motion to dismiss the protest. So that decision won't be made, but the record will reflect that at least five individuals were present today.

MR. LEVY: And they're excused from appearing at the Status Hearing, these five individuals?

AGENT FLETCHER: Yes.

MR. LEVY: Thank you.

AGENT FLETCHER: Mr. O'Brien?

MR. O'BRIEN: Yeah, I'm confused as to the five?

AGENT FLETCHER: The five individuals that are present signed the protest letter.
MR. O'BRIEN: Actually, I don't think any of them signed the protest letter, but putting that aside --

MR. LEVY: That's not correct.

AGENT FLETCHER: Yeah. So, Mr. O'Brien, there may be -- I'm going to make sure you get the document where they signed, maybe it wasn't transmitted to you, but I'll make sure you get it.

MR. O'BRIEN: But even then, I see -- I don't see Rabbi Moline.

AGENT FLETCHER: Rabbi Moline --

MR. O'BRIEN: I don't see him as a Protestant.

AGENT FLETCHER: I'm going to -- let me take a look here, Mr. O'Brien.

MR. O'BRIEN: I see him as a Complainant back in September.

AGENT FLETCHER: Right.

MR. O'BRIEN: But I don't see him listed as a Protestant, rather I see Albert Fohler (phonetic).
AGENT FLETCHER: So I have this name. So what happened is Mr. Moline's name was not submitted originally. So my guess, Mr. O'Brien, is you don't have the document where he was added.

Mr. Levy, he was added later.

MR. LEVY: Yes, that's correct.

AGENT FLETCHER: He was added before the petition deadline, but later.

MR. LEVY: Yeah, let me clarify two things, if I may --

AGENT FLETCHER: Yes.

MR. LEVY: -- for both counsel and for you, Ms. Fletcher. Number one, in conversations with ABRA legal, ABRA confirmed with me that the signatures from the Complainants submitted as an attachment to the May 8th letter would suffice as signatures for the Protestants.

AGENT FLETCHER: Yes.

MR. LEVY: Number two, we were asked to submit names and addresses to ABRA. We did that. And Rabbi Moline's name and address should
appear in those submissions.

AGENT FLETCHER: Yes.

MR. LEVY: It was also in the original complaint.

AGENT FLETCHER: It does appear --

MR. LEVY: Thank you.

AGENT FLETCHER: And so, Mr. O'Brien.

MR. O'BRIEN: I don't have it.

AGENT FLETCHER: Mr. O'Brien does not have the document that you are referring to, so we're going to have to make sure you get that, Mr. O'Brien.

MR. O'BRIEN: Thank you.

AGENT FLETCHER: Yeah, because it was not submitted all at one time.

MR. O'BRIEN: Okay.

AGENT FLETCHER: Mr. O'Brien, I'm making a note of that right now. When I get back to my desk, I'll email it to you.

MR. O'BRIEN: Email it to me, that's fine.

AGENT FLETCHER: We don't need to set
any dates, mediation, Status, Protest Hearing, there's nothing we need to do because the Board now has to make a decision about whether or not the Protestants have standing to follow protest.

Any questions at all, Mr. Levy?

MR. LEVY: Well, we'll respond to the motion to dismiss shortly.

AGENT FLETCHER: Okay. Well, thank you for coming.

MR. LEVY: All right.

AGENT FLETCHER: Roll Call Hearing is concluded.

(Whereupon, the above-entitled matter went off the record at 10:34 a.m.)
CERTIFICATE

This is to certify that the foregoing transcript

In the matter of: Trump Hotel

Before: DCABRA

Date: 05-28-19

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.

[Signature]

Court Reporter