

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, JUNE 19, 2013
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

**Ruthanne Miller, Chairperson
Members:**

Nick Alberti, Donald Brooks, Herman Jones, Mike Silverstein

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00034

Tas, LLC, t/a Libertine

2435 18th Street NW

License #86298

Retailer CR

ANC 1C

Renewal Application

**Disposition: The Board scheduled the Protest Hearing for August 7, 2013 at
4:00 pm.**

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00032

Tropicalia Project, LLC, t/a Bossa Brazilian Bistro

2463 18th Street NW

License #84505

Retailer CR

ANC 1C

Renewal Application

**Disposition: The Board scheduled the Protest Hearing for July 31, 2013 at
4:00 pm.**

Protest Hearing (Status)

9:30 AM

Case # 13-PRO-00028

Style Concept Studio, LLC, t/a Le Chat Noir
4907 Wisconsin Ave NW
License #72038
Retailer CR
ANC 3E

Renewal Application

The parties have submitted a Settlement Agreement for the Board's consideration. This hearing has been cancelled.

Disposition: The Hearing was cancelled due to the submission of a Settlement Agreement for the Board's consideration.

9:30 AM

Show Cause Hearing (Status)

Case # 12-CMP-00603

LMW, LLC, t/a Little Miss Whisky's Golden Dollar
1104 H Street NE
License #79090
Retailer CT
ANC 6A

Participated in a Pub Crawl Without Board Approval, Violation of Settlement Agreement

Disposition: The Show Cause Hearing for August 7, 2013 at 11:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 13-CMP-00094

Taste International, Inc., t/a Taste
1812 Hamlin Street NE
License #86011
Retailer CT
ANC 5C

Operating After Hours

Disposition: The Board accepted an Offer in Compromise: \$1,250 to be paid within 30 days, 3-0.

Show Cause Hearing

9:30 AM

Case # 12-CMP-00639

Kissako, LLC, t/a Teatism
800 Connecticut Ave NW
License #70916
Retailer CR
ANC 2B

Failed to File Quarterly Statements (2nd Quarter 2012, Failed to Maintain Books and Records

Disposition: The Board accepted an Offer in Compromise: Charge I - \$350 to be paid on June 19, 2013; Charge II – Letter of Warning, 3-0.

Fact Finding Hearing

9:30 AM

Temporary License Application
Date of Events: June 29-30, 2013
Applicant: Daniel E. Kirner, on behalf of Drink the District, LLC
Neighborhood: 300 Water Street SE

Disposition: The Board approved the Application, 4-0.

Show Cause Hearing

10:00 AM

Case # 12-CC-00119

Towne Park, Inc., t/a Towne Liquors
1326 Wisconsin Ave NW
License #60471
Retailer A
ANC 2E

Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: The Board accepted an Offer in Compromise: Charge I - \$3,500 to be paid on June 19, 2013; 10 day suspension – 4 days served and 6 days stayed. An additional 5 days to be served triggered from Case No. 12-CC-00046. The total of 9 days suspension will be served on August 4, 2013 through August 12, 2013. Charge II was dismissed, 4-0.

Board's Calendar
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Show Cause Hearing

10:30 AM

Case # 12-CMP-00509
Cucina Moderna, LLC, t/a Elisir
427 11th Street NW
License #87031
Retailer CR
ANC 2C
Failed to File Quarterly Statements (2nd Quarter 2012)

Disposition: The Board accepted an Offer in Compromise: \$350 to be paid on June 19, 2013, 4-0.

Fact Finding Hearing

11:00 AM

BJ Enterprises, Inc., t/a JP's
2412 Wisconsin Ave NW
License #8511
Retailer CN
ANC 3B
Request to Remove License from Safekeeping

Disposition: The Board granted the Licensee's request to remove its license from Safekeeping. The Board ordered the Licensee to refrain from using the bottle service tables to double as dance tables. The Board deemed the use of the small dance tables as a Substantial Change in Operations and thus, will be placarded, 4-0.

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Fact Finding Hearing

1:30 PM

Temporary License Application
Date of Event: June 22, 2013
Applicant: Jennifer K, Currie, on behalf of On Tap Magazine
Neighborhood: 800 Water Street SW

Disposition: The Board approved the Application, 3-0.

Fact Finding Hearing

2:30 PM

Jang & Lee, Inc., t/a Chesapeake Big Market
601 Chesapeake Street SE
License #91126
Retailer A
ANC 8D

Application for License Class Change

Disposition: The Board rescinded its March 13, 2013 approval of a Class Change from a Retailers Class B (ABRA-060677) to a Retailers Class A (ABRA-091126), and reinstated the Retailers Class B License (ABRA-060677), 4-0.

Fact Finding Hearing

3:00 PM

Sheldon Arpad t/a Come to Eat
3222 O Street NW
License #85370
Retailer CR
ANC 2E

License in Safekeeping

Decision: The Applicant must demonstrate to the Board the following requests by December 18, 2013:

- 1. Termination of Lease; and**
- 2. Proof from DCRA for approval to operate as a restaurant.**

Or:

- 1. Submission of a transfer application to a new owner.**

Or:

- 1. Submission of a transfer application to a new location.**

Additionally, the Board set a Status Hearing on the Applicant's progress for October 2, 2013 at 9:30 am, 4-0.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, JUNE 19, 2013 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Requests dated June 5, 2013 and June 7, 2013 from E& J Gallo Winery for approval to provide retailers with products valued at more than \$50 and less than \$500.
Decision: Approved, 3-0.
2. Review of letter, dated June 3, 2013, from Jerry Moore advising the Board that the Licensee is initiating food and alcoholic beverage services, consistent with said license, at the Washington College of Law building. ***Bon Appetit Management Company***, 4400 Massachusetts Avenue NW Retailer DR03, Lic.#: 71077.
Decision: FYI.
3. Review of letter, dated May 30, 2013, from Tameru Zemenfes, the Landlord, providing information to the Board about its Tenant, Queen Makeda's. ***Queen Makeda***, 1917 9th Street NW Retailer CR01, Lic.#: 60510.
Decision: FYI.
4. Review of Petition for Reconsideration, dated June 10, 2013, from Samuel Sharpe requesting that the Board reverse Board Order No. 2013-262 dismissing the protest petitioners at the Roll Call Hearing. ***Sunshine Bar & Lounge***, 7331 Georgia Avenue NW Retailer CR02, Lic.#: 85239.
Decision: Denied, 3-0.
5. Review of Request for Reinstatement, dated June 3, 2013, from Jack Rose in regards to Board Order No. 2013-261. The Licensee was dismissed at the Roll Call Hearing for failure to appear. ***Jack Rose***, 2007 18th Street NW Retailer CR03, Lic.#: 81997.
Decision: Denied, 3-0.
6. Review of Request for Reinstatement, dated June 6, 2013, from Iraj Askarinam in regards to Board Order No. 2013-259. The Licensee was dismissed at the Roll Call Hearing for failure to appear. ***Spaghetti Garden Brass Monkey Peyote Roxanne***, 2317 18th Street NW Retailer CR03, Lic.#: 10284.
Decision: Denied, 3-0.

7. Review of Request for Reinstatement, dated June 6, 2013, from Iraj Askarinam in regards to Board Order No. 2013-260. The Licensee was dismissed at the Roll Call Hearing for failure to appear. *Carriage House*, 2333 18th Street NW Retailer CR02, Lic.#: 60401.
Decision: Denied, 3-0.
8. Review of Settlement Agreement, dated June 3, 2013, between Mason Inn and ANC 3B. *Mason Inn*, 2408 Wisconsin Avenue NW Retailer CT02, Lic.#: 79644.*
Decision: Approved with modifications, 3-0.
9. Review of Settlement Agreement Amendment, dated May 31, 2013, between Justin's Café and ANC 6D. *Justin's Café*, 1025 1st Street SE Retailer CR01, Lic.#: 83690.*
Decision: Approved, 3-0.

*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
SUPPLEMENTAL AGENDA**

**WEDNESDAY, JUNE 19, 2013 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Request to Postpone the Roll Call Hearing for Riverfront at the Ballpark, dated June 12, 2013, from ANC 6D and Licensee, and opposition from the Metropolitan Police Department and the Washington Nationals Baseball Club. The Roll Call Hearing is currently scheduled for July 1, 2013 at 10:00 am. ***Riverfront at the Ballpark***, 25 Potomac Avenue SE Retailer CT*, Lic.#: 92040.
Decision: Denied, 3-0.
2. Review of Request for Reinstatement, dated June 14, 2013, from Andrew Kline for The White Tiger Restaurant. Board Order No. 2013-218, signed on May 15, 2013, cancelled the license. ***The White Tiger Restaurant***, 301 Massachusetts Avenue NE Retailer CR01, Lic.#: 24767.
Decision: Denied, 3-0.
3. Review of Lease landlord sells on payments of an initial down payment of \$15,000.00 at commencement date plus \$1600.00 per month for sixty months (5 years). ***NY NY Diva***, 2406-2408 18th Street NW Retailer CR, Lic.#: 92380.
Decision: Referred to Legal, 3-0.
4. Request change of Sales, Operating and Entertainment Hours. ***Tree House Lounge***, 1006 Florida Avenue NE Retailer CT, Lic.#: 91618.
Decision: Approved, 3-0.
5. Review of documents submitted for Grocery Store components and square footage layout. ***Walmart***, 99 H Street NW Retailer B, Lic.#: 92202.
Decision: Postponed for one week, 3-0.
6. Review of request for adding Sidewalk Café Endorsement to License. ***The Ghibellina***, 1610 14th Street NW Retailer CT, Lic.#: 87856.
Decision: Placard, 3-0.

7. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales (Sunday Only). Approved Hours of Operation and Approved Hours of Alcoholic Beverage Sales/Service: Monday through Saturday 9:00 am – 10:00 pm. Proposed Hours of Operation and Proposed Hours of Alcoholic Beverage Sales/Service: Sunday through Saturday 9:00 am – 10:00 pm. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 5E. SMD 5E06. **Best One Liquor**, 322 Florida Avenue NW Retailer A, Lic.#: 86168.
Decision: Approved, 3-0.
8. Request Change of Hours: Addition of Sunday hours and the extension of Friday and Saturday hours until 11:00pm. Approved Hours of Operation Monday through Saturday 10 am – 10 pm. Proposed Hours of Operation and Sales: Sundays 12 pm to 6 pm; Friday and Saturday: 12 am to 11 pm. Settlement Agreement Approved 6/12/13. **Sunset Liquors**, 1627 1st Street NW Retailer A, Lic.#: 60657.
Decision: Approved, 3-0.
9. Request Change in Sales and Operating Hours including Summer Garden/Sidewalk Café Hours to 24 Hours-A-Day-Application being resubmitted. Approved Hours of Operation and Sales Sunday – Thursday 8am – 2am, Friday and Saturday 8am – 3am. Entertainment Sunday – Thursday 6pm – 2am, Friday and Saturday 6pm – 3am. Proposed Hours of Operation and Entertainment Only: Sunday – Saturday 24 hours per day. **Flash**, 645 Florida Avenue NW Retailer CT, Lic.#: 90823.
Decision: Placard, 3-0.
10. Request Change of Hours and Sales. Addition of Sunday Hours. Approved Hours of Operation and Sales Monday – Thursday 9am - 9pm, Friday and Saturday 9am – 10pm. Proposed Hours of Operation and Sales: Sundays 9am – 10pm. **Oasis Market**, 1179 3rd Street NE Retailer A, Lic.#: 88531.
Decision: Approved, 3-0.

*** In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, JUNE 19, 2013
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On June 19, 2013 at 4:00 pm, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed “to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations.”

1. Case#13-AUD-00043 Grand Central, 2447 18TH ST NW Retailer C Restaurant, License#: ABRA-076693

Decision: Show Cause.

2. Case#13-251-00028 Current Sushi, 1215 CONNECTICUT AVE NW Retailer C Tavern, License#: ABRA-077883

Decision: No Further Action.

3. Case#13-AUD-00045 Ventnor Sports Cafe, 2411 18TH ST NW Retailer C Restaurant, License#: ABRA-072529

Decision: No Further Action.

4. Case#11-CC-00093 Randall Grocery, 2924 MINNESOTA AVE SE Retailer B Retail - Grocery, License#: ABRA-019046

Decision: No Further Action.

5. Case#13-AUD-00042 Sabor Latino Bar & Grill, 3910 14TH ST NW Retailer C Restaurant, License#: ABRA-084113

Decision: Show Cause.

6. Case#13-AUD-00044 Sunshine Bar & Lounge, 7331 Georgia AVE NW Retailer C Restaurant, License#: ABRA-085239

Decision: Show Cause.

7. Case#13-CC-00013 WAGNER'S LIQUORS, 1717 WISCONSIN AVE NW Retailer A Retail - Liquor Store, License#: ABRA-089176

Decision: Sale to Minor Warning Letter.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
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**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, JUNE 19, 2013
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On June 19, 2013, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matter identified below. Under Section 406(3) of the Open Meetings Act, it was not practical to publish notice of this matter in the District of Columbia Register. However, the notice requirements of section 406 (1)-(2) were satisfied.

1. Case#12-251-00316(a) Stadium, 2127 QUEENS CHAPEL RD NE Retailer C Nightclub,
License#: ABRA-082005
Decision: Show Cause.