

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, DECEMBER 5, 2012
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

**Ruthanne Miller, Chairperson
Members:**

Nick Alberti, Donald Brooks, Herman Jones, Mike Silverstein

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00434

FHRY, Inc., t/a Dollar Plus Food Store
1443 Howard Road SE
License #88380
Retailer B
ANC 8A

Failed to Post ABC Window Lettering in a Conspicuous Place

**Disposition: The Board scheduled the Show Cause Hearing for February
27, 2013 at 3:30 pm.**

Show Cause Hearing (Status)

9:30 AM

Case # 12-251-00206

Garay Corporation, t/a Corina's Restaurant
831 Kennedy Street NW
License #79873
Retailer CR
ANC 4D

Operating After Board Approved Hours

**Disposition: The Board scheduled the Show Cause Hearing for February
27, 2013 at 2:30 pm.**

Board's Calendar
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Show Cause Hearing (Status)

9:30 AM

Case # 12-251-00148
Inner Circle 1223, LLC, t/a Dirty Martini Bar/Dirty Bar
1223 Connecticut Ave NW
License #83919
Retailer CN
ANC 2B
Failed to Comply With Security Plan

Disposition: The Board granted the Government's Motion to Dismiss, 3-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00301
Khan's BBQ, Inc., t/a Khan's
1125 H Street NE
License #84082
Retailer CR
ANC 6A
Violation of Voluntary Agreement, Failed to Obtain a Sidewalk Café or Summer Garden Endorsement

Disposition: The Board scheduled the Show Cause Hearing for February 20, 2013 at 1:30 pm.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00279
Solomon Enterprises, LLC, t/a Climax Restaurant & Hookah Bar
900 Florida Ave NW
License #88290
Retailer CT
ANC 1B
Violation of Voluntary Agreement, Failed to Obtain Summer Garden Endorsement, Noise Violation

Disposition: The Respondent failed to appear. The Board scheduled the Show Cause Hearing for February 27, 2013 at 10:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00281

Sofenias Amde, t/a Queen Makeda
1917 9th Street NW
License #60510
Retailer CR
ANC 1B

Operating After Board Approved Hours, No ABC Manager on Duty

Disposition: The Respondent failed to appear. The Board scheduled the Show Cause Hearing for February 20, 2013 at 4:30 pm.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00474

Wen De Zhang & Yang You Feng, t/a China House
1601 Benning Road NE
License #25169
Retailer B
ANC 6A

Violation of Voluntary Agreement, Sold Go-Cups

Disposition: The Board accepted an Offer in Compromise: \$500 fine to be paid within 2 weeks; Charge II dismissed, 4-0.

Fact Finding Hearing

9:30 AM

Pub Crawl

Date of Event: December 15, 2012

Applicant: Katherine Hollimon, on behalf of Red Frog Events

Event Name: Snow Day

Neighborhood: Dupont Circle/M Street

The names of the establishments participation in the Pub Crawl are available upon request.

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

Show Cause Hearing

10:00 AM

Case # 12-CMP-00051

Green Island Café/Heaven & Hell, Inc., t/a Green Island Café Heaven & Hell
2327 18th Street NW
License #74503
Retailer CT
ANC 1C

Violation of Voluntary Agreement

The Board granted the Respondent's Motion for Continuance. This hearing is now set for February 6, 2013, at 10:00 am.

Disposition: The Board rescheduled the Show Cause Hearing for February 6, 2013 at 10:00 am.

Summary Suspension (Status Hearing)

10:00 AM

Case # 12-251-00360

Roc Bar, LLC, t/a Roc Bar
1426 L Street NW
License #89818
Retailer CT
ANC 2F

Chief of Police Closure November 25, 2012

Disposition: The Board imposed additional conditions; ABRA Investigator to confirm compliance with new conditions by close of business, December 6, 2012. See Board Order No. 2012-518.

Show Cause Hearing

11:00 AM

Case # 11-251-00304

Boutiques Lounges, LLC, t/a Recess Bar
727 15th Street NW
License #81805
Retailer CN
ANC 2F

Sale to Minor, Failed to Require Production of Valid Identification, Failed to Follow Security Plan

Disposition: The Board accepted an Offer in Compromise: Charge I – Warning; Charge II - \$1,000 to be paid within 30 days and 5 days stayed; Charge III – Dismissed, 4-0.

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Fact Finding Hearing (Contested)

1:30 PM

Fever Nightclub, LLC, t/a Fever Bar & Lounge
816 H Street NE
License #89716
Retailer CT
ANC 6A
New Application

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

Protest Hearing

2:30 PM

Case # 12-PRO-00038

Eun & Peter, Inc., t/a Uncle Lee's Seafood
1102 Eastern Ave NE
License #85918
Retailer A
ANC 7C
Renewal Application

Disposition: The Protestant failed to appear. The Board dismissed the Protest, 4-0.

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

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, DECEMBER 5, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Summer Garden Application for 60 seats. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Monday through Saturday 11:30am-10pm. Pending investigative matters. Pending citation. No voluntary agreement. ANC 2E. ***The Sea Catch***, 1054 31st Street NW Retailer CT02, Lic.#: 10810.
Decision: Approved, 4-0.
2. Review of Sidewalk Café Application for 14 seats. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Sunday through Thursday 9am-11pm, Friday and Saturday 9am-1am. No pending investigative matters. No outstanding fines/citations. No conflict with Voluntary Agreement. ANC 1C. ***Mellow Mushroom***, 2436 18th Street NW Retailer CT03, Lic.#: 86063.
Decision: Approved, 3-1 (Miller).
3. Review of Petitioner's Request for Waiver of Fine, dated November 7, 2012, from Phyllis Outlaw. ***Gee's Market***, 3583 Warder Street NW Retailer B, Lic.#: 83125.
Decision: Denied, 4-0.
4. Review of Voluntary Agreement, dated November 13, 2012, between DCanter and ANC 6B. ***DCanter***, 545 8th St SE Retailer CR02, Lic.#: 90634.*
Decision: Approved, 4-0.
5. Review of Voluntary Agreement, dated November 19, 2012, between Taqueria Nacional, ANC 2B, and the Shaw Dupont Citizens Alliance. ***Taqueria Nacional***, 1407 T Street NW Retailer CR01, Lic.#: 89558.*
Decision: Approved with modifications, 4-0.

*** 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, DECEMBER 5, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of request for a Stipulated License, dated November 30, 2012, and letter of support from ANC 5C. ***Aroi Thai Cuisine***, 1832 1st Street NW Retailer CR, Lic.#: 90174.
Decision: Approved, 4-0.
2. Review of request for a Stipulated License, dated October 9, 2012, and resolution of support from ANC 3F. ***Firelake Grill***, 4200 Wisconsin Avenue NW Retailer CR, Lic.#: 90725.
Decision: Approved, 4-0.
3. Review of Respondent's Request for Leave for Additional Time to Submit Proposed Findings of Fact and Conclusions of Law, dated December 4, 2012, and Proposed Findings of Fact and Conclusions of Law, dated December 4, 2012, from Robert Clayton. ***Macombo Lounge***, 5335 Georgia Avenue NW Retailer CN (Nude Dancing), Lic.#: 771.*
Decision: Denied, 3-1 (Miller).
4. Review of Voluntary Agreement Amendment, dated June 2, 2012, between Fasil Ethiopian Restaurant and ANC 2C. ***Fasil Ethiopian Restaurant***, 1608 7th Street NW Retailer CR01, Lic.#: 81849.*
Decision: Approved, 4-0.

*** 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
CHANGE OF HOURS AGENDA**

**WEDNESDAY, DECEMBER 5, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7:30am-9:30pm. No voluntary agreement. ANC 7A. **Jones Deli**, 4350 Texas Avenue, SE, Retailer's B, Lic.#: 013972.
Decision: Approved, 4-0.
2. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Saturday 7am-12am. No voluntary agreement. ANC 4A. **Brightwood Liquors**, 5916 Georgia Avenue, NW, Retailer's A, Lic.#: 072074.
Decision: Approved, 4-0.
3. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Saturday 9am-10pm. No voluntary agreement. ANC 7A. **Greenway Liquors**, 3700 Minnesota Avenue, NE, Retailer's A, Lic.#: 075614.
Decision: Approved, 4-0.
4. Review of Change of Hours Application to change Hours of Alcoholic Beverage Sales. Proposed Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-10pm. No voluntary agreement. ANC 6C. **Travel Traders Retail, Inc.**, 400 New Jersey Ave, NW, #B, Retailer's B, Lic.#: 080595.
Decision: Approved, 4-0.

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, DECEMBER 5, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On December 5, 2012 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#12-251-00312 Town, 2009 8TH ST NW Retailer C Nightclub, License#: ABRA-076801

Decision: No Further Action.

2. Case#12-CMP-00237 Mc Faddens, 2401 PENNSYLVANIA AVE NW A Retailer C Restaurant, License#: ABRA-060591

Decision: Show Cause.

3. Case#12-251-00068 The Town Tavern, 2323 18TH ST NW Retailer C Tavern, License#: ABRA-079996

Decision: No Further Action – Continue Monitoring.

4. Case#12-251-00290 Madam's Organ, 2461 18TH ST NW Retailer C Tavern, License#: ABRA-025273

Decision: No Further Action.

5. Case#12-251-00306 El Torogoz Restaurant, 4231 9TH ST NW Retailer C Restaurant, License#: ABRA-072165

Decision: Sale to Minor Warning Letter; Warning Letter (Books and Records); Staff Settlement (After Hours).

6. Case#12-251-00310 Gazuza, 1629 CONNECTICUT AVE NW A Retailer C Nightclub, License#: ABRA-060369

Decision: Show Cause.

7. Case#12-251-00226 18th Street Lounge, 1212 18TH ST NW Retailer C Tavern, License#: ABRA-021211

Decision: No Further Action.

8. Case#12-251-00072 Bachelor's Mill/Back Door Pub, 1104 8TH ST SE Retailer C Tavern, License#: ABRA-011277

Decision: Warning Letter (Security Plan); Staff Settlement (Cover Charge).

9. Case#12-CMP-00505 Bachelor's Mill/Back Door Pub, 1104 8TH ST SE Retailer C Tavern, License#: ABRA-011277

Decision: No Further Action.

10. Case#12-CMP-00570 The Sea Catch, 1054 31ST ST NW Retailer C Restaurant, License#: ABRA-010810

Decision: Staff Settlement.

11. Case#12-251-00169 The Rhino-bar & Pumphouse, 3295 M ST NW Retailer C Tavern, License#: ABRA-000523

Decision: No Further Action.

12. Case#12-CMP-00622 Saba One Stop Delicatessen Convenience Store, 1364 FLORIDA AVE NE Retailer B Retail - Grocery, License#: ABRA-081091

Decision: Refer to Enforcement.

13. Case#12-251-00220 Sesto Senso/ Andalu/Spot/Lupe/M I A, 1214 18TH ST NW Retailer C Tavern, License#: ABRA-081092

Decision: Show Cause.

14. Case#12-CMP-00625 Locolat LLC, 1781 Florida AVE NE Retailer D Restaurant, License#: ABRA-083573

Decision: Warning Letter (Books and Records); Staff Settlement (Quarterly Statements).

15. Case#12-CMP-00575 Sixth Engine, 438 MASSACHUSETTS AVE NW Retailer C Tavern, License#: ABRA-084584

Decision: Refer to Enforcement (Books and Records); Staff Settlement.

16. Case#12-251-00243 Sunshine Bar & Lounge, 7331 Georgia AVE NW Retailer C Restaurant, License#: ABRA-085239

Decision: Show Cause.

17. Case#12-PRO-00038 Uncle Lee's Seafood, 1102 EASTERN AVE NE Retailer A Retail - Liquor Store, License#: ABRA-085918

Decision: FYI.

18. Case#12-251-00315 Cafe Asia, 1720 I ST NW Retailer C Nightclub, License#: ABRA-086035

Decision: No Further Action.

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

**WEDNESDAY, DECEMBER 5, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On December 5, 2012, the Alcoholic Beverage Control Board will hold an emergency closed meeting regarding the matter identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed for the following reasons: (1) To consult with an attorney to obtain legal advice; (2) To discuss and hear a report concerning alleged criminal or civil misconduct or violations of the law or regulations; and (3) To discuss and take action regarding specific methods and procedures to protect the public from substantial dangers to the public, and to receive briefings by staff members, legal counsel, or law enforcement concerning these methods and procedures.

**1. Case#12-251-00370 Indulj, 1208 U ST NW Retailer C Tavern, License#: ABRA-079843
*Decision: Fact Finding – December 13, 2012 at 11:00 am.***

**2. Case#12-251-00360(a) Roc Bar, 1426 L ST NW Retailer C Tavern, License#: ABRA-089818
*Decision: Show Cause.***