

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, APRIL 17, 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-00007

District Pub Group, LLC, t/a Fainting Goat
1330 U Street NW
License #91244
Retailer CT
ANC 1B
New Application

Disposition: The Protest Status Hearing was cancelled. The Parties submitted a Settlement Agreement for the Board's review and approval.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00472

Kartik, Incorporated, t/a New York Liquors
1447 Maryland Ave NE
License #76234
Retailer A
ANC 6A
Sold Go-Cups

Disposition: The Board REJECTED an Offer in Compromise: \$350 to be paid within 30 days, 2-2 (Alberti, Brooks). The Show Cause Hearing is set for May 29, 2013 at 1:30 pm.

Board's Calendar
Page -2- April 17, 2013
Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00458
Ruby Tuesday, Inc., t/a Ruby Tuesday #5320
3365 14th Street NW
License #75456
Retailer CR
ANC 1A
No ABC Manager on Duty

Disposition: The Board accepted an Offer in Compromise: \$500 to be paid on April 17, 2013, 4-0.

Show Cause Hearing (Status)

9:30 AM

Case # 12-251-00212
1010 V, LLC, t/a Josephine
1010 Vermont Ave NW
License #76906
Retailer CT
ANC 2F
Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: The Board accepted an Offer in Compromise: \$3,000 to be paid on April 17, 2013; 5 days stayed; Charge II dismissed, 4-0.

Fact Finding Hearing

9:30 AM

Case # 13-251-00055
House of Secrets
507 T Street NW
License #91636
Retailer G-Temporary License
ANC 1B
Assault with a Deadly Weapon

Disposition: The Board voted that no more licenses will be approved for this location, 4-0, and no more licenses will be approved for this Applicant, 3-1 (Miller).

Show Cause Hearing

10:00 AM

Case # 12-AUD-00047

Taj Mahal Enterprises, Ltd, t/a Fiesta Restaurant and Lounge
1327 Connecticut Ave NW

License #882

Retailer CR

ANC 2B

Failed to File Quarterly Statements (3rd Quarter 2012)

**Disposition: The Show Cause Hearing has been continued to April 24, 2013
at 9:30 am.**

Show Cause Hearing

11:00 AM

Case # 12-CMP-00587

SAS Convenience, Inc., t/a Shop Express
3900 Benning Road NE

License #74500

Retailer B

ANC 7F

Sold Go-Cups

**Disposition: The Board held a Closed Meeting under the Open Meetings
Act and will issue an Order within 90 days.**

BOARD RECESS AT 12:00 PM

ADMINISTRATIVE AGENDA

1:00 PM

Board's Calendar
Page -4- April 17, 2013
Show Cause Hearing

1:30 PM

Case # 12-CMP-00345

Eatonville Inc., t/a Eatonville
2121 14th Street NW
License #78882
Retailer CR
ANC 1B

**Failed to Make a Copy of Settlement Agreement Immediately Accessible,
Failed to Post ABC Window Lettering in a Conspicuous Place**

**Disposition: The Board accepted an Offer in Compromise: \$700 to be paid
on April 17, 2013 (Charge I - \$350; Charge II - \$350), 3-1 (Alberti).**

Show Cause Hearing

2:30 PM

Case # 12-CMP-00579

Lusk's Corporation, t/a Eddie's Carryout
1251 Bladensburg Road NE
License #75795
Retailer B
ANC 5D

**Failed to Post ABC Window Lettering in a Conspicuous Place, Failed to
Post Pregnancy Sign, Failed to Post Current Legal Drinking Age Notice**

**Disposition: The Board held a Closed Meeting under the Open Meetings
Act and will issue an Order within 90 days.**

Show Cause Hearing

3:30 PM

Case # 12-AUD-00046

Café Japone Limited Partnership, t/a Café Japone
2032 P Street NW
License #10581
Retailer CR
ANC 2B

Failed to File Quarterly Statements (2nd Quarter 2012)

**Disposition: The Board held a Closed Meeting under the Open Meetings
Act and will issue an Order within 90 days.**

Show Cause Hearing

4:30 PM

Case # 12-CMP-00538

Arias, Inc., t/a My Brother's Place
237 2nd Street NW
License #71593
Retailer CR
ANC 6C

**Failed to Maintain on Premises Three Years of Adequate Books and
Records Showing All Sales, Failed to Make a Copy of Settlement Agreement
Immediately Accessible**

**Disposition: The Respondent failed to appear. The Board held a Closed
Meeting under the Open Meetings Act and will issue an Order within 90
days.**

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

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, APRIL 17, 2013 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Amended and Restated Settlement Agreement dated April 3, 2013 by and between Ugly Mug, LLC T/A Jake's American Grill and Advisory Neighborhood Commission 3F. ***Jake's American Grille***, 5016 Connecticut Avenue NW Retailer CR02, Lic.#: 86013.
Decision: Postponed; Licensee must re-file with modifications to Settlement Agreement in accordance with Board Order No. 2012-059.
2. Review of letter dated April 4, 2013 from Nicolas Makris, Owner, The Juniper Group, LLC T/A The Blaguard to amend its ABC license to reduce the seating from 49 to 27 indoor and 4 outdoor seats. ***The Blaguard***, 2003 18th Street NW Retailer CR01, Lic.#: 72512.
Decision: Postponed – consideration re-file with update consistent with placard, 4-0.
3. Review of Application for Change of Hours. ***Approved Hours of Operation:*** Sunday 8:00 am – 11:00 pm; Monday through Thursday 11:00 am – 11:00 pm; Friday and Saturday 11:00 a.m. – 2:00 am. ***Approved Hours of Alcoholic Beverage Sales/Service:*** Sunday 10:00 am – 11:00 pm; Monday through Thursday 11:00 am – 11:00 pm; Friday and Saturday 11:00 a.m. – 2:00 am. ***Proposed Hours of Operation:*** Sunday 8:00 am – 12:00 am; Monday through Thursday 11:00 am – 12:00 am; Friday and Saturday 11:00 a.m. – 2:00 am. ***Proposed Hours of Alcoholic Beverage Sales/Service:*** Sunday 10:00 am – 12:00 am; Monday through Thursday 11:00 am – 12:00 am; Friday and Saturday 11:00 a.m. – 2:00 am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No Settlement Agreement. ANC 3G. SMD 3G05. ***Blue 44***, 5507 Connecticut Avenue NW Retailer CR, Lic.#: 85977.
Decision: Approved, 4-0.
4. Review of Application for Substantial Change: Load increase from 36 to 47. ***Approved Hours of Operation and Approved Hours of Alcoholic Beverage Sales/Service:*** Sunday through Saturday 10:00 a.m. – 1:00 am. ***Approved Hours of Operation and Approved Hours of Alcoholic Beverage Sales/Service for Sidewalk Café:*** Sunday through Thursday 10:00 am – 10:00 pm; Friday and Saturday 10:00 am – 11:00 pm. ***Approved Hours of Entertainment:*** Sunday through Thursday 6:00 pm – 10:00 pm; Friday and Saturday 6:00 p.m. – 12:00 am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 6C. SMD 6C04. ***Ethiopic Restaurant***, 401 H Street NE Retailer CR01, Lic.#: 83149.
Decision: Placard, 4-0.

5. Manager's Application: Spenser McKenna.**
Decision: Approved, 3-1 (Miller).
6. Review of Request dated April 3, 2013 from Washington Wholesale Liquor Company, License No. 060518, for approval to provide retailers with products valued at more than \$50 and less than \$500. **Washington Wholesale Liquor Company, LLC**, 2800 V Street NE Wholesaler A, Lic.#: 60518.
Decision: Approved, 4-0.
7. Review of Letter dated April 4, 2013 from Andrew Kline on behalf of Leed the Way, LLC T/A Hanks Oyster Bar attaching noise abatement report required by Board Order dated December 8, 2010. **Hank's Oyster Bar**, 1624 Q Street NW Retailer CR02, Lic.#: 71913.
Decision: FYI.
8. Review of letter, dated April 3, 2013, from Lyle Blanchard requesting an extension of Safekeeping until March 31, 2014. **TBD (Formerly The Attic)**, 1841 Columbia Road NW Retailer CR, Lic.#: 86065.
Decision: Approved for 6 months extension, 4-0.
9. Review of Motion to Discharge and Dismiss Show Cause, dated March 13, 2013, from Emanuel Mpras. **Lotus**, 1420 K Street NW Retailer CN03, Lic.#: 75162.
Decision: Motion deemed moot as a result of Board Order No. 2013-087, 4-0.
10. Review of District's Precipe of Dismissal, dated April 4, 2013, from Louise Phillips. **Lotus**, 1420 K Street NW Retailer CN03, Lic.#: 75162.
Decision: Approved, 4-0.
11. Review of Petition to Terminate or Amend Settlement Agreement, dated March 11, 2013, for Farmers & Fishers. **Farmers & Fishers**, 3000 K Street NW Retailer CR04, Lic.#: 74934.*
Decision: Postponed until the Board approves the filed Amended Settlement Agreement.
12. Review of Petition to Terminate or Amend Settlement Agreement, dated March 29, 2013, for B Café/Brookland Café. **B Café/Brookland Café**, 3740 12th Street NE Retailer CR01, Lic.#: 83121.*
Decision: Denied, 4-0.
13. Review of Petition to Terminate or Amend Settlement Agreement, dated March 29, 2013, for Policy. **Policy**, 1904 14th Street NW Retailer CR03, Lic.#: 76804.*
Decision: Placard, 4-0.

14. Review of Petition to Terminate or Amend Settlement Agreement, dated March 29, 2013, for Rice Restaurant & Bar. **Rice Restaurant & Bar**, 1608 14th Street NW Retailer CR01, Lic.#: 60730.*

Decision: Postponed until the Board approves the filed Amended Settlement Agreement.

15. Review of Petition to Terminate or Amend Settlement Agreement, dated March 29, 2013, for Old Glory. **Old Glory**, 3139 M Street NW Retailer CR02, Lic.#: 76435.*

Decision: Postponed until the Board approves the filed Amended Settlement Agreement.

16. Review of Petition to Terminate or Amend Settlement Agreements, dated March 29, 2013, for Meze. **Meze**, 2437 18th Street NW Retailer CR01, Lic.#: 60347.*

Decision: Placard, 4-0.

17. Review of Petition to Terminate or Amend Settlement Agreement, dated March 29, 2013, for Bistro 18. **Bistro 18**, 2420 18th Street NW Retailer CR01, Lic.#: 86876.*

Decision: Denied, 4-0.

18. Review of Petition to Terminate or Amend Settlement Agreement, dated April 1, 2013, for Tryst. **Tryst**, 2459 18th Street NW Retailer CR01, Lic.#: 25781.*

Decision: Placard, 4-0.

19. Review of Petition to Terminate or Amend Settlement Agreement, dated March 22, 2013, for Dangerously Delicious DC. **Dangerously Delicious DC**, 1339 H Street NE Retailer CR01, Lic.#: 87422.*

Decision: Denied, 4-0.

20. Review of Settlement Agreement Amendment, dated June 12, 2012, between Mayfair Liquors and ANC 4A. **Mayfair Liquors**, 7312 Georgia Avenue NW Retailer A, Lic.#: 60561.*

Decision: FYI. See Item #2 on the Change of Hours Agenda, dated April 17, 2013.

*** 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, APRIL 17, 2013 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of letter, dated April 15, 2013, from Stephen O'Brien requesting a Stipulated License for Giant #2381, and letter of support from ANC 6C. ***Giant #2381***, 300 H Street NE Retailer B, Lic.#: 91952.
Decision: Approved, 4-0.
2. Review of letter, dated March 27, 2013, from Chris Romano requesting that the Board terminate BLT Burger DC, LLC's license. ***BLT Burger 405.1***, 1317 Connecticut Avenue NW Retailer CR02, Lic.#: 84096. *This matter was previously on the April 10, 2013 Agenda.*
Decision: Approved, 4-0.
3. Review of Letter dated March 4, 2013 from DC Metro Management, LLC T/A Hudson Restaurant & Lounge (Retail License No. 077128), noting that the establishment has closed and stating that its Class CR license will not be renewed. ***Hudson***, 2030 M Street NW Retailer CR, Lic.#: 77128. *This matter was on the April 3, 2013 Agenda.*
Decision: Approved, 4-0.
4. Review of Application for Exception to Single Sales Restrictions. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. Conflict with Settlement Agreement (no single sales). Letter from ANC 6A opposing Application. ANC 6A. ***Grand Liquors***, 409 15th Street NE Retailer A, Lic.#: 89508. *This matter was previously on the April 3, 2013 Supplemental Agenda.*
Decision: The Board scheduled a Fact Finding Hearing for May 8, 2013 at 2:30 pm, 4-0.
5. Review of letter, dated April 11, 2013, from Andrew Kline requesting permission for Rugby Café to renew its license despite the fact the Change of Officer approval request is pending. ***Rugby Café***, 1065 Wisconsin Avenue NW Retailer CR01, Lic.#: 75703. *This matter was previously on the April 17, 2013 Supplemental Agenda.*
Decision: Approved, 4-0.
6. Review of Motion for Reconsideration, dated March 11, 2013, from Wendell Robinson for Case No. 11-CMP-00321. ***Yegna***, 1920 9th Street NW Retailer CT01, Lic.#: 74241. *This matter was previously on the March 20, 2013 Agenda.*
Decision: Denied, 4-0.

7. Review of District of Columbia's Opposition to Respondent's Motion for Reconsideration, dated March 27, 2013, from Fernando Rivero. **Yegna**, 1920 9th Street NW Retailer CT01, Lic.#: 74241. *This matter was previously on the April 10, 2013 Agenda.*
Decision: Approved, 4-0.
8. Review of letter, dated April 10, 2013, from Michael Corso requesting that the Board deny Alero Restaurant's request for an Entertainment Endorsement because the request would violate multiple provisions in the Lease Agreement signed by the Landlord and Alero Restaurant. **Alero Restaurant**, 3500 Connecticut Avenue NW Retailer CR01, Lic.#: 13738.
Decision: FYI.
9. Review of Settlement Agreement, dated April 8, 2013, between Compass Rose and ANC 1B. A Protest Hearing for Compass Rose is scheduled for May 1, 2013 at 4:30 pm. **Compass Rose (Formerly Street)**, 1346 T Street NW Retailer CT01, Lic.#: 91140.*
Decision: Approved with modifications, 4-0.
10. Review of Settlement Agreement, dated March 21, 2013, between Barrel House Liquors and ANC 2F. **Barrel House Liquors**, 1341 14 Street NW Retailer A, Lic.#: 23984.*
Decision: Approved, 4-0.
11. Review of letter, dated March 27, 2013, from Commissioner Jackie Blumenthal of ANC 3B requesting that the Board review the plans proposed by JP's and deem them a substantial change in operation subject to placarding. Commissioner Blumenthal also requests that the Board notify ANC 3B when the license is taken out of safekeeping. **JP's**, 2412 Wisconsin Avenue NW Retailer CN02, Lic.#: 8511. *This matter was previously on the April 10, 2013 Agenda.*
Decision: Substantial Change will be determined by the Board once the License comes out of Safekeeping.

*** 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, APRIL 17, 2013 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. Approved Hours of Operation and Approved Hours of Alcoholic Beverage Sales/Service: Monday through Saturday 10:00 am - 8:00 pm. Proposed Hours of Operation and Proposed Hours of Alcoholic Beverage Sales/Service: Sunday 1:00 pm – 6:00 pm; Monday through Saturday 11:00 am -9:00 pm. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No Settlement Agreement. ANC 2E. SMD 2E07. ***Jade Liquors, Inc. T/A Georgetown Wine and Spirits***, 1500-27th Street, NW, Retailer's Class A, License No.: 085209.
Decision: Approved, 4-0.

2. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Approved Hours of Operation and Approved Hours of Alcoholic Beverage Sales/Service: Monday through Saturday 9:00 am - 12:00 am. Proposed Hours of Operation and Proposed Hours of Alcoholic Beverage Sales/Service: Sunday through Saturday 7:00 am -12:00 am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 4A. SMD 4A03. ***Hargunn, Inc. T/A Mayfair Liquors***, 7312 Georgia Ave, NW, Retailer's Class A, License No.: 060561.
Decision: Approved, 4-0.

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

**NOTICE OF MEETING
SUPPLEMENTAL CHANGE OF HOURS AGENDA**

**WEDNESDAY, APRIL 17, 2013 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. ***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 - 12:00 am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 1D. SMD 1D04. ***Sunami, LLC T/A Sportsman's Liquors***, 3249 Mount Pleasant Street, NW, Retailer's Class A, License No. 070893.
Decision: Approved, 4-0.

2. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. ***Approved Hours of Operation and Approved Hours of Alcoholic Beverage Sales/Service:*** Monday through Thursday 11:00 am - 9:00 pm; Friday and Saturday 10:00 am – 9:30 pm. ***Proposed Hours of Operation and Proposed Hours of Alcoholic Beverage Sales/Service:*** Sunday 8:00 am – 8:00 pm; Monday through Saturday 8:00 am - 12:00 am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 6D. SMD 6D02. ***909 NJ, LLC T/A Harry's Reserve***, 909 New Jersey Avenue, SE, Retailer's Class A, License No.: 084834.
Decision: Approved, 4-0.

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, APRIL 17, 2013
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On April 17, 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#12-CMP-00243 Yegna, 1920 9TH ST NW Retailer C Tavern, License#: ABRA-074241
Decision: No Further Action.

2. Case#13-CMP-00169 Rumba Cafe, 2443 18TH ST NW Retailer C Restaurant, License#: ABRA-071023
Decision: Show Cause.

3. Case#13-CMP-00168 Soussi, 2228 18TH ST NW Retailer C Restaurant, License#: ABRA-060448
Decision: Show Cause.

4. Case#13-CMP-00167 Pi, 2309 18TH ST NW Retailer C Restaurant, License#: ABRA-076754
Decision: Show Cause.

5. Case#13-AUD-00034 Aroma Indian Restaurant, 1919 I ST NW Retailer C Restaurant, License#: ABRA-001847
Decision: Show Cause.

6. Case#13-AUD-00035 Bistrot Le Zinc, 3712 - 3714 MACOMB ST NW Retailer C Restaurant, License#: ABRA-086355
Decision: Staff Settlement.

7. Case#13-AUD-00036 HOT AND JUICY CRAWFISH, 2651 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-086226
Decision: Enforcement Division to request and receive outstanding Quarterly Statements within 2 weeks, and then Staff Settlement.

8. Case#13-AUD-00038 Mixtec, 1792 COLUMBIA RD NW Retailer C Restaurant, License#: ABRA-007374

Decision: Show Cause.

9. Case#13-AUD-00039 Panache, 1725 DESALES ST NW Retailer C Restaurant, License#: ABRA-060754

Decision: Show Cause.

10. Case#13-AUD-00040 Park Hyatt Washington, 1201 24TH ST NW Retailer C Hotel, License#: ABRA-023759

Decision: Staff Settlement.