

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, OCTOBER 12, 2011
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

Nick Alberti, Interim Chairperson

Members:

Donald Brooks, Herman Jones, Calvin Nophlin, and Mike Silverstein

Protest Hearing (Status)

9:30 AM

Case #11-PRO-00039

Food and Fun Network t/a Slaviya

2424 18th Street NW

License #ABRA-083910

Retailer CR

Substantial Change (Entertainment: dancing)

Disposition: The Board set the matter for a Protest Hearing on November 30, 2011 at 1:30 pm.

Fact Finding Hearing

9:30 AM

Case #11-251-00212

Shamiana, LLC t/a Heritage India Brassiere & Lounge

1337 Connecticut Avenue NW

License #75074

Retailer CR

Fight Outside of the Establishment on 6/18/11 & Failed to Follow Security Plan

Disposition: The Board voted 5-0 to forward the matter for Show Cause.

Show Cause Hearing (Status)

9:30 AM

Case #11-251-00065 & #11-251-00069

1218 Wisconsin Ave, Inc t/a Third Edition

1218 Wisconsin Avenue NW

License #604

Retailer CT

Failed To Take Necessary Steps To Determine Legal Drinking Age & Sale to Minors

Disposition: The Board rejected an OIC and set the matter for a Show Cause Hearing on November 2, 2011 at 3:00 pm.

Show Cause Hearing

10:00 AM

Case #10-CMP-00073

Big Buck's, LLC t/a Buck's Fishing & Camping

5031 Connecticut Avenue NW

License #60769

Retailer CR

Failed to File Quarterly Statements

Disposition: The Board accepted an OIC: \$2,000 fine payable within 30 days, 4-1 (Jones).

Show Cause Hearing

11:00 AM

Case #10-CMP-00593

Armand's Chicago Pizzeria, Inc. t/a Armand's Chicago Pizzeria
4231 Wisconsin Avenue NW
License #826
Retailer CR

Failed to File Quarterly Statements

(Continued to November 9, 2011 at 10:00)

Disposition: The Board set the matter for a Show Cause Hearing for November 9, 2011 at 10:00 am.

Remand Hearing

11:00 AM

Case #09-081P

The Brookland Café, LLC t/a Brookland Café
3740 12th Street NE
License #083121
Retailer CR

Issuance of the License

Disposition: The Board held a closed meeting under the Open Meetings Act and will issue an order within 90 days.

BOARD RECESS

ADMINISTRATIVE AGENDA

1:00 PM

Fact Finding Hearing

1:30 PM

JJC Georgetown, Inc. t/a Mie N Yu
3127 M Street NW
License #81874
Caterer
Taste of Georgetown

One Day Substantial Change Application

Date of Event: October 15, 2011

Disposition: The Board approved the Application.

Fact Finding Hearing

2:00 PM

Michael J. Macrina
10 Water Street SE (Yards Park Pavilion)
Sponsor: Living Classrooms
License #88086
Retailer G (spirits, beer & wine)
Temporary License Application

Disposition: The Board approved the Application.

Fact Finding Hearing

2:30 PM

Case #11-251-00210

Chapter II Corp. t/a Fruit Bat/Church & State
1236 H Street NE
License #83822
Retailer CT

Patron Stabbed Inside of the Establishment on 6/25/11

Disposition: The Board took no further action.

Show Cause Hearing (Status)

3:30 PM

Case #10-CMP-00239, #10-CMP-00812, & #10-CMP-00134

HR-57 Center for the Advancement and Prevention t/a HR-57

1610 14th Street NW

License #60382

Retailer CR

Failed to File Timely Quarterly Statements

(Continued to November 2, 2011 at 9:30)

Disposition: The Board set the matter for hearing on November 2, 2011 at 9:30 am.

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

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, OCTOBER 12, 2011, 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 Alcoholic Beverage Sales/Service. ***Current Hours of Alcoholic Beverage Sales/Service:*** Monday through Saturday 8am-12am, Sunday 10am -12am. ***Proposed Hours of Alcoholic Beverage Sales/Service:*** Monday through Sunday 8am-12am. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 2A. ***The Lombardy Café Hotel***, 2019 I Street NW, Retailer CH, Lic.#: 19070.*
Decision: Approved, 5-0.
2. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales/Service. ***Current Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Monday through Tuesday 11:30am-11:30pm, Wednesday through Saturday 11:30am-2am, Sunday 12pm-9pm. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Monday through Saturday 11am-2am, Sunday 12pm-12am. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 2F. ***Stan's Restaurant***, 1029 Vermont Ave NW Retailer CR, Lic.#: 72438.*
Decision: Approved, 5-0.
3. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales/Service. ***Current Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Sunday through Thursday 11am-11pm, Friday & Saturday 11am-1am. ***Proposed Hours of Operation:*** Sunday through Thursday 11am-4am, Friday & Saturday 11am-5am. ***Proposed Hours of Alcoholic Beverage Sales/Service:*** Sunday through Thursday 11am-2am, Friday & Saturday 11am-3am. Pending violation. No conflict with voluntary agreement. ANC 2D. ***Russia House***, 1800 Connecticut Ave NW Retailer CR, Lic.#: 80952*
Decision: Placard; Fact Finding if no protests filed, 5-0.
4. Review of letter from Theresa Lewis requesting reinstatement of Retailer's Class "CT" License which was cancelled on November 17, 2010. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 4B. ***Mixers Lounge***, 104 Kennedy Street NW Retailer CT, Lic.#: 17578.*
Decision: Approved pending payment of all outstanding fees, 5-0.

5. Review of Summer Garden Application for 50 seats. ***Proposed Summer Garden Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Sunday through Thursday 10am-2am, Friday and Saturday 10am-3am. No pending violations. No outstanding citations/fines. Potential conflict with Section 8 of the Voluntary Agreement. ANC 5B. ***Aqua Restaurant and Bar***, 1818 New York Ave NE Retailer CR, Lic.#: 60477.*
Decision: Approved, 5-0.
6. Review of Letter from Asli Baki of Hillsborough Vineyards requesting permission to use its Virginia Farm Winery Class "A" License #026702 to sell alcoholic beverages at farmers markets in the District of Columbia, and if not possible, guidance on what type of license would be needed to do so.*
Decision: Denied and Referred to Legal, 5-0.
7. Review of letter, dated September 14, 2011, from ANC 2B protesting Irish Whiskey's application for a new CT License on the basis of peace, order, and quiet, subject to the successful negotiation of a Voluntary Agreement or an amendment to the application. ***Irish Whiskey***, Retailer CT, Lic.#: 87685.
Decision: ANC 2B will be given Great Weight.
8. Review of letter, dated September 14, 2011, from ANC 6B supporting Zest Bistro's one day substantial change application to expand its sidewalk café seating capacity to 24 seats to participate in the Barracks Row Festival. ***Zest Bistro***, 735 8th Street SE Retailer CR, Lic.#: 82432.
Decision: FYI.
9. Review of letter, dated September 28, 2011, from ANC5A07 regarding Little Ricky's. ***Little Ricky's***, 3522 12th Street NE Retailer CR, Lic.#: 87727.
Decision: FYI.
10. Review of letter, dated September 25, 2011, from Gregory Stackel, regarding Tru Orleans Restaurant. ***TruOrleans***, 400 H Street NE Retailer CR, Lic.#: 86210.*
Decision: Refer to Enforcement for investigation.
11. Review of letter, dated September 26, 2011, from Perry Smith, on behalf of DC-3, requesting permission to retain hard copies of three years of liquor invoices at 806 7th Street, NW, Suite 300. ***DC-3***, 423 8th Street SE Retailer DR, Lic.#: 86701.
Decision: Approved, 5-0.

12. Review of letter, dated September 9, 2011, from Pornchai Rungrojcharoenkit, on behalf of Raku An Asian Diner, requesting permission to store the liquor and beverage invoices form 2008-2010 in Bethesda, Maryland. **Raku An Asian Diner**, 1900 Q Street NW Retailer CR, Lic.#: 23943.

Decision: Denied because copies must be kept in the District, 5-0.

13. Review of Voluntary Agreement, dated September 30, 2011, between Dukem Ethiopian Market & Restaurant and Protestants. **Dukem Ethiopian Restaurant**, 3931 14th Street NW Retailer CR, Lic.#: 75536.*

Decision: Approved with modification to Section 2(c), 5-0.

14. Review of Voluntary Agreement, dated September 27, 2011, between Malmaison, ANC 2E, CAG, and residents of the 3303 Water Street Condominium. **Malmaison**, 3401 K Street NW Retailer CR, Lic.#: 85367.*

Decision: Approved with modification to Section 8, 5-0.

15. Review and approval of Protest Order for The Reef. **The Reef**, 2422 18th Street NW Retailer CT, Lic.#: 60475.

Decision: Approved, 5-0.

16. Review and approval of Protest Order for Shadow Room. **Shadow Room**, 2131 K Street NW Retailer, Lic.#: 75871.

Decision: Postponed until 10/19/2011.

17. Review and approval of Order on Motion Denying Petition to Stay. **Fur Factory**, 33 Patterson Street NE Retailer CN, Lic.#: 60626.

Decision: Approved, 5-0.

*** 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**

SUPPLEMENTAL AGENDA

**WEDNESDAY, OCTOBER 19, 2011 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of letter, dated October 7, 2011, from One Lounge requesting that the Board reconsider the dates of suspension resulting from the Show Cause Order. ***One Lounge***, 1606 20th Street NW Retailer CR, Lic. #:83468.

Decision: Approved with days to be served on 12/5/2011 through 12/9/2011. Approved 4-1 (Silverstein).

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, OCTOBER 12, 2011
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On OCTOBER 12, 2011, 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#11-CMP-00355 The Park Place at 14th, 920 14TH ST NW Retailer C Nightclub,
License#: ABRA-075548

Decision: NFA

2. Case#11-251-00298 Town, 2009 8TH ST NW Retailer C Nightclub, License#: ABRA-076801

Decision: NFA

3. Case#11-CMP-00374 Green Island Cafe/Heaven & Hell (The), 2327 18TH ST NW Retailer C
Tavern, License#: ABRA-074503

Decision: NFA

4. Case#11-CMP-00352 Twelve Restaurant & Lounge, 1123 - 1125 H ST NE Retailer C Tavern,
License#: ABRA-076366

Decision: Show Cause

5. Case#11-CMP-00351 Gin & Tonic, 2408 WISCONSIN AVE NW Retailer C Tavern,
License#: ABRA-079644

Decision: Staff Settlement

6. Case#11-251-00267 Medaterra, 2614 CONNECTICUT AVE NW Retailer C Restaurant,
License#: ABRA-026206

Decision: NFA

7. Case#11-CMP-00377 Eritrean Cultural Center, 600 L ST NW Retailer C Multipurpose,
License#: ABRA-015698

Decision: Show Cause

8. Case#11-251-00168 The Good Guys Restaurant, 2311 WISCONSIN AVE NW Retailer C
Nightclub, License#: ABRA-000899

Decision: Fact Finding

9. Case#11-CMP-00367 Russia House, 1800 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-080952

Decision: Show Cause

10. Case#11-251-00283 Elephant & Castle Pub Restaurant, 900 19TH ST NW Retailer C Restaurant, License#: ABRA-081086

Decision: Fact Finding

11. Case#11-251-00281 Mad Hatter, 1321 CONNECTICUT AVE NW Retailer C Tavern, License#: ABRA-082646

Decision: NFA

12. Case#11-CMP-00373 Slaviya, 2424 18TH ST NW C-1 Retailer C Restaurant, License#: ABRA-083910

Decision: NFA

13. Case#11-251-00282 The Mighty Pint, 1831 M ST NW Retailer C Tavern, License#: ABRA-084184

Decision: NFA

14. Case#11-251-00276 Cafe Asia, 1720 I ST NW Retailer C Restaurant, License#: ABRA-086035

Decision: NFA

15. Case#11-CMP-00372 TruOrleans, 400 H ST NE Retailer C Restaurant, License#: ABRA-086210

Decision: Fact Finding

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

**WEDNESDAY, OCTOBER 12, 2011
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On October 12, 2011, 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#11-251-00316 DC Star, 2135 QUEENS CHAPEL RD NE Retailer C Nightclub,
License#: ABRA-078881

Decision: Summary Suspension Approved (5-0).

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

**NOTICE OF MEETING
LICENSE CANCELLATION**

**WEDNESDAY, OCTOBER 12, 2011
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

The Board is requested to approve the following license cancellation for the reason outlined below.

ABRA – 060502 – **Safeway** – B – 514 Rhode Island Avenue, NE. [Cancellation request received.]

Decision: Approved.