

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, FEBRUARY 1, 2012
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

**Ruthanne Miller, Chairperson
Members:**

**Nick Alberti, Donald Brooks, Herman Jones, Calvin Nophlin, Mike Silverstein
and Jeannette Mobley**

Protest Hearing (Status)

9:30 AM

Case # 11-PRO-00091

A Taste International, LLC, t/a Xclusive Restaurant and Lounge
707 H Street NE
License #88205
Retailer CT
ANC 6C
New Application

**Disposition: Group of Five or More granted standing with a fifth individual,
Kate Snyder, appearing at the Status Hearing. The Board set the matter for
a Protest Hearing on March 28, 2012 at 1:30 pm, 7-0.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00353

Mio D.C., LLC, t/a Mio Restaurant
1110 Vermont Avenue NW
License #76072
Retailer CR
ANC 2F
Failed to File Quarterly Report

**Disposition: The Board accepted an Offer in Compromise: \$2,000 payable
on February 1, 2012, 6-1 (Jones).**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00220

Mandu, LLC, t/a Mandu
453 K Street NW
License #85084
Retailer CR
ANC 6C

Establishment sold alcohol without appropriate license

Disposition: The Board accepted an Offer in Compromise: \$1,500 payable on February 1, 2012, 7-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-251-00218

Love Des, LLC, t/a Love
1350 Okie Street NE
License #84726
Retailer CN
ANC 5B

**Permitted Employees to Engage in Sexual Acts at the Establishment
Permitted Nude Dancers in the Establishment**

Disposition: The Board accepted an Offer in Compromise: \$4,000 to be paid within 60 days; 5 days served (Tuesday, March 6, 2012 through Saturday, March 10, 2012), 6-1 (Jones).

Board's Calendar

Page -3- February 1, 2012

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00327

Caribbean Vibes, Inc., t/a Club Timehri

2439 18th Street NW

License #77730

Retailer CT

ANC 1C

No ABC Manger on Duty, Failed to make food available

Disposition: The Board accepted an Offer in Compromise: \$1,000 payable on February 1, 2012; Dismissal of Charge II, 7-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00227

M St. Enterprises, Inc., t/a Churreria Madrid Restaurant

2505 Champlain Street NW

License #60806

Retailer CR

ANC 1C

Failed to File Quarterly Report

Disposition: The Board accepted an Offer in Compromise: \$6,000 to be paid within 60 days, 6-1 (Jones).

Board's Calendar

Page -4- February 1, 2012

Show Cause Hearing (Status)

9:30 AM

Case # 11-CC-00041

Carolina Deli and Beverage

3429 14th Street NW

License #73897

Retailer B

ANC 1A

Sale to Minor

Disposition: The Licensee failed to appear at the Show Cause Status Hearing. The Board set the matter for a Show Cause Hearing on March 7, 2012 at 10:00 am, 7-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CC-00052

Big Bear Café, LLC, t/a Big Bear Café

1700 1st Street NW

License #84379

Retailer CR

ANC 5C

No ABC Manager on Duty

Disposition: The Board accepted an Offer in Compromise: \$500 for Charge II payable on February 1, 2012; Charge I and Charge II dismissed, which were previously adjudicated with a Sale to Minor Warning Letter on August 5, 2011, 7-0.

Fact Finding Hearing

9:30 AM

Manager's Application

Miguel Dominquez

Disposition: Application approved, 4-3 (Jones, Brooks, Mobley).

Motion Hearing

10:00 AM

The New Brookland Café, LLC, t/a Bcafe
3740 12th Street NE
License #83121
ANC 5A
Retailer CR

**Disposition: Licensee failed to appear. Motion denied, 4-1 (Nophlin).
Recusal by Mobley; Abstention by Miller.**

Show Cause Hearing

11:00 AM

Case # 11-251-00167

CRV Corporation, t/a The Bottom Line
1716 I Street NW
License #755
Retailer CT
ANC 2B

**Allowed the Establishment to be Used for an Unlawful or Disorderly
Purpose, Operating After Hours**

**Disposition: The Board accepted an Offer in Compromise: Dismissal of
Charge I; \$2,000 for Charge II, to be paid within 60 days, 6-0.**

BOARD RECESS 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Show Cause Hearing

1:30 PM

Case # 10-CMP-00714

Jasper Ventures, LLC, t/a K Street
1301 K Street NW
License #72225
Retailer CN
ANC 2F

Failed to Comply With Security Plan

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

Fact Finding Hearing (Contested)

2:30 PM

Case # 11-CMP-00338

1626 Fire Station, LLC, t/a Engine Company 12
1626 North Capitol Street NW
License #87123
ANC 5C
Retailer CR

Operating without a License

Disposition: Application Withdrawn.

Protest Hearing

5:00 PM

Case # 11-PRO-00048

Po Boys Kitchen, LLC, t/a Po Boys Kitchen
709 H Street NE
License #87903
Retailer CR
ANC 6C

New Application

Disposition: Hearing Cancelled; The parties submitted a Voluntary Agreement for Board approval.

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

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, FEBRUARY 1, 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 Sunday Hours of Alcoholic Beverage Sales/Consumption. ***Current Sunday Hours of Alcoholic Beverage Sales/Consumption:*** Sunday 10am-2am. ***Proposed Sunday Hours of Alcoholic Beverage Sales/Consumption:*** 8am-2am. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 1B. ***930 Club***, 815 V Street NW Retailer CX, Lic.#: 21837. *
Decision: Approved, 6-0.
2. Review of request from Licensee for approval of Sidewalk Café with 40 seats. Licensee was placarded and approved for a Summer Garden and later discovered the area was public space. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 6C. ***Tel'Veh***, 401 Massacuetts Avenue NW Retailer CT, Lic.#: 87302. *
Decision: Approved, 6-0.
3. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales/Consumption. ***Current Hours of Operation and Hours of Alcoholic Beverage Sales/Consumption:*** Monday through Sunday 2pm-2am. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Consumption:*** Sunday through Thursday 2pm-2am, and Friday & Saturday 2pm-3am. Pending violation. No outstanding citations/fines. No voluntary agreement. ANC 4D. ***G Spot Tavern***, 5413 Georgia Avenue NW Retailer CT, Lic.#: 85208. *
Decision: Placard, 5-1 (Jones).
4. Review of Entertainment Endorsement Application to add entertainment and dancing. ***Current Hours of Operation and Hours of Alcoholic Beverage Sales/Consumption:*** Monday through Sunday 2pm-2am. ***Proposed Hours of Entertainment:*** Sunday through Thursday 2pm-2am, Friday & Saturday 2pm-3am. Pending violation. No outstanding citations/fines. No voluntary agreement. ANC 4D. ***G Spot Tavern***, 5413 Georgia Avenue NW Retailer CT, Lic.#: 85208. *
Decision: Placard, 5-1 (Jones).

5. Review of request from Licensee to cancel pending transfer application from Bouzid, Inc. to MAD LLC due to nonpayment and to place the license in safekeeping because Licensee no longer has a valid lease. Pending Show Cause Hearing. No outstanding citations/fines. Voluntary agreement. ANC 2B. **Marrakesh Palace Pasha Lounge**, 2147 P Street NW Retailer CT, Lic.#: 60695. *
Decision: Postponed until February 8, 2012.
6. Review of letter, dated January 16, 2012, from Lionell Thomas of the DC Commission on the Arts and Humanities requesting guidance on appropriately managing the Lincoln Theatre's liquor license until there is a permanent operating structure. **Lincoln Theatre**, 1215 U Street NW Retailer CX, Lic.#: 60044. *
Decision: Fact Finding Hearing scheduled on February 22, 2012 at 10:00 am.
7. Review of Voluntary Agreement, dated January 12, 2012, between Sol Mexican Grill and ANC 6A. **Sol Mexican Grill**, 1251 H Street NE Retailer CT, Lic.#: 88292. *
Decision: Approved with modifications to Section 2 and Section 3, 6-0; Recusal by Alberti.
8. Review of Voluntary Agreement, dated January 12, 2012, between Chicken Tortilla and ANC 6A. **Chicken Tortilla**, 1324 H Street NE Retailer CR, Lic.#: 88102. *
Decision: Postponed.
9. Review of Voluntary Agreement, dated January 12, 2012, between Central and ANC 6A. **Central**, 1200 H Street NE Retailer CT, Lic.#: 87558. *
Decision: Approved with modifications to Section 2 and Section 3, 6-0; Recusal by Alberti.
10. Review of Voluntary Agreement, dated January 16, 2012, between VSLS, LLC, Livingsocial, and the Ventana Homeowners Association. **VSLS, LLC**, 918 F Street NW Retailer CX, Lic.#: 88360. *
Decision: Approved with modifications to Section 3 and Section 6, 6-0.

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

1. Review of Voluntary Agreement, dated December 15, 2011, between Al Forno Pizzeria and Trattoria, ANC 3D, and the Spring Valley-Wesley Heights Citizens Association. ***Al Forno Pizzeria and Trattoria***, 3201 New Mexico Avenue NW Retailer CR, Lic.#: 87728. *
Decision: Approved with modifications to Sections 2, 4, 10, and 11, 6-0.
2. Review of Voluntary Agreement between Kearney's Grocery and ANC 5C. ***Kearney's Grocery***, 90 O Street NW Retailer B, Lic.#: 78591.*
Decision: Refer to Legal; Approved with modifications to Sections 2, 6 and 7, 6-0.
3. Review of Voluntary Agreement, dated September 1, 2011, between Dangerously Delicious Pies and ANC 6A. ***Dangerously Delicious Pies***, 1339 H Street NE Retailer CR, Lic.#: 87422.*
Decision: Approved with modifications to Sections 2 and 3, 6-0; Recusal by Alberti.
4. Review of Voluntary Agreement, dated December 12, 2011, between It's Called INCEPTION and ANC 1B. ANC 1B included its protest withdrawal letter. ***It's Called INCEPTION***, 645 Florida Avenue NW Retailer CT, Lic.#: 87890.*
Decision: Approved with modification to Section 1 for clarification, 6-0.
5. Review of Voluntary Agreement and Voluntary Agreement Addendum, signed November 12, 2011 and November 13, 2011, between K&H Grocery and ANC 8C. ***K&H Grocery***, 3333 Martin Luther King Jr. Avenue SE Retailer B, Lic.#: 74359.*
Decision: Approved with modifications to Section 15, 6-0.
6. Review of Voluntary Agreement, dated December 12, 2011, between Sonya's Market and ANC 1B. ANC 1B included its protest withdrawal letter. ***Sonya's Market***, 2833 11th Street NW Retailer B, Lic.#: 85579.*
Decision: Approved with modifications to Sections 1 and 3, 6-0.
7. Review of Voluntary Agreement, dated December 8, 2011, between Pho Bar and Grill and ANC 6A. ***Pho Bar and Grill***, 1360 H Street NE Retailer CR, Lic.#: 87813.*
Decision: Approved with modifications to Sections 2 and 3, 6-0; Recusal by Alberti.
8. Review of Voluntary Agreement, dated November 7, 2011, between Maranon Café and ANC 1A. ***Maranon Café***, 3521 14 Street NW Retailer CR, Lic.#: 88264.*
Decision: Approved with modifications to Section 10, 6-0.

9. Review of Voluntary Agreement, dated October 10, 2011, between Da Luft Restaurant and Lounge and ANC 6A. ***Da Luft Restaurant & Lounge***, 1242 H Street NE Retailer CR, Lic.#: 87780.*

Decision: Approved with modifications to Sections 2 and 3, 6-0; Recusal by Alberti.

10. Review of Voluntary Agreement, dated December 19, 2011, between Jake's American Grill and ANC 3F. ANC 3F included its protest withdrawal letter. ***Jake's American Grille***, 5016 Connecticut Avenue NW Retailer CR, Lic.#: 86013.*

Decision: Approved with modifications to Sections 15, 16, and 17, 6-0.

11. Review of Voluntary Agreement Amendment, dated September 15, 2011, between Georgia Line Convenience Store and Annie Wallace, Tawana Waugh, Norma Adkins, Betty Muse, Marie Bass, Rural Bass, Christine Lowe, Maggie Whaley, Wesley Powell, Robert Wright, and B ***Georgia Line Convenience Store***, 6125 Georgia Avenue NW Retailer B, Lic.#: 79225.*

Decision: Denied; Fact Finding Hearing, 6-0.

12. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales/Service. ***Current Hours of Operation***: Sunday through Thursday 6am-10pm, Friday & Saturday 6am-12am. ***Current Hours of Alcoholic Beverage Sales/Service***: Monday through Saturday 9am-10pm. ***Proposed Hours of Operation***: Monday through Sunday 6am-12am. ***Proposed Hours of Alcoholic Beverage Sales/Service***: Monday through Sunday 9am-12am. No pending violations. No outstanding citations/fines. Conflict with Voluntary Agreement, but 1st Amendment to Voluntary Agreement addresses conflict. ANC 4D. ***Georgia Line Convenience Store***, 6125 Georgia Avenue, NW, Retailer B, Lic.#: 079225.

Decision: Denied, 6-0. Erroneously approved on November 2, 2011, due to conflict with Voluntary Agreement.

13. Notice of Emergency Rulemaking regarding MPD Reimbursable Detail Subsidy Program.

Decision: Approved, 6-0.

14. Notice of Emergency Rulemaking regarding West Dupont Circle Moratorium.

Decision: Approved, 6-0.

15. Review of Voluntary Agreement Amendment, dated November 14, 2011, between Capital Yacht Charters and ANC 6D. ***Capital Yacht Charters***, 1300 Maine Avenue SW Retailer C Marine Vessel, Lic.#s: 84410 (Celebrity), 84412 (Harbour Belle), 84413 (Finished Business), No License (Virginia Jewel). *

Decision: Approved, 7-0.

16. Review of letter, dated January 24, 2012, from Michael Fonseca requesting that the Board not placard Virginia's Jewel as a Substantial Change. ***Capital Yacht Charters***, 1300 Maine Avenue SW Retailer C Marine Vessel, Lic.#s: 84410 (Celebrity), 84412 (Harbour Belle), 84413 (Finished Business), No License (Virginia Jewel). *

Decision: Approved, 6-0. The Board reconsidered its placard vote on January 25, 2012.

These matters were continued from January 11, 2012, January 18, 2012, and January 25, 2012 and published in the DC Register on January 6, 2012, January 13, 2012, and January 20, 2012.

*** 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
LICENSE CANCELLATION**

**WEDNESDAY, FEBRUARY 1, 2012
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 – 084412 – **Motor Yacht Harbour Belle** – CX – 1300 Maine Avenue, SW. [Request for cancellation received.]

Decision: Cancelled, 6-0.

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, FEBRUARY 1, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On FEBRUARY 1, 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#11-251-00387 Manchester Bar & Restaurant, 944 FLORIDA AVE NW Retailer C Tavern, License#: ABRA-075377

Decision: No Further Action.

2. Case#12-251-00005 The Park Place at 14th, 920 14TH ST NW Retailer C Nightclub, License#: ABRA-075548

Decision: No Further Action.

3. Case#11-251-00391 Roses Dream Bar And Lounge, 1370 H ST NE Retailer C Tavern, License#: ABRA-074099

Decision: No Further Action.

4. Case#11-251-00351 Ibiza, 1222 1ST ST NE Retailer C Nightclub, License#: ABRA-074456

Decision: No Further Action.

5. Case#11-251-00407 Ibiza, 1222 1ST ST NE Retailer C Nightclub, License#: ABRA-074456

Decision: No Further Action.

6. Case#12-CC-00007 Yes Organic Market, 656 PENNSYLVANIA AVE SE 658 Retailer B Retail - Grocery, License#: ABRA-071545

Decision: Sale to Minor Warning Letter.

7. Case#11-251-00377 LUX, 649 NEW YORK AVE NW Retailer C Nightclub, License#: ABRA-071743

Decision: Fact Finding.

8. Case#12-CMP-00002 State Plaza Hotel/F Street Bistro, 2116 F ST NW Retailer C Hotel, License#: ABRA-078312

Decision: Show Cause.

9. Case#11-251-00384 Island Cafe, 829 UPSHUR ST NW Retailer C Tavern, License#: ABRA-060578

Decision: Fact Finding.

10. Case#12-CC-00006 New Star Supermarket, 2205 4TH ST NE Retailer B Retail - Grocery, License#: ABRA-077147

Decision: Sale to Minor Warning Letter and Staff Settlement.

11. Case#12-CC-00001 Alero Restaurant-1, 1724 CONNECTICUT AVE NW A Retailer C Restaurant, License#: ABRA-060134

Decision: Sale to Minor Warning Letter and Staff Settlement.

12. Case#11-CMP-00516 Ritz Carlton Washington DC, 2200 M ST NW Retailer C Hotel, License#: ABRA-060273

Decision: Staff Settlement.

13. Case#12-CC-00011 McCormick & Schmick Seafood Restaurant, 1652 K ST NW Retailer C Restaurant, License#: ABRA-026432

Decision: Sale to Minor Warning Letter and Staff Settlement.

14. Case#12-CC-00002 The Front Page Restaurant & Grille, 1333 NEW HAMPSHIRE AVE NW Retailer C Restaurant, License#: ABRA-001910

Decision: Sale to Minor Warning Letter and Staff Settlement.

15. Case#11-CMP-00564 T & T Associates, 5123 GEORGIA AVE NW Retailer C Multipurpose, License#: ABRA-017426

Decision: No Further Action.

16. Case#11-251-00389 The Guards, 2915 M ST NW Retailer C Restaurant, License#: ABRA-000916

Decision: No Further Action.

17. Case#11-251-00374 "I" The Indian Experience, 1050 17TH ST NW B Retailer C Restaurant, License#: ABRA-014073

Decision: No Further Action.

18. Case#12-CC-00009 Woodridge Vet's Liquors, 1358 BRENTWOOD RD NE Retailer A Retail - Liquor Store, License#: ABRA-080559

Decision: Staff Settlement.

19. Case#11-251-00386 Mad Hatter, 1321 CONNECTICUT AVE NW Retailer C Tavern, License#: ABRA-082646

Decision: No Further Action.

20. Case#11-CMP-00484 George, 3251 PROSPECT ST NW CS-1 Retailer C Restaurant,
License#: ABRA-078058

Decision: Show Cause.

21. Case#12-251-00030 Corina's Restaurant, 831 KENNEDY ST NW Retailer C Restaurant,
License#: ABRA-079873

Decision: No Further Action.

22. Case#11-251-00371 St. Arnold's on Jefferson, 1827 JEFFERSON PL NW 4 Retailer C
Restaurant, License#: ABRA-085989

Decision: No Further Action.

23. Case#11-251-00299(a) Love, 1350 OKIE ST NE Retailer C Nightclub, License#: ABRA-
084726

Decision: FYI.

24. Case#11-251-00301(a) La Cabana Restaurant, 3614 14TH ST NW Retailer C Restaurant,
License#: ABRA-074849

Decision: Refer back to Enforcement.

25. Case#11-CMP-00491 Chicken Tortilla, 1324 H ST NE Retailer C Restaurant, License#:
ABRA-088102

Decision: Contested Fact Finding.