

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

**NOTICE OF PUBLIC HEARINGS  
CALENDAR**

**WEDNESDAY, DECEMBER 7, 2011  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S,  
WASHINGTON, D.C. 20009**

**Nick Alberti, Interim Chairperson  
Members:**

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

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-CMP-00354**

Mimi & D, LLC t/a Mood

1318 9th Street NW

License #86037

Retailer CT

ANC 2F

**Violation of Voluntary Agreement (Noise)**

**Disposition: The Board set the matter for a Show Cause Hearing on  
February 1, 2012 at 4:30 pm.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 10-CMP-00477**

Sollosio, Inc. t/a El Rincon

1826 Columbia Road NW

License #60003

Retailer CR

ANC 1C

**No ABC Manager on Duty**

**Disposition: The Board set the matter for a Show Cause Hearing on  
January 25, 2012 at 4:30 pm.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-CMP-00071**

Europa, Inc. t/a Panache  
1725 Desales Street NW  
License #60754  
Retailer CR  
ANC 2B

**Failed to File Quarterly Statement**

**Disposition: The Board set the matter for a Show Cause Hearing on January 25, 2012 at 11:00 am.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-251-00066**

Hak LLC, t/a Midtown  
1219 Connecticut Avenue NW  
License #72087  
Retailer CN  
ANC 2B

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

**Disposition: The Board set the matter for a Show Cause Hearing on January 18, 2012 at 11:00 am.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-251-000197**

Bouزيد, Inc. t/a Marrakesh Palace Pasha Lounge  
2147 P Street NW  
License #60695  
Retailer CT  
ANC 2B

**Failed to Follow Security Plan**

**Disposition: The Board set the matter for a Show Cause Hearing on February 1, 2012 at 11:00 am.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 10-CMP-00845**

Luigi's Restaurant, Inc. t/a Luigi's Restaurant  
1132 19th Street NW  
License #8469  
Retailer CR  
ANC 2B

**Failed to File Quarterly Statement**

**Disposition: The Board rejected an Offer in Compromise: \$750 paid within 30 days. (4-0); The Board set the matter for a Show Cause Hearing on February 1, 2012 at 10:00 am.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-CMP-00180**

DTRS Washington, LLC t/a Four Seasons  
2800 Pennsylvania Avenue NW  
License #74900  
Retailer CH  
ANC 2E

**Substantial Change (Summer Garden)**

**Disposition: The Board accepted an Offer in Compromise: \$1,000 to be paid by December 12, 2011; Dismissal of Charge II. (4-0)**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-CMP-00343**

Bread & Chocolate, Inc. t/a Bread & Chocolate  
5542 Connecticut Avenue NW  
License #7792  
Retailer CR  
ANC 3G

**No ABC Manager on Duty**

**Disposition: The Board rejected an Offer in Compromise: \$500 to be paid within 60 days. (4-0); The Board set the matter for a Show Cause Hearing on January 25, 2012 at 10:00 am.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-251-00122**

Bud and Papa, Inc. t/a Layla Lounge  
501 Morse Street NE  
License #79238  
Retailer CT  
ANC 5B

**Allowed Establishment to be Used for an Unlawful or Disorderly Purpose,  
Failed to Follow Security Plan**

**Disposition: The Board set the matter for a Show Cause Hearing on  
February 1, 2012 at 10:00 am.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-CMP-00247**

Glover Park F & B, LLC t/a Breadsoda  
2233 Wisconsin Avenue NW  
License #78085  
Retailer CR  
ANC 3B

**Failed to File Quarterly Statements**

**Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid  
by December 7, 2011. (4-0)**

**Fact Finding Hearing**

**10:00 AM**

**Case # 11-251-00350**

Stadium Group, LLC t/a Stadium  
2127 Queens Chapel Road NE  
License #82005  
Retailer CN  
ANC 5B

**Assault Inside of Establishment, Failed to Follow Security Plan**

**Disposition: The Board took No Further Action. (4-0)**

**Fact Finding Hearing**

**11:00 AM**

**Case # 11-251-00263**

Toppromo, Inc. t/a Ultrabar/ Chroma  
911 F Street NW  
License #74767  
Retailer CN  
ANC 2C  
**Assault with a Deadly Weapon**

**Disposition: The Board referred the matter to OAG for a Show Cause Hearing. (4-0)**

**BOARD RECESS**

**ADMINISTRATIVE AGENDA  
1:00 PM**

**Fact Finding Hearing**

**1:30 PM**

**Case # 11-251-00367**

Night & Day Management t/a Fur Factory  
33 Patterson Street NE  
License #60626  
Retailer CN  
ANC 6C  
**Assault Inside of Establishment**

**Disposition: The Board referred the matter to OAG for a Show Cause Hearing. (4-0)**

**Show Cause Hearing**

**2:30 PM**

**Case # 11-CMP-00175**

Mimi & D, LLC t/a Mood  
1318 9th Street NW  
License #86037  
Retailer CT  
ANC 2F

**Violation of Voluntary Agreement (Noise)**

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

**Show Cause Hearing**

**3:30 PM**

**Case # 11-CMP-00109**

CSBT, Inc. t/a Town House Tavern Restaurant  
1637 R Street NW  
License #24682  
Retailer CR  
ANC 2B

**Failed to File Quarterly Statement**

**Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid by December 7, 2011. (4-0)**

**Show Cause Hearing**

**4:30 PM**

**Case # 11-CMP-00057**

Jo Jo Development Inc. t/a Jo Jo Restaurant & Bar  
1518 U Street NW  
License #60737  
Retailer CT  
ANC 2B

**Violation of Voluntary Agreement**

**Disposition: The Board rescheduled this matter for January 25, 2012 at 1:30 pm at the request of the parties. (4-0)**

Board's Calendar

Page -7- December 7, 2011

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

**NOTICE OF MEETING  
AGENDA**

**WEDNESDAY, DECEMBER 7, 2011 AT 1:00 PM  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Manager's Application for Patrick J. Colliton. \*\*  
*Decision: Approved, 4-0.*
2. Review of letter from Andrew Kline on behalf of Licensee requesting approval of an expansion of the premises to include seating for 49 patrons on the second floor. No pending violations. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 2E. *Los Cuates Restaurant*, 1564 Wisconsin Avenue NW Retailer CR, Lic.#: 79261. \*  
*Decision: Approved, 4-0.*
3. Review of Application for Safekeeping due to bankruptcy and foreclosure proceedings. No pending violations. No outstanding citations/fines. No Voluntary Agreement. ANC 5B. *Oxygen*, 2122 24 Place NE Retailer CT, Lic.#: 79778.  
*Decision: Approved, 4-0.*
4. Review of request for a Stipulated License and ANC 6A Letter of Support. No pending violations. No outstanding citations/fines. No Voluntary Agreement. ANC 6A. *Pho Bar and Grill*, 1360 H Street NE Retailer CR, Lic.#: 87813.  
*Decision: Approved, 4-0.*
5. Review of request for a Stipulated License and ANC 1A Letter of Support. No pending violations. No outstanding citations/fines. Voluntary Agreement pending ABC Board review. ANC 1A. *Maranon Café*, 3521 14 Street NW Retailer CR, Lic.#: 88264.  
*Decision: Approved, 4-0.*
6. Review of letter, dated November 28, 2011, from ANC 6B protesting Southeast Market on the basis of violations of local liquor laws and peace, order, and quiet. *Southeast Market*, 1500 Independence Avenue SE Retailer B, Lic.#: 76399.  
*Decision: ANC 6B will be given Great Weight.*
7. Review of letter, dated November 25, 2011, from ANC 7B protesting Safeway on the basis of cleanliness and order. *Safeway*, 2845 Alabama Avenue SE Retailer B, Lic.#: 60504.  
*Decision: ANC 7B will be given Great Weight.*



8. Review of letter, dated November 15, 2011, from ANC 5C supporting Engine Company 12's application for a CR license. **Engine Company 12**, 1626 North Capitol Street NW Retailer CR, Lic.#: 87123.  
**Decision: ANC 5C will be given Great Weight.**
9. Review of letter, dated November 22, 2011, from Andrew Kline withdrawing the request for a designated dance floor for Slaviya. **Slaviya**, 2424 18th Street NW Retailer CR, Lic.#: 83910.  
**Decision: FYI.**
10. Review of letter, dated November 21, 2011, from Lowell Thomas protesting Trader Joe's on the basis of violations of local liquor laws; pedestrian and vehicular safety; and the disruption of peace, order, and quiet. **Trader Joe's #653**, 2425 L Street NW Retailer B, Lic.#: 71278.  
**Decision: FYI.**
11. Review of letter, dated November 20, 2011, from ANC 2B supporting Board Room's application for a CT license. **Board Room**, 1737 Connecticut Avenue NW Retailer CT, Lic.#: 88106.  
**Decision: ANC 2B will be given Great Weight.**
12. Review of letter, dated November 20, 2011, from ANC 2B objecting to a stipulated license for Crown Liquors. **Crown Liquors**, 1325 Connecticut Avenue NW Retailer A, Lic.#: 88121.  
**Decision: FYI – Retailer's Class A are not eligible for Stipulated Licenses.**
13. Review of letter, dated November 9, 2011, from ANC 4C supporting 14th Mini-Market's Class B license renewal. **14th Mini Market**, 3904 14th Street NW Retailer B, Lic.#: 21260.  
**Decision: ANC 4C will be given Great Weight.**
14. Review of email, dated November 19, 2011, from D'Maz Lumukanda requesting a Motion for Reconsideration for the section of the Board Order that requires BCafé (aka Brookland Café) to keep the door connecting the restaurant and the hotel closed and locked at all times. **BCafé**, 3740 12th Street NE Retailer CR, Lic.#: 83121. \*  
**Decision: The Board will schedule a Motion Hearing, 3-1 (Jones).**
15. Review of letter, dated November 16, 2011, from ANC 6B protesting 7th and L Street Market on the basis of peace, order, quiet, and violations to the Voluntary Agreement. The letter was received past the petition deadline. **7th & L Street Market**, 700 L Street SE Retailer B, Lic.#: 60537.  
**Decision: ANC 6B will be given Great Weight.**
16. Review of letter, dated November 9, 2011, from ANC 4C protesting Royal Market on the basis of not being community oriented. **Royal Market**, 4600 14 Street NW Retailer B, Lic.#: 25561.  
**Decision: ANC 4C will be given Great Weight.**

17. Review of letter, dated November 9, 2011, from ANC 4C protesting Uneeda Market on the basis of not being community oriented. **Uneeda Market**, 4400 Georgia Avenue NW Retailer B, Lic.#: 60662.  
**Decision: ANC 4C will be given Great Weight.**
18. Review of letter, dated November 9, 2011, from ANC 4C supporting Mark's Market's Class B license renewal. **Mark's Market**, 3933 14th Street NW Retailer B, Lic.#: 82766.  
**Decision: ANC 4C will be given Great Weight.**
19. Review of letter, dated November 9, 2011, from ANC 4C supporting Bless 7 to 9's Class B license renewal. **Bless 7 to 9**, 434 Shepherd Street NW Retailer B, Lic.#: 75860.  
**Decision: ANC 4C will be given Great Weight.**
20. Review of letter, dated November 9, 2011, from ANC 4C supporting Gold Corner Market's Class B license renewal. **Gold Corner Market**, 5509 Colorado Avenue NW Retailer B, Lic.#: 25637.  
**Decision: ANC 4C will be given Great Weight.**
21. Review of letter, dated November 9, 2011, from ANC 4C supporting Shepherd Market's Class B license renewal. **Shepherd Market**, 1247 Shepherd Street NW Retailer B, Lic.#: 87466.  
**Decision: ANC 4C will be given Great Weight.**
22. Review of letter, dated November 9, 2011, from ANC 4C supporting Yes Organic Market's Class B license renewal. **Yes Organic Market**, 4100 Georgia Avenue NW Retailer B, Lic.#: 81925.  
**Decision: ANC 4C will be given Great Weight.**
23. Review of letter, dated November 9, 2011, from ANC 4C supporting Town & Country Market's Class B license renewal. **Town & Country Market**, 823 Upshur Street NW Retailer B, Lic.#: 60453.  
**Decision: ANC 4C will be given Great Weight.**
24. Review of letter, dated November 25, 2011, from ANC 6C protesting Meatballs on the basis of peace, order, and quiet. **Meatballs**, 624 E Street NW Retailer CR, Lic.#: 87909.  
**Decision: ANC 6C will be given Great Weight.**

25. Review of letter, dated November 23, 2011, from Emanuel Mpras requesting a one time exception of Board Order 2011-352 for Muse Nightclub and Lounge for December 31, 2011 through January 1, 2012. The Board order states, "The establishment shall cease playing music on the third floor at 11:00 pm, Sunday through Thursday, and at 12:00 am on Friday and Saturday." Mr. Mpras is requesting for an extension of the hours until 3:00 am. ***Muse Nightclub & Lounge***, 717 6th Street NW Retailer CN, Lic.#: 79224. \*
- Decision: Approved until 2 am, 3-1 (Jones).***
26. Review of letter, dated November 23, 2011, from Emanuel Mpras requesting an off-premise storage of records for Café Japone at 7784 Grace Church Lane, Lorton, VA 22079. ***Café Japone***, 2032 P Street NW Retailer CR, Lic.#: 10581.
- Decision: Denied because copies must be kept in the District, 4-0.***
27. Review of letter, dated November 20, 2011, from ANC 2F withdrawing their protest against The Pig upon the Board's approval of the Voluntary Agreement. ***The Pig***, 1423 P Street NW Retailer CR, Lic.#: 88060.
- Decision: ANC 2F will be given Great Weight.***
28. Review of Voluntary Agreement, dated October 12, 2011, between The Pig, ANC 2F, and four residents. ***The Pig***, 1423 P Street NW Retailer CR, Lic.#: 88060. \*
- Decision: Approved with modifications to Sections 2, 3, 4, 6, 7, 10, 13, and 14, 4-0.***
29. Review of letter, dated October 17, 2011, from ANC 3F protesting Whole Foods on the basis that the placard was not placed in a visible location and the request for a change of hours would violate the Voluntary Agreement. The letter did not arrive before the petition deadline. ***Whole Foods Market***, 4530 40 Street NW Retailer B, Lic.#: 76139. \*
- Decision: Re-placard with the correct hours in a conspicuous place (not on sliding doors), 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.**

**\*\* In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of 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. 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 7, 2011 AT 1:00 PM  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Change of Hours Application to change Sunday Hours of Alcoholic Beverage Sales/Service of Premises and to change Sunday Hours of Operation and Hours of Alcoholic Beverage Sales/Service of Sidewalk Cafe. *Current Sunday Hours of Alcoholic Beverage Sales/Service of Premises:* Sunday 10am-2am. *Proposed Sunday Hours of Alcoholic Beverage Sales/Service of Premises:* Sunday 8am-2am. *Current Sunday Hours of Operation and Hours of Alcoholic Beverage Sales/Service of Sidewalk Café:* Sunday 10am-2am. *Proposed Sunday Hours of Operation and Hours of Alcoholic Beverage Sales/Service of Sidewalk Café:* Sunday 8am-2am. No pending violations. No outstanding citations/fines. No Voluntary Agreement. ANC 2F *Hamilton Square Grill*, 600 14 Street NW Retailer CX, Lic.#: 86010.  
*Decision: Approved, 4-0.*
2. Review of letter, dated December 5, 2011, from Don Padou opposing BCafé's (aka Brookland Café) Motion for Reconsideration to keep the door between the restaurant and the hotel locked at all times. *BCafé*, 3740 12th Street NE Retailer CR, Lic.#: 83121. \*  
*Decision: The Board will schedule a Motion Hearing, 3-1 (Jones).*

**Under Section 406(3) of the Open Meetings Act, it was not practical to publish notice of these matters in the District of Columbia Register. However, the notice requirements of section 406 (1)-(2) were satisfied.**

**\* 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, DECEMBER 7, 2011  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

**On DECEMBER 7, 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-CC-00084 Cafe Ole, 4000 WISCONSIN AVE NW Retailer C Restaurant, License#: ABRA-025526

***Decision: Show Cause, 4-0.***

2. Case#11-CC-00085 S & R Liquors, 1800 I ST NW Retailer A Retail - Liquor Store, License#: ABRA-060716

***Decision: Show Cause, 4-0.***

3. Case#11-CMP-00348 Madam's Organ, 2461 18TH ST NW Retailer C Tavern, License#: ABRA-025273 (Previously published in the 10/5/11 DC Register)

***Decision: No Further Action, 4-0.***

4. Case#11-CMP-00392 Motor Yacht Celebrity, 1300 Maine AVE SW Retailer C Marine Vessel, License#: ABRA-084410 (Previously published in the 11/2/11 DC Register)

***Decision: Fact Finding, 4-0.***