

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, JUNE 22, 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-00016

2461 Corporation t/a Madam's Organ Restaurant & Bar

2461 18th Street NW

License #25273

Retailer CT

Termination of Voluntary Agreement

**Disposition: The Board dismissed the Protestants for failure to appear (ANC 1C and KCA).
Parties have 10 days to request reinstatement of Protest.**

Show Cause Hearing (Status)

9:30 AM

Case# 11-CMP-00064

The Caucus Room, LLC t/a The Caucus Room

401 9th Street NW

License #60160

Retailer CR

Failed to File Quarterly Statements

**Disposition: The Office of the Attorney General moved to dismiss the charges. The Board
granted the motion 5-0.**

Show Cause Hearing (Status)

9:30 AM

Case# 10-CMP-00760

Assefa Kidane t/a Manchester Bar and Restaurant
944 Florida Avenue NW
License #75377
Retailer CT

**Operated Beyond Approved Hours, Failed to Obtain Live Entertainment
Endorsement, Change of Trade Name Without Board Approval, Failed to
Notify Board of Change in Corporate Structure & Failed to Follow Board
Order**

**Disposition: The Board accepted an Offer in Compromise: \$3,750 fine payable within 120
days; 4 day suspension, 2 stayed and 2 served on 6/26/11 and 6/28/11.**

Show Cause Hearing (Status)

9:30 AM

Case# 11-CMP-00057

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

Violation of Voluntary Agreement

**Disposition: The Board set the matter for a Show Cause Hearing on July 20, 2011 at 11:00
am.**

Show Cause Hearing (Status)

9:30 AM

Case# 11-CMP-00072

Big Cheese, LLC t/a Comet Pizza
5037 Connecticut Avenue NW
License #74897
Retailer CR

Failed to File Quarterly Statements

**Disposition: The Board accepted an Offer in Compromise: \$1,500 fine
payable within 10 days. 4-1 vote (Board Member Jones)**

Show Cause Hearing (Status)

9:30 AM

Case# 11-251-00032

Barcode Corporation t/a Barcode
1101 17th Street NW
License #82039
Retailer CT

Used the Establishment for a Disorderly or Unlawful Purposes

Disposition: The Board granted a request for continuance on a 5-0 vote. Hearing is now set for June 29, 2011 at 9:30 am.

Show Cause Hearing (Status)

9:30 AM

Case #11-251-00064

Venues Indo Services, Inc. t/a Pan Mar Liquors
1926 I Street NW
License #60242
Retailer A

Sale to Minor & Failed To Take Steps Necessary To Ascertain Legal Drinking Age

Disposition: The Board rescheduled the hearing for July 6, 2011 at 9:30 am.

Show Cause Hearing (Status)

9:30 AM

Case #10-CMP-00708

Epicurean Experience Corp. t/a Epicurean Experience
1900 Tremont Street SE
License #81362
Caterer

Failed To Maintain Service of Alcohol As Incidental to the Preparation and Service of Food & Failed To Purchase Alcoholic Beverages from an Appropriate Retailer

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

Show Cause Hearing (Status)

9:30 AM

Case #11-CC-00013

Washington 009, LLC t/a McFadden's

2401 Pennsylvania Avenue NW

License #60591

Retailer CR

Sale to Minor & Failed To Require Production of Valid Identification

Disposition: The Board set the matter for a Show Cause Hearing for July 20, 2011 @ 10:00 am.

Show Cause Hearing (Status)

9:30 AM

Case #11-251-00063

Food and Fun Network, LLC t/a Slaviya

2424 18th Street NW

License #83910

Retailer CR

**Failed to Follow Security Plan & Allowed the Establishment To Be Used
For an Unlawful or Disorderly Purpose**

Disposition: The Board set the matter for a Show Cause Hearing for July 27, 2011 at 11:00 am.

Fact Finding Hearing

9:30 AM

L'Enfant Café & Bar *

2000 18th Street NW

License #60658

Retailer CR

**One Day Substantial Change Application (Bastille Day)
Expansion of Premises & Entertainment Endorsement
(dancing and cover charge)
Date of Event: July 14, 2011**

Disposition: The Board approved the Application Enforcement to monitor the event.

Fact Finding Hearing

10:00 AM

Case# 11-251-00089

Bee Hive, LLC, t/a Sticky Rice
1224 H Street NE
License #72783
Retailer CR

Altercation Between Security Staff and Patron

Disposition: The Board requested the Licensee to submit an updated Security Plan within 30 days. No Further Action.

Fact Finding Hearing

10:30 AM

Watson Deli, Inc. t/a S & J Liquors
1500 Massachusetts Avenue SE
License #9122
Retailer A

Application for Exception To Single Sales Restrictions

Disposition: The Board held a closed meeting under §405(b)(13) of the Open Meetings Act and will issue an Order within 60 days.

Show Cause Hearing

11:00 AM

Case# 10-251-00282 & 10-CMP-00540

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

No ABC Manager on Duty & Failed to Follow Security Plan

Disposition: The Office of the Attorney General moved to dismiss #10-251-00282. The Board granted the motion 5-0. The Board held a closed meeting under §405(b)(13) of the Open Meetings Act and will issue an Order within 90 days. (Board Member Nophlin recused.)

BOARD RECESS

BOARD'S ADMINISTRATIVE AGENDA
1:00 PM

Protest Hearing

1:00 PM

Case #11-PRO-00022 & 10-PRO-00146

Acott Ventures, LLC t/a Shadow Room

2131 K Street NW

License #75871

Retailer CN

Substantial Change (Summer Garden) & Renewal Application

Disposition: The Board held a closed meeting under §405(b)(13) of the Open Meetings Act and will issue an Order within 90 days.

Protest Hearing

4:00 PM

Case# 11-PRO-00013

MZI Trading LLC t/a Capitol Food Mart

1634 North Capitol Street NW

License #86246

Retailer B

New Application

Disposition: The Board rescheduled the Protest Hearing to July 7, 2011 at 9:30 am.

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

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

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, JUNE 22, 2011 at 1:00 P.M.
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Letter from Michael Fonseca, Esq., on behalf of Licensee, requesting a change in the Hours of Alcohol Service. ***Current Hours of Alcohol Service:*** Monday through Sunday 5:30pm to 10:30pm. ***Proposed Hours of Alcohol Service:*** Monday through Sunday 10:00am to 12:00am. No outstanding fines or pending violations. No Voluntary Agreement.*
Washington Courtyard By Marriott, 1900 Connecticut Ave NW Retailer CH, Lic.#: 17144.
Decision: Approved 5-0
2. Letter from Michael Fonseca, Esq., on behalf of Licensee, requesting review of an amendment to the Licensee's Entertainment Endorsement to include cover charge. No outstanding fines or pending violations. No Voluntary Agreement. ***Omega***, 2123 Twining Court NW Retailer CT, Lic.#: 909.
Decision: Approved 5-0
3. Review of Entertainment Endorsement Application to include DJ and dancing. ***Hours of Operation:*** Sunday through Wednesday 10:00am to 12:30am, and Thursday through Saturday 10:00am to 1:00am. ***Hours of Alcohol Service:*** Sunday through Wednesday 10:00am to 12:30am, and Thursday through Saturday 10:00am to 1:00am. ***Hours of Live Entertainment:*** Sunday through Wednesday 6:00pm to 12:30am, and Thursday through Saturday 6:00pm to 1:00am. There is a conflicting Voluntary Agreement with ANC 2E and CAG. No outstanding fines. Pending violations.* ***Rugby Café***, 1065 Wisconsin Ave NW Retailer CR, Lic.#: 75703.
Decision: Denied, the request is prohibited by the Voluntary Agreement. 5-0
4. Review of Summer Garden Application for 14 seats. ***Hours of Operation:*** Sunday through Thursday 11:00am to 2:00am, Friday and Saturday 11:00am to 3:00am. ***Hours of Alcoholic Beverage Service Hours:*** Sunday through Thursday 11:00am to 2:00am, Friday and Saturday 11:00am to 3:00am. Pending Show Cause matter. No Voluntary Agreement.*
Stadium Club, 2127 Queens Chapel Road, NE, Retailer's Class "CN" License #082005, ANC 5B. ***Stadium***, 2127 Queens Chapel Road NE Retailer CN, Lic.#: 82005.
Decision: Placard 5-0
5. Review of Motion for ANC 1C to Protest Application of Class CT License by Capital City Brewing Company. ***Capital City Brewing Company***, 1100 New York Ave NW Retailer CT, Lic.#: 16838.
Decision: ANC 1C will be given great weight.

6. Review of letter, dated June 8, 2011, from ANC 2B supporting Local 16's application for a new sidewalk café with 20 seats. **Local 16**, 1602 U Street NW Retailer CR, Lic.#: 60467.
Decision: ANC 2B will be given great weight.
7. Review of letter, dated June 7, 2011, from Farees Salim, on behalf of Chi Cha Lounge, requesting reinstatement of its Petition to Terminate its Voluntary Agreement.* **Chi-Cha Lounge**, 1624 U Street NW Retailer CT, Lic.#: 26519.
Decision: Approved 5-0
8. Review of letter, dated June 7, 2011, from Andrew Kline, on behalf of 19th/Skye, regarding the Show Cause Hearing held on May 11, 2011.* **19th**, 1919 Pennsylvania Ave NW Retailer CR, Lic.#: 78475.
Decision: Refer to Legal 5-0
9. Review of letter, dated June 10, 2011, from Assistant Attorney General Walter Adams, responding to 19th/Skye's letter regarding the Show Cause Hearing held on May 11, 2011.* **19th**, 1919 Pennsylvania Ave NW Retailer CR, Lic.#: 78475.
Decision: Refer to Legal 5-0
10. Review of Second Amendment to Voluntary Agreement, dated May 11, 2011, between Current Sushi and ANC 2B.* **Current Sushi**, 1215 Connecticut Ave NW Retailer CR, Lic.#: 77883.
Decision: Approved 5-0
11. Review of Voluntary Agreement, dated January 12, 2011, between Lou's Bar and Grill and ANC 1A.* **Lou's Bar and Grill**, 1400 Irving Street NW Retailer CT, Lic.#: 86419.
Decision: Approved with modification of Section I. 5-0
12. Review of Voluntary Agreement, dated January 31, 2011, between Smith Point, ANC 2E, and CAG.* **Smith Point**, 1338 Wisconsin Ave NW Retailer CR, Lic.#: 60131.
Decision: Approved 5-0
13. Review of First Amendment to Voluntary Agreement, dated May 4, 2011, between Bistro 18, ANC 1C, and KCA.* **Bistro 18**, 2420 18th Street NW Retailer CR, Lic.#: 86876.
Decision: Postponed until appropriate applications submitted.
14. Review and approval of Protest Order for Twelve Restaurant and Lounge. **Twelve Restaurant and Lounge**, 1123 H Street NE Retailer CT, Lic.#: 76366.
Decision: Approved 5-0
15. Review and approval of Protest Order for Club AKA 555 (as previously published in the DC Register on 6/10/11). **Club AKA 555**, 2046 West Virginia Ave NE Retailer CN, Lic.#: 84241.
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**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, JUNE 22, 2011
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On June 22, 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#11-251-00163 The Park Place at 14th, 920 14TH ST NW Retailer C Nightclub,
License#: ABRA-075548

Decision: No Further Action

2. Case#11-251-00188 Heritage India Brassiere & Lounge, 1337 CONNECTICUT AVE NW
Retailer C Restaurant, License#: ABRA-075074

Decision: Show Cause

3. Case#11-CMP-00198 Kovaks Liquors, 1237 MOUNT OLIVET RD NE Retailer A Retail -
Liquor Store, License#: ABRA-076573

Decision: Show Cause

4. Case#11-251-00189 Chadwick's Friendship Heights, 5247 WISCONSIN AVE NW 000C1
Retailer C Tavern, License#: ABRA-025546

Decision: No Further Action

5. Case#11-251-00142 The Fab Lounge, 1805 CONNECTICUT AVE NW B Retailer C Tavern,
License#: ABRA-070719

Decision: No Further Action

6. Case#11-CC-00025 Liff's Market, 600 ALABAMA AVE SE Retailer B Retail - Grocery,
License#: ABRA-072164

Decision: Sale to Minor Warning Letter

7. Case#11-CC-00026 St Gregory Hotel & Suites, 2033 M ST NW Retailer C Hotel, License#:
ABRA-060087

Decision: Staff Settlement

8. Case#11-251-00131 Third Edition/The Taqueria, 1218 WISCONSIN AVE NW Retailer C Tavern, License#: ABRA-000604

Decision: No Further Action

9. Case#11-251-00171 Hawk 'N Dove, 329 PENNSYLVANIA AVE SE Retailer C Tavern, License#: ABRA-000964

Decision: Show Cause

10. Case#11-251-00184 Hawk 'N Dove, 329 PENNSYLVANIA AVE SE Retailer C Tavern, License#: ABRA-000964

Decision: No Further Action

11. Case#11-CC-00024 El Gavilan Grocery, 1646 COLUMBIA RD NW Retailer B Retail - Grocery, License#: ABRA-080635

Decision: Sale to Minor Warning Letter

12. Case#11-251-00176 Cities, 919 19th ST NW Retailer C Restaurant, License#: ABRA-081961

Decision: No Further Action

13. Case#11-PRO-00001 Pacifico, 514 8TH ST SE Retailer C Restaurant, License#: ABRA-086033

Decision: For Your Information

14. Case#11-CMP-00215 The Cajun Experience DC, 1825 18TH ST NW Retailer C Restaurant, License#: ABRA-086193

Decision: Staff Settlement

15. Case#11-PRO-00022 Shadow Room, 2131 K ST NW Retailer C Nightclub, License#: ABRA-075871

Decision: For Your Information

16. Case#11-251-00202 Fur Factory, 33 PATTERSON ST NE Retailer C Nightclub, License#: ABRA-060626

Decision: Fact Finding