

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, SEPTEMBER 28, 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

Show Cause Hearing (Status)

9:30 AM

Case #11-CMP-00108

Peacock Café, Inc. t/a Peacock Café

3251 Prospect Street NW

License #25832

Retailer CR

Failed To Timely File Quarterly Statements

**Disposition: The ABC Board accepted an Offer In Compromise: \$2,000 fine payable by
October 14, 2011. (4-0)**

Fact Finding Hearing

9:30 AM

David S. Chung

1100 Pennsylvania NW

Temporary License Application

Location: Old Post Office Pavilion

Date of Event: October 29, 2011

Disposition: The ABC Board approved the Application. (4-0)

Fact Finding Hearing

9:30 AM

Hard Rock Café International (STP), Inc. t/a Hard Rock Café
999 E Street NW
License #14130
Retailer CR

One Day Substantial Change Application

Date of Event: October 11, 2011

(Hearing Rescheduled to October 5, 2011 at 9:30)

Disposition: The ABC Board continued the Hearing to October 5, 2011 at 9:30 a.m.

Fact Finding Hearing

10:00 AM

Case #11-251-00221

Philbert Properties, Levy Group LTD t/a Old Glory
3139 M Street NW
License #76435
Retailer CR

Felony Assault Inside of the Establishment

Disposition: The ABC Board took no further action.

Fact Finding Hearing

10:30 AM

Case #11-251-00179

Marleny's Restaurant, Inc. t/a Marleny's Restaurant and Carryout
3201 Mount Pleasant Street NW
License #77454
Retailer CR

Patron Fight Inside of the Establishment

Disposition: The ABC Board took no further action.

Protest Hearing

11:00 AM

Case #10-PRO-00181

Café Eagle, LLC t/a Café Eagle
1414 9th Street NW
License #85990
Retailer CT
New Application

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

BOARD RECESS

**ADMINISTRATIVE AGENDA
1:00 PM**

Remand Hearing

1:30 PM

Case #10-PRO-00003

Panutat, LLC t/a Sanctuary 21
2131 K Street NW
License #83267
Retailer CN
New Application

Disposition: The ABC 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 #10-PRO-00178

Green Island Heaven and Hell, Inc. t/a Green Island Café/Heaven and Hell
2327 18th Street NW
License #74503
Retailer CT

**Termination of Voluntary Agreement
(Cancelled: Voluntary Agreement Submitted for Board Approval)**

Disposition: The Parties will be submitting a Voluntary Agreement. The ABC Board cancelled the Protest Hearing.

Fact Finding Hearing

4:00 PM

Case #11-251-00201

1716 I, LLC t/a Eye Bar/Garden of Eden
1716 I Street NW
License #83133
Retailer CT

**Simple Assault Inside of the Establishment on 6/5/11 & Violation of
Security Plan**

Disposition: The ABC Board sent the matter to the Office of the Attorney General for Show Cause. (3-2, Alberti & Nophlin)

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

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, SEPTEMBER 28, 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 Operation and Hours of Alcoholic Beverage Sales/Service. ***Current Hours of Operation:*** Monday through Thursday 7am-9pm, Friday and Saturday 7am-10pm, Sunday 8am-10pm. ***Current Hours of Alcoholic Beverage Sales/Service:*** Monday through Thursday 9am-9pm, Friday through Sunday 9am-10pm. ***Proposed Hours of Operation:*** Monday through Saturday 7am-12am, Sunday 8am-12am. ***Proposed Hours of Alcoholic Beverage Sales/Service:*** Monday through Sunday 9am-12am. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 1C. ***Casa Lebrato***, 1733 Columbia Road NW Retailer B, Lic.#: 80584.
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 closed, Tuesday through Saturday 6:30pm-10pm, Sunday closed. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Monday closed, Tuesday through Thursday 6:00pm-12:30am, Friday & Saturday 5:30pm-1:00am, Sunday closed. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 1C. ***Pasta Mia***, 1790 Columbia Road NW Retailer CR, Lic.#: 17452.*
Decision: Approved 5-0.
3. Review of letter from Sabine Berg requesting approval of an Off-Site Storage Permit to store alcoholic beverages at storage facility located at 175 R Street, NW.
Decision: Denied 5-0.
4. Review of letter from Applicant Michael Macrina requesting approval of a reduction in fee to a non-profit rate of \$150 for a Temporary License Application for an event on October 14, 2011.
Decision: Approved 5-0.
5. Review of letter, dated September 19, 2011, from ANC 1B supporting Naty Hokah Bar's application for a new Retailer's Class CR License. ***Naty Hokah Bar***, 2839 Georgia Ave NW Retailer CT, Lic.#: 87508.
Decision: ANC 1B will be given great weight.

6. Review of letter, dated September 19, 2011, from ANC 6C supporting The Big Board's application for a new Retailer's Class CR License. **The Big Board**, 421 H Street NE Retailer CT, Lic.#: 87398.
Decision: ANC 6C will be given great weight.
7. Review of second request for an Advisory Opinion regarding contracts between manufacturers and wholesalers. The Board declined to issue an Advisory Opinion originally requested by Paul Pascal on January 3, 2011.
Decision: Postponed until 10/5/11.
8. Review of Motion to Terminate Voluntary Agreement between Chi Cha Lounge and L. Owen Taggart and Preston A. Reed, Jr. The protest in this matter was dismissed by the Board on August 10, 2011 and no Motion for Reconsideration has been filed by the sole Protestant in this matter. **Chi-Cha Lounge**, 1624 U Street NW Retailer CT, Lic.#: 26519.*
Decision: Approved 5-0.
9. Review of Voluntary Agreement, dated September 14, 2011, between Penthouse Bar, ANC 2B, Smith Protestants, and Mueller Protestants. **Penthouse Bar**, 1612 U Street NW Retailer CT, Lic.#: 86789.*
Decision: Postponed until 10/5/11.
10. Review of Voluntary Agreement, dated September 13, 2011, between Boxcar and ANC 6B. **Boxcar**, 224 7th Street SE Retailer CR, Lic.#: 87549.*
Decision: Postponed until 10/5/11.
11. Review of Voluntary Agreement, dated September 13, 2011, between Zest Bistro and ANC 6B. **Zest Bistro**, 735 8th Street SE Retailer CR, Lic.#: 82432.*
Decision: Postponed until 10/5/11.
12. Review of Replacement Voluntary Agreement, dated September 7, 2011, between Rendezvous Lounge, ANC 1C, and KCA. **Rendezvous Lounge**, 2226 18th Street NW Retailer CR, Lic.#: 14272.*
Decision: Postponed until 10/5/11.
13. Review and approval of Show Cause Order for One Lounge. **One Lounge**, 1606 20th Street NW Retailer CR, Lic.#: 83468.
Decision: Postponed until 10/5/11.
14. Review and approval of Protest Order for Marrakesh Palace Pasha Lounge. **Marrakesh Palace Pasha Lounge**, 2147 P Street NW Retailer CT, Lic.#: 60695.
Decision: Approved 5-0.

15. Review and approval of Advisory Opinion regarding a nude dancing establishment at 1356 Okie Street NE.

Decision: Previously approved on 09/21/11.

*** 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, SEPTEMBER 28, 2011
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On SEPTEMBER 28, 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#11-251-00264 The Park Place at 14th, 920 14TH ST NW Retailer C Nightclub,
License#: ABRA-075548

Decision: Show Cause - 25-781(intoxicated)

2. Case#11-CMP-00340 The Meeting Place, 1100 17TH ST NW Retailer C Restaurant,
License#: ABRA-074661

Decision: Show Cause

3. Case#11-251-00266 Mio Restaurant, 1110 VERMONT AVE NW Retailer C Restaurant,
License#: ABRA-076072

Decision: Show Cause

4. Case#11-CMP-00353 Mio Restaurant, 1110 VERMONT AVE NW Retailer C Restaurant,
License#: ABRA-076072

Decision: Show Cause

5. Case#11-251-00241 Twelve Restaurant & Lounge, 1123 - 1125 H ST NE Retailer C Tavern,
License#: ABRA-076366

Decision: Show Cause

6. Case#11-251-00251 Ibiza, 1222 1ST ST NE Retailer C Nightclub, License#: ABRA-074456

Decision: Fact Finding

7. Case#11-251-00277 Cobalt/ 30 Degrees/Level One, 1639 R ST NW Retailer C Tavern,
License#: ABRA-071833

Decision: No Further Action

8. Case#11-251-00249 Kitchen 2404, 2404 WISCONSIN AVE NW Retailer C Restaurant,
License#: ABRA-077247

Decision: No Further Action

9. Case#11-251-00259 Asylum, 2471 18TH ST NW Retailer C Tavern, License#: ABRA-025101

Decision: No Further Action

10. Case#11-CMP-00218 Dukem Ethio Market & Restaurant, 1114 - 1118 U ST NW Retailer C Restaurant, License#: ABRA-072469

Decision: Show Cause

11. Case#11-CMP-00334 Sunset Liquors, 1627 1ST ST NW Retailer A Retail - Liquor Store, License#: ABRA-060657

Decision: Show Cause

12. Case#11-CMP-00336 Sunset Liquors, 1627 1ST ST NW Retailer A Retail - Liquor Store, License#: ABRA-060657

Decision: Show Cause

13. Case#11-CMP-00308 Carolina Palace, 3700 14TH ST NW Retailer C Restaurant, License#: ABRA-021055

Decision: Show Cause

14. Case#11-251-00258 Carolina Palace, 3700 14TH ST NW Retailer C Restaurant, License#: ABRA-021055

Decision: No Further Action

15. Case#11-AUD-00005 Local 16, 1600 U ST NW Retailer C Restaurant, License#: ABRA-060467

Decision: Show Cause

16. Case#11-CMP-00184 Omega, 2123 TWINING CT NW Retailer C Tavern, License#: ABRA-000909

Decision: No Further Action

17. Case#11-251-00270 Public Bar, 1214 A 18TH ST NW Retailer C Tavern, License#: ABRA-081238

Decision: Show Cause

18. Case#11-251-00273 George, 3251 PROSPECT ST NW CS-1 Retailer C Restaurant, License#: ABRA-078058

Decision: Fact Finding

19. Case#11-CMP-00301 Khan's, 1125 H ST NE Retailer C Restaurant, License#: ABRA-084082

Decision: Show Cause

20. Case#11-CMP-00220 Mandu, 453 K ST NW Retailer C Restaurant, License#: ABRA-085084

Decision: Show Cause

21. Case#10-PRO-00181 Cafe Eagle, 1414 9th ST NW Retailer C Tavern, License#: ABRA-085990

Decision: For Your Information

22. Case#11-CMP-00354 Mood, 1318 9TH ST NW Retailer C Tavern, License#: ABRA-086037

Decision: Show Cause

23. Case#11-CMP-00327 Club Timehri, 2439 18TH ST NW Retailer C Tavern, License ABRA-077730

Decision: Show Cause