

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, MARCH 7, 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**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00179

Island Café, Inc., t/a Island Café

829 Upshur Street NW

License #60578

Retailer CT

ANC 4C

Failed to Maintain Books and Records, Violation of Voluntary Agreement

**Disposition: Licensee failed to appear. The Board scheduled the Show
Cause Hearing on April 18, 2012 at 3:30 pm.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00429

Big River Breweries Ltd., t/a Gordon Biersch Brewery Restaurant

900 F Street NW

License #60326

Retailer CR

ANC 2C

Failed to File Quarterly Statements

**Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid
by March 14, 2012, 5-0.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00464

Adams Morgan Spaghetti, Inc., t/a Spaghetti Garden Brass Monkey Peyote
Roxanne
2317 18th Street NW
License #10284
Retailer CR
ANC 1C

Violation of Voluntary Agreement

Disposition: The Board accepted an Offer in Compromise: \$1,000 to be paid within 30 days, 5-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00391

Susan Gage Caterers, Inc., t/a Susan Gage Caterers
7411 Livingston Road
License #73715
Retailer Caterer

No ABC Manager on Duty, Failed to Post Pregnancy Sign, Failed to Post Notice of Legal Drinking Age

Disposition: The Board accepted an Offer in Compromise: \$1,100 to be paid on March 7, 2012, 5-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00463

S & W D.C. LLC, t/a Smith & Wollensky
1112 19th Street NW
License #60001
Retailer CR
ANC 2B

Failed to File Quarterly Statements

Disposition: Licensee failed to appear. The Board scheduled the Show Cause Hearing on April 18, 2012 at 11:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00456

Black's 14th Street, N.W., t/a Pearl Dive Oyster Palace/Black Jack

1612 14th Street NW

License #85382

Retailer CR

ANC 2F

**Failed to Obtain an Entertainment Endorsement, Substantial Change
(Sidewalk Café)**

**Disposition: The Board accepted an Offer in Compromise: \$1,500 to be
paid on March 7, 2012; Dismissal of Charge I (Entertainment
Endorsement), 5-0.**

Show Cause Hearing (Status)

9:30 AM

Case # 11-251-00311

1819 14th Ventures, LLC, t/a El Centro D.F.

1819 14th Street NW

License #84847

Retailer CT

ANC 1B

**Sale To Minor, Failed to Take Steps Necessary to Ascertain Legal
Drinking Age, No ABC Manager on Duty**

**Disposition: The Board accepted an Offer in Compromise: Sale to Minor
Warning Letter; Dismissal of Charge II; \$500 to be paid by March 14,
2012, 5-0.**

Board's Calendar
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Show Cause Hearing

10:00 AM

Case # 11-CC-00041
Carolina Deli and Beverage
3429 14th Street NW
License #73897
Retailer B
ANC 1A
Sale to Minor

Disposition: The Board accepted an Offer in Compromise: Dismissal of Charge I; Amend notice to violation of 25-783(b) instead of 25-785; \$2,000 to be paid within 90 days; 10 days of suspension and 4 days of suspension triggered from Case No. 10-CC-00112 to be served on March 12, 2012 through March 26, 2012; and TIPS training, 5-0.

Fact Finding Hearing

11:00 AM

Case # 11-251-00331
Café Dupont, LLC, t/a Café Citron
1343 Connecticut Ave NW
License #60138
Retailer CR
ANC 2B
Simple Assault Inside of the Establishment

Disposition: No Further Action, 5-0.

Fact Finding Hearing

11:30 AM

U Street Theatre Foundation, Inc., t/a Lincoln Theatre
1215 U Street NW
License #60044
Retailer CX
ANC 1B
Status of Transfer of License

Disposition: The Licensee may proceed with the transfer application.

BOARD RECESS AT 12:00 PM

ADMINISTRATIVE AGENDA

1:00 PM

Fact Finding Hearing

1:30 PM

Case # 11-CMP-00457 & # 11-CMP-00371

Sami Restaurant, LLC, Bistro 18

2420 18th Street NW

License #86876

Retailer CR

ANC 1C

No ABC Manager on Duty, Substantial Change (Sidewalk Café), Trade Name Change, Transfer of Ownership Without Board Approval, Operating After Hours

Disposition: The Board voted to send this matter to Show Cause, 5-0.

Fact Finding Hearing (Contested)

3:30 PM

Colin Unlimited, LLC, t/a Saki

2477 18th Street NW

License #81909

Retailer CT

ANC 1C

Review of Motion for Reconsideration, Substantial Change (Expansion of Premises)

Disposition: The Board rescheduled this matter for April 11, 2012 at 10:00 am.

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

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, MARCH 7, 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 Hours of Operation, Sales/Consumption and Entertainment. ***Current Hours of Operation:*** Sunday through Thursday 7am-2am, Friday and Saturday 7am-2:30am. ***Current Hours of Sales/Consumption and Entertainment:*** Sunday 10am-2am, Monday through Thursday 8am-2am, Friday and Saturday 8am-2:30am. ***Proposed Hours of Operation:*** Sunday through Thursday 7am-2am, Friday and Saturday 7am-3am. ***Proposed Hours of Sales/Consumption and Entertainment:*** Sunday 10am-2am, Monday through Thursday 8am-2am, Friday and Saturday 8am-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 1D. ***Don Jaime***, 3209 Mt. Pleasant Street NW Retailer CR, Lic.#: 21925.*
Decision: Approved, 5-0.
2. Review of letter from Licensee requesting termination of two Voluntary Agreements. No pending investigative matters. No outstanding citations/fines. ANC 3G. ***Magruder's***, 5618 Connecticut Avenue NW Retailer A, Lic.#: 67.*
Decision: Placard, 5-0.
3. Review of Change of Hours Application to change Premises Hours of Operation and Hours of Sales/Consumption and Sidewalk Café Hours of Operation and Hours of Sales/Consumption. ***Current Premises Hours of Operation and Hours of Sales/Consumption:*** Sunday 11am-12am, Monday through Saturday 11am-1am. ***Current Sidewalk Café Hours of Operation and Hours of Sales/Consumption:*** Sunday 11am-10pm, Monday through Saturday 11am-11pm. ***Proposed Premises Hours of Operation and Hours of Sales/Consumption:*** Sunday 11am-12am, Monday through Thursday 11am-1am, Friday and Saturday 11am-3am. ***Proposed Sidewalk Café Hours of Operation and Hours of Sales/Consumption:*** Sunday through Tuesday 11am-11pm, Wednesday through Thursday 11am-12am, Friday and Saturday 11am-1am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2B. ***Levante's***, 1320 19th Street NW Retailer CR, Lic.#: 26391.*
Decision: Placard, 5-0.
4. Review of Change of Hours Application to change Hours of Operation, Hours of Sales/Consumption and Hours of Entertainment. ***Current Hours of Operation:*** Sunday 12pm-1am, Monday through Friday 11am-2am, Saturday 11am-3:30am. ***Current Hours of Sales/Consumption:*** Sunday 12pm-1am, Monday through Thursday 11am-1:30am, Friday 11am-2am, and Saturday 11am-3am. ***Current Hours of Entertainment:*** Sunday 7pm-1am,

Monday 7pm-1:30am, Tuesday through Friday 7:30pm-1:30am, Saturday 8pm-2am.

Proposed Hours of Operation: Sunday 12pm-1am, Monday through Thursday 11am-2am, Friday and Saturday 11am-3:30am. **Proposed Hours of Sales/Consumption:** Sunday 12pm-1am, Monday through Thursday 11am-1:30am, Friday and Saturday 11am-3am. **Proposed Hours of Entertainment:** Sunday 12pm-1am, Monday through Thursday 6pm-1:30am, Friday 6pm-3am, and Saturday 12pm-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2B. **The Meeting Place**, 1100 17th Street NW Retailer CR, Lic.#: 74661.*

Decision: Approved, 5-0.

5. Review of Change of Hours Application to add Sunday Hours of Operation and Sunday Hours of Sales/Service. **Current Sunday Hours of Operation and Sunday Hours of Sales/Service:** Closed. **Proposed Sunday Hours of Operation:** Sunday 8am-8pm. **Proposed Sunday Hours of Sales/Service:** Sunday 9am-8pm. No pending investigative matters. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 8A. **Nam's Market**, 1327 W Street SE Retailer B, Lic.#: 87641.*

Decision: Approved, 5-0.

6. Review of letter from Stephen O'Brien on behalf of applicant requesting approval of a Temporary Operating Retail Permit until the license transfer application is approved. ANC 2B. **Hotel Palomar**, 2121 P Street NW Retailer CH, Lic.#: 71829.

Decision: Approved, 5-0.

7. Review of Change of Hours Application to change Hours of Operation and Hours of Sales/Consumption. **Current Hours of Operation:** Sunday 8am-2am, Monday through Saturday 11am-2am. **Current Hours of Sales/Consumption:** Sunday 10am-1:30am, Monday through Saturday 11am-1:30am. **Proposed Hours of Operation:** Sunday 8am-2am, Monday through Wednesday 11am-2am, Thursday 11am-2:30am, Friday and Saturday 11am-4am. **Proposed Hours of Alcoholic Beverage Sales/Consumption:** Sunday through Wednesday 11am-1:30am, Thursday 11am-2am, Friday and Saturday 11am-3am. Pending fine and Show Cause Hearings. First Amendment to Voluntary Agreement (pending Board Order). Conflict with First Amendment to Voluntary Agreement. ANC 1C. **Bistro 18**, 2420 18th Street NW Retailer CR, Lic.#: 86876.*

Decision: Denied, 5-0.

8. Review of Change of Hours Application to change Hours of Operation and Hours of Sales/Service. **Current Hours of Operation and Hours of Sales/Service:** Sunday through Thursday 9am-9pm, Friday and Saturday 9am-10pm. **Proposed Hours of Operation and Hours of Sales/Service:** Sunday through Thursday 10m-10pm, Friday and Saturday 10am-11pm. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 4C. **JB Liquors**, 3914 14th Street NW Retailer A, Lic.#: 84240.*

Decision: Approved, 5-0.

9. Review of Change of Hours Application to change Premises Hours of Operation and Hours of Sales/Consumption, Hours of Entertainment and Sidewalk Café Hours of Operation and Hours of Sales/Consumption. ***Current Premises Hours of Operation and Hours of Sales/Consumption:*** Sunday through Thursday 11:30am-2am, Friday 11:30-3am, and Saturday 4pm-3am. ***Current Hours of Entertainment:*** Sunday through Thursday 6pm-2am, Friday and Saturday 6pm-3am. ***Current Sidewalk Café Hours of Operation and Hours of Sales/Consumption:*** Saturday and Sunday 12pm-1:30am, Monday through Friday 11:30am-2am. ***Proposed Premises Hours of Operation and Hours of Sales/Consumption:*** Sunday through Thursday 8am-2am, Friday and Saturday 8am-3am. ***Proposed Hours of Entertainment:*** Sunday through Thursday 11am-2am, Friday and Saturday 11am-3am. ***Proposed Sidewalk Café Hours of Operation and Hours of Sales/Consumption:*** Sunday through Thursday 8am-2am, Friday and Saturday 8am-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2B. ***Cities***, 919 19th Street NW Retailer CR, Lic.#: 86319.*
Decision: Approved, 5-0.
10. Review of Change of Hours Application to change Hours of Operation and Hours of Sales. ***Current Hours of Operation and Hours of Sales:*** Sunday closed, Monday through Saturday 9am-8pm. ***Proposed Hours of Operation and Hours of Sales:*** Sunday closed, Monday through Saturday 9am-10pm. Pending investigative matter. No outstanding citations/fines. No voluntary agreement. ANC 7C. ***Uncle Lee's Seafood***, 1102 Eastern Avenue NE Retailer A, Lic.#: 85918.*
Decision: Approved, 5-0.
11. Review of letter from Licensee requesting reinstatement of cancelled license. ANC 1C. ***Dorchester Market***, 2480 16th Street NW Retailer B, Lic.#: 24861.
Decision: Approved upon payment of all outstanding fees, 5-0.
12. Review of letter, dated February 24, 2012, from Paul Pascal requesting permission to provide pipe cleaning services for Premium Distributors of WDC, LLC's products. The service costs less than \$50.00 in most circumstances.
Decision: Approved, 5-0.
13. Review of correspondence, dated February 23, 2012, from Andrew Kline requesting review of a report from the applicant's sound engineer. ***To Be Determined***, 3313 11th Street NW Retailer CR, Lic.#: 85471.*
Decision: Postponed until March 14, 2012.
14. Review of letter, dated February 10, 2012, regarding the January 18, 2012 Summary Suspension Board Order for Mood Lounge. ***Mood***, 1318 9th Street NW Retailer CT, Lic.#: 86037.*
Decision: Denied, 5-0.

15. Review of Joint Motion to Continue Show Cause Hearing, submitted on February 21, 2012, from Andrew Kline. ***Rumors Restaurant***, 1900 M Street NW Retailer CN, Lic.#: 71717.*
Decision: Approved, 5-0. Rescheduled for June 13, 2012 at 10:00 am.
16. Review of Voluntary Agreement, dated February 20, 2012, between Café Sorriso and a Group of Five or More Individuals. ***Café Sorriso***, 2311 Calvert Street NW Retailer CR, Lic.#: 88262.*
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.**

**** 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
INVESTIGATIVE AGENDA**

**WEDNESDAY, MARCH 7, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On MARCH 7, 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#11-251-00409 Green Island Cafe/Heaven & Hell (The), 2327 18TH ST NW Retailer C Tavern, License#: ABRA-074503

Decision: No Further Action.

2. Case#11-251-00360 Twelve Restaurant & Lounge, 1123 - 1125 H ST NE Retailer C Tavern, License#: ABRA-076366

Decision: No Further Action.

3. Case#12-251-00059 Ibiza, 1222 1ST ST NE Retailer C Nightclub, License#: ABRA-074456

Decision: Staff Settlement.

4. Case#12-CMP-00063 Napoleon, 1847 COLUMBIA RD NW Retailer C Restaurant, License#: ABRA-075836

Decision: Show Cause.

5. Case#12-251-00003 Midtown, 1219 CONNECTICUT AVE NW Retailer C Nightclub, License#: ABRA-072087

Decision: No Further Action.

6. Case#12-CC-00018 Brown Street Market, 3320 BROWN ST NW Retailer B Retail - Grocery, License#: ABRA-078181

Decision: Sale to Minor Warning Letter; Staff Settlement.

7. Case#12-CMP-00057 Marshall's, 2524 L ST NW Retailer C Tavern, License#: ABRA-023505

Decision: Show Cause.

8. Case#12-CC-00020 Fiesta Restaurant and Lounge, 1327 Connecticut AVE NW Retailer C Restaurant, License#: ABRA-000882

Decision: Sale to Minor Warning Letter.

9. Case#12-251-00014 "I" The Indian Experience, 1050 17TH ST NW B Retailer C Restaurant, License#: ABRA-014073

Decision: No Further Action.

10. Case#11-251-00372 Sesto Senso/ Andalu/Spot/Lupe/M I A, 1214 18TH ST NW Retailer C Tavern, License#: ABRA-081092

Decision: Show Cause.

11. Case#11-CMP-00563 Buddha Bar, 455 MASSACHUSETTS AVE NW Retailer C Restaurant, License#: ABRA-081339

Decision: Fact Finding.

12. Case#12-251-00033 Shashemene Ethiopian Restaurant, 1909 9TH ST NW Retailer C Restaurant, License#: ABRA-078697

Decision: No Further Action.

13. Case#12-251-00061 Bar 7, 1015 1/2 7TH ST NW Retailer C Tavern, License#: ABRA-082350

Decision: No Further Action.

14. Case#12-CC-00019 ROGUE STATES, 1300 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-083378

Decision: Staff Settlement.

15. Case#11-251-00357 Sign of the Whale, 1825 M ST NW Retailer C Tavern, License#: ABRA-085120

Decision: No Further Action.

16. Case#12-CMP-00065 G Spot Tavern, 5413 Georgia AVE NW Retailer C Tavern, License#: ABRA-085208

Decision: Staff Settlement.

17. Case#12-CMP-00062 Montana Liquors, 1801 Montana AVE NE Retailer A Retail - Liquor Store, License#: ABRA-085906

Decision: Show Cause; Refer to OAG Criminal Division.

18. Case#12-251-00032 Mood, 1318 9TH ST NW Retailer C Tavern, License#: ABRA-086037
Decision: Staff Settlement, 4-1 (Silverstein).

19. Case#11-PRO-00045 Al Forno Pizzeria and Trattoria, 3201 NEW MEXICO AVE NW Retailer C Restaurant, License#: ABRA-087728

Decision: FYI.

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

On March 7, 2012, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matter identified below. Under Section 406(3) of the Open Meetings Act, it was not practical to publish notice of this matter in the District of Columbia Register. However, the notice requirements of section 406 (1)-(2) were satisfied.

1. Case#12-251-00069 Delta Elite, 3734 10TH ST NE Retailer C Nightclub, License#: ABRA-001182

Decision: Fact Finding.

2. Case#12-251-00090 Delta Elite, 3734 10TH ST NE Retailer C Nightclub, License#: ABRA-001182

Decision: Show Cause.

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
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1. Case#11-CC-00090 Bistro Du Coin, 1738 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-076495 (Previously published in the 1/25/12 DC Register)

Decision: Sale to Minor Warning Letter.

2. Case#12-CC-00006 New Star Supermarket, 2205 4TH ST NE Retailer B Retail - Grocery, License#: ABRA-077147 (Previously published in the 2/1/12 DC Register)

Decision: Sale to Minor Warning Letter.

3. Case#12-CC-00001 Alero Restaurant-1, 1724 CONNECTICUT AVE NW A Retailer C Restaurant, License#: ABRA-060134 (Previously published in the 2/1/12 DC Register)

Decision: Sale to Minor Warning Letter.

4. Case#12-CC-00011 McCormick & Schmick Seafood Restaurant, 1652 K ST NW Retailer C Restaurant, License#: ABRA-026432 (Previously published in the 2/1/12 DC Register)

Decision: Sale to Minor Warning Letter.

5. Case#12-CC-00002 The Front Page Restaurant & Grille, 1333 NEW HAMPSHIRE AVE NW Retailer C Restaurant, License#: ABRA-001910 (Previously published in the 2/1/12 DC Register)

Decision: Sale to Minor Warning Letter.

6. Case#12-CC-00009 Woodridge Vet's Liquors, 1358 BRENTWOOD RD NE Retailer A Retail - Liquor Store, License#: ABRA-080559 (Previously published in the 2/1/12 DC Register)

Decision: Staff Settlement.

7. Case#12-CC-00015 The Bottom Line, 1716 I ST NW A Retailer C Tavern, License#: ABRA-000755 (Previously published in the 2/15/12 DC Register)

Decision: Sale to Minor Warning Letter.

8. Case#12-CC-00014 Weltman's Liquors, 3938 MINNESOTA AVE NE Retailer A Retail - Liquor Store, License#: ABRA-082076 (Previously published in the 2/15/12 DC Register)

Decision: Staff Settlement.

9. Case#12-CC-00016 Capitol Fine Wine & Spirits, 415 H ST NE Retailer A Retail - Liquor Store, License#:ABRA-082981 (Previously published in the 2/15/12 DC Register)

Decision: Sale to Minor Warning Letter.

10. Case#11-CC-00092 Russia House, 1800 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-080952 (Previously published in the 2/22/12 DC Register)

Decision: Sale to Minor Warning Letter.