

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

**NOTICE OF PUBLIC HEARINGS  
CALENDAR**

**WEDNESDAY, NOVEMBER 2, 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-00182**

**CSBT, Inc. t/a Town House Tavern Restaurant  
1637 R Street NW  
License #24682  
Retailer CR  
Violation of Voluntary Agreement**

**Disposition: The Board accepted an Offer in Compromise: 1. Dismissal of Charge II; 2. Fine of \$4,000, payable today. (4-0 vote)**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-251-00172**

**Polo D.C., LLC t/a Rugby Café  
1065 Wisconsin Avenue NW  
License #75703  
Retailer CR**

**Sale to Minor, Failed to Ascertain Whether the Person Was of Legal Drinking Age & No ABC Manager on Duty**

**Disposition: The Board set this matter for a Show Cause Hearing on November 30, 2011 at 11:00 am.**

Board's Calendar

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**Show Cause Hearing (Status)**

**Case # 11-CMP-00104**

Asefu Alemayehu t/a Yegna

1920 9th Street NW

License #74241

Retailer CR

**Failed to File Quartely Statements**

**9:30 AM**

**Disposition: The OAG moved to dismiss the Charge. The Board geanted the Motion to Dismiss. (4-0 vote)**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-CMP-00081**

Partners at 723 8th Street SE, LLC t/a The Ugly Mug Dining Saloon

723 8th Street SE

License #71793

Retailer CR

**Establishment was not approved for Daylight Saving Time Extension**

**Disposition: The Board accepted an Offer in Compromise: \$2,000 fine payable within 60 days. (4-0 vote)**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-CMP-00198**

KYS, Inc. t/a Kovaks Liquors

1237 Mount Olivet Road NE

License #76573

Retailer A

**Provided Go-Cups to Customers**

**Disposition: The Board accepted an Offer in Compromise: \$500 fine payable within 30 days. (4-0 vote)**

**Show Cause Hearing (Status)**

**Case # 10-CMP-00239, #10-CMP-00812 & #10-CMP-00134**

**9:30 AM**

HR-57 Center for the Advancement and Prevention t/a HR-57

1610 14th Street NW

License #60382

Retailer CR

**Failed to File Timely Quarterly Statements**

**Disposition: The Board accepted an Offer in Compromise: \$3,000 fine payable within 60 days; license to be placed in Safekeeping. (4-0 vote)**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-251-00054**

2408 Wisconsin Ave, LLC t/a Mason Inn-(*Formerly Gin & Tonic*)

2408 Wisconsin Avenue NW

License #79644

Retailer CR

**Female patron found unconscious inside of establishment**

**Disposition: The Board set the matter for a Show Cause on November 30, 2011 at 11:00 am.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case #11-CMP-00067 and # 10-CMP-00640**

Zandamn, Inc. t/a New Heights

2317 Calvert Street NW

License #9480

Retailer CR

**Failed to Maintain Records for Three Years & Failed to File Quarterly Statements**

**Disposition: The Board set the matter for Show Cause on November 16, 2011 at 10:00 am.**

**Show Cause Hearing**

**Case # 11-251-00146 and # 11-251-00245**

**10:00 AM**

Café Dupont, LLC t/a Café Citron  
1343 Connecticut Avenue NW  
License #60138  
Retailer CR

**Allowed the Establishment to be used for an Unlawful or Disorderly Purpose & Failed to Comply With Security Plan**

**Disposition: The Board granted a Joint Consent Motion for Continuance. New hearing date is January 25, 2012 at 3:30 pm. (5-0 vote)**

**Show Cause Hearing**

**11:00 AM**

**Case # 11-CMP-00106**

Polo D.C., LLC t/a Rugby Café  
1065 Wisconsin Avenue NW  
License #75703  
Retailer CR

**Failed to File Quartely Statements**

**Disposition: The Board granted the Respondent's Motion for Continuance. New hearing date is November 30, 2011 at 11:00 am. (5-0 vote)**

**BOARD RECESS**

**ADMINISTRATIVE AGENDA**

**1:00 PM**

Board's Calendar  
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**Fact Finding Hearing**

**1:30 PM**

**Case # 11-251-00251**

Superclub Ibiza, LLC t/a Ibiza  
1222 1<sup>st</sup> Street NE  
License #74456  
Retailer CN  
11-251-00251

**Fight outside of the establishment**

**Disposition: The Board took No Further Action. (5-0 vote)**

**Show Cause Hearing**

**2:30 PM**

**Case # 11-CMP-00178**

Humberto Lopez t/a Restaurant Judy  
2212 14th Street NW  
License #20468  
Retailer CR

**Violation of Entertainment Endorsement & Failed to Make Voluntary Agreement Accessible**

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

**Show Cause Hearing**

**Case # 11-251-00065 & 11-251-00069**

**3:30 PM**

1218 Wisconsin Ave, Inc t/a Third Edition  
1218 Wisconsin Avenue NW  
License #604  
Retailer CT

**Sale to Minor & Failed to Ascertain Whether the Person Was of Legal Drinking Age**

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

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

**NOTICE OF MEETING  
AGENDA**

**WEDNESDAY, NOVEMBER 2, 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 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: Approved, 4-0.***
2. Review of Change of Hours Application to change Sunday Hours of Alcoholic Beverage Sales/Service, and Sunday Sidewalk Hours of Alcoholic Beverage Sales/Service. ***Current Sunday Hours of Alcoholic Beverage Sales/Service:*** 10am-2am. ***Proposed Sunday Hours of Alcoholic Beverage Sales/Service:*** 8am-2am. ***Current Sunday Sidewalk Hours of Alcoholic Beverage Sales/Service:*** Sunday 10:00am-1am. ***Proposed Sunday Sidewalk Hours of Alcoholic Beverage Sales/Service:*** Sunday 8am-1am. No pending violations. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 2E. ***Café Milano***, 3251 Prospect NW Retailer CR, Lic.#: 17247.  
***Decision: Approved, 4-0.***
3. Review of letter from Paul Pascal on behalf of Licensee requesting approval of an expansion to the second floor, with an additional 34 seats, for a total of 76 seats. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 6C. ***The Big Board***, 421 H Street NE Retailer CT, Lic.#: 87398. \*  
***Decision: Approved, 4-0.***
4. Review of Manager's Application for Cesar Leonidas Contreras. \*\*  
***Decision: Fact Finding, 4-0.***
5. Review of letter from Andrew Kline on behalf of Licensee requesting a refund of the 3rd year license fee payment. No pending violations. No outstanding citations/fines. Voluntary agreement. ANC 6D. ***The Bullpen***, 25 M Street SE Retailer CT, Lic.#: 86735. \*  
***Decision: Approved, 4-0.***

6. Review of Summer Garden Application for 120 seats. ***Proposed Summer Garden Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Sunday through Thursday 10am-2am, Friday & Saturday 10am-3am. No pending violations. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 2E. ***Blue Gin***, 1206 Wisconsin Ave NW Retailer CT, Lic.#: 17458. \*  
***Decision: Placard, 4-0.***
7. Review of Change of Hours Application to change Sunday Premises Hours of Alcoholic Beverage Sales/Service and Sidewalk Café Hours of Operation and Hours of Alcoholic Beverage Sales/Service. ***Current Sunday Premises Hours of Alcoholic Beverage Sales/Service:*** Sunday 10am-1am. ***Proposed Sunday Premise Hours of Alcoholic Beverage Sales/Service:*** Sunday 8am-1am. ***Current Sidewalk Café Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Sunday through Thursday 11am-11pm, Friday & Saturday 11am-12am. ***Proposed Sidewalk Café Hours of Operation and Hours of Alcoholic Beverage Sales/Service:*** Sunday through Thursday 8am-11pm, Friday & Saturday 11am-12am. No pending violations. No outstanding citations/fines. Conflict with Section 6 of Voluntary Agreement. ANC 2B. ***Circa at Dupont***, 1601 Connecticut Ave NW Retailer CR, Lic.#: 76074.  
***Decision: Approved and there is no conflict with the VA, 4-0.***
8. Review of Change of Hours Application to change Sunday Hours of Alcoholic Beverage Sales/Service. ***Current Sunday Hours of Alcoholic Beverage Sales/Service:*** Sunday 10am-1am. ***Proposed Sunday Hours of Alcoholic Beverage Sales/Service:*** Sunday 8am-1am. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 2A. ***Circa at Foggy Bottom***, 2221 I Street NW Retailer CR, Lic.#: 86726.  
***Decision: Approved, 4-0.***
9. Letter from Kyrus L. Freeman on behalf of Licensee requesting an extension of Safekeeping for an additional two (2) years to allow development of the site to proceed through the conveyance, financing, and construction process. ***Costco Wholesale Corporation***, 1134 7th Street NE Retailer A, Lic.#: 073778.  
***Decision: Approved, 4-0.***
10. Review of letter, dated October 18, 2011, from ANC 1C protesting the transfer of Granja De Oro's CR license to Tangier Lounge on the basis of peace, order, and quiet in the neighborhood. ***Tangier Lounge***, 2305 18 Street NW Retailer CR, Lic.#: 87902.  
***Decision: ANC 1C will be given great weight.***

11. Review of letter, dated October 18, 2011, from ANC 1C requesting an ABRA investigation of 1808 Adams Mill Road on the basis of peace, order, quiet, residential parking, and pedestrian safety in the neighborhood. On May 4, 2011, the Board ordered limited usage of the event site to “no more than 2 events per month and not to exceed 12 events per year”. According to ANC 1C, Stroga has hosted more events than approved by the Board. **1808 Adams Mill Road NW** Retailer G.

***Decision: Refer to Enforcement for Investigation, 4-0.***

12. Review of letter, dated October 12, 2011, from ANC 4C supporting Super Saver Grocery & Deli's renewal of a Class B license based on the continued support by the surrounding community and the lack of violent and criminal reports associated with the business. **Super Saver Grocery & Deli**, 4413 14 Street NW Retailer B, Lic.#: 11247.

***Decision: ANC 4C will be given great weight.***

13. Review of letter, dated October 12, 2011, from ANC 4C protesting J&B Food Market and Hot Deli Kitchen on the basis that the owner's representative will not attend ANC 4C meetings to address the questions of the community, the owner does not currently hold regular hours, and the owner expressed an intent that the renewal would be used to incentivize the sale of the business. **J&B Food Market and Hot Deli Kitchen**, 233 Upshur Street NW Retailer B, Lic.#: 76407.

***Decision: ANC 4C will be given great weight.***

14. Review of letter, dated October 24, 2011, from residents of homes around Po Boys Kitchen, LLC/Po Boys Kitchen protesting on the basis of peace, order, and quiet; adverse impact on property values; and parking and pedestrian safety. **Po Boys Kitchen**, 709 H Street NE Retail CR, Lic.#: 87903.

***Decision: FYI.***

15. Review of letter, dated October 18, 2011, from ANC 2B supporting Boqueria's application for a new CR license and sidewalk café. **Boqueria**, 1837 M Street NW Retailer CR, Lic.#: 87794.

***Decision: ANC 2B will be given great weight.***

**\* 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, NOVEMBER 2, 2011  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

**On NOVEMBER 2, 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#11-251-00301 La Cabana Restaurant, 3614 14TH ST NW Retailer C Restaurant,  
License#: ABRA-074849

***Decision: Fact Finding***

2. Case#11-CMP-00430 Heritage India Brassiere & Lounge, 1337 CONNECTICUT AVE NW  
Retailer C Restaurant, License#: ABRA-075074

***Decision: Show Cause***

3. Case#11-CMP-00431 Marvin, 2007 14TH ST NW Retailer C Tavern, License#: ABRA-  
076166

***Decision: Staff Settlement***

4. Case#11-CC-00076 Congress Market, 421 EAST CAPITOL ST SE Retailer B Retail -  
Grocery, License#: ABRA-076414

***Decision: Show Cause***

5. Case#11-251-00268 Midtown, 1219 CONNECTICUT AVE NW Retailer C Nightclub,  
License#: ABRA-072087

***Decision: No Further Action***

6. Case#11-CMP-00391 SUSAN GAGE CATERERS, 7411 LIVINGSTON RD Caterer ,  
License#: ABRA-073715

***Decision: Show Cause***

7. Case#11-251-00240 The Guards, 2915 M ST NW Retailer C Restaurant, License#: ABRA-  
000916

***Decision: Show Cause***

8. Case#11-251-00275 The Scene, 2221 ADAMS PL NE C Retailer C Multipurpose, License#: ABRA-078642

***Decision: No Further Action***

9. Case#11-CMP-00392 Motor Yacht Celebrity, 1300 Maine AVE SW Retailer C Marine Vessel, License#: ABRA-084410

***Decision: Fact Finding, Refer to OAG Criminal***