

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, APRIL 25, 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**

Protest Hearing (Status)

9:30 AM

Case # 12-PRO-00015

Menomale, LLC, t/a TBD

2711 12th Street NE

License #88564

Retailer CR

ANC 5B

New Application

(Hearing Cancelled: The Board approved the Voluntary Agreement)

Disposition: Hearing Cancelled; The Board approved the Voluntary Agreement.

Protest Hearing (Status)

9:30 AM

Case # 12-PRO-00011

The New Brookland Café, LLC, t/a BCafe

3740 12th Street NE

License #83121

Retailer CR

ANC 5A

Substantial Change (Expansion, Summer Garden, and Sidewalk Café)

(Hearing Cancelled: The Board approved the Voluntary Agreement)

Disposition: Hearing Cancelled; The Board approved the Voluntary Agreement.

Fact Finding Hearing

9:30 AM

Robert L. Fleshner
700 Water Street SW
Class F
ANC 6D

Temporary License Application

American Odyssey Relay

Date of Event: April 28, 2012

Disposition: The Board approved the Application, 6-0.

Show Cause Hearing

10:00 AM

Case # 11-251-00241, # 11-CMP-00352 and # 11-CMP-00458

BEG Investments, LLC, t/a Twelve Restaurant & Lounge

1123 H Street NE

License #76366

Retailer CT

ANC 6A

Failed to Comply with a Board Order

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

Show Cause Hearing

11:00 AM

Case # 11-251-00188, # 11-251-00212, # 11-251-00366 and # 11-251-00366(a)

Shamiana, LLC, t/a Heritage India Brassiere & Lounge

1337 Connecticut Ave NW

License #75074

Retailer CR

ANC 2B

Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Failed to Comply With Security Plan, Stored Alcoholic Beverages Off Premises, Failed to Maintain Books and Records

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

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Summary Suspension Status Hearing

1:30 PM

Case # 12-251-00104

Island Café, Inc., t/a Island Café
829 Upshur Street NW
License #60578
Retailer CT
ANC 4C

Update from Licensee on Compliance with Board Order
(Continued to July 11, 2012 at 11:00 am)

Disposition: The Board rescheduled the Summary Suspension Status Hearing for July 11, 2012 at 11:00 am.

Summary Suspension Status Hearing

1:30 PM

Case # 12-251-00103 & # 12-251-00103(a)

Caribbean Vibes, Inc., t/a Club Timehri
2439 18th Street NW
License #77730
Retailer CT
ANC 1C

Update from Licensee on Compliance with Board Order

Fact Finding Hearing

2:30 PM

Case # 12-CMP-00053

Zebader D. Tesema, t/a Georgia Line Convenience Store
5125 Georgia Ave NW
License #79225
Retailer B
ANC 4D

Violation of Voluntary Agreement (Selling Alcoholic Beverages on Sundays), Impeded an ABRA Investigation by Providing False Identification

Disposition: The Board voted to send this matter to Show Cause, 7-0.

Show Cause Hearing

3:00 PM

Case # 11-CC-00073

Shitu, Inc., t/a Gee's Market
3583 Warder Street NW
License #83125
Retailer B
ANC 1A

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

Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid within 60 days; 5 days of suspension: 3 days served on Saturday, May 5, 2012 through Monday, May 7, 2012, 2 days stayed; Dismissal of Charge II, 4-2 (Alberti, Jones).

Show Cause Hearing

4:00 PM

Case # 11-CMP-00426

Omni Hotel Management Corp., t/a Shoreham Hotel (The)
2500 Calvert Street NW
License #13816
Retailer CH
ANC 3C

Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$500 to be paid within 15 days, 6-0.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
AGENDA

WEDNESDAY, APRIL 25, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of request from Licensee to increase the number of Sidewalk Café seats on 14th Street, N.W., from 6 seats to 8 seats and to increase the number of tables from 3 tables to 4 tables. Pending investigative matter. No outstanding citations/fines. Conflict with Board Order. ANC 2B. *Policy*, 1904 14th Street NW Retailer CR, Lic.#: 76804.*
Decision: Approved and the Board will issue an amended Order, 6-0.
2. Review of Sidewalk Café application for 45 seats. *Proposed Sidewalk Café Hours of Operation and Hours of Alcoholic Beverage Sales/Service:* Sunday through Thursday 11am-2am, Friday and Saturday 11am-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 4C. *Sabor Latino Bar & Grill*, 3910 14th Street NW Retailer CR, Lic.#: 84113.*
Decision: Placard, 6-0.
3. Review of Change of Hours Application to change Premises Hours of Operation and Hours of Alcoholic Beverage Sales/Service, Entertainment Hours, and Sidewalk Café Hours of Operation and Hours of Alcoholic Beverage Sales/Service. *Current Premises Hours of Operation and Hours of Alcoholic Beverage Sales/Service:* Sunday through Thursday 11am-1:40am, Friday and Saturday 11am-2:40am. *Proposed Premises Hours of Operation and Hours of Alcoholic Beverage Sales/Service:* Sunday through Thursday 11am-2am, Friday and Saturday 11am-3am. *Current Entertainment Hours:* Sunday through Thursday 7pm-1:40am, Friday and Saturday 7pm-2:40am. *Proposed Entertainment Hours:* Sunday through Thursday 11am-2am, Friday and Saturday 11am-3am. *Current Sidewalk Cafe Hours of Operation and Hours of Alcoholic Beverage Sales/Service:* Sunday through Thursday 11am-2am, Friday and Saturday 11am-3am.

4. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. ***Current Hours of Operation and Hours of Alcoholic Beverage Sales:*** Monday through Saturday 9am-10pm. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales:*** Monday through Saturday 9am-12am. No pending investigative matters. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 2B. ***Bell Wine and Liquor***, 1821 M Street NW Retailer A, Lic.#: 226.
Decision: Approved, 6-0.
5. Review of Change of Hours Application to change Sunday Hours of Alcoholic Beverage Sales/Service. ***Current Sunday Hours of Alcoholic Beverage Sales/Service:*** 10am-2am. ***Proposed Sunday Hours of Alcoholic Beverage Sales/Service:*** Sunday 8am-2am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2C. ***FADO Irish Pub & Restaurant***, 804 7th Street NW Retailer CT, Lic.#: 25663.*
Decision: Approved, 6-0.
6. Review of request from Licensee to increase Sidewalk Café seating from 18 seats to 40 seats. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 3C. ***Petits Plats***, 2653 Connecticut Avenue NW Retailer CR, Lic.#: 60146.*
Decision: Approved, 6-0.
7. Review of letter, dated April 12, 2012, from ANC 1C requesting reinstatement in the Bistro 18 Protest. ***Bistro 18***, 2420-2422 18th Street NW Retailer CR, Lic.#: 86876.*
Decision: Approved, 6-0.
8. New application. ***King's Deli & Grocery***, 3651 Georgia Avenue NW Retailer A, Lic.#: 87806.
Decision: Approved and the Board will issue an Order within 90 days of the hearing.
9. New application. ***Aman Liquor Store***, 3661 Georgia Avenue NW Retailer A, Lic.#: 88128.
Decision: Denied, because under § 25-333(a) "No new off-premises retailers license, class A, shall be issued for an establishment which is located within 400 feet from another establishment operating under an off-premises retailer's license, class A." Because the Board approved King's Deli & Grocery, which is within 400 feet of Aman Liquor Store, this application must be denied.

* 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, APRIL 25, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On APRIL 25 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#12-CC-00035 Beacon Hotel & Corporate Quarters, 1615 RHODE ISLAND AVE NW
Retailer C Hotel, License#: ABRA-077109

Decision: Sale to Minor Warning Letter.

2. Case#12-251-00105 Lima Restaurant and Lounge, 1401 K ST NW B Retailer C Tavern,
License#: ABRA-073817

Decision: No Further Action.

3. Case#12-CC-00028 7-Eleven, 1101 SOUTH CAPITOL ST SW Retailer B Retail - Grocery,
License#: ABRA-026520

Decision: Postpone until May 2, 2012.

4. Case#12-CC-00032 Trattoria Alberto, 504 8TH ST SE Retailer C Restaurant, License#:
ABRA-008946

Decision: Sale to Minor Warning Letter; Show Cause.

5. Case#12-CC-00029 Shipley Supermarket, 2283 SAVANNAH ST SE Retailer B Retail - Class
B, License#: ABRA-087621

Decision: Sale to Minor Warning Letter.

6. Case#12-AUD-00014(a) Radius, 3155 Mt. Pleasant ST NW Retailer C Restaurant, License#:
ABRA-081818

Decision: Staff Settlement.

7. Case#12-251-00111(a) The Library Saloon, 3514 12TH ST NE Retailer C Tavern, License#:
ABRA-080666

Decision: FYI.

8. 15. Case#12-AUD-00007 Cafe Japone, 2032 P ST NW Retailer C Restaurant, License#:
ABRA-010581(Previously published in the 2/8/12 DC Register)

Decision: Show Cause.

ALCOHOLIC BEVERAGE CONTROL BOARD

BOARD ORDERS

**ON WEDNESDAY, APRIL 25, 2012, THE BOARD REVIEWED AND APPROVED THE
FOLLOWING ORDERS:**

1. Order No.: 2012-121
 Remand Order for Jasper Ventures, LLC t/a K Street
 License No.: ABRA-72225, Case Nos.: 10-CMP-00540; 10-251-00282.

2. Order No.: 2012-154
 Fact Finding Order for Delta Elite, Inc. t/a Delta Elite
 License No.: ABRA-1182, Case Nos.: 11-251-00069; 11-251-00332.