

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, JULY 6, 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-00023

PGS, LLC t/a The Guitar Bar

1216 18th Street NW

License#: 86903

Retailer CT

New Application

Disposition: The ABC Board set the matter for a hearing on August 24, 2011 at 4:00 pm

Show Cause Hearing (Status)

9:30 AM

Case# 10-CMP-00189

TGR, Inc. t/a Teatro Goldoni

1909 K Street NW

License #77812

Retailer CR

**Substantial Change (operating after hours); No ABC Manager on Duty;
Failed To Obtain an Entertainment Endorsement; Failed To Obtain a
Cover Charge Endorsement; Sold, Served, or Permitted the Consumption
of Alcoholic Beverages on the Licensed Premises Beyond Authorized
Hours**

Disposition: The Office of the Attorney General moved to dismiss the charges. The ABC Board granted the motion on a 4-0 vote.

Show Cause Hearing (Status)

9:30 AM

Case #11-CMP-00051

The Studio Theatre, Inc. t/a The Studio Theatre
1333 P Street NW
License #25750
Retailer DX

**Failed to Frame License and Post It In a Conspicuous Place & No ABC
Manager on Duty**

**Disposition: The ABC Board accepted an Offer in Compromise: \$1,000 fine payable within
30 days.**

Show Cause Hearing (Status)

9:30 AM

Case# 11-251-00065

1218 Wisconsin Ave, Inc. t/a Third Edition
1218 Wisconsin Avenue NW
License #604
Retailer CT
11-251-00069

**Failed To Take Necessary Steps To Determine Legal Drinking Age & Sale
to Minors**

Disposition: The ABC Board continued the Status Hearing to August 3, 2011 at 9:30 am.

Show Cause Hearing (Status)

9:30 AM

Case# 11-CMP-00008

Lucky Times Liquors, LLC t/a Shulman Liquors
1550 1st Street SW
License #60659
Retailer A

**A Sealed Bottle of Alcohol Was Opened and Consumed at the
Establishment**

**Disposition: The Office of the Attorney General moved to dismiss the charges. The ABC
Board granted the motion on a 4-0 vote.**

Show Cause Hearing (Status)

9:30 AM

Citation #1803

TRC, Inc. t/a Sakana Japanese Restaurant
2026 P Street NW
License #14963
Retailer CR
Failed to File Quarterly Statement

Disposition: The ABC Board accepted an Offer in Compromise: \$250 fine payable today. 4-0 vote.

Show Cause Hearing (Status)

9:30 AM

Case# 10-CMP-00783

Queen of Sheba, Inc. t/a Queen of Sheba
1503 9th Street NW
License #73644
Retailer CR
Failed to File Quarterly Statement

Disposition: The ABC set the matter for a Show Cause Hearing on August 3, 2011 at 4:00 pm.

Show Cause Hearing (Status)

9:30 AM

Case# 11-CMP-00041

KYS, Inc. t/a Kovaks Liquors
1237 Mount Olivet Road NE
License #76573
Retailer A

Violation of Voluntary Agreement & Provided Go-Cups to Customers

Disposition: The ABC Board dismissed the cahrges ona 5-0 vote.

Show Cause Hearing (Status)

9:30 AM

Case# 10-CMP-00714

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

Failed to Comply With Security Plan

Disposition: The ABC Board set the matter for a Show Cause Hearing for August 10, 2011 at 11:00 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 ABC Board accepted an Offer in Compromise:

Charge I - \$2,250 fine payable within 60 days, 5 day suspension stayed for one year and ID Training for Staff.

Charge II – dismissed.

Fact Finding Hearing

10:00 AM

Case# 11-251-00144

Bouزيد, Inc. t/a Marrakesh Palace Pasha Lounge
2147 P Street NW
License #60695
Retailer CT

Patron Assaulted Outside of the Establishment

Disposition: The ABC Board continued the hearing to August 3, 2011 at 9:30 am.

Fact Finding Hearing

10:30 AM

Case# 11-251-00120

JIC, LLC t/a Jordan's

523 8th Street SE

License #76290

Retailer CT

Altercation Outside of the Establishment

Disposition: The ABC Board sent the matter to the Office of the Attorney General for a Show Cause prosecution, on a 5-0 vote.

Fact Finding Hearing

11:00 AM

Case #11-251-00119 and #11-251-00162

Jasper Ventures, LLC t/a K Street

1301 K Street NW

License #72225

Retailer CN

Patron Assaulted an MPD Officer Outside of the Establishment

Disposition: The ABC Board voted 4-0 to have No Further Action for Case# 11-251-00119 and to send #11-251-00162 to the Office of the Attorney General for Show Cause prosecution.

BOARD RECESS

BOARD'S ADMINISTRATIVE AGENDA

1:00 PM

Protest Hearing

1:30 PM

Case# 11-PRO-00012

Café Dallul, Inc. t/a Rendezvous Lounge

2226 18th Street NW

License#: 14272

Retailer CT

Modification of Voluntary Agreement

This matter is rescheduled for July 20, 2011 at 1:30 pm.

Disposition: This hearing is rescheduled to July 20, 2011 at 1:30 pm.

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, JULY 6, 2011
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On July 6, 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-CMP-00222 Peacock Liquors, 1625 NEW YORK AVE NE Retailer A Retail - Liquor Store, License#: ABRA-078305

Decision: Show Cause

2. Case#11-CMP-00217 Jo Jo Restaurant & Bar, 1518 U ST NW Retailer C Restaurant, License#: ABRA-060737

Decision: Show Cause

3. Case#11-CC-00028 Rinconcito Deportivo, 3226 11TH ST NW Retailer C Restaurant, License#: ABRA-060255

Decision: Staff Settlement

4. Case#11-AUD-00003 The Reef, 2442 - 2446 18TH ST NW Retailer C Tavern, License#: ABRA-060475

Decision: No Further Action

5. Case#11-PRO-00012 Rendezvous Lounge, 2226 18TH ST NW Retailer C Tavern, License#: ABRA-014272

Decision: For Your Information – Protest Report

6. Case#11-AUD-00004 George, 3251 PROSPECT ST NW CS-1 Retailer C Restaurant, License#: ABRA-078058

Decision: Show Cause

7. Case#11-CMP-00175(a) Mood, 1318 9TH ST NW Retailer C Tavern, License#: ABRA-086037

Decision: For Your Information

8. Case#11-251-00172 Rugby Café, 1065 WISCONSIN AVE NW Retailer C Restaurant, License#: ABRA-075703 (Previously published in the 6/15/11 DC Register)

Decision: Show Cause

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

**NOTICE OF MEETING
AGENDA**

**WEDNESDAY, JULY 6, 2011 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of Manager's Application for Bilal A. Malik. **
Decision: Approved 5-0
2. Review of Manager's Application for Justin M. Cho. **
Decision: Postpone until 7/13/11, Licensing to handle
3. Review of Sidewalk Café Endorsement Application. ***Sidewalk Cafe Hours of Operation and Alcohol Sales:*** Sunday through Thursday 11am-11pm, and Friday & Saturday 11am-12am. Voluntary Agreement with ANC 1A. No pending violations or outstanding citations/fines. *ANC 1A. ***Eleventh Hour Wine Bar***, 3234 11th Street NW Retailer CR, Lic.#: 79568.
Decision: Denied, because there is a conflict with the Voluntary Agreement. 5-0
4. Letter from Licensee requesting approval of an expansion of the alcohol service area and an expansion of the licensed premises to include 30 additional seats inside, a Summer Garden with 25 seats, and a Sidewalk Café with 20 seats. Voluntary Agreement. No pending violations or outstanding citations/fines.* ***Brookland Café***, 3740 12th Street NE Retailer CT, Lic.#: 81793.
Decision: Placard 5-0
5. Review of Application for Safekeeping. ***Skylark Lounge***, 1943 New York Ave NE Retailer CN, Lic.#: 21208.
Decision: Approved 5-0
6. Review of Application for Safekeeping. ***Aditi Indian Cuisine***, 3299 M Street NW Retailer CR, Lic.#: 219.
Decision: Approved 5-0
7. Review of Application for Safekeeping. ***Farmers & Fishers***, 3000 K Street NW Retailer CH, Lic.#: 74934.
Decision: Approved 5-0

8. Review of Application for Safekeeping. **Garrett's Restaurant**, 3003 M Street NW Retailer CT, Lic.#: 15721.
Decision: Approved 5-0
9. Letter from Licensee requesting reimbursement of late fee. **Birch & Barley/Churchkey**, 1337 14th Street NW Retailer CR, Lic.#: 80839.
Decision: Denied 5-0
10. Letter from Michael Fonseca on behalf of Licensee requesting approval of an upstream ownership change resulting in the creation of a parent Trust company with the current Licensee ownership entity and the Licensee's Managing Member remaining unchanged. **Homewood Suites**, 1475 Massachusetts Ave NW Retailer DT, Lic.#: 85095.
Decision: Approved 5-0
11. Letter from Licensee requesting reimbursement of late fee. **Puro Café**, 1529 Wisconsin Ave NW Retailer CR, Lic.#: 84987.
Decision: Denied 5-0
12. Letter from Licensee requesting reimbursement of late fee. **Bistro Cocoa**, 320 Massachusetts Ave NE Retailer CR, Lic.#: 82758.
Decision: Denied 5-0
13. Letter from Licensee requesting a change in the establishment's hours of operation. **Existing Hours of Operation:** Sunday through Thursday 11am-2am, Friday & Saturday 11am-3am. **Proposed Hours of Operation:** Sunday through Thursday 11am-3am, Friday & Saturday 11am-4am. No pending violations or outstanding citations/fines. No voluntary agreement. Pending Show Cause hearing. ANC 5B.* **Stadium**, 2127 Queens Chapel Road NE Retailer CN, Lic.#: 82005.
Decision: Approved 5-0
14. Review of Entertainment Endorsement Application. **Hours of Operation and Alcohol Service:** Sunday 10am-2am, Monday through Thursday 5pm-2am, Friday 5pm-3am, and Saturday 10am-3am. **Hours of Entertainment:** Sunday through Thursday 9pm-2am, Friday & Saturday 9pm-3am. Voluntary Agreement. No outstanding citations/fines. Show Cause requested. ANC 1C. * **Slaviya**, 2424 18th Street NW Retailer CR, Lic.#: 83910.
Decision: Placard 5-0
15. Letter from Jason M. Reed requesting reinstatement of cancelled license. **Spectrum**, Retailer Caterers, Lic.#: 75916.
Decision: Denied 5-0
16. Letter from Licensee requesting approval of a stipulated license and letter of support from ANC 3C. **Lillie's Restaurant**, 2915 Connecticut Ave NW Retailer CR, Lic.#: 87273.
Decision: Previously approved on 6/29/11.

17. Letter from Michael Fonseca on behalf of Licensee requesting approval of an increase in the occupancy load. No pending violations or outstanding fines/citations. No voluntary agreement. ANC 2B.* **Pizzeria Paradiso**, 2000 Massachusetts Ave NW Retailer CR, Lic.#: 16192.

Decision: Previously approved on 6/29/11.

18. Letter from Rosemarie Salguero on behalf of Licensee requesting approval of the Entertainment Endorsement Application. **Hours of Entertainment:** Sunday through Thursday 6pm-2am, and Friday & Saturday 6pm-3am. No pending violations or outstanding fines/citations. No voluntary agreement. ANC 1A.* **Acre 21**, 1400 Irving Street NW Retailer CR, Lic.#: 86384.

Decision: Approved 3-2 (Alberti, Silverstein)

19. Review of Entertainment Endorsement Application. **Hours of Entertainment:** Monday through Thursday 10:30pm-2am, and Friday & Saturday 10:30pm-3am. Existing Voluntary Agreement. No pending violations or outstanding fines/citations. Khan's, 1125 H Street, NE, Retailer's Class "CR" License #84082, ANC 6A.* **Khan's**, 1125 H Street NE Retailer CR, Lic.#: 84082.

Decision: Placard 5-0

20. Review of resolution for ANC 3C supporting the new CR Application for Lillies Restaurant. **Lillie's Restaurant**, 2915 Connecticut Ave NW Retailer CR, Lic.#: 87273.

Decision: ANC 3C will be given great weight.

21. Review of letter, dated May 9, 2011, from Eric Sayles, on behalf of the property owner at 1300 Fifth Street NE, alleging that a license was fraudulently issued. **Northeast Liquors**, 1300 5th Street NE Retailer A, Lic.#: 24726.

Decision: Postponed until 7/13/2011.

22. Review of letter, received June 22, 2011, from Tekleselassie Atsku regarding GII Restaurant and Lounge. **GII Restaurant and Lounge**, 2632 Georgia Ave NW Retailer CR, Lic.#: 84055.

Decision: For Your Information

23. Review of letter, dated June 27, 2011, from James Charles, on behalf of JP's Nightclub, requesting late filing of Findings of Fact and Conclusion of Law. **JP's Nightclub**, 2514 Wisconsin Ave NW Retailer CN, Lic.#: 8511.

Decision: Approved 5-0

24. Review of letter, dated June 29, 2011, from Milton J. Grossman, on behalf of Protestants, indicating no objection to JP's Nightclub's late filing of Finding of Fact and Conclusions of Law. ***JP's Nightclub***, 2414 Wisconsin Ave NW, Retailer CN, Lic.#: 8511.

Decision: Refer to Legal

25. Review of Voluntary Agreement, dated May 9, 2011, between Lucky Kabob and ANC 6D. ***Lucky Kabob***, 1548 1st Street SW Retailer CR, Lic.#: 87024.

Decision: Postponed; Application not accepted.

26. Review and approval of Show Cause Order for Kendejah Restaurant & Lounge. ***Kendejah Restaurant & Lounge***, 5828 Georgia Ave NW Retailer CR, Lic.#: 79219.

Decision: Approved 5-0

27. Review and approval of Protest Order for Duffy's Irish Restaurant. ***Duffy's Irish Restaurant***, 2106 Vermont Ave NW Retailer CR, Lic.#: 72539.

Decision: Approved 3-1 (Jones)

*** 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.**