

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, 5/25/2011
2000 14TH STREET, N.W., SUITE 400S,
WASHINGTON, D.C. 20009**

Charles Brodsky, Chairperson

Members:

Nick Alberti, Donald Brooks, Herman Jones, Calvin Nophlin, and Mike Silverstein

Show Cause Hearing (Status)

9:30 AM

Case# 11-CMP-00012

Bouزيد, Inc. t/a Marrakesh Palace Pasha Lounge

2147 P Street NW

License#: 60695

Retailer CT

**Failed to Obtain Board Approval for Trade Name Change, Violation of
Voluntary Agreement, No ABC Manager on Duty & Failed to Post In a
Conspicuous Place the Name of the Licensee, the License Class and the
License Number**

Disposition: The Board set the matter for a Show Cause Hearing on June 8, 2011 at 11 a.m.

Show Cause Hearing (Status)

9:30 AM

Case# 11-251-00001

European Restaurant Group, LLC t/a One

1606 20th Street NW

License#: 83468

Retailer CR

**Refused to Allow an ABRA Investigator to Enter the Establishment
Without Delay, Allowed the Establishment to be Used for an Unlawful or
Disorderly Purpose, Failed to Obtain an Entertainment Endorsement,
Substantial Change in Operation Without Board Approval & Failed to Post
License in a Conspicuous Place**

**Disposition: The Board rejected an OIC with a 4-2 vote (Brodsky, Nophlin)
and set the matter for a Show Cause Hearing on June 29, 2011 at 11 a.m.**

Show Cause Hearing (Status)

9:30 AM

Case# 10-CMP-00818 (Citation #2366) & 10-CMP-00762 (Citation #3187)

Tenley Catering, Inc. t/a Marvelous Marvelous

4530 Wisconsin Avenue NW

License#: 82438

Retailer DR

Failed to File Quarterly Statements

Disposition: The Board rescheduled this matter for June 8, 2011 at 9:30 a.m.

Show Cause Hearing (Status)

9:30 AM

Case# 11-CMP-00047

Restaurant Enterprises, Inc. t/a Smith Point

1338 Wisconsin Avenue NW

License#: 60131

Retailer CR

Substantial Change in Operation Without Board Approval & Failed to Obtain Entertainment Endorsement

Disposition: The Board accepted an OIC: \$1,500 within 30 days and 4 days served on 5/30-6/2/11 triggered from Case #09-CMP-00526.

Show Cause Hearing (Status)

9:30 AM

Case# 10-CMP-00708

Epicurean Experience Corp. t/a Epicurean Experience

1900 Tremont Street SE

License#: 81362

Caterer

Failed to Maintain Service of Alcohol As Incidental to the Preparation and Service of Food & Failed to Purchase Alcoholic Beverages from an Appropriate Retailer

Disposition: The Board rescheduled this matter for June 22, 2011 at 9:30 a.m.

Show Cause Hearing (Status)

9:30 AM

Case# 10-251-00204

JVLHC, LLC t/a Jimmy Valentine's Lonely Hearts Club
1103 Bladensburg Road NE
License#: 76330
Retailer CT

Operating After Hours

Disposition: The Board set the matter for a Show Cause Hearing on June 8, 2011 at 10 a.m.

9:30 AM

Show Cause Hearing (Status)

Case# 10-CMP-00633

Afrique International Inc. t/a Kendejah
5828 Georgia Avenue NW
License#: 79219
Retailer CT

**Violation of Voluntary Agreement & Failed to Obtain Summer Garden
Endorsement**

Disposition: Licensee failed to appear. The Board set the matter for a Show Cause Hearing on June 8, 2011 at 11 a.m.

Show Cause Hearing (Status)

9:30 AM

Case# 10-CMP-00861 (Citation #2805)

Kookoovaya, Inc. t/a We, The Pizza
305 Pennsylvania Avenue SE
License#: 82062
Retailer CR

Failed to File Quarterly Statement

Disposition: The Board accepted an OIC: \$500 to be paid within 7 days.

Show Cause Hearing

10:00 AM

Case# 10-251-00238

Five Star Corporation t/a Lion's Liquors

3614 Georgia Avenue NW

License#: 60629

Retailer A

Permitted the Consumption of Alcoholic Beverages on the Premises

Disposition: The Board accepted an OIC: \$1,000 to be paid within 30 days and 2 days, 1 stayed. Day to be served on 5/31/2011.

Fact Finding Hearing

11:00 AM

Case #10-CMP-00201(a)

Marali Enterprises, LLC t/a Lima Restaurant & Lounge

1401 K Street NW, Suite M103

License #73817

Retailer CT

Follow-Up Fact Finding Hearing & Review of Security Plan

Disposition: The Board took No Further Action.

Fact Finding Hearing

11:30 AM

Julianne Brienza

607 New York Avenue NW

Capital Fringe

Class F

Temporary License Application

Annual Theatre Festival

Date of Event: Numerous days throughout June

Disposition: Application Approved

BOARD RECESS

Protest Hearing

1:00 PM

Case #10-PRO-00169

BJ Enterprises, Inc. t/a JP's
2412 Wisconsin Avenue NW
License #08511
Retailer CN

Renewal Application

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

Fact Finding Hearing

4:00 PM

JR's Bar & Grill
1519 17th Street NW

One Day Substantial Change

Date of Event: June 11, 2011

Disposition: Application Approved

Fact Finding Hearing

4:30 PM

Renaissance Hotel Washington DC
999 9th Street NE

One Day Substantial Change

Date of Event: May 26, 2011

Disposition: Application Approved

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

**NOTICE OF MEETING
AGENDA**

WEDNESDAY, MAY 25, 2011

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

1. Review of Summer Garden/Sidewalk Café Endorsement Application for sidewalk café with 20 seats. ***Proposed Hours of Operation:*** Sunday through Thursday 11 am – 1 am, Friday & Saturday 11 am – 3 am. ***Proposed Hours of Alcohol Service:*** Sunday through Thursday 11 am – 12:30 am, Friday & Saturday 11 am – 2:30 am. No pending violations. There is an existing voluntary agreement. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** *Miriam's Café*, 3931 14th Street NW Retailer CR, Lic.#: 75536.
Decision: Placard 6-0
2. Letter from Licensee requesting extension of Hours of Entertainment Endorsement and the addition of a cover charge. ***Current Hours of Entertainment:*** Sunday through Thursday 11 pm – 2 am, Friday & Saturday 11 pm – 3 am. ***Proposed Hours of Entertainment:*** Sunday through Thursday 10 am – 2 am, Friday & Saturday 10 am – 3 am. No pending violations. No voluntary agreement. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** *Dukem Ethiopian Market & Restaurant*, 1114 U Street NW Retailer CR, Lic.#: 72469.
Decision: Approved 6-0
3. Review of Application for License Class Change from Class “C” Restaurant to Class “C” Tavern. No pending violations. There is an existing voluntary agreement. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** *Bella*, 900 Florida Ave NW Retailer CR, Lic.#: 84492.
Decision: Placard 6-0
4. Letter from Licensee requesting an extension of Safekeeping for an additional 90 days to allow for purchase of license. *Zenebech Deli & Grocery*, 608 T Street NE Retailer B, Lic.#: 60124.
Decision: Approved 6-0
5. Review of Application for Safekeeping due to relocation. *Speedy Liquors*, 3328 14th Street NW Retailer A, Lic.#: 21309.
Decision: Approved 6-0

6. Review of Application for Safekeeping due to lease cancellation. **Bambule**, 5226 Wisconsin Ave NW Retailer CR, Lic.#: 60028.
Decision: Approved 6-0
7. Letter from Lyle Blanchard on behalf of Licensee requesting extension of Safekeeping. **George Washington University Club**, 1918 F Street NW Retailer, Lic.#: 26668 and **George Washington University Club**, 1925 F Street, NW, Retailer's Club, License #60219.
Decision: Approved 6-0
8. Letter from Rosemarie Salguero on behalf of Licensee requesting approval of Stipulated License, including letter of support from ANC 1A. **The Dunes**, 1400 Meridian Place NW Retailer CX, Lic.#: 87074.
Decision: Approved 6-0
9. Review of Summer Garden/Sidewalk Café Endorsement Application for sidewalk café with 24 seats. **Proposed Hours of Operation and Sale of Alcoholic Beverages:** Sunday through Saturday 10:30 am to 2:00 am. No pending violations or citations. No voluntary agreement. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** **Murphy's Law Restaurant**, 4624 Wisconsin Ave NW Retailer CR, Lic.#: 83505.
Decision: Approved 6-0
10. Letter from Candace Fitch on behalf of Licensee requesting approval of expansion of summer garden space to adjacent roof deck. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** **Marvin**, 2007 14th Street NW Retailer CT, Lic.#: 7166.
Decision: Approved 5-1 (Alberti)
11. Review of Amended Entertainment Endorsement Application requesting an extension of Hours of Entertainment. **Proposed Hours of Entertainment:** Sunday through Thursday 6 pm to 2 am, and Friday and Saturday 6 pm to 3 am. **Current Hours of Entertainment:** Thursday through Saturday 8 pm to 2 am. No pending violations or citations. No voluntary agreement. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** **Portico Restaurant**, 1914 9th Street NW Retailer CR, Lic.#: 82192.
Decision: Approved 6-0
12. Letter from Michael Fonseca on behalf of Licensee requesting approval of Stipulated License, including letter of support from ANC 6B. **DC-3**, 423 18th Street SE Retailer DR, Lic.#: 86701.
Decision: Approved 6-0

13. Review of S&J's Application for Exception to Single Sales Restriction. ANC 6B opposes the Application. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** *S&J*, 1500 Massachusetts Ave SE Retailer A, Lic.#: 9122.
Decision: Fact Finding 6-0
14. Review of Voluntary Agreement, dated May 10, 2011, between DC-3 and ANC 6B. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** DC-3, 423 18th Street SE Retailer DR, Lic.#: 86701.
Decision: Approved if modified 6-0
15. Review of Replacement Voluntary Agreement, dated May 4, 2011, between Saki, District, and ANC 1C. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** *Saki*, 2477 18th Street NW Retailer CR, Lic.#: 60576.
Decision: Postponed until 6/1/2011
16. Review of letter, dated May 12, 2011, from ANC 2F regarding the protest of the application of Eagle Café and the proposed Voluntary Agreement. **In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice.** *Eagle Café*, 1414 9th Street NW Retailer CT, Lic.#: 85990.
Decision: Approved stipulated license and Protest Status on 6/1/11 at 9:30 a.m.
17. Review and approval of Chi-Cha Lounge's Protest Order. *Chi-Cha Lounge*, 1624 U Street NW Retailer CT, Lic.#: 26519.
Decision: Approved 6-0

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
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SUPPLEMENTAL AGENDA

WEDNESDAY, MAY 25, 2011

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

1. Letter from Stephen O'Brien, Esq., on behalf of Salt and Pepper, requesting a Stipulated License, including letter of support from ANC 3D. ***Salt and Pepper***, 5125 MacArthur Blvd NW Retailer CR, Lic.#: 86790.
Decision: Approved 6-0
2. Letter from Andrew Kline, on behalf of Paul Bakery, requesting a Stipulated License, including letter of support from ANC 6C. ***Paul Bakery***, 1078 Wisconsin Ave NW Retailer CR, Lic.#: 84926.
Decision: Approved 6-0
3. Review of MPNA's letter, dated May 20, 2011, objecting to the Board's approval of Haydee's class change from CR to CT. ***Haydee's Restaurant***, 3102 Mt. Pleasant St, NW, Retailer CR, Lic.#: 24663. ***In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice and to preserve the attorney-client privilege between an attorney and a public body.***
Decision: Denied 6-0
4. Review of Haydee's response to MPNA's letter regarding its application for a class change for CR to CT. ***Haydee's Restaurant***, 3102 Mt. Pleasant St, NW, Retailer CR, Lic.#: 24663. ***In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice and to preserve the attorney-client privilege between an attorney and a public body.***
Decision: The Board denied MPNA's request 6-0.
5. Review of Application for Summer Garden/Sidewalk Café Endorsement for sidewalk café with seating for 8. ***Hours of Operation:*** Saturday & Sunday 7am-1am and Monday through Friday 6am-1am. ***Hours of Sales of Alcoholic Beverages:*** Monday through Sunday 11am-1am. No pending violations or citations. No Voluntary Agreement. ***In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed to consult with an attorney to obtain legal advice and to preserve the attorney-client privilege between an attorney and a public body.*** ***Café Soleil***, 839 17th Street NW Retailer CR, Lic.#: 24748. Previously published in the DC Register on 5/13/2011.
Decision: Approved 6-0

6. Review and approval of Show Cause Order for Churreria Madrid. ***Churreria Madrid***, 2505 Champlain Street NW, Retailer CR, Lic.#: 60806. Previously published in the DC Register on 5/13/2011.

Decision: Approved 6-0

7. Review and approval of Protest Order for Sunshine Bar & Lounge. ***Sunshine Bar & Lounge***, 7331 Georgia Ave NW, Retailer CR, Lic.#: 85239. Previously published in the DC Register on 5/13/2011.

Decision: Approved 6-0

Under Section 406(3) of the Open Meetings Act, it was not practical to publish notice of these matters in the District of Columbia Register. However, the notice requirements of section 406 (1)-(2) were satisfied.

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**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, MAY 25, 2011
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On May 25, 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#11-251-00091 Fado Irish Pub & Restaurant, 804 7TH ST NW Retailer C Tavern,
License#: ABRA-025663

Decision: No Further Action

2. Case#11-251-00123 Fur Factory, 33 PATTERSON ST NE Retailer C Nightclub, License#:
ABRA-060626

Decision: No Further Action

3. Case#11-251-00093 Nick's Riverside Grille, 3050 K ST NW A Retailer C Restaurant,
License#: ABRA-017308

Decision: No Further Action

4. Case#11-CMP-00138 Lebanese Taverna, 2641 CONNECTICUT AVE NW Retailer C
Restaurant, License#: ABRA-014389

Decision: Show Cause

5. Case#11-CC-00020 Le Pain Quotidien, 666 PENNSYLVANIA AVE SE Retailer D
Restaurant, License#: ABRA-080832

Decision: Sale to Minor Warning Letter

6. Case#11-CC-00018 Public Bar, 1214 A 18TH ST NW Retailer C Tavern, License#: ABRA-
081238

Decision: Sale to Minor Warning Letter

7. Case#10-PRO-00164 Marrakesh Palace Pasha Lounge, 2147 P ST NW Retailer C Tavern,
License#: ABRA-060695

Decision: FYI - Protest Report

8. Case#11-CMP-00156 Bookhill Bistro, 1639 WISCONSIN AVE NW Retailer C Restaurant,
License#: ABRA-085343

Decision: Staff Settlement

9. Case #N/A by D. Bailey: Days Inn Hotel, License Class N/A, License No. N/A

Decision: Refer to OAG, Criminal Division

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**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, MAY 25, 2011
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On May 25, 2011, the Alcoholic Beverage Control Board will hold an emergency closed meeting regarding the matter identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed for the following reasons: (1) To consult with an attorney to obtain legal advice; (2) To discuss and hear a report concerning alleged criminal or civil misconduct or violations of the law or regulations; and (3) To discuss and take action regarding specific methods and procedures to protect the public from substantial dangers to the public, and to receive briefings by staff members, legal counsel, or law enforcement concerning these methods and procedures.

**1. Case#11-251-00146(a) Café Citron, 1343 CONNECTICUT AVE NW Retailer C Restaurant,
License#: ABRA-060138**

Decision: Combine with 11-251-00146, Show Cause