

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

**NOTICE OF PUBLIC HEARINGS  
CALENDAR**

**WEDNESDAY, FEBRUARY 15, 2012  
2000 14<sup>TH</sup> 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 # 11-PRO-00093**

Matchbox 14th Street, LLC, t/a Matchbox  
1901 14th Street NW  
License #88258  
Retailer CR  
ANC 1B  
**New Application**

**Disposition: Group of Five or More Individuals granted standing with the  
appearance of Craig Brownstein. The Board scheduled the Protest Hearing on  
April 11, 2012 at 1:30 pm, 7-0.**

**Protest Hearing (Status)**

**9:30 AM**

**Case # 11-PRO-00089**

Best Wings, Inc., t/a Blue Gin  
1206 Wisconsin Ave NW  
License #17458  
Retailer CT  
ANC 2E  
**Substantial Change (Summer Garden)**

**Disposition: The Board scheduled the Protest Hearing on April 4, 2012 at 1:30  
pm, 7-0.**

**Protest Hearing (Status)**

**9:30 AM**

**Case # 11-PRO-00052**

El Tamarindo, Inc., t/a El Tamarindo Adams Morgan  
1785 Florida Ave NW  
License #71179  
Retailer CR  
ANC 1C

**Substantial Change (Sidewalk Cafe)**

**Disposition: Hearing Cancelled; The Parties have submitted a Voluntary Agreement, which will be considered by the Board on February 22, 2012.**

**Show Cause (Status)**

**9:30 AM**

**Case # 11-CMP-00183**

Occasions Caterers. Inc., t/a Occasions Caterers  
5458 3rd Street NE  
License #72482  
Retailer Caterer  
ANC 5A

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

**Disposition: The Board accepted an Offer in Compromise: \$850 payable on February 15, 2012; Dismissal of Charge II, 7-0.**

**Show Cause (Status)**

**9:30 AM**

**Case # 11-CMP-00377**

Eritrean Cultural Center t/a Eritrean Cultural Center  
600 L Street NW  
License #15698  
Retailer CX Multipurpose Facility  
ANC 2C

**Operating After Hours**

**Disposition: The Board accepted an Offer in Compromise: \$2,000 payable on February 15, 2012; 1 day triggered (Case No. 10-CMP-00548) to be served on February 21, 2012, 6-1 (Jones).**

Board's Calendar  
Page -3- February 15, 2012  
**Show Cause (Status)**

**9:30 AM**

**Case # 11-CMP-00257**

Café Japone Limited Partnership t/a Café Japone  
2032 P Street NW  
License #10581  
Retailer CR  
ANC 2B

**Failed to Maintain Books and Records, Failed to File Quarterly Statements**

**Disposition: The Board accepted an Offer in Compromise: \$4,000 to be paid within 60 days; 1 day triggered (Case No. 10-CMP-00486) to be served on February 26, 2012, 6-1 (Jones).**

**Show Cause (Status)**

**9:30 AM**

**Case # 11-CMP-00365**

MG Liquors, Inc., t/a Barrell House Liquors  
1341 14th Street NW  
License #23984  
Retailer A  
ANC 2F

**No ABC Manager on Duty, Operating After Hours**

**Disposition: The Board accepted an Offer in Compromise: \$2,000 payable on February 15, 2012, 7-0.**

**Show Cause (Status)**

**9:30 AM**

**Case # 11-CMP-00325**

Acqua 2 Limited Partnership I, t/a Acqua Al 2  
212 7th Street SE  
License #80056  
Retailer CR  
ANC 6B

**Substantial Change (Change to the Exterior), Failed to Obtain a Sidewalk Café Endorsement**

**The Board accepted an Offer in Compromise: \$1,000 to be paid in 30 days; Dismissal of Charge I, 7-0.**

**Fact Finding Hearing**

**9:30 AM**

**Manager's Application**

Ronnie Wilson

**Disposition: Approved for 6 months, 4-3 (Alberti, Jones, Brooks).**

**Show Cause Hearing**

**10:00 AM**

**Case # 11-251-00174**

Venus Indo Services, Inc., t/a Pan Mar Liquors

1926 I Street NW

License #60242

Retailer A

ANC 2B

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

*(Continued to April 11, 2012 at 4:30 pm)*

**Disposition: The Board granted Licensee's Motion for Continuance and this matter is continued until April 11, 2012 at 4:30 pm, 7-0.**

**Show Cause Hearing**

**11:00 AM**

**Case # 11-CMP-00275**

Daisuke Utagawa t/a Sushi-ko

2309 Wisconsin Ave NW

License #12457

Retailer CR

ANC 3B

**Failed to File Quarterly Statements**

**Disposition: The Board accepted an Offer in Compromise: \$750 to be paid within 14 days, 7-0.**

**BOARD RECESS AT 12:00 PM**

**ADMINISTRATIVE AGENDA**

**1:00 PM**

**Show Cause Hearing**

**1:30 PM**

**Case # 11-CMP-00141**

Sierra Catering  
1354 Leegate Road NW  
License #86514  
Retailer G  
ANC 4A

**Temporary License Application, Event held at The Historical Society of Washington, D.C., on March 26, 2011**

**Disposition: The Licensee failed to appear and the government proceeded ex parte. The Board held a Closed Meeting under the Open Meetings Act and will issue an order within 90 days, 7-0.**

**Fact Finding Hearing**

**2:30 PM**

Case # 11-CMP-00493  
Washington 009, LLC t/a McFadden's  
2401 Pennsylvania Ave NW  
License #60591  
Retailer CR  
ANC 2A  
**Violation of Voluntary Agreement**

**Disposition: No Further Action, 7-0.**

**Fact Finding Hearing**

**3:00 PM**

Case # 11-CMP-00476  
Pennsylvania Rail Inc., t/a Remington's  
639 Pennsylvania Ave SE  
License #9238  
Retailer CN  
ANC 6B

**Assault Inside of the Establishment, Transferred Security Responsibilities to a Third Party, Substantial Change (Expansion)**

**Disposition: The Board will keep this matter open for 90 days in order to resolve occupancy issues, 7-0.**

**Fact Finding Hearing**

**4:00 PM**

**Case # 11-251-00310**

Kimberly, Inc., t/a Mr. Smith's  
3104 M Street NW  
License #864  
Retailer CR  
ANC 2E

**Assault Inside of the Establishment**

**Disposition: No Further Action, 7-0.**

**Fact Finding Hearing**

**4:30 PM**

**Case # 11-251-00333**

Love Des, LLC, t/a Love  
1350 Okie Street NE  
License #84726  
Retailer CN  
ANC 5B

**Sale to Minor**

**Disposition: No Further Action, 7-0.**

**Show Cause Hearing**

**5:00 PM**

**Case # 11-CMP-00354**

Mimi & D, LLC, t/a Mood  
1318 9th Street NW  
License #86037  
Retailer CT  
ANC 2F

**Violation of Voluntary Agreement (Noise)**  
*(Continued to March 14, 2012 at 10:00 am)*

**Disposition: The Board rescheduled this matter for March 14, 2012 at 10:00 am.**

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

**NOTICE OF MEETING  
AGENDA**

**WEDNESDAY, FEBRUARY 15, 2012 AT 1:00 PM  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review Manager's Application for Anthony Deleo.\*\*  
***Decision: Approved, 6-0.***
2. Review of Manager's Application for Herby M. Leiva.\*\*  
***Decision: Approved, 6-0.***
3. Review of Change of Hours Application to change Hours of Operation, Hours of Alcoholic Beverage Sales/Consumption, and Hours of Entertainment. ***Current Hours of Operation and Hours of Alcoholic Beverage Sales/Consumption:*** Sunday 5:30pm-12am, Monday through Tuesday 5:30pm-1am, Wednesday and Thursday 5:30pm-1:30am, Friday and Saturday 5:30pm-2:45am. ***Current Hours of Entertainment:*** Sunday 9pm-12am, Monday through Tuesday 8pm-1am, Wednesday 8:30pm-11:30pm, Thursday 10pm-1am, Friday and Saturday 11pm-2am. ***Proposed Hours of Operation and Hours of Alcoholic Beverage Sales/Consumption:*** Sunday 11am-12am, Monday through Tuesday 11am-1am, Wednesday through Thursday 11am-1:30am, and Friday & Saturday 11am-2:45am. ***Current Hours of Entertainment:*** Sunday 6pm-12am, Monday through Tuesday 6pm-1am, Wednesday through Thursday 6pm-1:30am, Friday and Saturday 6pm-2:45am. No pending violations. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 1C. ***Instant Noodles/Sutra Lounge***, 2406 18th Street NW Retailer CR, Lic.#: 82430.\*  
***Decision: Approved, 6-0.***
4. Review of Entertainment Endorsement Application to include entertainment. ***Current Hours of Operation and Hours of Alcoholic Beverage Service/Consumption:*** Sunday through Thursday 11am-2am, Friday and Saturday 11am-3am. ***Proposed Hours of Entertainment:*** Sunday through Thursday 6pm-2am, Friday and Saturday 6pm-3am. No pending violations. No outstanding citations/fines. No voluntary agreement. ANC 2F. ***Lincoln***, 1110 Vermont Avenue NW Retailer CR, Lic.#: 86125.\*  
***Decision: Approved, 6-0.***
5. Review of Change of Hours Application to change Hours of Entertainment. ***Current Hours of Entertainment:*** Monday through Sunday 6pm-12am. ***Proposed Hours of Entertainment:*** Sunday through Thursday 6pm-2am, Friday and Saturday 6pm-3am. Pending investigative matter. No outstanding citations/fines. No voluntary agreement. ANC 2A. ***Hudson***, 2030 M Street NW Retailer CR, Lic.#: 77128.\*  
***Decision: Approved, 6-0.***

6. 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 10am-10pm. ***Proposed Hours of Operation:*** Monday through Saturday 10am-12am. No pending violations. No outstanding citations/fines. No conflict with Amendment to Voluntary Agreement. ANC 2B. ***1 West Dupont Circle Wines***, 2012 P Street NW Retailer A, Lic.#: 74429.\*  
***Decision: Approved, 6-0.***
7. Review of email, dated February 6, 2012, from Sanjeev Preet requesting a continuance for DC Star's Show Cause Status Hearing and the Show Cause Hearing due to Mr. Preet leaving the country. The Government does not oppose the request for continuance. ***DC Star***, 2135 Queens Chapel Road NE Retailer CN, Lic.#: 78881.\*  
***Decision: Approved, 6-0.***
8. Review of letter, dated January 31, 2012, from Martin Hutt stating that Slaviya is in violation of DC Code, the Voluntary Agreement, and Board Order 2008-195. ***Slaviya***, 2424 18th Street NW Retailer CR, Lic.#: 83910.\*  
***Decision: Refer to Enforcement for Investigation, 6-0.***
9. Review of email, dated February 3, 2012, from Stephen O'Brien requesting a cancellation or continuance of McFadden's Fact Finding Hearing. The hearing is currently scheduled for February 15, 2012. ***McFadden's***, 2401 Pennsylvania Avenue NW Retailer CR, Lic.#: 60591.\*  
***Decision: Denied; Fact Finding Hearing held on February 15, 2012, 6-0.***
10. Review of Voluntary Agreement, dated January 25, 2012, between Miriam's Cafeteria and the Shepherd Street Block Association. ***Miriam's Cafeteria***, 3931 14th Street NW Retailer CR, Lic.#: 75536.\*  
***Decision: Refer to Legal to clarify parties in the Voluntary Agreement, 6-0.***
11. Review of Voluntary Agreement, dated January 1, 2012, between Hikari Sushi and Sake Bar and ANC 6C. ***Hikari Sushi and Sake Bar***, 644 H Street NE Retailer CR, Lic.#: 88224.\*  
***Decision: Approved with modifications to Sections 3 and 8, 6-0.***
12. Review of Voluntary Agreement, dated January 30, 2012, between Po Boys Kitchen and ANC 6C. ***Po Boys Kitchen***, 709 H Street NE Retailer CR, Lic.#: 87903.\*  
***Decision: Approved, 6-0.***



13. Review of Voluntary Agreement, dated February 1, 2012, between Parc Deux Restaurarant Partners, LLC and ANC 2F. *Parc Deux Restaurant Partners, LLC*, 1601 14th Street NW  
Retailer CR, Lic.#: 88243.\*

*Decision: Approved with modifications to Sections 3, 5, 11 and 12, 6-0.*

**\* 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  
SUPPLEMENTAL AGENDA**

**WEDNESDAY, FEBRUARY 15, 2012 AT 1:00 PM  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

1. Review of request from Licensee for approval of a Stipulated License and letter of support from ANC 2C. **Zuppa Fresca**, 250 K Street NE Retailer CR, Lic.#: 88809.\*  
**Decision: Approved, 6-0.**
2. Review of request from Licensee for approval of a Stipulated License and letter of support from ANC 2B. **Art Jamz**, 1742 Connecticut Avenue NE Retailer DX, Lic.#: 88814.\*  
**Decision: Approved, 6-0.**
3. Review of email, dated February 13, 2012, from Iraklis Karabassis requesting that the Protest Hearing for M Café be postponed. The Protest Hearing is currently scheduled for February 22, 2012. **M Café**, 3236 Prospect Street NW Retailer CR, Lic.#: 87240.\*  
**Decision: Approved, 6-0.**
4. Review of Applicant's Motion for Continuance of Show Cause Hearing, dated February 13, 2012, from Andrew Kline. **George**, 3251 Prospect Street NW Retailer CR, Lic.#: 78058.\*  
**Decision: Approved, 6-0.**

**\* 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.**

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

**NOTICE OF MEETING  
INVESTIGATIVE AGENDA**

**WEDNESDAY, FEBUARY 15, 2012  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

**On FEBUARY 15, 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-CMP-00025 Ibiza, 1222 1ST ST NE Retailer C Nightclub, License#: ABRA-074456  
***Decision: Refer Back to Enforcement.***

2. Case#11-251-00378 Ibiza, 1222 1ST ST NE Retailer C Nightclub, License#: ABRA-074456  
***Decision: No Further Action.***

3. Case#12-CMP-00055 CB Twelve Twelve, 1212 U ST NW Retailer C Restaurant, License#: ABRA-077546  
***Decision: Staff Settlement and Show Cause (Voluntary Agreement Violation).***

4. Case#12-CMP-00049 CB Twelve Twelve, 1212 U ST NW Retailer C Restaurant, License#: ABRA-077546  
***Decision: Postponed until February 22, 2012.***

5. Case#12-CMP-00013 Sala Thai, 1301 U ST NW A Retailer C Restaurant, License#: ABRA-071866  
***Decision: Staff Settlement.***

6. Case#11-251-00385 Josephine, 1010 Vermont AVE NW Retailer C Tavern, License#: ABRA-076906  
***Decision: No Further Action.***

7. Case#12-CMP-00007 Darlington House: Cantina/Kitchen/Library, 1610 20TH ST NW Retailer C Restaurant, License#: ABRA-078028  
***Decision: Staff Settlement.***

8. Case#12-CMP-00005 Washington Plaza Hotel, 10 THOMAS CIR NW Retailer C Hotel, License#: ABRA-024625  
**Decision: Staff Settlement.**
9. Case#12-CMP-00008 Crowne Plaza, 1001 14TH ST NW Retailer C Hotel, License#: ABRA-025161  
**Decision: Show Cause.**
10. Case#12-251-00002 Fur Factory, 33 PATTERSON ST NE Retailer C Nightclub, License#: ABRA-060626  
**Decision: No Further Action.**
11. Case#12-CMP-00014 Marrakesh Palace Pasha Lounge, 2147 P ST NW Retailer C Tavern, License#: ABRA-060695  
**Decision: Show Cause.**
12. Case#12-CMP-00012 Legal Sea Foods, 702 - 708 7th ST NW Retailer C Restaurant, License#: ABRA-060194  
**Decision: Staff Settlement.**
13. Case#12-CMP-00011 The Cheesecake Factory, 5345 WISCONSIN AVE NW Retailer C Restaurant, License#:ABRA-014760  
**Decision: Staff Settlement.**
14. Case#12-CMP-00001 Wok and Roll, 604 H ST NW Retailer C Restaurant, License#: ABRA-060447  
**Decision: Staff Settlement.**
15. Case#12-CC-00015 The Bottom Line, 1716 I ST NW A Retailer C Tavern, License#: ABRA-000755  
**Decision: Postponed until February 22, 2012.**
16. Case#11-251-00412 The Fireplace, 2161 P ST NW Retailer C Tavern, License#: ABRA-014419  
**Decision: No Further Action.**
17. Case#12-CC-00005 Casa Lebrato, 1733 COLUMBIA RD NW Retailer B Retail - Grocery, License#: ABRA-080584  
**Decision: Staff Settlement.**
18. Case#12-CC-00014 Weltman's Liquors, 3938 MINNESOTA AVE NE Retailer A Retail - Liquor Store, License#:ABRA-082076  
**Decision: Postponed until February 22, 2012.**

19. Case#11-251-00358 W Washington DC, 515 15TH ST NW Retailer C Hotel, License#: ABRA-075952

***Decision: No Further Action.***

20. Case#11-CMP-00508 Park Market, 3400 13TH ST NW Retailer B Retail - Grocery, License#: ABRA-082459

***Decision: No Further Action.***

21. Case#12-CC-00016 Capitol Fine Wine & Spirits, 415 H ST NE Retailer A Retail - Liquor Store, License#:ABRA-082981

***Decision: Postponed until February 22, 2012.***

22. Case#12-CC-00008 1618 Variety Market, 1618 8th ST NW Retailer B Retail - Grocery, License#: ABRA-084582

***Decision: Sale to Minor Warning Letter and Staff Settlement (No ABC Manager on Duty).***

23. Case#12-CMP-00003 Daikaya, 706 6TH ST NW Retailer C Restaurant, License#: ABRA-088296

***Decision: No Further Action.***

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

**NOTICE OF MEETING  
LICENSE CANCELLATION**

**WEDNESDAY, FEBRUARY 15, 2012  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

The Board is requested to approve the following license cancellations for the reasons outlined below.

ABRA – 074352 – **Market to Market** – A – 740 5<sup>th</sup> Street, NW. [Request for cancellation received.]

***Decision: Cancelled, 6-0.***

ABRA – 081522 – **Annie & Teddy's Po Boys** – CR – 1400 Pennsylvania Avenue, SE. [Request for cancellation received.]

***Decision: Cancelled, 6-0.***