

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

**NOTICE OF PUBLIC HEARINGS
CALENDAR**

**WEDNESDAY, MARCH 14, 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**

Show Cause (Status)

9:30 AM

Case #s 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 scheduled the Show Cause Hearing on April 25,
2012 at 11:00 am.**

Show Cause (Status)

9:30 AM

Case #s 11-251-00188, # 11-251-00212 and # 11-251-00366

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 scheduled the Show Cause Hearing on April 25,
2012 at 11:00 am.**

Board's Calendar
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Show Cause (Status)

9:30 AM

Case # 11-CMP-00460
Lalibela, Inc., t/a Lalibella Ethiopian Restaurant
1415 14th Street NW
License #23745
Retailer CR
ANC 2F
Failed to File Quarterly Statements

Disposition: The Board accepted an Offer in Compromise: \$750 to be paid within 60 days, 7-0.

Show Cause (Status)

9:30 AM

Case # 11-CC-00074
Get, LLC, t/a Lucky Corner Market
3433 Georgia Ave NW
License #82127
Retailer B
ANC 4D

Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age, No ABC Manager on Duty

Disposition: The Board accepted an Offer in Compromise: \$500 to be paid within 60 days; Sale to Minor Warning Letter, 7-0.

Show Cause (Status)

9:30 AM

Case # 11-CMP-00413
Sami Restaurant, LLC, t/a Jamaican Joe's Famous Jerk Chicken
2420 18th Street NW
License #86876
Retailer CR
ANC 1C
Failed to File Quarterly Statements

Disposition: The Board scheduled the Show Cause Hearing on April 18, 2012 at 4:30 pm.

Show Cause Hearing

10:00 AM

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)

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 # 11-251-00059

1900 M Restaurant Associates, Inc., t/a Rumors Restaurant
1900 M Street NW
License #71717
Retailer CN
ANC 2B

**Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Failed to Comply With Security Plan
(Continued to June 13, 2012 at 10:00 am)**

Disposition: The Board rescheduled this matter for June 13, 2012 at 10:00 am.

Contested Fact Finding Hearing

11:00 AM

Case # 12-CMP-00064

R-S, Inc., t/a Souk Restaurant
1208 H Street NE
License #88675
Retailer CT
ANC 6A

New Application, Request for a Stipulated License, Selling Alcohol without a License, Fitness for Licensure

Disposition: The Board rescheduled this matter for March 21, 2012 at 2:30 pm.

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

1:30 PM

Show Cause Hearing

Case #s 10-CMP-00660 & #10-CMP-00659

Terfneh Kahsay t/a Salina Restaurant
1936 9th Street NW
License #82969
Retailer CR
ANC 1B
Failed to Comply with a Board Order

Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid on March 14, 2012; 2 days of suspension to be served on March 20, 2012 and March 21, 2012, 4-2 (Jones, Alberti).

2:30 PM

Show Cause Hearing

Case #s 11-CMP-00157, #11-251-00226 and #11-CMP-00322

Polo DC, LLC/Rugby Café, LLC, t/a Rugby Café
1065 Wisconsin Ave NW
License #75703
Retailer CR
ANC 2E

Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age, Failed to Obtain an Entertainment Endorsement, Substantial Change (Entertainment Endorsement), Failed to Maintain Books and Records, Failed to File Quarterly Statements

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

3:30 PM

Show Cause Hearing

Case # 11-AUD-00001 (a)

C. Field Group, LLC, t/a District Lounge and Grille
2473 18th Street NW
License #81908
Retailer CR
ANC 1C

Failed to Meet Food Requirements, Failed to Maintain Records for Three Years

Disposition: The Board REJECTED an Offer in Compromise: Amend notice to add an additional No Books and Records charge; dismiss Food Sales charge; \$4,500 to be paid within 30 days; close Books for 2010, 5-0. The Board closed the record for 11-AUD-00001 and will issue an Order within 90 days with respect to failure to meet food sales requirements. The Board will hold a Closed Meeting under the Open Meetings Act after submission of Licensee's proposed Findings of Fact and Conclusions of Law.

Fact Finding Hearing

4:30 PM

Case # 11-251-00353

Mad Hatter CT Avenue, LLC, t/a Mad Hatter
1321 Connecticut Ave NW
License #82646
Retailer CT
ANC 2B

Assault Inside of the Establishment

Disposition: The Board rescheduled this matter for April 4, 2012 at 10:00 am.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
AGENDA

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

1. Review of Change of Hours Application to change Sunday Hours of Sales/Consumption. ***Current Sunday Hours of Sales/Consumption:*** Sunday 10am-2am. ***Proposed Sunday Hours of Sales/Consumption:*** Sunday 8am-2am. Pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2F. ***Washington Plaza Hotel***, 10 Thomas Circle NW Retailer CH, Lic.#: 24625.*
Decision: Approved, 5-0.
2. Review of Application for Summer Garden for 200 seats. ***Proposed Summer Garden Hours of Operation:*** Monday through Sunday 24hrs. ***Proposed Summer Garden Hours of Sales/Consumption:*** Sunday through Thursday 8am-2am, Friday & Saturday 8am-3am. Pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2F. ***Washington Plaza Hotel***, 10 Thomas Circle NW Retailer CH, Lic.#: 24625.*
Decision: Approved, 5-0.
3. Review of Entertainment Endorsement Application to add entertainment and dancing. ***Current Hours of Operation:*** Monday through Sunday 24hrs/day. ***Current Hours of Sales/Consumption:*** Sunday 10am-2am, Monday through Thursday 8am-2am, Friday and Saturday 8am-3am. ***Proposed Hours of Entertainment:*** Sunday through Thursday 6pm-2am, Friday & Saturday 6pm-3am. Pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2F. ***Washington Plaza Hotel***, 10 Thomas Circle NW Retailer CH, Lic.#: 24625.*
Decision: Approved, 5-0.
4. Review of Amended Entertainment Endorsement Application to add dancing and cover charge. ***Current Hours of Operation:*** Sunday through Thursday 11am-2am, Friday & Saturday 11am-3am. ***Current Hours of Sales/Consumption:*** Sunday through Thursday 11am-2am, Friday & Saturday 11am-3am. ***Current Hours of Entertainment:*** Sunday through Thursday 6pm-2am, Friday & Saturday 6pm-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 3C. ***St. Arnold's Mussel Bar***, 3433 Connecticut Avenue NW Retailer CR, Lic.#: 88441.*
Decision: Approved, 5-0.

5. Review of Change of Hours Application to change Premises Hours of Operation and Hours of Sales/Consumption. ***Current Premises Hours of Operation and Hours of Sales/Consumption:*** Sunday through Thursday 11am-2am, Friday & Saturday 11am-3am. ***Proposed Premises Hours of Operation and Hours of Sales/Consumption:*** Sunday through Thursday 8am-2am, Friday & Saturday 8am-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 3C. ***St. Arnold's Mussel Bar***, 3433 Connecticut Avenue NW Retailer CR, Lic.#: 88441.*
Decision: Approved, 5-0.
6. Review of Letter from Rena L. Straus on behalf of Ella, LLC (former landlord of Food and Fun Network, LLC, t/a Slaviya ("Licensee")) requesting that any transfer of the liquor license held by Licensee be blocked for nonpayment of back rent and property taxes. ANC 1C. ***Slaviya***, 2424 18th Street NW Retailer CR, Lic.#: 83910.*
Decision: Denied, 5-0.
7. Review of Amended Entertainment Endorsement Application to add dancing and cover charge. ***Current Hours of Operation and Hours of Sales/Consumption:*** Sunday through Thursday 11:30am-2am, Friday 11:30am-3am, Saturday 4pm-3am. ***Current Hours of Entertainment:*** Sunday through Thursday 6pm-2am, Friday & Saturday 6pm-3am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 2B. ***Cities***, 919 19th Street NW Retailer CR, Lic.#: 86319.*
Decision: Approved, 5-0.
8. Review of Change of Hours Application to change Hours of Sales. ***Current Hours of Sales:*** Monday through Sunday 9am-10pm. ***Proposed Hours of Sales:*** Monday through Sunday 9am-12am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 7E. ***Night N Day 24 Hour Convenience Store***, 5026 Benning Road SE Retailer B, Lic.#: 81343.*
Decision: Approved, 5-0.
9. Review of letter, dated March 5, 2012, from Shaw's Tavern regarding approval and issuance of the stipulated license. ***Shaw's Tavern***, 520 Florida Avenue NW Retailer CT, Lic.#: 88569.*
Decision: Referred to Legal, 5-0.
10. Review of letter, dated March 1, 2012, from Stephen O'Brien requesting permission for Sixth Engine to store invoices off site. The invoices will be stored at 520 North Capitol Street, NW. ***Sixth Engine***, 438 Massachusetts Avenue NW Retailer CT, Lic.#: 84584.
Decision: Approved, 5-0.

11. Review of correspondence, dated February 29, 2012, from Commissioner Michael Bernardo of ANC 2F requesting reinstatement for the 1541 Q, LLC protest. Commissioner Bernardo stated that he was not given notice of the Roll Call Hearing on February 21, 2012. ***To Be Determined***, 1541 14th Street NW Retailer CR, Lic.#: 88504.*
Decision: Denied, 5-0.
12. Review of Voluntary Agreement, dated March 1, 2012, between HR-57 and ANC 6A. ***HR-57***, 1007 H Street NE Retailer CT, Lic.#: 88592.*
Decision: Approved with modifications to Sections 2(i), 2(j), and 3(d), 4-0 (Recusal by Alberti).
13. Review of Civil Penalty Rulemaking.
Decision: Postponed until March 21, 2012.
14. Review of Sale To Minor Egregious Rulemaking.
Decision: Approved, 5-0.
15. Review of Metropolitan Police Department Reimbursable Detail Officer Rulemaking.
Decision: Approved, 5-0.

*** 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
SUPPLEMENTAL AGENDA

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

1. Review of Entertainment Endorsement Application to add entertainment. ***Current Hours of Operation and Hours of Sales/Service:*** Monday through Friday 11am-12:45am, Saturday and Sunday 11am-2am. ***Proposed Hours of Entertainment:*** Monday through Friday 6pm-12:45am, Saturday and Sunday 6pm-2am. No pending violations. No outstanding citations/fines. Voluntary agreement. This was previously approved for hours inconsistent with the Voluntary Agreement on February 29, 2012. ANC 3C. ***District 2 Bar & Grille***, 3228 Wisconsin Avenue NW Retailer CT, Lic.#: 77455.*
Decision: Approved, 5-0.
2. Review of request for One Day Substantial Change, dated March 13, 2012, for the use of a portable bar and a tent in the sidewalk café seating area. ***P.J. Clarke's And SideCar***, 1600 K Street NW Retailer CR, Lic.#: 84688.*
Decision: Approved, 5-0.
3. Review of correspondence, dated February 23, 2012, from Andrew Kline requesting review of a report from the applicant's sound engineer. ***To Be Determined***, 3313 11th Street NW Retailer CR, Lic.#: 85471.*
Decision: Referred to Legal to provide Applicant with Board's comments, 5-0.
4. Review of opposition to ANC 2F's request for reinstatement, dated March 12, 2012, from Thaddeus Curtz. ***To Be Determined***, 1541 14th Street NW Retailer CR, Lic.#: 88504.*
Decision: ANC 2F's request for reinstatement denied as indicated in Item #11 on Agenda.
5. Review of request for reconsideration, dated March 6, 2012, from Michael Mazzuchi regarding the Al Forno Pizzeria and Trattoria Voluntary Agreement modifications requested by the Board. ***Al Forno Pizzeria and Trattoria***, 3201 New Mexico Avenue NW Retailer CR, Lic.#: 87728.*
Decision: Denied, 5-0.

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

On MARCH 14, 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#12-251-00011 Josephine, 1010 Vermont AVE NW Retailer C Tavern, License#: ABRA-076906

Decision: No Further Action.

2. Case#12-251-00086 DC Fish Carryout, 3475 14TH ST NW Retailer B Retail - Grocery, License#: ABRA-074236

Decision: Show Cause.

3. Case#12-CMP-00053 Georgia Line Convenience Store, 5125 GEORGIA AVE NW Retailer B Retail - Grocery, License#: ABRA-079225

Decision: Fact Finding.

4. Case#12-251-00008 Cafe Citron, 1343 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-060138

Decision: Postponed until March 21, 2012.

5. Case#11-CMP-00490 Soussi, 2228 18TH ST NW Retailer C Restaurant, License#: ABRA-060448

Decision: Staff Settlement.

6. Case#11-251-00393 Third Edition/The Taqueria, 1218 WISCONSIN AVE NW Retailer C Tavern, License#: ABRA-000604

Decision: No Further Action.

7. Case#12-251-00004 The Good Guys Restaurant, 2311 WISCONSIN AVE NW Retailer C Nightclub, License#: ABRA-000899

Decision: No Further Action.

8. Case#11-251-00410 Sesto Senso/ Andalu/Spot/Lupe/M I A, 1214 18TH ST NW Retailer C Tavern, License#: ABRA-081092

Decision: No Further Action.

9. Case#12-251-00007 Corina's Restaurant, 831 KENNEDY ST NW Retailer C Restaurant, License#: ABRA-079873

Decision: No Further Action.

10. Case#12-CMP-00069 Mood, 1318 9TH ST NW Retailer C Tavern, License#: ABRA-086037

Decision: No Further Action.

11. Case#12-CMP-00074 Mood, 1318 9TH ST NW Retailer C Tavern, License#: ABRA-086037

Decision: Show Cause.

12. Case#12-CMP-00073 Lincoln, 1110 VERMONT AVE NW Retailer C Restaurant, License#: ABRA-086125

Decision: Staff Settlement.

13. Case#12-CMP-00021 Casa Blanca Restaurant, 1014 VERMONT AVE NW Retailer D Restaurant, License#: ABRA-020067

Decision: Refer to the Office of Tax and Revenue; Show Cause.

14. Case#12-CC-00014 Weltman's Liquors, 3938 MINNESOTA AVE NE Retailer A Retail - Liquor Store, License#: ABRA-082076 (Previously published in the 2/15/12 DC Register)

Decision: Sale to Minor Warning Letter; Staff Settlement.

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

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

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

On March 14, 2012, 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#12-251-00103 Club Timehri, 2439 18TH ST NW Retailer C Tavern, License#: ABRA-077730

Decision: Summary Suspension, 7-0.

2. Case#12-251-00104 Island Cafe, 829 UPSHUR ST NW Retailer C Tavern, License#: ABRA-060578

Decision: Summary Suspension, 5-2 (Jones, Nophlin).

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
ORDERS TO CEASE & DESIST

WEDNESDAY, MARCH 14, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

The Board is requested to issue Orders to Cease & Desist to the following licenses for the reasons outlined below.

ABRA – 024563 – **Roberto's** – CT – 3708 14th Street, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 079219 – **Kendejah** – CT – 5828 Georgia Avenue, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 083416 – **ACKC Cocoa Bar** – CT – 1529 14th Street, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 076344 – **Black Fox** – CT – 1723 Connecticut Avenue, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 086855 – **Pho DC Bar & Grill** – CT – 1140 19th Street, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 083695 – **Biergarten Haus** – CT – 1355 H Street, NE. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 78578 – **SOVA Espresso & Wine** – CT – 1359 H Street, NE. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 076290 – **Jordan's** – CT – 523 8th Street, SE. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 087045 – **DC Reynolds** – CT – 3628 Georgia Avenue, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 086024 – **1820 Bar & Lounge** – CT – 1820 Benning Road, NE. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 014272 – **Rendezvous Lounge** – CT – 2226 18th Street, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 073821 – **Cleveland Park Bar & Grill** – CT – 3421 Connecticut Avenue, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Postponed until March 21, 2012.

ABRA – 071833 – **Cobalt/30 Degrees/Level One** – CT – 1639 R Street, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 074456 – **Ibiza** – CN – 1222 1st Street, NE. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.

ABRA – 000771 – **Macombo Lounge** – CN – 5335 Georgia Avenue, NW. [Licensee did not make 2nd Year Payment in September 2011.]

Decision: Cease and Desist, 5-0.