

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

**NOTICE OF PUBLIC HEARINGS  
CALENDAR**

**WEDNESDAY, APRIL 18, 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 # 12-PRO-00012**

Stubs, LLC, t/a Stub's Kitchen and Wine

1401 T Street NW

License #88527

Retailer CR

ANC 2B

**New Application**

**Disposition: The Board scheduled the matter for a Protest Hearing on May  
23, 2012 at 4:00 pm.**

**Show Cause Hearing (Status)**

**9:30 AM**

**Case # 11-251-00316 and # 11-CMP-00115**

Taboo, LLC, t/a DC Star

2135 Queens Chapel Road NE

License #78881

Retailer CN

ANC 5B

**Allowed Establishment to be Used for Unlawful or Disorderly Purposes,  
Failed or Refused to Allow an ABRA Investigator to Enter or Inspect  
Without Delay the Licensed Premises or Examine the Books and Records of  
the Business, or Otherwise Interfered with an Investigation, Failed to  
Follow Security Plan, Violation of Voluntary Agreement**

**Disposition: The Board scheduled the matter for a Show Cause Hearing on  
May 9, 2012 at 10:00 am.**

**Fact Finding Hearing**

**9:30 AM**

District of Columbia CVS Pharmacy, LLC, t/a CVS Pharmacy #1354  
2601 Connecticut Ave NW  
License #88912  
Retailer B  
ANC 3C  
**New Application**

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

**Fact Finding Hearing**

**10:30 AM**

**Case # 11-251-00388**  
DC Irish, LLC, t/a Sign of the Whale  
1825 M Street NW  
License #85120  
Retailer CT  
ANC 2B  
**Assault Outside of the Establishment**

**Disposition: The Board took No Further Action.**

**Show Cause Hearing**

**11:00 AM**

**Case # 11-CMP-00463**  
S & W D.C. LLC, t/a Smith and Wollensky  
1112 19th Street NW  
License #60001  
Retailer CR  
ANC 2B  
**Failed to File Quarterly Statements**  
*(Continued to June 20, 2012)*

**Disposition: The Board rescheduled this matter for June 20, 2012.**

**BOARD RECESS AT 12:00 PM**

**ADMINISTRATIVE AGENDA  
1:00 PM**

**Fact Finding Hearing** **1:00 PM**

Walgreen Co., t/a Walgreens # 11408  
4225 Connecticut Ave NW  
License #88579  
Retailer B  
ANC 3F  
**New Application**

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

**Show Cause Hearing** **1:30 PM**

**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**  
*(Continued to May 9, 2012)*

**Disposition: The Board rescheduled this matter for May 9, 2012.**

**Show Cause Hearing** **2:00 PM**

**Case # 11-251-00201**  
1716 I, LLC, t/a Eye Bar/Garden of Eden  
1716 I Street NW  
License #83133  
Retailer CT  
ANC 2B  
**Failed to Follow Security Plan**  
*(The Government dismissed this matter)*

**Disposition: The Government dismissed this matter.**

**Show Cause Hearing**

**2:00 PM**

**Case # 11-CMP-00179**

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

**Failed to Maintain Books and Records, Violation of Voluntary Agreement**

**Disposition: The Board REJECTED an Offer in Compromise: \$500 to be paid on April 18, 2012; 8 days served (Sunday, April 29, 2012 through Sunday, May 6, 2012), 4-2 (Miller, Nophlin). The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days.**

**Protest Hearing**

**3:00 PM**

**Case # 11-PRO-00091**

A Taste International, LLC, t/a Xclusive Restaurant and Lounge  
707 H Street NE  
License #88205  
Retailer CT  
ANC 6C

**New Application**

**Disposition: The Applicant withdrew its Application.**

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING  
AGENDA

WEDNESDAY, APRIL 18, 2012 AT 1:00 PM  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Manager's Application for Sajjad Nazar Mahar. \*\*  
*Decision: Approved, 4-2 (Miller, Nophlin).*
2. Review of request from Candace Fitch on behalf of Licensee requesting approval of a change of address from 3813-3815 Georgia Avenue, NW, to 3813 Georgia Avenue, NW, and an update of the licensed premises to include the second floor with a new Occupancy Load of 183, with 116 seats (the Licensee was placarded for an Occupancy Load of 190, with 146 seats). No pending investigative matters. No outstanding citations/fines. No Voluntary Agreement. ANC 4C.  
*Billy's, 3813-3815 Georgia Avenue NW Retailer CT, Lic.#: 87703.\**  
*Decision: Approved, 6-0.*
3. 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 Thursday 9am-9pm, Friday and Saturday 9am-10pm. *Proposed Hours of Operation and Hours of Sales of Alcoholic Beverages:* Monday through Saturday 9am-12am. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 1B.  
*Fairmont Liquor & Grocery, 2633 Sherman Avenue NW Retailer A, Lic.#: 80900.\**  
*Decision: Approved, 6-0.*
4. Review of letter from Licensee requesting approval to extend premises to adjoining space located at 3232 11th Street, NW; review of trade name change from "Eleventh Hour Wine Bar" to "Room 11"; change of hours to commence Hours of Operation from 11am Monday through Sunday to 6am Monday through Sunday; and change of license class/type from a CR to a CT License. No pending investigative matters. No outstanding citations/fines. Conflict with Voluntary Agreement. *Eleventh Hour Wine Bar, 3234 11th Street NW Retailer CR, Lic.#: 79568.\**  
*Decision:*  
*Extension of Premises: Placard, 6-0.*  
*Trade Name Change: Licensee must submit an application, 6-0.*  
*Change of Hours: Denied because there is a conflict with the Voluntary Agreement, 6-0.*  
*Change of License Class: Placard, 6-0.*
5. Review of letter from Paul Pascal requesting issuance of Storage Facility Permit to Domaine DC, LLC for a site located at 4221 Connecticut Avenue, NW.  
*Decision: Approved, 6-0.*

6. Review of correspondence, dated April 8, 2012, from Danny Lai requesting a waiver of the import requirements to ship more than a case of alcohol to the Alcohol and Tobacco Tax and Trade Bureau in a one month period. \*  
**Decision: Postponed until April 25, 2012.**
7. Review of resolution, dated March 15, 2012, from ANC 6B regarding single sales exceptions.  
**Decision: FYI.**
8. Review of request for reinstatement, dated April 4, 2012, from Commissioner Michael Benardo of ANC 2F on the basis that the ANC did not receive enough notice of the Roll Call Hearing.  
**To Be Determined (HGH 1610, LLC), 1610 14th Street NW Retailer CT, Lic.#: 88785. \***  
**Decision: Denied, 5-1 (Miller).**
9. Review of Motion to Intervene, dated April 4, 2012, from Matthew LeFande for K Street.  
**K Street Lounge, 1301 K Street NW Retailer CN, Lic.#: 72225.\***  
**Decision: Postponed until April 25, 2012.**
10. Review of Voluntary Agreement, dated April 3, 2012, between B Café and Protestants. **B Café, 3740 12th Street NE Retailer CR, Lic.#: 83121.\***  
**Decision: Approved, 4-1 (Miller). Recusal by Mobley.**
11. Review of Voluntary Agreement, dated April 5, 2012, between Menomale, LLC, ANC 5B, and Protestants. **To Be Determined (Menomale, LLC), 2711 12th Street NE Retailer CR, Lic.#: 88564.\***  
**Decision: Approved, 6-0.**
12. Review of Voluntary Agreement, dated April 6, 2012, between DGS Delicatessen, ANC 2B, and Protestants. **DGS Delicatessen, 1317 Connecticut Avenue NW Retailer CR, Lic.#: 88831.\***  
**Decision: Approved with modifications to Sections 8, 9, and 26, 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, APRIL 18, 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 to extend safekeeping period for 120 days to allow for the transfer of the license to the new tenant. No pending investigative matters. No outstanding citations/fines. No conflict with Voluntary Agreement. ANC 2E. *Garrett's Restaurant*, 3003 M Street NW Retailer CT, Lic.#: 15721.  
**Decision: Approved for 120 days, 6-0.**
2. Review of request from Licensee to expand to adjacent warehouse space located at 249 Florida Avenue, NW. No pending investigative matters. No outstanding citations/fines. No voluntary agreement. ANC 5C. *Ledroit Wines & Beer*, 247 Florida Avenue NW Wholesaler A, Lic.#: 76612.  
**Decision: Approved, 6-0.**
3. Review of letter from Stephen O'Brien on behalf of Licensee requesting approval of the addition of a second vessel (the "Harbour Belle") to the license pursuant to DC Code § 25-113(h)(3) without deeming the addition a substantial change. No pending investigative matters. No outstanding citations/fines. ANC 6D. *Patriot II*, 100 Potomac Avenue SE Retailer C Marine Vessel, Lic.#: 84405.\*  
**Decision: Approved, 6-0.**
4. Review of correspondence, dated April 10, 2012, from Gary Bortnick requesting that the Board reduce or waive the placard period for Magruder's request to remove two Voluntary Agreements. *Magruder's*, 5618 Connecticut Avenue NW Retailer A, Lic.#: 67.\*  
**Decision: Denied, 6-0.**
5. Review of request for a single sales moratorium exception for B&M Food Store, dated March 5, 2012. ANC 6C supports the request. *B & M Food Store*, 215 New York Avenue NW Retailer B, Lic.#: 1213.  
**Decision: Approved, 6-0.**
6. Review of Voluntary Agreement Amendment, dated March 12, 2012, between Patriot II and ANC 6D. *Patriot II*, 100 Potomac Avenue SE Retailer C Marine Vessel, Lic.#: 84405.\*  
**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  
LICENSE CANCELLATION

WEDNESDAY, APRIL 18, 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 – 084432 – **Tandoori Time** – CR – 1140 19<sup>th</sup> Street, NW. [Request for cancellation received.]

*Decision: Cancelled, 6-0.*

ABRA – 077380 – **Beacon Hotel Corporate Quarters** – Caterer – 1615 Rhode Island Avenue, NW. [Request for cancellation received.]

*Decision: Cancelled, 6-0.*

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING  
INVESTIGATIVE AGENDA

WEDNESDAY, APRIL 18, 2012  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

On APRIL 18, 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-00093 Shadow Room, 2131 K ST NW Retailer C Nightclub, License#: ABRA-075871  
*Decision: No Further Action.*
2. Case#12-251-00026 The Front Page Restaurant & Grille, 1333 NEW HAMPSHIRE AVE NW Retailer C Restaurant, License#: ABRA-001910  
*Decision: No Further Action.*
3. Case#12-CC-00026 Armands Chicago Pizzeria, 4231 WISCONSIN AVE NW Retailer C Restaurant, License#: ABRA-000826  
*Decision: Sale to Minor Warning Letter, Show Cause.*
4. Case#12-251-00047 Recess Bar, 727 15TH ST NW Retailer C Nightclub, License#: ABRA-081805  
*Decision: No Further Action.*
5. Case#12-CMP-00108 District Lounge and Grille, 2473 18TH ST NW Retailer C Restaurant, License#: ABRA-081908  
*Decision: Sale to Minor Warning Letter, Show Cause.*
6. Case#12-251-00062 The Mighty Pint, 1831 M ST NW Retailer C Tavern, License#: ABRA-084184  
*Decision: No Further Action.*
7. Case#12-251-00029 Opera Ultra Lounge, 1400 I ST NW Retailer C Nightclub, License#: ABRA-084711  
*Decision: No Further Action.*

8. Case#11-CMP-00515 Sunset Liquors, 1627 1ST ST NW Retailer A Retail - Liquor Store,  
License#: ABRA-060657

**Decision: No Further Action.**

9. Case#12-CC-00033 Lavagna, 539 8TH ST SE Retailer C Restaurant, License#: ABRA-  
086529

**Decision: Sale to Minor Warning Letter.**

10. Case#12-CMP-00106 Climax Restaurant & Hookah Bar, 900 FLORIDA AVE NW Retailer  
C Tavern, License#: ABRA-088290

**Decision: Fact Finding.**

11. Case#11-PRO-00091 Xclusive Restaurant and LoungeE, 707 H ST NE Retailer C Tavern,  
License#: ABRA-088205

**Decision: FYI – Protest Report.**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
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**NOTICE OF MEETING  
INVESTIGATIVE AGENDA**

**WEDNESDAY, APRIL 18, 2012  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

**On April 18, 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#12-251-00137 LUX, 649 NEW YORK AVE NW Retailer C Nightclub, License#:  
ABRA-071743

*Decision: Fact Finding, 6-0.*