

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF PUBLIC HEARINGS
CALENDAR

WEDNESDAY, OCTOBER 24, 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

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00194

Sunshine Bar & Lounge, LLC, t/a Sunshine Bar & Lounge

7331 Georgia Ave NW

License #85239

Retailer CR

ANC 4B

Substantial Change without Board Approval, Failed to Comply with Board Order

Disposition: The Board scheduled the Show Cause Hearing for January 30, 2013 at 10:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 12-251-00123

Sunshine Bar & Lounge, LLC, t/a Sunshine Bar & Lounge

7331 Georgia Ave NW

License #85239

Retailer CR

ANC 4B

Interfered with an MPD Investigation, Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Operating After Board Approved Hours

Disposition: The Board scheduled the Show Cause Hearing for January 23, 2013 at 4:30 pm.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00187
Mimi & D, LLC, t/a Mood
1318 9th Street NW
License #86037
Retailer CT
ANC 2F

Failed to Comply with Board Order

Disposition: The Board accepted an Offer in Compromise: \$3,000 to be paid within 90 days; 1 day served on Wednesday, November 7, 2012, 5-0.

Show Cause Hearing (Status)

9:30 AM

Case # 11-CMP-00513
Ahmed Ouhman Enterprises, t/a Marrakech Lounge
1817 Columbia Road NW
License #87585
Retailer CR
ANC 1C

Violation of Voluntary Agreement, Noise Violation, Failed to Obtain a Sidewalk Café and Summer Garden Endorsement

Disposition: The Board scheduled the Show Cause Hearing for January 23, 2013 at 2:30 pm.

Show Cause Hearing (Status)

9:30 AM

Case # 12-251-00384
Island Café, Inc., t/a Island Café
829 Upshur Street NW
License #60578
Retailer CT
ANC 4C

Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose

Disposition: The Board accepted an Offer in Compromise: \$5,000 to be paid within 45 days; 5 days stayed for one year, 4-1 (Alberti).

Show Cause Hearing (Status)

9:30 AM

Case # 12-251-00090

Delta Elite, Inc., t/a Delta Elite
3734 10th Street NE
License #1182
Retailer CN
ANC 5A
Failed to Comply With Security Plan

Disposition: The Board scheduled the Show Cause Hearing for January 23, 2013 at 11:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00106

Solomon Enterprises, LLC, t/a Climax Restaurant & Hookah Bar
900 Florida Ave NW
License #88290
Retailer CT
ANC 1B

Violation of Voluntary Agreement, Operating After Board Approved Hours

Disposition: The Board scheduled the Show Cause Hearing for January 23, 2013 at 11:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CC-00051

Twin T's, LLC, t/a DC Shenanigans
2450 18th Street NW
License #88119
Retailer CT
ANC 1C

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

Disposition: The Board scheduled the Show Cause Hearing for January 23, 2013 at 10:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 12-AUD-00028

HML Rose, Inc., t/a Lindy's Bon Appétit
2040 I Street NW
License #23533
Retailer CR
ANC 2A

Failed to File Quarterly Statements (4th Quarter 2011)

Disposition: The Board scheduled the Show Cause Hearing for January 23, 2013 at 10:00 am.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00161

Atsede Corporation, t/a Nile Market & Kitchen
7815 Georgia Ave NW
License #60432
Retailer CR
ANC 4B

Failed to Maintain Books and Records, Failed to Obtain Importation Permits, Failed to File Quarterly Statements (4th Quarter 2011)

Disposition: The Board scheduled the Show Cause Hearing for January 16, 2013 at 11:00 am.

Show Cause Hearing

11:00 AM

Case # 12-251-00100

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

Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Failed to Comply With Security Plan

Disposition: The Board continued the Show Cause Hearing to November 7, 2012 at 11:00 am.

BOARD RECESS AT 12:00 PM

**ADMINISTRATIVE AGENDA
1:00 PM**

Fact Finding Hearing

1:30 PM

Case # 12-CMP-00214

Entorage

2700 New York Ave NW

License #89512

Retailer F

Temporary License Application, Follow-up to event held at Days Inn Hotel., on May 12, 2012

Disposition: The Board will deny any application filed by the Applicant for one year. The Board will hold a Fact Finding Hearing in the near future to assess the venue's operations and management. The Board will not approve any Temporary Applications at this venue until after the Fact Finding Hearing evaluation, 6-0.

Fact Finding Hearing

2:00 PM

Mexican Café, Inc., t/a Margarita Restaurant

2317 Wisconsin Ave NW

License #16488

Retailer CR

ANC 3B

Request for Reconsideration by Licensee. License was cancelled on July 11, 2012

Disposition: The Board will vacate Board Order No. 2012-308, that cancelled the License. However, the Licensee must: 1) Submit a status plan to the Board by November 26, 2012 regarding its intent to sell or transfer the License; 2) Appear for a Fact Finding Hearing on November 28, 2012 at 9:30 am; 3) Submit a Letter of Intent with a Landlord or Transferee showing that there is a concrete commitment to return the License to operation by December 31, 2012; and 4) Have finalized a contract to acquire space to operate or a sale/transfer of the License to a new owner. If the terms listed above are not met, the License will be cancelled, 6-0.

Board's Calendar
Page -6- October 24, 2012
Fact Finding Hearing

2:30 PM

Dancing Crab at Washington Harbor t/a Tony & Joe's Seafood Place
3000 K Street NW
License #10762
Retailer CR
ANC 2E

One Day Substantial Change Application

Date of Events: October 31, 2012 and December 31, 2012

Disposition: The Applicant withdrew its Application for October 31, 2012 and the Board approved the December 31, 2012 Application, 6-0.

Fact Finding Hearing

2:30 PM

PPT, Inc., t/a Nick's Riverside Grille
3050 K Street NW
License #17308
Retailer CR
ANC 2E

One Day Substantial Change Application

Date of Events: October 31, 2012 and December 31, 2012

Disposition: The Applicant withdrew its Application for October 31, 2012 and the Board approved the December 31, 2012 Application, 6-0.

Protest Hearing

3:00 PM

Case # 12-PRO-00061
Backdoor, Inc., t/a Bachelor's Mill/Back Door Pub
1104 8th Street SE
License #11277
Retailer CR
ANC 6B
Substantial Change (Extend the Hours of Operation)

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

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
AGENDA

WEDNESDAY, OCTOBER 24, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Applicant's Motion for Reconsideration of Board Order, dated October 11, 2012, from Andrew Kline, and response from the Office of the Attorney General. *Pan Mar Liquors*, 1926 I Street NW Retailer A, Lic.#: 60242.*
Decision: Granted in part; denied in part, 5-1 (Miller).
2. Review of New Cooperative Agreement Concerning Issuance of License for Sale of Alcoholic Beverages, dated October 3, 2012, between Mellow Mushroom, ANC 1C, the Kalorama Citizens Association, and the Reed-Cooke Neighborhood Association. *Mellow Mushroom*, 2436 18th Street NW Retailer CT03, Lic.#: 86063.*
Decision: Approved with modifications, 6-0.
3. Review of Voluntary Agreement, dated October 10, 2012, between La Plaza Mexican Restaurant and ANC 6B. *La Plaza Mexican Restaurant*, 629 Pennsylvania Avenue SE Retailer CR01, Lic.#: 60614.*
Decision: Approved with modifications, 6-0.
4. Review of Second Amendment, dated September 25, 2012, between VSLS, LLC, LivingSocial, and the Ventana Homeowners Association. *VSLS, LLC*, 918 F Street NW Retailer CX, Lic.#: 88360.*
Decision: Postponed until the Application is approved by the Board, 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
SUPPLEMENTAL AGENDA

WEDNESDAY, OCTOBER 24, 2012 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of request for a Stipulated License to change hours of operation, dated October 16, 2012, and letter of support from ANC 6B. *La Plaza Mexican Restaurant*, 629 Pennsylvania Avenue SE Retailer CR01, Lic.#: 60614.
Decision: Approved, 6-0.
2. Review of request for a Stipulated License to change hours of operation, dated September 5, 2012, and letter of support from ANC 1A. *Ma Ma's Southern Cuisine*, 3118 Georgia Avenue NW Retailer CT, Lic.#: 85583.
Decision: Approved, 6-0.
3. Review of correspondence, dated October 23, 2012, from David Chung requesting permission to have alcoholic beverages delivered on Friday, October 26, 2012, for an event at the Carnegie Library on Saturday, October 27, 2012. This event was approved by the Board on October 17, 2012. *K Street Lounge*, 1301 K Street NW Retailer CN03, Lic.#: 72225.
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, OCTOBER 24, 2012
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

On October 24, 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#12-251-00289 LIV Nightclub, 2001 11TH ST NW B Retailer C Nightclub, License#: ABRA-074894

Decision: Refer to Enforcement for a Supplemental Report.

2. Case#12-CMP-00387 Capella Georgetown JHotel, 1050 31ST ST NW Retailer C Hotel, License#: ABRA-089311

Decision: No Further Action.

3. Case#12-AUD-00031 Washington D C Marriott Wardman Park Hotel, 2660 WOODLEY RD NW Retailer C Hotel, License#: ABRA-073292

Decision: Staff Settlement.

4. Case#12-AUD-00032 Smith & Wollensky, 1112 19TH ST NW Retailer C Restaurant, License#: ABRA-060001

Decision: Show Cause.

5. Case#12-AUD-00033 Queen of Sheba, 1503 9TH ST NW Retailer C Restaurant, License#: ABRA-073644

Decision: Staff Settlement.

6. Case#12-AUD-00034 Levante's, 1320 19TH ST NW Retailer C Restaurant, License#: ABRA-026391

Decision: Show Cause.

7. Case#12-AUD-00035 Cafe Green, 1513 17th ST NW Retailer C Restaurant, License#: ABRA-081752

Decision: Show Cause.

8. Case#12-AUD-00036 Washington Courtyard By Marriott, 1900 CONNECTICUT AVE NW Retailer C Hotel, License#: ABRA-017144

Decision: Staff Settlement (only if all delinquent reports are submitted).

9. Case#12-AUD-00037 The Cajun Experience DC, 1825 18TH ST NW Retailer C Restaurant, License#: ABRA-086193

Decision: Show Cause.

10. Case#12-AUD-00038 Savoy Suites Hotel, 2505 WISCONSIN AVE NW Retailer C Hotel, License#: ABRA-012560

Decision: Staff Settlement (only if all delinquent reports are submitted).

11. Case#12-AUD-00039 Queen Makeda, 1917 9TH ST NW Retailer C Restaurant, License#: ABRA-060510

Decision: Show Cause.

12. Case#12-AUD-00040 Hooters of Washington, D.C., 827 7TH ST NW Retailer C Restaurant, License#: ABRA-060592

Decision: Staff Settlement.

13. Case#12-AUD-00041 Bistro 18, 2420 18TH ST NW Retailer C Restaurant, License#: ABRA-086876

Decision: Show Cause.

14. Case#12-AUD-00042 19th, 1919 PENNSYLVANIA AVE NW Retailer C Restaurant, License#: ABRA-078475

Decision: Show Cause.

15. Case#12-AUD-00043 Bourbon, 2348 WISCONSIN AVE NW Retailer C Restaurant, License#: ABRA-060605

Decision: Staff Settlement (only if all delinquent reports are submitted).

16. Case#12-AUD-00044 Breadsoda, 2233 WISCONSIN AVE NW Retailer C Restaurant, License#: ABRA-078085

Decision: Show Cause.

17. Case#12-AUD-00045 Cafe 8, 424 8TH ST SE Retailer C Restaurant, License#: ABRA-077797

Decision: Staff Settlement.

18. Case#12-AUD-00046 Cafe Japone, 2032 P ST NW Retailer C Restaurant, License#: ABRA-010581

Decision: Show Cause.

19. Case#12-AUD-00047 Fiesta Restaurant and Lounge, 1327 Connecticut AVE NW Retailer C Restaurant, License#: ABRA-000882

Decision: Show Cause.

20. Case#12-AUD-00048 Himalayan Heritage, 2305 18TH ST NW A Retailer C Restaurant, License#: ABRA-079577

Decision: Show Cause.

21. Case#12-AUD-00049 HOT AND JUICY CRAWFISH, 2651 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-086226

Decision: Show Cause.

22. Case#12-AUD-00050 Hotel Tabard Inn, 1739 N ST NW Retailer C Hotel, License#: ABRA-001445

Decision: Staff Settlement.

23. Case#12-AUD-00051 Ping Pong, 900 7TH ST NW Retailer C Restaurant, License#: ABRA-082097

Decision: Refer to Enforcement.

24. Case#12-AUD-00052 Redrocks, 1036 PARK RD NW Retailer C Restaurant, License#: ABRA-075299

Decision: Staff Settlement.

25. Case#12-PRO-00061 Bachelor's Mill/Back Door Pub, 1104 8TH ST SE Retailer C Tavern, License#: ABRA-011277

Decision: FYI – Protest Report.

26. Case#12-CC-00099 Brown Street Market, 3320 BROWN ST NW Retailer B Retail - Grocery, License#: ABRA-078181 (Previously published in the 10/10/12 DC Register)

Decision: Staff Settlement.

27. Case#12-CMP-00393 Chief Ike's Mambo Room, 1723 COLUMBIA RD NW Retailer C Tavern, License#: ABRA-017940 (Previously published in the 10/10/12 DC Register)

Decision: Refer to Enforcement.

28. Case#12-CMP-00481 The Cafe At The Corcoran, 500 17TH ST NW Retailer C Tavern, License#: ABRA-016698 (Previously published in the 10/10/12 DC Register)

Decision: Staff Settlement.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
LICENSE CANCELLATIONS

WEDNESDAY, OCTOBER 24, 2012
2000 14TH 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 – 026504 – **Zanzibar on the Waterfront** – CN – [Safekeeping][Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 076295 – **Champel's** – CN – [Safekeeping][Licensee did not make 2nd/3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 085098 – **Rail Station Lounge** – CT – 2001 Benning Road, NE. [405.1][Licensee did not make 2nd/3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 084695 – **Desperados Pizza** – CT – 1387 H Street, NE. [405.1][Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 087075 – **Happy Hour** – CT – 1201 U Street, NW. [405.1][Licensee did not make 2nd/3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 088292 – **Sol Mexican Grill** – CT – 1251 H Street, NE. [405.1][Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 022973 – **Saloun** – CT – [Safekeeping][Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 082038 – **FunXion** – CT – [Safekeeping][Licensee did not make 2nd/3rd Year Payment.]

Decision: Approved, 6-0.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
ORDERS TO CEASE & DESIST

WEDNESDAY, OCTOBER 24, 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 – 075156 – **Tattoo** – CN – 1413 K Street, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 075162 – **Lotus** – CN – 1420 K Street, NW. [Licensee did not make 3rd Year Payment.]

Decision: Denied. The Licensee paid on October 24, 2012.

ABRA – 083133 – **Eye Bar/Garden of Eden** – CN – 1716 I Street, NW. [Licensee did not make 3rd Year Payment.]

Decision: Denied. The Licensee paid on October 23, 2012.

ABRA – 084726 – **Love** – CN – 1350 Okie Street, NE. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 087317 – **U4RIA @ Republic Gardens** – CN – 1355 U Street, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 087875 – **Louis Rogue** – CN – 476 K Street, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 000964 – **Hawk 'N Dove** – CT – 329 Pennsylvania Avenue, SE. [Licensee did not make 3rd Year Payment.]

Decision: Denied. The Licensee paid on October 24, 2012.

ABRA – 075377 – **Manchester Bar & Restaurant** – CT – 944 Florida Avenue, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 075811 – **Solly's U Street Tavern** – CT – 1942 11th Street, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 076726 – **Veritas Wine Bar** – CT – 2031 Florida Avenue, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 077883 – **Current Sushi** – CT – 1215 Connecticut Avenue, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 078578 – **SOVA Espresso & Wine** – CT – 1359 H Street, NE. [Licensee did not make 3rd Year Payment.]

Decision: Denied. The Licensee paid on October 24, 2012.

ABRA – 083552 – **Optimism** – CT – 3301 12th Street, NE. [Licensee did not make 3rd Year Payment.]

Decision: Denied. The Licensee paid on October 19, 2012.

ABRA – 086037 – **Mood** – CT – 1318 9th Street, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 087045 – **DC Reynolds** – CT – 3628 Georgia Avenue, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 087398 – **The Big Board** – CT – 421 H Street, NE. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 088347 – **King of Kabob** – CT – 1018 Vermont Avenue, NW. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 088592 – **HR-57** – CT – 1007 H Street, NE. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ABRA – 088924 – **Koffee's Lounge** – CT – 2632 Georgia Avenue, NW, Unit #2. [Licensee did not make 3rd Year Payment.]

Decision: Approved, 6-0.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
ORDERS TO CEASE & DESIST

WEDNESDAY, OCTOBER 24, 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 – 025561 – **Royal Market** – B – 4600 14th Street, NW. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 060197 – **10th Street Market** – B – 1000 S Street, NW. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 088815 – **Capitol Food Mart** – B – 1634 North Capitol Street, NW. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 088833 – **MLK Mini Market** – B – 3333 Martin Luther King Jr. Avenue, SE. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 077268 – **Grapes n' Hopes Market** – B – 512 Rhode Island Avenue, NW. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 026649 – **D & B Deli Carryout** – B – 3412 Georgia Avenue, NW. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 072048 – **Minnesota Food Mart** – B – 3728 Minnesota Avenue, NE. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 074723 – **Clover Market** – B – 5014 Connecticut Avenue, NW. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 083125 – **Gee’s Market** – B – 3583 Warder Street, NW. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 086606 – **11th & M Corner Market** – B – 1133 11th Street, NW. [Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.

ABRA – 060653 – **Washington Cash & Carry** – Wholesaler B – 1270 4th Street, NE.
[Licensee did not make 2nd Year Payment.]

Decision: Approved, 6-0.