

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

CASE REPORT

Investigation Number 14-CMP-00199	Date of Occurrence October 16, 2014	License Number ABRA-074895	Application Number
Trade Name The Tap and Parlour/ Bohemian Caverns		Owner/Licensee (List Sole Owner or Principal) Omrao Brown, Sashi Brown, Tayari Starr/ Mahogany, LLC	
Address 2001 11 th Street N.W., Washington, DC 20001		License Description CT	Date of Complaint October 16, 2014
Investigator Name Ileana Corrales		Type of Report <input checked="" type="checkbox"/> Investigative <input type="checkbox"/> Supplemental <input type="checkbox"/> Information	
Alleged Violation(s) and Code/Regulation Citation			Substantiated Yes/No
1. DC Official Code §25-781 Sale to minors or intoxicated persons prohibited			Yes
2. DC Official Code §25-783 Production of valid identification document required; penalty			Yes
3. DC Official Code §25-701 Board-approved manager required			Yes
Manager-in-charge/Owner's name at the time of inspection and identification: No owner or ABC Manager on premise at time of inspection			
All Licenses in Compliance: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable			
List Licenses not in Compliance:			

SUMMARY:

Alcoholic Beverage Regulation Administration (ABRA) Investigator Ileana Corrales determined that on Thursday, October 16, 2014, at 8:00 p.m., The Tap and Parlour/ Bohemian Cavernsa was in violation of D.C. Official Codes §25-781, §25-783, and §25-783. Specifically, Rhonesha Watson, a bartender of The Tap and Parlour/ Bohemian Caverns sold alcoholic beverages to minors and did not ask the minors for identification. The establishment did not take reasonable steps to ascertain the age of the individuals.

DETAILS:

On Thursday, October 16, 2014, ABRA investigators met with minors assisting ABRA to conduct compliance checks. The minors are identified in this report as UCs. Prior to meeting with the minors, ABRA compiled a list of establishments for the compliance checks. During the compliance checks, at least two ABRA investigators visually monitored the UCs at all times.

There are four photographs attached as Exhibit #1, Exhibit #2, Exhibit #3, and Exhibit #4. Exhibit #1 is a head/shoulder photograph of UC1. Exhibit #2 is a full body photograph of UC1. Exhibit #3 is a head/shoulder photograph of UC2. Exhibit #4 is a full body photograph of UC2. The photographs were taken on the day of the compliance check. The UCs, who are 17 years old and 16 years old, were searched and did not have any items in their possession except for identification to be used (Exhibits #5 and #6) and money given to (UC1 or UC2) by ABRA investigators to purchase the alcoholic beverages. UC1's ID clearly states in red that UC1 is "UNDER 21 UNTIL 11-13-2017" and UC2's ID clearly states in red that UC2 is "UNDER 21 UNTIL 12-27-2008." It was determined that UC1 would order and pay for the alcoholic beverages.

At approximately 5:30 P.M., ABRA Investigator Corrales directed the UCs to enter The Tap and Parlour/ Bohemian Caverns located at 2001 11th Street NW, Washington DC. ABRA Investigator Corrales entered the restaurant first and took a seat at a table behind the bar. A few minutes later, the UCs entered the restaurant empty handed. The UCs took a seat at the bar in front of where ABRA Investigator Corrales was sitting. The UCs and ABRA Investigator Corrales did not acknowledge or have contact with one another during this transaction. The bartender later identified by her District of Columbia identification #19031096 took the UC1's order. UC1 ordered two Blue Moon beers for \$12.20. The bartender, Rhonesha Watson, did not ask the UCs for

identification. The bartender placed the alcoholic beverages on the bar in front of the where the UCs had been seated or standing. UC 1 and UC 2 touched the glasses and then UC1 requested the check for the alcoholic beverages from the bartender. The bartender returned with the check. UC1 paid the bartender for the alcoholic beverages. The bartender came back to the bar and gave UC1 the change. Moments later both UCS walked over to where ABRA investigator Corrales was and placed the purchased drinks on the table in front of the ABRA investigator. The minors then exited the establishment. ABRA Investigator Corrales went and sat down at the bar where the UCs had been seated to secure the alcoholic beverages. ABRA Investigator Corrales monitored the UCs' movements and overheard conversations exchanged while in the restaurant.

On Thursday, October 16, 2014, at approximately 8:05 p.m., ABRA Investigator Apraku entered The Tap and Parlour/ Bohemian Caverns, went directly to the area where the other ABRA Investigator Corrales was sitting to secure the alcoholic beverages. ABRA Investigator Apraku took a photograph of the alcoholic beverages (Exhibit #7) that were sold to the UCs. ABRA Investigator Apraku identified himself as an ABRA investigator to the bartender and requested to speak to an owner or the ABC Manager. Derrick Bullock, identified by his District of Columbia Driver's License #9593452 stated that he was the person in charge of the establishment. Mr. Bullock stated that there was not an ABC Manager or owner on the premise. ABRA Investigator Apraku explained to Mr. Bullock, that his bartender, Rhonesha Watson, sold alcoholic beverages to minors and advised Derrick Bullock of the violation. Mr. Bullock read and signed a Sale to Minor – Preliminary Conference Notice (Exhibit #8). ABRA Investigator Apraku also conducted a Regulatory Inspection (Exhibit #9). All of the licenses were current and posted. Investigator Apraku advised Mr. Bullock that it was a violation to sell alcoholic beverages and not have an owner or ABC Manager on the premise. No other ABRA violations were found.

(On Thursday, October 16, 2014, out of seven (7) establishments checked by ABRA for compliance using the UCs described in Exhibits # 1, # 2, # 3, and # 4, one establishment(s) sold alcoholic beverages to the UCs and did not ask the UCs for identification, one establishment sold alcoholic beverages to the UCs and did ask for the UCs identification, and five establishments did not sell an alcoholic beverage after asking the UCs for identification.)

EXHIBITS ATTACHED

1. Head/shoulder photograph of UC1.
2. A full body photograph of UC1.
3. Head/shoulder photograph of UC2.
4. A full body photograph of UC2.
5. Identification used by UC1.
6. Identification used by UC2.
7. Photograph of the alcoholic beverages sold to the UCs.
8. Sale to Minor – Preliminary Conference Notice.
9. Regulatory Inspection


INVESTIGATIVE HISTORY

1. 3/6/14: Case #14-CC-00010, Sale to minor on 2/28/14. 4/9/14: The Board referred to the staff for settlement. 6/6/14: \$2,000 fine paid and a 5 day suspension 4 days stayed for 1 year and 1 day served 6/12/14.
2. 12/8/12: Case #12-251-00380, Hours of sale and delivery for off-premises retail licenses; Substantial change in operation must be approved, 96 hour Chief of police closure. 12/12/12: Summary suspension. 12/13/12: The Board made various requests before the suspension can be lifted and summary suspension status hearing scheduled for 1/30/13 and forwarded the matter to the OAG for a Show Cause Hearing. 1/30/12: Open until update received 2/21/13. 3/27/13: The Board accepted an OIC of a \$3,000 fine payable within 30 days. 5/1/13: Fine paid.
3. 5/19/11: Case #11-CMP-00205, Posting and carrying of licenses, legible lettering, Citation #7760, warning.
4. 9/8/10: Case #10-CMP-00572, Operating after Board approved hours. 9/22/10: The Board referred to the staff for settlement. 11/12/10: \$1,500 fine paid.

5. 7/20/10: Case #10-CC-00108, Sale to minor on 7/15/10. 8/11/10: The Board requested a warning letter be sent and referred to the staff for settlement for the No ABC Manager on duty violation. 9/9/10: \$250 fine paid.
6. 1/20/10: Case #10-CMP-00029, Substantial Change in Operation Must be Approved; License Endorsement; Cover Charge Endorsement. 2/17/10: The Board referred to the staff for settlement. 6/7/10: \$500 fine paid.
7. 7.1/14/08: Case #12587, Trade Name and After Hours violations. 7/31/08: The Board accepted an OIC as follows: (1) Fine in the amount of \$1,250 payable in 60 days and (2) a 3-day suspension with 1 day stayed and 2 days to be served on September 2, 2008 and September 4, 2008. 10/16/08: Fine paid.
8. 8.1/14/08: Case #12240, Trade Name violation. 3/5/08: The Board requested that a citation be issued. Please see Case #12587.

Investigator's Printed Name Ileana Corrales

Signature and Date

 12/17/14

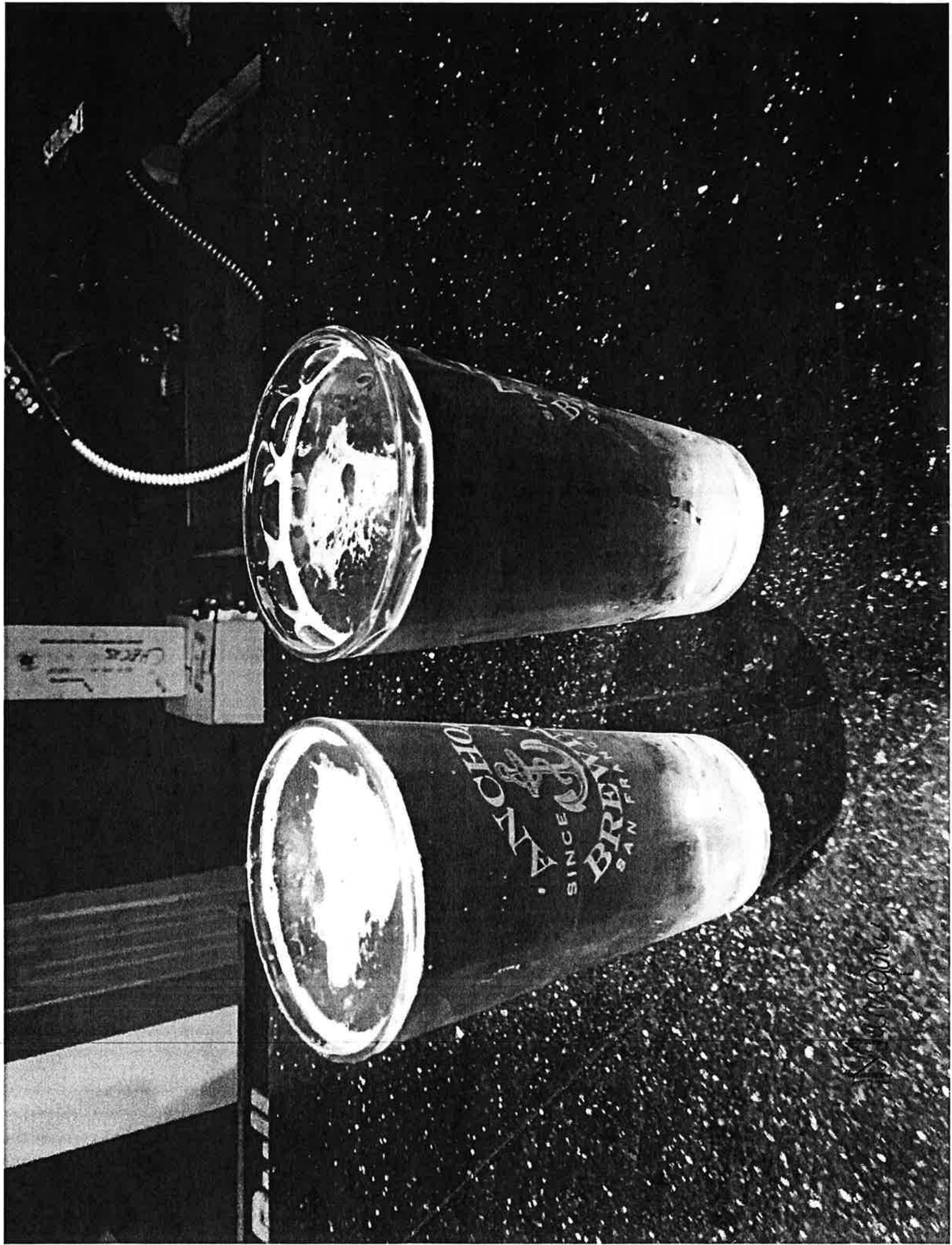
Reviewed By Printed Name Keith Gethers

Signature and Date

Approved By Printed Name Johnnie Jackson

Signature and Date

 12/12/14



ANCHOR BRAND
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BREWED IN
SAN FRANCISCO

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GOVERNMENT OF THE DISTRICT OF COLUMBIA
Alcoholic Beverage Regulation Administration

Sale to Minor Notification

Licensee: Mahogany LLC License # 74895 License Class: CT
Trade Name The Tap and Parlour / Bohemian Tavern
Address: 2001 11th Street NW A
City, State, Zip Code: WDC

A sale of an alcoholic beverage to a minor was either witnessed by an officer of the Metropolitan Police Department (MPD) or an investigator from the Alcoholic Beverage Regulation Administration (ABRA). This is a Primary Tier violation of D.C. Official Code §25-781 and D.C. Official Code §25-783.

You will be notified by ABRA in writing as to the procedure(s) needed to address this matter. An ABC Manager **CANNOT** represent the licensee in this matter.


Your signature acknowledges receipt of this notification and does not signify admission of guilt.

If you have any questions regarding this matter, please contact Martha Jenkins, ABRA's General Counsel, at 202-442-4456.

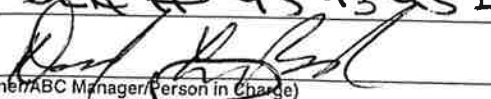
Sincerely,

Fred Moosally, Director

Person who sold:

Name: Rhonesha Watson
Address: 
Identification: DC Public ID # D19031096

Owner/ABC Manager/Person in Charge:

Name: Derrick Bullock (202) 299-0880
Print Name (Owner/ABC Manager/Person in Charge) Business Phone Other Phone
Identification: DL # 9593452 1122/17
Signature:  Date: 10/16/14
(Owner/ABC Manager/Person in Charge)

Alcoholic Beverage:

Type Sold: Two Blue Moon Beers Purchase Price: \$ 13.20
(Tap)

Investigator: Kofi Aghaku Date and Time: 10/16/14
Print and Sign Badge #



Alcoholic Beverage Regulation Administration

Enforcement Division

Licensed Premises

Regulatory Inspection Re-Inspection VA:

Date: 10/16/14 Time In: 8:05 A.M. P.M. Time Out: 8:20 A.M. P.M.

License: # 74995 Business Name: Mahogany, LLC Endorsements: _____
 Expiration: 9/30/16 Trade Name: The Tap and Parlour / Bohemian Cavern
 License Class: CT Address: 2001 11th St NW
 Fine Dining Ward: 14
 Dining w/Bar Telephone: (202)-299-0800
 Dining w/o/Bar
 N/A

ABC Manager(s): No ABC Manager E-mail: N/A

Owner: _____ In what language does the licensee need vital documents translated?
English

C of O # 111316 Date Issued: 4/23/04 Kitchen Operating: Yes No N/A
 Zone: CMI Occupancy Load: 200
 Approved Floors: Basement / 1st Fl Toilet Facility: Yes No N/A
 Trash: Name of Company: unknown Days of removal: unknown

Days	Hours of Operation	Hours of Sales	Entertainment Hours	Sidewalk Hours	Summer Garden Hours
Sunday	<u>12pm - 2am</u>	<u>same as operation</u>	<u>5pm - 2am</u>	<u>12pm - 12am</u>	
Monday					
Tuesday					
Wednesday					
Thursday					
Friday	<u>12pm - 3am</u>			<u>9pm - 3am</u>	
Saturday					

REQUIRED ITEMS						
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A	Posting of ABC License - 25-711 (a)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No <input type="checkbox"/> N/A	Under 21 Sign - 25-713
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A	ABC Window Lettering- 25-711(a)	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No <input type="checkbox"/> N/A	Pregnancy Sign - 25-712
<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input checked="" type="checkbox"/> N/A	Signage - 25-763 or 25-765	<input type="checkbox"/> Yes	<input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	Keq Registration - 25-753
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A	Books & Invoices - 23 DCMR 1204.3	<input type="checkbox"/> Yes	<input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	Import Permits - 23 DCMR 1204.3

Remarks to include confirmation or discrepancy in hours, list other pertinent licenses:
Derrick Ballock (Person in Charge)
[Signature]

Advised establishment on Quarterly Statement Requirements Yes No N/A Delinquent Yes No

Investigator's Recommendations:
 Re-Inspection Warning Letter Citation Refer to Board Refer to Another Agency Violations

ABC Approved Manager / Owner Signature: [Signature] Investigator Signature: [Signature] #12 S/I Initials: _____