

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
CASE REPORT**

<b>Investigation Number</b> 20-CMP-00078	<b>Date of Occurrence</b> July 3, 2020	<b>License Number</b> ABRA-112072	<b>Application Number</b>
<b>Trade Name</b> District Soul Food Restaurant & Lounge		<b>Owner/Licensee (List Sole Owner or Principal)</b> David Roundtree – Managing Member	
<b>Address</b> 500 8 <sup>th</sup> Street S.E. Washington, D.C. 20003		<b>License Description</b> CR	<b>Date of Complaint</b> July 3, 2020
<b>Complainant Name, Phone and Address</b>			<input type="checkbox"/> <b>Anonymous</b>
<b>Investigator Name</b> Rhoda Glasgow		<b>Type of Report</b> <input checked="" type="checkbox"/> Investigative <input type="checkbox"/> Supplemental <input type="checkbox"/> Information	
<b>Alleged Violation(s) and Code/Regulation Citation</b>			<b>Substantiated Yes/No</b>
D.C. Official Code §7-2307. Violation of emergency executive order			Yes
DCMR §23-810 Suspension of On-Premises Alcohol Sales and Consumption Due To Public Safety			Yes
<b>Manager-in-charge/Owner's name at the time of inspection and identification:</b> David Roundtree - Virginia Driver's License – T61435991, Expires – 9/1/2023			
<b>All Licenses in Compliance:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable			
<b>List Licenses not in Compliance:</b>			
<p><b>SUMMARY:</b> Alcoholic Beverage Regulation Administration (ABRA) Investigator Rhoda Glasgow determined that on Friday, July 3, 2020, District Soul Food Restaurant &amp; Lounge, located at 500 8<sup>th</sup> Street S.E. Washington, D.C., was in violation of D.C. Official Code §7-2307, and DCMR §23-810. Specifically, the establishment allowed employees to walk around and interact with patrons without face masks; allowed bar service while a bartender was working behind the bar; allowed on premise alcohol consumption without food purchase; and the establishment did not enforce social distancing practices by not placing chairs and tables six feet apart in their dining area and Sidewalk Cafe. These determinations were made by Investigator Glasgow while monitoring 8<sup>th</sup> Street S.E.</p>			
<p><b>DETAILS:</b> On Friday, July 3, 2020, while monitoring on 8<sup>th</sup> Street S.E., Investigator Glasgow observed approximately eight (8) patrons sitting on the Sidewalk Café of District Soul Food Restaurant &amp; Lounge, located at 500 8<sup>th</sup> Street S.E. Investigator Glasgow observed the patrons consuming alcoholic beverages and eating food, but none of the tables were six (6) feet apart on the Sidewalk Café. Prior to entering the establishment, Investigator Glasgow observed four (4) patrons exit the establishment without face masks on.</p> <p>Investigator Glasgow entered the establishment and identified herself as an ABRA investigator to the host and asked to speak with the ABC Manager or owner. While waiting, Investigator Glasgow observed no social distancing, as tables and chairs were not six (6) feet apart (Exhibit #1 to Exhibit #3). Moreover, patrons were sitting at the bar consuming alcohol while a bartender was working behind the bar (Exhibit #4 and Exhibit #5). Investigator Glasgow observed that none of the patrons were socially distanced at the bar, and that chairs were not six (6) feet apart.</p> <p>A female who was identified as the manager, approached Investigator Glasgow without a face mask, and</p>			

Investigator Glasgow had to ask her to put on a face mask. The manager put the face mask on and then called the owner who was identified as David Roundtree, by his Virginia Driver's License (T61435991). Investigator Glasgow advised Mr. Roundtree, that per the Mayor's Order, chairs and tables have to be six (6) feet apart, and there could no bar service when patrons were sitting at the bar. Mr. Roundtree claimed that the patrons were waiting for food that they had ordered. However, Investigator Glasgow observed during the length of her visit, that they were sitting at the bar, consuming alcoholic beverages while watching television. Mr. Roundtree asked Investigator Glasgow if he could put patrons on the second floor. Investigator Glasgow advised Mr. Roundtree that he could if the space was on his Certificate of Occupancy (C of O), and that patrons must practice social distancing by spacing chairs and tables six (6) feet apart. Investigator Glasgow also observed that only some employees were wearing face masks and others were not. Investigator Glasgow advised Mr. Roundtree that all employees must wear masks per the Mayor's Order.

Investigator Glasgow telephoned ABRA Supervisory Investigator (SI) Jason Peru to advise him of what was occurring. SI Peru asked to speak with Mr. Roundtree, and Mr. Roundtree ensured SI Peru that he was going to correct the problem at that moment.

Mr. Roundtree than began to ask patrons to go to the second floor, and as this was happening, Investigator Glasgow observed the patrons that Mr. Roundtree had claimed were just waiting for food, proceeded to the second floor with their alcoholic beverages. Mr. Roundtree than began to space out tables and chairs six (6) feet apart on the first-floor dining area. Mr. Roundtree then advised Investigator Glasgow that he was unaware that tables and chairs had to be six (6) feet apart. Investigator Glasgow advised Mr. Roundtree that she visited the establishment during Phase 1, and advised him that tables and chairs had to be six (6) feet apart. Mr. Roundtree then stated that he did remember that conversation that he had with Investigator Glasgow.

Investigator Glasgow then conducted a Regulatory Inspection (Exhibit #6). Investigator Glasgow then advised Mr. Roundtree of the violations that she had observed and then exited the establishment.

On Monday, July 6, 2020, Investigator Glasgow was advised by ABRA Supervisory Investigator (SI) John Fiorentine that he had visited District Soul Food Restaurant & Lounge on Wednesday, July 1, 2020 and Thursday July 2, 2020.

SI Fiorentine stated that during his visit on Wednesday July 1, 2020, at approximately 7:30 p.m., he discussed the requirements to permit on-premises alcohol consumption during the Mayors Phase II Emergency Order. SI Fiorentine spoke to the owner, David Roundtree. SI Fiorentine advised Mr. Rountree of the requirements of Phase II, highlighting the need to maintain social distancing on the establishment's Sidewalk Café as patrons move tables. SI Fiorentine asked if there were any questions, and Mr. Roundtree stated that he understood the requirements.

SI Fiorentine stated that on Thursday, July 2, at approximately 9:56 p.m., he received an anonymous complaint via the ABRA Hotline alleging that District Soul Food Restaurant & Lounge was providing "live entertainment" in violation of the Mayor's Emergency Order. SI Fiorentine responded to the establishment and once again spoke to the owner, David Roundtree, and advised him of the complaint. While at the establishment SI Fiorentine observed that the background music was above a conversational level. SI Fiorentine advised Mr. Roundtree of the ABRA Regulations regarding entertainment during the public health emergency. Mr. Rountree stated that he understood. SI Fiorentine issued a verbal warning and advised Mr. Rountree of the consequences of a subsequent violation.

On Monday, July 6, 2020, Investigator Glasgow checked ABRA records and determined that District Soul Food Restaurant & Lounge also received a verbal warning from ABRA Supervisory Investigator (SI) Mark Brashears on June 12, 2020, for loud music that was not a conversational level.

**EXHIBITS ATTACHED:**

- Exhibit #1: Photograph of the patrons inside, dated July 3, 2020.
- Exhibit #2: Photograph of the patrons inside, dated July 3, 2020.
- Exhibit #3: Photograph of the patrons inside, dated July 3, 2020.
- Exhibit #4: Photograph of patrons at the bar, dated July 3, 2020.
- Exhibit #5: Photograph of patrons at the bar, dated July 3, 2020.
- Exhibit #6: Copy of Regulatory Inspection, conducted July 3, 2020.

**INVESTIGATIVE HISTORY**


1. 2/29/20: **Case #20-CMP-00072**, Failed to follow Settlement Agreement (Secondary); No ABC Manager (Secondary).
2. 2/14/20: **Case #20-CMP-00057**, Failed to follow Settlement Agreement (Secondary).
3. 1/25/20: **Case #20-CMP-00030**, Failed to follow Settlement Agreement (Secondary). 3/11/20: The Board referred to Staff Settlement.
4. 1/9/20: **Case #20-CMP-00022**, Failed to follow Settlement Agreement (Secondary). 2/26/20: The Board referred to Staff Settlement.
5. 1/1/20: **Case #20-CMP-00008**, Operated outside approved hours (Primary). 3/11/20: The Board referred to Staff Settlement.
6. 10/22/19: **Case #19-CMP-00188**, Failed to follow Settlement Agreement (Secondary). 11/20/19: The Board referred to Staff Settlement. 12/31/19: \$250 Fine paid.
7. 7/9/19: **Case #19-CIT-00369**, Operated a Sidewalk Café without the endorsement (Primary), Citation #4223, Warning.

**GOVERNMENT WITNESS INTERVIEWED**

<b>NAME:</b>	<b>ADDRESS:</b>	<b>TEL #</b>
<b>NAME:</b>	<b>ADDRESS:</b>	<b>TEL #</b>
<b>NAME:</b>	<b>ADDRESS:</b>	<b>TEL #</b>

**Investigator's Printed Name** Rhoda Glasgow **Signature and Date** 

**Reviewed By Printed Name** Jason Peru **Signature and Date** \_\_\_\_\_

**Approved By Printed Name** John Suero **Signature and Date**  7/2/20

Kachibit #1





Exhibit #2

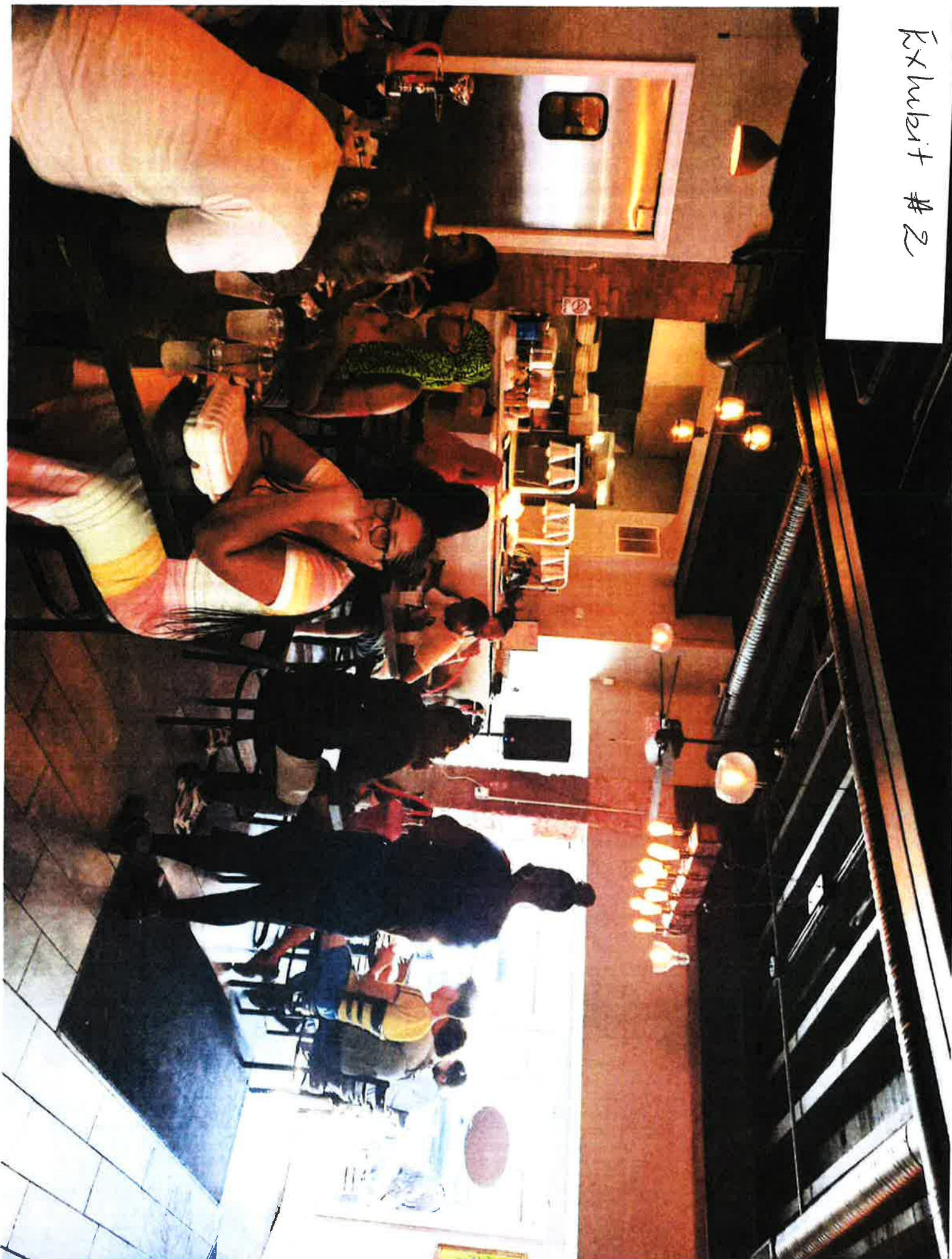


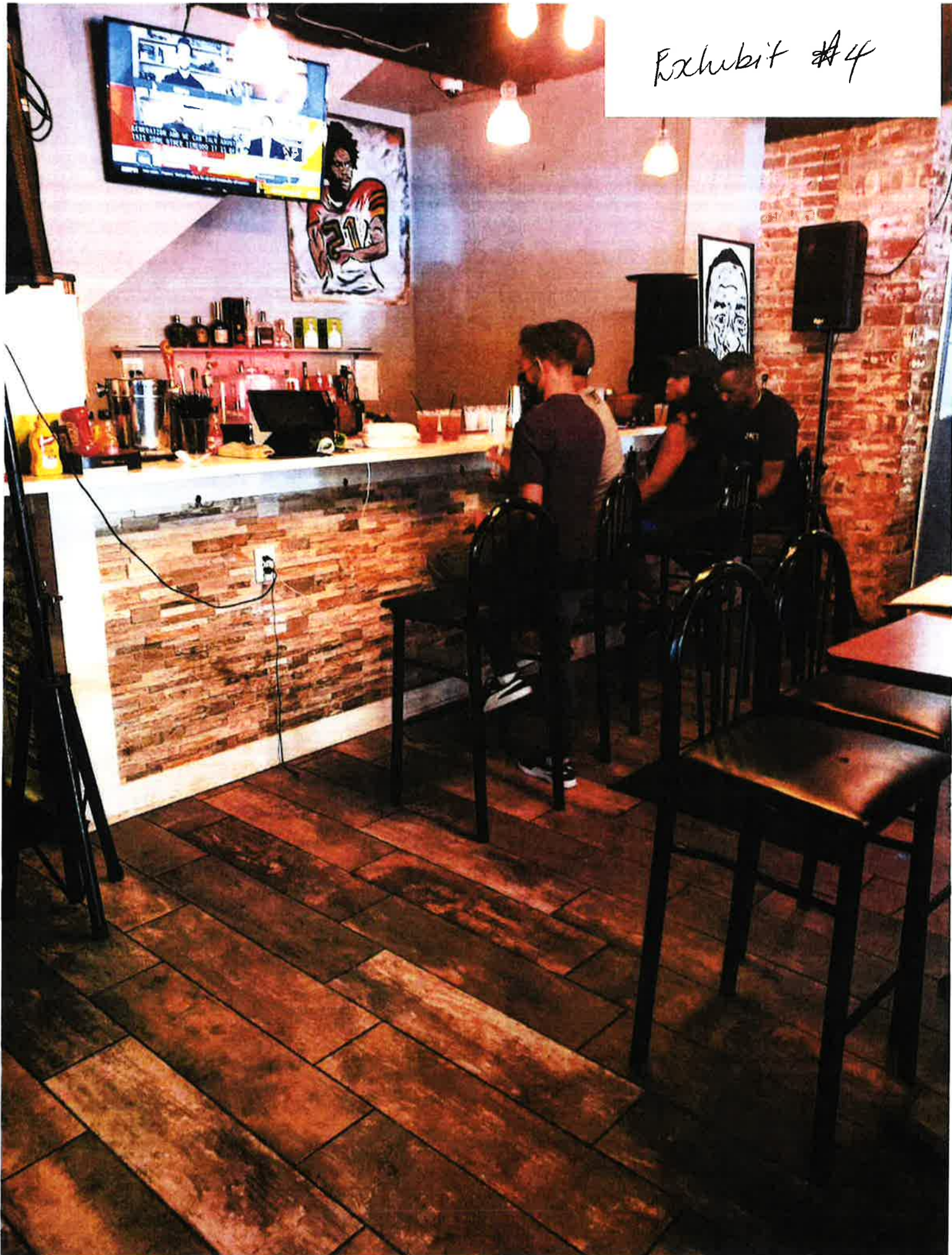


Exhibit #3





Exhibit #4





Röchlubit #5



Exhibit # 6

Alcoholic Beverage Regulation Administration

Enforcement Division

Licensed Premises Inspection Form

Initial Inspection

Re-Inspection

SAV

Date: 7/3/20 Time In: 4:45  A.M.  P.M. Time Out: 5:10  A.M.  P.M.

License #: 112072 Business Name: District Soul Food Restaurant & Lounge Endorsements:  
 Holiday Extension  
 Pub  
 Tasting  
 Dancing  
 Cover Charge  
 Entertainment  
 Summer Garden  
 Sidewalk Café

Expiration: 3/31/2022 Trade Name: District Soul Food  
 License Class: CR Address: 500 8th Street SE  
 Retail  Restaurant  
 Hotel  Caterer  
 Tavern  Multipurpose  
 Nightclub Ward:  
 Telephone: (2) 544-8882

ABC Manager(s): DAVID Roundtree Email:

Owner: VR-T61435991 Exp 9/1/2023 Preferred language of correspondence: English

C of O #: 1900960 Date Issued: 12/28/18 Expanded Outdoor Space:  Yes  No  N/A

Zone: ML-25 Occupancy Load: 150 Number of Tables: 8 Number of Seats: 14

Approved Floors: 1st & 2nd Alcoholic Beverages to Go:  Yes  No  N/A

Name of Trash Company: FNL Days of Trash Removal: 7x weekly

Day	Operation Hours	Hours of Sales	Entertainment Hours	Sidewalk Café Operation	Summer Garden Operation
Sunday	MUST END AT 12 AM	MUST END AT 12 AM	NOT ALLOWED	MUST END AT 12 AM	MUST END AT 12 AM
Monday					
Tuesday					
Wednesday					
Thursday					
Friday					
Saturday					

ABC Required Items	Yes	No	N/A	Mayor's Order Required Items	Yes	No	N/A
ABC Manager / Owner - 25-701				Reservation System	<input checked="" type="checkbox"/>		
Posted Warning Sign - 23-719	<input checked="" type="checkbox"/>			Prepared Food Items	<input checked="" type="checkbox"/>		
ABC Window Lettering - 25-711(a)	<input checked="" type="checkbox"/>			Indoor Seating (50% of lowest C of O #)			
				Seating Spaced 6 Feet (PERSON TO PERSON / SEAT TO SEAT)			<input checked="" type="checkbox"/>
				MAX 6 Person Per Group			

Remarks to include pertinent observations:  
Social distancing was not adhered to  
Had Bar Service / mask not worn by some employees

Investigator's Assessment:  
 No Violation  Verbal Warning  Written Warning Citation # \_\_\_\_\_

[Signature]  
 ABC Manager/Owner Signature

[Signature]  
 Investigator Signature

Supervisory Investigator Signature