

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:

L Street Market, Inc.
t/a 7th L Street Market

Holder of a
Retailer's Class B License

at premises
700 L Street, SE
Washington, D.C. 20003

Case No.: 18-CC-00104
License No.: ABRA-088611
Order No.: 2019-087

BEFORE: Donovan Anderson, Chairperson
Nick Alberti, Member
Mike Silverstein, Member
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member

ALSO PRESENT: L Street Market, Inc., t/a 7th L Street Market, Respondent

Rebecca Barnes, Assistant Attorney General,
on behalf of the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING THE OFFER-IN-COMPROMISE

This matter arises from a Notice of Status and Show Cause Hearing (Notice) issued by the Alcoholic Beverage Control Board (Board) in the matter of L Street Market, Inc., t/a 7th L Street Market (Respondent), located at 700 L Street, SE, Washington, D.C. 20003.

The Alcoholic Beverage Regulation Administration (ABRA) served the Notice in Case No. 18-CC-00104 on the Respondent on December 6, 2018. *ABRA Show Cause File*

No. 18-CC-00104, Notice of Status and Show Cause Hearing (November 27, 2018). The Notice charges the Respondent with two violations, which if proven true, would justify the imposition of a fine, as well as the suspension or revocation of the Respondent's license.

Specifically, the Notice in Case No. 18-CC-00104, charged the Respondent with the following violations:

Charge I: [On Monday, August 20, 2018], [y]ou sold an alcoholic beverage to a minor, in violation of D.C. Official Code § 25-781...

Charge II: [On Monday, August 20, 2018], [y]ou failed to request production of a valid identification document, in violation of D.C. Official Code § 25-783...

ABRA Show Cause File No. 18-CC-00104, Notice of Status Hearing and Show Cause Hearing, 2-3 (November 27, 2018).

At the Show Cause Hearing held on February 13, 2019, the Respondent and the Government entered into an Offer-in-Compromise (OIC), which resolved the charges set forth above.

The terms of the OIC are as follows:

1. For Charge I – The Respondent shall pay a \$5,000 fine for the violation alleged in Charge I and shall have its license suspended for fifteen (15) days; with ten (10) days served, and five (5) of those days stayed for one (1) year pending completion of alcohol awareness training for all employees who serve alcoholic beverages within ninety (90) days from the date of this Order.
2. For Charge II – The Respondent shall pay a \$1,000 fine for the violation alleged in Charge II and shall have its license suspended for five (5) days, with all five (5) days stayed for one (1) year.

By agreeing to the terms of the OIC, the Respondent waives its right to a Show Cause Hearing and appeal. The OIC has been reduced to writing and is formally approved through this Order.

ORDER

Therefore, the Board, on this 13th day of February, 2019, hereby **APPROVES** the OIC proffered by the Government and the Respondent and **ORDERS** L Street Market, Inc., t/a 7th L Street Market, to comply with the terms of the OIC.

IT IS FURTHER ORDERED that the Respondent will:

- (1) Remit the fine in the total sum of \$6,000 payable on or before May 13, 2019; and
- (2) Incur a total of twenty (20) day suspension, with ten (10) days served and ten (10) days stayed for one (1) year pending completion of alcohol awareness training for all employees who serve alcoholic beverages within ninety (90) days from the date of this Order. The ten (10) day suspension will be served from March 18, 2019 through March 27, 2019.

Failure to remit the amount in full within the time specified will result in the suspension of the license until the amount is paid.

A copy of this Order shall be sent to the Respondent and to the Government.

District of Columbia
Alcoholic Beverage Control Board

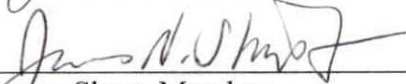


Donovan Anderson, Chairperson

Nick Alberti, Member



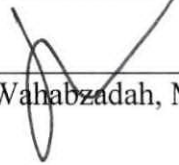
Mike Silverstein, Member



James Short, Member



Bobby Cato, Member



Rema Wahabzadah, Member

Pursuant to D.C. Official Code § 25-433(d)(1), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section 11 of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code §2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 430 E Street, N.W., Washington, D.C. 20001; (202/879-1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. See D.C. App. Rule 15(b) (2004).