

Board's Calendar
March 10, 2021

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

**BOARD DISPOSITIONS
CALENDAR**

**WEDNESDAY, MARCH 10, 2021
2000 14TH STREET, N.W., SUITE 400S
WASHINGTON, D.C. 20009**

Donovan W. Anderson, Chairperson

**Members: James Short, Bobby Cato, Rema Wahabzadah, Rafi A. Crockett, Jeni Hansen,
Edward S. Grandis**

Protest Hearing (Status)*

10:00 AM

Case # 20-PRO-00066

Sunrise Grocery, Inc., t/a Food 7 Store
1830 Benning Road, N.E.

License No.: 108479

Retailer B

ANC 5D

Application to Renew License

Disposition: This hearing was cancelled due to the dismissal of the application. See Board Order No. 2021-089.

Protest Hearing (Status)*

10:00 AM

Case # 21-PRO-00009

BE2 LLC, Inc., t/a Suburban Market
4600 Sheriff Road, N.E.

License No.: 108109

Retailer B

ANC 7C

Application to Renew License

Disposition: The Board set the matter for a Protest Hearing to a date to be determined.

Board's Calendar
March 10, 2021

Protest Hearing (Status)*

10:00 AM

Case # 21-PRO-00008

Equity H, LLC, t/a Bulldog
713 H Street, N.W.
License No.: 117308
Retailer CN
ANC 2C

Application for New License

Disposition: This hearing was cancelled due to the withdrawal of the protest. See Board Order No. 2021-114.

BOARD RECESS AT 12:00 PM

Protest Hearing*

1:30 PM

Case # 20-PRO-00059

NAI Saturn Easter LLC, t/a Safeway
2845 Alabama Avenue, S.E.
License No.: 097704
Retailer B
ANC 7B

Application to Renew License

Disposition: The Board held a closed meeting for purposes of deliberating this hearing pursuant to D.C. Official Code §2-574(b) (13). The Board will issue an Order within 90 days.

Protst Hearing*

3:30 PM

Case # 19-PRO-00052

Whole Foods Market Group, Inc., t/a
Whole Foods Market
1440-1446 P Street, N.W.
License No.: 086071
Retailer DR

Application to Renew License

Disposition: This hearing was cancelled and continued to June 16, 2021, at 10:00 a.m. See Board Order No. 2021-116.

Board's Calendar
March 10, 2021

**The Board will hold a closed meeting for purposes of deliberating these hearings pursuant to D.C. Official Code §2-574(b)(13).*

**This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.*

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

BOARD DISPOSITIONS
LEGAL AGENDA

WEDNESDAY, MARCH 10, 2021, AT 10:30 AM
2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of the Parties' Consent Motion for Continuance, submitted on March 3, 2021. **Whole Foods Market Group, Inc., t/a Whole Foods Market**, 1440-1446 P Street, N.W., Class DR, License No.: ABRA-086071.*

Board Decision: Approved, 6-0. See Board Order No. 2021-116.

2. Review of the Settlement Agreement, dated February 25, 2021, between Uncle Kenny's Smokehouse and Advisory Neighborhood Commission 6C. **Uncle Kenny's Smokehouse, Inc., t/a Uncle Kenny's Smokehouse**, 732 Maryland Avenue, N.E., Class CR, License No.: ABRA-117568.*

Board Decision: Approved, 6-0. See Board Order No. 2021-120.

3. Review of Protestant Group's Motion for a Continuance of the Protest Hearing. **Brother's Burger Bar, LLC, t/a Felicity Lounge**, 707 H Street, N.E., Class CR, License No.: ABRA-112052.*

Board Decision: Deny, 6-0. See Board Order No. 2021-117.

4. Review of Felicity Lounge's Opposition to the Motion for a Continuance of the Protest Hearing. **Brother's Burger Bar, LLC, t/a Felicity Lounge**, 707 H Street, N.E., Class CR, License No.: ABRA-112052.*

Board Decision: Moot.

5. Review of Marcel's Request for Reinstatement of License, dated March 5, 2021. **2401 Restaurant Corp., t/a Marcel's**, 2401 Pennsylvania Ave., N.W., #B, Class CR, License No.: 60004.*

Board Decision: Approved, 6-0. See Board Order No. 2021-118.

6. Review of Boeeymonger Restaurant's Request to Lift the Summary Suspension. **Boeey of Georgetown Corp., t/a Boeeymonger Restaurant**, 3265 Prospect Street, N.W., Retailer CR, License No.: 102904.*

Board Decision: Approved, 6-0. See Board Order No. 2021-130.

7. Review of Bardo River Brewery's Request for Reinstatement of License. **Bardo LLC, t/a Bardo River Brewery**, 25 Potomac Avenue, S.E., Retailer B, License No.: 103291.*

Board Decision: Approved, 6-0. See Board Order No. 2021-132.

8. Review of the Offer-in-Compromise in Lieu of a Hearing, dated March 9, 2021, in Case Nos. 19-CMP-00057, 19-CMP-000192, 19-CIT-00648, 19-CMP-00212, and 19-19-CIT-00245. **Hiwot Ethiopian Restaurant & Market, LLC, t/a Hiwot Ethiopian Restaurant & Market**, 5333 Georgia Avenue, N.W., Retailer CR, License No.: 100297.*

Board Decision: Approved, 6-0. See Board Order No. 2021-131.

9. Review of the Offer in Compromise in Lieu of a Hearing, dated March 9, 2021, in Case No. 20-CIT-00554. **Half Smoke LLC, t/a Half Smoke**, 651 Florida Avenue, N.W., Retailer CR, License No.: 100855.*

Board Decision: Approved, 6-0. See Board Order No. 2021-129.

*** In accordance with D.C. Official Code §2-574(b) Open Meetings Act, 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
LICENSING AGENDA

WEDNESDAY, MARCH 10, 2021 AT 10:30 AM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review Application for a Stipulated License with Letter of ANC Support to operate a New ABC Establishment. ANC 3F. SMD 3F02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **Rose Creek Wine**, 4221 Connecticut Avenue NW, Retailer AI, License No. 117406.

Decision: Approved, 7-0, see Board Order No. 2021-119

2. Review Application for Safekeeping of License – Original Request. ANC 5E. SMD 5E05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Wicked Bloom Social Club**, 1540 North Capitol Street NW, Retailer CT, License No. 099450.

Decision: Approved, 7-0, through September 30, 2021

3. Review Application for Safekeeping of License – Original Request. ANC 5E. SMD 5E05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Wicked Bloom**, 1540 North Capitol Street NW, Caterer, License No. 103208.

Decision: Approved, 7-0, through September 30, 2021

4. Review request to extend Safekeeping of License – First Request. Original Safekeeping Date: 1/6/2021. ANC 2F. SMD 2F05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Residence Inn/Wash.DC/Thomas Circle**, 1199 Vermont Avenue NW, Retailer DH, License No. 060397.

Decision: Approved, 7-0, through September 30, 2021

5. Review Request to Extend Safekeeping of License – Thirteenth Request. Original Safekeeping Date: 7/1/2005. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ANC 5C. SMD 5C04. **Skylark Lounge (formerly)**, 1943 New York Avenue NE (formerly), Retailer CN, License No. 090611.

Decision: Approved, 7-0, through September 30, 2021

6. Review Request to remove Off-Premises Storage Permit endorsement from license due to termination of off-premises storage of inventory. ANC 5C. SMD 5C04. No outstanding

finances/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Capital Eagle**, Wholesaler A, 2815 V Street NE, License No. 026023.

Decision: Approved, 7-0

7. Review of licensing administrative request for reinstatement of cancelled license. Fees are currently paid through 9/30/2021. ANC 5D. SMD 5D01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Big Chief**, 2002 Fenwick Street NE, Retailer CT, License No. 098902.

Decision: Approved, 7-0

***In accordance with D.C. Official Code §2-547(b) of the Open Meetings Amendment Act, 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. This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.**

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
SUPPLEMENTAL LICENSING AGENDA

WEDNESDAY, MARCH 10, 2021 AT 10:30 AM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review request for a Temporary Operating Retail Permit (TORP). ANC 2C. SMD 2C01. *Denson Liquor Bar*, 600 F Street NW, Retailer CT, License No. 117946.

Decision: Approved, 7-0, Board Order No. 2021-124

2. Review request for a Temporary Operating Retail Permit (TORP). ANC 2C. SMD 2C01. *Le Pain Quotidien*, 975 F Street NW, Retailer DR, License No. 117740.

Decision: Approved, 7-0, Board Order No. 2021-125

3. Review request for a Temporary Operating Retail Permit (TORP). ANC 6B. SMD 6B02. *Le Pain Quotidien*, 666 Pennsylvania Avenue SE, Retailer DR, License No. 117744.

Decision: Approved, 7-0, Board Order No. 2021-126

4. Review request for a Temporary Operating Retail Permit (TORP). ANC 2B. SMD 2B02. *Le Pain Quotidien*, 2001 P Street NW, Retailer CR, License No. 117742.

Decision: Approved, 7-0, Board Order No. 2021-127

5. Review request for a Temporary Operating Retail Permit (TORP). ANC 2B. SMD 2B06. *Le Pain Quotidien*, 800 17th Street NW, Retailer DR, License No. 117741.

Decision: Approved, 7-0, Board Order No. 2021-128

6. Review Application for a Class Change from Retailer CX Multipurpose Facility to Retailer C Tavern. ANC 2C. SMD 2C01. *Penn Social*, 801 E Street NW, Retailer CX, License No. 086808.

Decision: Placard, 7-0

7. Review Request to remove Tasting Endorsement from License. ANC 6. SMD 6B01. *Capitol Hill Wine & Spirits*, 323 Pennsylvania Avenue SE, Retailer A Liquor Store, License No. 100211.

Decision: Approved, 7-0

***In accordance with D.C. Official Code §2-547(b) of the Open Meetings Amendment Act, 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. This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.**

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

NOTICE OF CLOSED MEETING

Investigative Agenda

**Wednesday, March 10, 2021 | 10:30 a.m.
2000 14TH Street, NW, Suite 400 South, Washington DC 20009**

On Wednesday, March 10, 2021 at 10:30 a.m., 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.” “This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.”

1. Case#21-CMP-00013, 1831 Bar/Lounge, 1831 M Street N.W., Tavern C, License#: ABRA-116855.

Board Decision: Summary Suspension

2. Case# 20-PRO-00059, Safeway, 2845 Alabama Avenue S.E., Retail B, License#: ABRA-097704.

Board Decision: Fyi

3. Case# 20-PRO-00006, Felicity Lounge, 707 H Street N.E., Restaurant C, License#: ABRA-112502.

Board Decision: Fyi

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

**NOTICE OF MEETING
CANCELLATION AGENDA**

**WEDNESDAY, MARCH 10, 2021 AT 10:30 AM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

The ABC Board will be cancelling the following licenses for the reasons outlined below:

ABRA- 060747 – **DC Boat House** – Retail – C – Restaurant – 5441 MacArthur Boulevard NW
[Licensee requested cancellation.]

Decision: Approved, 7-0. See Board Order No. 2021-122

ABRA-098137 – **Freedom** – Retail – C – Marine Vessel – 1300 Maine Avenue SW
[Licensee requested cancellation.]

Decision: Approved, 7-0. See Board Order No. 2021-123



APPLICATION DECISIONS

WEDNESDAY, MARCH 10, 2021

THE FOLLOWING APPLICATIONS WERE SUBMITTED TO THE ALCOHOLIC BEVERAGE CONTROL BOARD FOR REVIEW.

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
1. 2737 SHERMAN AVE NW, LLC T/A NAPOLI PASTA BAR 2737 SHERMAN AVENUE, NW LICENSE NO. 094002	RET. C TAVERN TRADE NAME CHANGE APPLICATION, CAPA TOSTA	7-0		
COMMENTS:				
2. ANDREW REKIETA FORT MCNAIR ARMY BASE WASHINGTON, DC 20319 LICENSE NO. 21-IMP-00003	PERSONAL IMPORTATION PERMIT APPLICATION	7-0		
COMMENTS:				
3. ZACHARY T. DERRICK 1010 HALF STREET, SE, APT. # 1052 WASHINGTON, DC 20003 LICENSE NO. 21-IMP-00004	PERSONAL IMPORTATION PERMIT APPLICATION	7-0		



APPLICATION DECISIONS
WEDNESDAY, MARCH 10, 2021

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
COMMENTS:				
4. PETER BRESNAN 1733 Q STREET, NW WASHINGTON, DC 20036 LICENSE NO. 21- IMP-00005	PERSONAL IMPORTATION PERMIT APPLICATION	7-0		
COMMENTS:				
5. DEW DROP INN, LLC T/A DEW DROP INN 2801 8 TH ST, NE LICENSE NO. 097569	RET. C TAVERN CHANGE OF OFFICER APPLICATION (MATTHEW W. SEYMANSKI, MEMBER)	7-0		
COMMENTS:				
6. DEW DROP INN, LLC T/A DEW DROP INN 2801 8 TH ST, NE LICENSE NO. 097569	RET. C TAVERN CHANGE OF OFFICER APPLICATION (NICHOLAS J. MCFARLAND, MEMBER)	7-0		



APPLICATION DECISIONS
WEDNESDAY, MARCH 10, 2021

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
COMMENTS:				

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
7. JAMERICA, LLC T/A JAMERICA 2125 RHODE ISLAND AVENUE, NE LICENSE NO. 117384	RET. C RESTAURANT NEW ABC LICENSE APPLICATION	7-0		
COMMENTS:				
8. PHO JUNKIES NAVY YARD, LLC T/A PHO JUNKIES 1025 1 ST STREET, SE LICENSE NO. 117917	RET. C RESTAURANT TRANSFER WITH SALE APPLICATION	7-0		
COMMENTS:				



APPLICATION DECISIONS
WEDNESDAY, MARCH 10, 2021

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
9. BDF EXPRESS, LLC T/A BOMBAY STREET FOOD 3 1915 18 TH STREET, NW LICENSE NO. 117584	RET. C RESTAURANT NEW ABC LICENSE APPLICATION	7-0		

COMMENTS:

APPLICANT	CLASS/CATEGORY	APPROVED	DENIED	DECISION PENDING
10. OPERATING ENGINEER FUNDS, INC. T/A HILTON WASHINGTON DC CAPITOL HILL 525 NEW JERSEY AVENUE, NE LICENSE NO. 117781	RET. C HOTEL TRANSFER WITHOUT SALE APPLICATION	7-0		

COMMENTS:

11.				
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COMMENTS: