

Under 23 DCMR § 703, the purchaser of an ABC licensed establishment awaiting Board approval on a transfer of ownership application where no substantial change will occur may apply to the Board for a permit to temporarily operate under the license pursuant to the following conditions:

- (a) the transfer application must be filed with or before the application for temporary authority;
- (b) the subject premises must not have been closed nor the sale or service of alcoholic beverages discontinued during the thirty (30) days immediately prior to the filing of the permit application; and
- (c) that no substantial changes to the licensed premises will occur.

On January 8, 2021, the Applicant filed its Transfer Application, along with a No Substantial Change affidavit indicating that there will be no change in the nature of the licensed premises. Additionally, by separate letter, the Transferor filed its consent to the issuance of the TORP.

Thus, the Board, in its discretion, finds that the Applicant has met the requirements and does approve the request for a TORP. The TORP is valid until the transfer application is either granted or denied by the Board or until the TORP is cancelled or suspended by the Board pursuant to 23 DCMR § 703.5.

ORDER

The Board does hereby, this 4th day of February 2021, **APPROVES** the Applicant's request for a Temporary Operator's Retail Permit.

It is understood that until the Transfer Application is approved and the new license is issued by the Board, the Applicant will be operating under the Transferor's Manufacturer Class A License No. ABRA-097825.

Copies of this Order shall be sent to the Applicant.

District of Columbia
Alcoholic Beverage Control Board

signed via SeallessDocs.com
Donovan Anderson
Key: 2b432b28c5d5f094c13065316ccc8

Donovan Anderson, Chairperson

signed via SeallessDocs.com
James Short
Key: 547cc373b2096c8c1c3326d234c1c

James Short, Member

signed via SeallessDocs.com
Bobby Cato
Key: 2a9c1f0ad7b6146d1f4d7bbf7917d2c1

Bobby Cato, Member

signed via SeallessDocs.com
Rema Wahabzadah, Member
Key: b72ca45b59b74059b10b35b738116f

Rema Wahabzadah, Member

Rafi Crockett, Member

signed via SeallessDocs.com
Jeni Hansen, Member
Key: 92729b1520c44740115f6c5a41805

Jeni Hansen, Member

Edward S. Grandis, 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 II 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).