

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

In the Matter of:)	
)	
Noah Limited Liability Company)	
t/a Boulevard Lounge)	Case No.: 23-251-00032
)	License No.: ABRA-115385
Holder of a)	Order No.: 2023-331
Retailer's Class CT License)	
)	
at premises)	
6233 Georgia Avenue, NW)	
Washington, D.C. 20011)	

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Bobby Cato, Member
Jeni Hansen, Member
Edward S. Grandis, Member

ALSO PRESENT: Noah Limited Liability Company, t/a Boulevard Lounge, Respondent

Collin C. Cenci, Assistant Attorney General
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage and Cannabis Administration

ORDER APPROVING THE OFFER-IN-COMPROMISE

The above-mentioned parties have petitioned the Alcoholic Beverage Control Board (Board) to approve an offer-in-compromise (OIC) to settle one or more violations of Title 25 of the D.C. Official Code (Title 25) and Title 23 of the D.C. Municipal Regulations (Title 23) in accordance with D.C. Official Code § 2-509(a).

ORDER

Therefore, on this 24th day of May 2023, the Board **APPROVES** the OIC appended to this Order. The terms of the OIC are as follows:

1. The Respondent admits to a violation of the statutes or regulations listed in the OIC attached to this Order.
2. The Respondent shall follow and abide by the terms and conditions of the attached OIC in accordance with D.C. Official Code §§ 2-509(a), 25-447(f), and 25-823(a)(6).
3. The Respondent waives all rights to notice or appearance before the Board.
4. The Respondent waives the right to a hearing, call witnesses, present evidence, and otherwise contest the charges as provided in Title 25 and Title 23.
5. The Respondent waives the right to judicial review or appeal of this Order. The Respondent further agrees not to collaterally attack the disposition imposed by this Order.
6. The parties agree that the attached OIC constitutes the entire agreement of the parties.

The Show Cause Hearing in this matter is cancelled. The Alcoholic Beverage and Cannabis Administration (ABCA) shall deliver copies of this Order to the Government and the Respondent.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: 8c43209b26d58094c73008361c6c68

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 5474c37320264c69c1b3332672040e

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 256d3fca1d2b146d7f4d75bd7917d209

Bobby Cato, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 821720712509447431b50f2ca41827

Jeni Hansen, Member

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bd47707040dec14adeb52541ce5

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 and Cannabis 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).

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS CONTROL BOARD**



IN THE MATTER OF: NOAH LIMITED LIABILITY COMPANY, t/a BOULEVARD LOUNGE, Respondent.	Case No.: 22-251-00032 License No. 115385 Retailer Class CT
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OFFER IN COMPROMISE FOR BOARD APPROVAL

The District of Columbia, jointly with the licensee (Respondent) submits this Offer in Compromise (OIC) to the Alcoholic Beverage and Cannabis Control Board (Board), as authorized by 23 DCMR § 1611.5, for approval by the Board.

The parties understand that if the Board approves the OIC, the scheduled hearing will be vacated, the case will conclude, and appeal and judicial review are waived under 23 DCMR § 1611.6. Respondent will be obligated to abide by the OIC terms shown below. If the Board does not approve the OIC, the matter will proceed to a show cause hearing on June 28, 2023.

Respondent has been advised that there is no obligation to accept the OIC. Respondent has been advised, through service of the notice of status hearing and show cause hearing, that at a show cause hearing, Respondent may: be represented by legal counsel, have subpoenas issued to require the production of witnesses and evidence, produce witnesses and evidence, cross-examine witnesses, and apply to the Board for a qualified interpreter.

The OIC terms are as follows.

Charge I: Operated and offered entertainment outside of approved hours—First Primary Tier Violation

Statutory Authority: D.C. Code § 25-762(a) and (b)(13).

Fine: \$1,000 payable within 30 days, or the license shall be suspended indefinitely until the fine is paid

Charge II: Operated over occupancy—First Primary Tier Violation

Statutory Authority: D.C. Code § 25–762(b)(1)

Fine: \$1,000 payable within 30 days, or the license shall be suspended indefinitely until the fine is paid.

Charge III: Failed to ensure cameras were operational—First Primary Tier Violation

Statutory Authority: D.C. Code § 25–836(g)(1)

Fine: \$1,000 payable within 30 days, or the license shall be suspended indefinitely until the fine is paid.

Other Terms: Alcoholic Beverage and Cannabis Administration Enforcement shall be permitted to conduct a walkthrough of the establishment to ensure cameras are operational.

Dated: _____, 2023.

Respectfully submitted,

BRIAN L. SCHWALB
Attorney General for the District of Columbia

STEPHANIE E. LITOS
Deputy Attorney General
Civil Litigation Division

/s/ Kimberly M. Johnson
KIMBERLY M. JOHNSON [435613]
Chief, Civil Enforcement Section

/s/ Charles J. Coughlin
CHARLES J. COUGHLIN [1016993]
Assistant Chief, Civil Enforcement Section

/s/ Collin C. Cenci

COLLIN C. CENCI [1673064]

Assistant Attorney General

Civil Litigation Division

Civil Enforcement Section

400 Sixth Street, N.W., Suite 10100

Washington, D.C. 20001

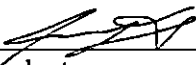
(202) 705-1894

collin.cenci@dc.gov

ATTORNEYS FOR THE DISTRICT OF COLUMBIA

CONSENT OF RESPONDENT

By consenting to this Offer in Compromise, I agree to accept and perform its terms. I acknowledge the validity of the OIC and waive a hearing to which I would have a right under D.C. Code § 25–826. I also recognize that I am waiving any right to appeal an adverse ruling of the Board that might have followed any such hearing. By this settlement, I waive all such rights. I sign this OIC without reservation, and I fully understand its meaning and my rights.



Respondent
Theodros Girma, Sole Owner
Noah Limited Liability Company, LLC
t/a Boulevard Lounge
6233 Georgia Avenue, N.W.
Washington, D.C. 20011
teddyptn@gmail.com

05/23/2023

DATE

CERTIFICATE OF SERVICE

On _____, 2023, the foregoing was served by email to:

Theodros Girma, Sole Owner
Noah Limited Liability Company, LLC
t/a Boulevard Lounge
6233 Georgia Avenue, N.W.
Washington, D.C. 20011
teddyptn@gmail.com

Respondent

Martha Jenkins
General Counsel, ABRA
2000 14th Street, N.W., Suite 400 South
Washington, D.C. 20009
Martha.Jenkins@dc.gov

/s/ Collin C. Cenci

Collin C. Cenci
Assistant Attorney General