

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

**In the Matter of:** )  
)  
MST Enterprises, Inc. )  
t/a Churreria Madrid Restaurant )  
)  
Holder of a )  
Retailer's Class CR License )  
)  
at premises )  
2505 Champlain Street, NW )  
Washington, D.C. 20009 )  
)

Case No.: 17-CMP-00700  
License No.: ABRA-060806  
Order No.: 2018-114

**BEFORE:** Donovan Anderson, Chairperson  
Nick Alberti, Member  
Mike Silverstein, Member  
James Short, Member  
Donald Isaac, Sr., Member  
Bobby Cato, Member  
Rema Wahabzadah, Member

**ALSO PRESENT:** MST Enterprises, Inc., t/a Churreria Madrid Restaurant,  
Respondent  
  
Pete Chattrabhuti, Assistant Attorney General, on behalf of the  
District of Columbia  
  
Martha Jenkins, General Counsel  
Alcoholic Beverage Regulation Administration

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**ORDER APPROVING THE OFFER-IN-COMPROMISE**

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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 MST Enterprises, Inc., t/a Churreria Madrid Restaurant (Respondent), located at 2505 Champlain Street, NW, Washington, D.C. 20009.

The Alcoholic Beverage Regulation Administration (ABRA) served the Notice in Case No. 17-CMP-00700 on the Respondent. *ABRA Show Cause File No. 17-CMP-00700*. The Notice charges the Respondent with three (3) 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. 17-CMP-00700, charged the Respondent with the following violations:

- Charge I: [On Friday, November 24, 2017], [y]ou failed to have a Board-approved manager on duty, in violation of D.C. Official Code § 25-701 and 23 DCMR §§ 707.1, 701.3. . .
- Charge II: [On Friday, November 24, 2017], you failed to obtain an entertainment endorsement for the establishment, in violation of D.C. Official Code § 25-113a(b)(1) and 23 DCMR § 1000.1. . .
- Charge III: [On Friday, November 24, 2017], you failed to maintain documentation, including but not limited to, all sales, purchase invoices, and dispositions indicating sales information for food and alcoholic beverages which would allow an audit to be conducted to substantiate the quarterly statements filed by the establishment, in violation of D.C. Official Code §§ 25-113(a)(5)(A), 25-119, and 23 DCMR §§ 1208 and 1300. . .

*ABRA Show Cause File No. 17-CMP-00700*. Notice of Status Hearing and Show Cause Hearing, 2-3 (February 13, 2018).

At the Show Cause Hearing held on March 14, 2018, 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 \$850 fine by no later than thirty (30) days from the date of this Order or its license shall be suspended until all outstanding fines are paid.
2. For Charge II – The Respondent shall pay a \$1,500 fine by no later than thirty (30) days from the date of this Order or its license shall be suspended until all outstanding fines are paid.
3. For Charge III – The Respondent shall pay a \$1,500 fine by no later than thirty (30) days from the date of this Order or its license shall be suspended until all outstanding fines are paid.

By agreeing to the terms of the OIC, the Respondent waives its right to a Show Cause Hearing and appeal.

### **ORDER**

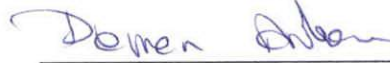
Therefore, the Board, on this 14th day of March, 2018, hereby **APPROVES** the OIC proffered by the Government and the Respondent.

**IT IS ORDERED** that the Respondent will:

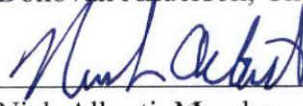
- (1) Remit the fine in the total sum of \$3,850 payable on or before April 17, 2018. Failure to remit the amount in full within the time specified will result in the suspension of the license until the amount is paid.

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

District of Columbia  
Alcoholic Beverage Control Board



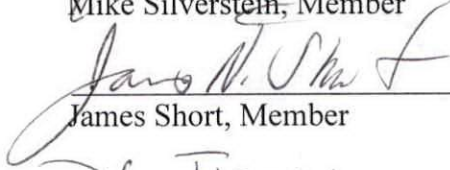
Donovan Anderson, Chairperson



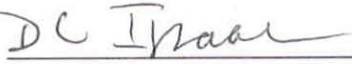
Nick Alberti, Member



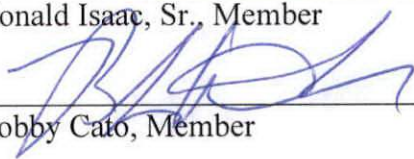
Mike Silverstein, Member



James Short, Member



Donald Isaac, Sr., 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 14<sup>th</sup> 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).