

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

In the Matter of:)
)
DC Market, Inc.)
t/a DC Food Market)
)
Applicant for a Substantial Change to a)
Retailer's Class B License)
)
at premises)
2200 16th Street, S.E.)
Washington, D.C. 20020)
)

Case No.: 22-PRO-00066
License No.: ABRA-106962
Order No.: 2022-590

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

ALSO PRESENT: DC Market, Inc., t/a DC Food Market, Applicant

Emanuel Mpras, Counsel, on behalf of the Applicant

Laneice Moore, Daniel Brunner, Grace Brunner, Katrina Flowers,
and Komarra McKinnon, Protestants

ORDER DENYING PROTESTANT'S MOTION FOR REINSTATEMENT

The Application filed by DC Market, Inc., t/a DC Food Market (Applicant), for a substantial change to its Retailer's Class B License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on July 18, 2022. At the hearing, the Protestant Group was dismissed for failing to file a protest in accordance with 23 DCMR § 1602.3. Subsequently, the Protestant Group filed a motion for reconsideration, which is opposed by the Applicant.

The Board notes that the motion did not address the reason for the dismissal. It should be further noted that to the extent the response constitutes a new protest letter, it is untimely. Consequently, there are no valid grounds for reinstating the protest.

ORDER

Therefore, the Board, on this 3rd day of August 2022, hereby **DENIES** the motion for reinstatement. ABRA shall provide a copy of this Order to the parties.

District of Columbia
Alcoholic Beverage Control Board

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Donovan Anderson
Key: ac43cb98b6045f0e4b730069d1cccc8

Donovan Anderson, Chairperson

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James Short
Key: 547ae973f820d66ac8d1b332dd2948ec

James Short, Member

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Bobby Cato
Key: 258d3fcaadfba146d7f4b75bd7917d20d

Bobby Cato, Member

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Rafi Aliya Crockett, Member
Key: b5f0c091b45e18e4016155e5c12f81cc

Rafi Crockett, Member

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Jeni Hansen, Member
Key: 82172031f0509447491b56f9c2a4189f

Jeni Hansen, Member

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Edward Grandis, Member
Key: 5027bda7ff9f0040ec14adeb52541ce5

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, Reeves Center, 2000 14th Street, NW, 400S, Washington, D.C. 20009.

Also, pursuant to section 11 of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. 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. However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR § 1719.1 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).