THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:)
Twin T's, LLC)
t/a DC Shenanigans)
Holder of a	ý
Retailer's Class CT License)
at premises	ý
2450 18th Street, NW)
Washington, D.C. 20009)
)

Case Nos.: 22-251-00011 22-CMP-00024 License No.: ABRA-088119 Order No.: 2022-306

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

ALSO PRESENT: Twin T's, LLC, t/a DC Shenanigans, Respondent

Christopher N. Southcott, Assistant Attorney General Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel Alcoholic Beverage Regulation Administration

ORDER APPROVING THE OFFER-IN-COMPROMISE

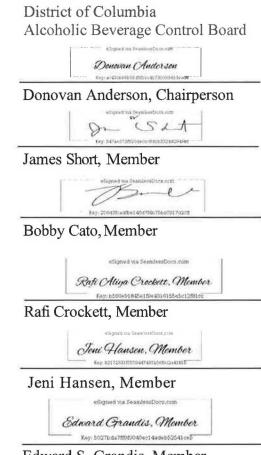
The above-mentioned parties have petitioned the Alcoholic Beverage Control Board (Board) to approve an offer-in-compromise (OIC) to settle one or more violations of Title 25 of the D.C. Official Code (Title 25) and Title 23 of the D.C. Municipal Regulations (Title 23) in accordance with D.C. Official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

ORDER

Therefore, on this 29th day of June 2022, 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. ABRA shall deliver copies of this Order to the Government and the Respondent.



Edward S. Grandis, Member

Pursuant to D.C. Official Code§ 25-433(d)(l), 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 thi1ty (30) days of the date of service of this Order, with the District of Columbia Coult 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 REGULATION ADMINISTRATION ALCOHOLIC BEVERAGE CONTROL BOARD



IN THE MATTER OF:	
TWIN T'S, LLC t/a DC SHENANIGANS,	Case Nos. 22-251-00011, 22-CMP-00024 License No. 088119 Retailer Class CT
Respondent.	

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 Control Board (Board), as authorized by 23 DCMR § 1604.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, appeal and judicial review are waived under 23 DCMR § 1611.6, scheduled hearings will be vacated, and the case will conclude. Respondent will be obligated to abide by the fine, suspension or other OIC term shown below. If the Board does not approve the OIC, the matter will be continued to the scheduled Show Cause Hearing on a date to be determined.

The respondent has been advised that there is no obligation to accept an 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.

Case No. 22-251-00011

<u>Charge I</u>: Allowed the establishment to be used for an unlawful purpose – Second primary tier violation within two years.

Statutory Authority: D.C. Code § 25-823(a)(2).

(1) <u>Fine</u>: \$2,000 to be paid within one hundred twenty (120) days or the ABC license will be suspended indefinitely until the fine is paid.

Charge II: Failed to follow security plan – Second primary tier violation within two years.

Statutory Authority: D.C. Code § 25-823(a)(6).

(2) <u>Fine</u>: \$2,000 to be paid within one hundred twenty (120) days or the ABC license will be suspended indefinitely until the fine is paid.

Case No. 22-CMP-00024

Charge I: Operated over occupancy - Second primary tier violation within two years.

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

(3) <u>Fine</u>: \$2,000 to be paid within one hundred twenty (120) days or the ABC license will be suspended indefinitely until the fine is paid.

Dated: June 28, 2022.

Respectfully submitted,

KARL A. RACINE Attorney General for the District of Columbia

CHAD COPELAND Deputy Attorney General Civil Litigation Division

<u>/s/ Kimberly M. Johnson</u> KIMBERLY M. JOHNSON [435163] Chief, Civil Enforcement Section

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

ANTHONY P. CELO Assistant Attorney General [D.C. Bar No. Pending] Suite 10100 400 Sixth Street, N.W. Washington, D.C. 20001 (202) 735-7559 (202) 741-8936 (fax) Anthony.Celo@dc.gov

/s/ Christopher N. Southcott CHRISTOPHER N. SOUTHCOTT [1738132] Assistant Attorney General¹ Suite 10100 400 Sixth Street, N.W. Washington, D.C. 20001 (202) 257-1024 Christopher.Southcott@dc.gov

ATTORNEYS FOR THE DISTRICT OF COLUMBIA

CONSENT OF RESPONDENT

By 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.

THOMAS Hall THomas Hall (Jun 29, 2022 10:38 EDT)

Thomas E. Hall, Managing Member for Respondent, pro se

Jun 29, 2022 DATE

¹ Admitted to the Bar under D.C. App. R. 46-A (Emergency Examination Waiver). Practicing under the direct supervision of Charles J. Coughlin, a member of the D.C. Bar, under D.C. App. R. 46-A(d)(2).

CERTIFICATE OF SERVICE

I certify that on June 28, 2022, the foregoing Offer in Compromise for Board Approval

was served by electronic mail or by U.S. mail, first class postage pre-paid, to:

Thomas E. Hall Twin T's LLC t/a DC Shenanigans 2450 18th Street, N.W. Washington, D.C. 20009 TomHallis@gmail.com Martha Jenkins General Counsel, ABRA 2000 14th Street, N.W. Suite 400 South Washington, D.C. 20009 Martha.Jenkins@dc.gov

<u>/s/Christopher N. Southcott</u> Christopher N. Southcott Assistant Attorney General