

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

**In the Matter of:**

Daci Enterprises, LLC  
t/a Dacha Beer Garden

Holder of a  
Retailer's Class CT License

at premises  
1600 7th Street, NW  
Washington, D.C. 20001

Case No.: 17-CC-00100  
License No.: ABRA-092773  
Order No.: 2018-144

**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:** Daci Enterprises, LLC, t/a Dacha Beer Garden, Respondent

Andrew Kline, Counsel, on behalf of the Respondent

Amy Schmidt, 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 Daci Enterprises, LLC, t/a Dacha Beer Garden (Respondent), located at 1600 7th Street, NW, Washington, D.C. 20001.

The Alcoholic Beverage Regulation Administration (ABRA) served the Notice in Case No. 17-CC-00100 on the Respondent on February 9, 2018. *ABRA Show Cause File No. 17-CC-00100*. The Notice charges the Respondent with two 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-CC-00100, charged the Respondent with the following violations:

- Charge I: [On Saturday, August 5, 2017], [y]ou permitted the sale of an alcoholic beverage to a person under 21 years of age at the licensed establishment, in violation of D.C. Official Code § 25-781(a)(1)...
- Charge II: [On Saturday, August 5, 2017], you failed to reasonably ascertain whether patrons to whom you sold alcohol were of legal drinking age, in violation of D.C. Official Code § 25-783(b)...

*ABRA Show Cause File No. 17-CC-00100*, Notice of Status Hearing and Show Cause Hearing, 2-3 (February 6, 2018).

At the Show Cause Status Hearing held on April 4, 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 \$3,000 fine for the violation alleged in Charge I and shall have its license suspended for five (5) days, with all five (5) days stayed for one (1) year pending completion of alcohol awareness training for all employees who serve alcoholic beverages within ninety (90) days from the date of this Order.
2. For Charge II– Dismissed.

By agreeing to the terms of the OIC, the Respondent waives its right to a Show Cause Hearing and appeal. The OIC has been reduced to writing and is formally approved through this Order.

## **ORDER**

Therefore, the Board, on this 4th day of April, 2018, hereby **APPROVES** the OIC proffered by the Government and the Respondent and **ORDERS** Daci Enterprises, LLC, t/a Dacha Beer Garden, to comply with the terms of the OIC.

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

- (1) Remit the fine in the total sum of \$3,000 payable on or before May 4, 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; and
- (2) Incur a five (5) day suspension, with all five (5) days stayed for one (1) year pending completion of alcohol awareness training for all employees who serve alcoholic beverages within ninety (90) days from the date of this Order.

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).