## THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:	)
Dew Drop Inn, LLC t/a Dew Drop Inn	) ) )
Holder of a Retailer's Class CT License	) )
at premises 2801 8th Street, NE Washington, D.C. 20017	) ) )

 Case No.:
 20-CMP-00031

 License No.:
 ABRA-097569

 Order No.:
 2021-184

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

## ALSO PRESENT: Dew Drop Inn, LLC, t/a Dew Drop Inn, Respondent

Stephen A. Ortiz, Assistant Attorney General Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel Alcoholic Beverage Regulation Administration

## **ORDER APPROVING OFFER IN COMPROMISE**

This matter arises from a Notice of Status and Show Cause Hearing (Notice) issued by the Alcoholic Beverage Control Board (Board) to Dew Drop Inn, LLC, t/a Dew Drop Inn, (Respondent) located at 2801 8th Street, NE, Washington, D.C. 20017.

The Alcoholic Beverage Regulation Administration (ABRA) served the Notice in Case No. 20-CMP-00031 on the Respondent. *ABRA Show Cause File No. 20-CMP-00031*. The Notice

charges the Respondent with a single violation, 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. 20-CMP-00031 charged the Respondent with the following violation:

Charge I: [On Tuesday, January 14, 2020], you allowed a cover charge to be collected without and entertainment endorsement, in violation of D.C. Official Code § 25-113a(b)(1) and 23 DCMR § 1002...

ABRA Show Cause File No. 20-CMP-00031, Notice of Status Hearing and Show Cause Hearing, 2 (August 6, 2020).

At the Show Cause Status Hearing held on April 7, 2021, the Respondent and the Government entered into an Offer-in-Compromise (OIC), which resolved the charge set forth above.

The terms of the OIC are as follows:

1. For Charge I – The Respondent shall pay a \$500 fine for the violation alleged in Charge I.

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

## ORDER

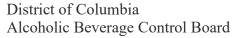
Therefore, the Board, on this 7th day of April 2021, hereby **APPROVES** the OIC proffered by the Government and the Respondent and **ORDERS** Dew Drop Inn, LLC, t/a Dew Drop Inn, to comply with the terms of the OIC.

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

(1) Remit the fine in the sum of \$500 payable on or before August 9, 2021. Failure to remit the amount in full within the time specified will result in the suspension of the license until the amount is paid.

Acceptance of this OIC cancels all future hearings related to this matter.

The ABRA shall deliver copies of this Order to the Government and the Respondent.





Edward S. Grandis, Member

Pursuant to 23 DCMR § 1719.1, 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, N.W., 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, District of Columbia 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, 500 Indiana Avenue, 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).

Finally, in the case of a summary suspension, "A person aggrieved by a final summary action may file an appeal in accordance with the procedures set forth in subchapter I of Chapter 5 of Title 2." D.C. Code § 25-826(d).