

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

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<b>In the Matter of:</b>	)	
	)	
	)	
DC Winery LLC	)	Case No.: 20-CMP-00021
t/a District Winery/Ana Restaurant & Bar	)	License No.: ABRA-98684
	)	Order No.: 2021-699
Holder of a	)	
Retailer's Class CT License	)	
	)	
at premises	)	
385 Water Street, S.E.	)	
Washington, D.C. 20003	)	

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

**ALSO PRESENT:** DC Winery, t/a District Winery/Ana Restaurant, Respondent  
  
Andrew Kline, Counsel, on behalf of the Respondent  
  
Walter Adams, Assistant Attorney General  
Office of the Attorney General for the District of Columbia  
  
Martha Jenkins, General Counsel  
Alcoholic Beverage Regulation Administration

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**ORDER GRANTING LEAVE TO FILE ADDITIONAL PLEADINGS**

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The District of Columbia has requested leave to file a sur-reply in the show cause matter of DC Winery LLC, t/a District Winery/Ana Restaurant, (Respondent) in Case No. 20-CMP-00021. The request is opposed by the Respondent. Section 1716.8 provides that once the pleadings identified in 23 DCMR § 1716 have been filed, “No further pleading shall be filed except by leave of the Board.” 23 DCMR § 1716.8 (West Supp. 2021). As written, § 1716.8 leaves such determination to the discretion of the Board. In this case, the Board finds granting the motion appropriate because the matter is being decided entirely on the papers and the present case appears to

involve a legal matter of first impression for the Board. In addition to granting the motion, the Board will further permit the Respondent to file an additional reply based on the District's filing.

**ORDER**

The Alcoholic Beverage Control Board on this 28th day of October 2021, hereby **GRANTS** the motion to file a sur-reply.

**IT IS FURTHER ORDERED** that the District shall have seven (7) days to file its sur-reply, and the Respondent shall have seven (7) days to file an additional reply. No further pleadings shall be accepted in this matter. A copy of this Order shall be delivered to the Parties.

District of Columbia  
Alcoholic Beverage Control Board

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*Donovan Anderson*  
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Donovan Anderson, Chairperson

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*James Short*  
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James Short, Member

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*Bobby Cato*  
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Bobby Cato, Member

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*Rafi Aliya Crockett, Member*  
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Rafi Crockett, Member

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*Jeni Hansen, Member*  
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Jeni Hansen, Member

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*Edward Grandis, Member*  
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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. 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 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).