THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE AND CANNABIS BOARD

In the Matter of:	)	
	)	
A. Rae, LLC	)	
t/a Don Fuego	)	
	)	
Applicant for a New	)	License No.: ABRA-126790
Medical Cannabis Retailer License	)	Order No.: 2024-046
	)	
at premises	)	
1126 9th Street, N.W.	)	
Washington, D.C. 20001	)	
	)	

A. Rae, LLC, t/a Don Fuego, Applicant

John McGowan, Counsel, on behalf of the Applicant

Steven McCarty, Commissioner, Advisory Neighborhood Commission (ANC) 2G

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Silas Grant, Jr., Member

ORDER ON SETTLEMENT AGREEMENT

The official records of the Alcoholic Beverage and Cannabis Board (Board) reflect that A. Rae, LLC, t/a Don Fuego, (Applicant), Applicant for a New Medical Cannabis Retailer License and ANC 2G have entered into a Settlement Agreement (Agreement), dated January 18, 2024, that governs the operations of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant and Commissioner Steven McCarty, on behalf of ANC 2G, are signatories to the Agreement.

Accordingly, it is this 31st day of January 2024, **ORDERED** that:

1. The above-referenced Settlement Agreement submitted by the parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order, except for the following modifications:

   Section 3 (Noise) – Modify the first sentence to read: "Licensee agrees not to generate amplified music and other amplified sounds that may be heard in a residence with its windows and doors closed."

   Section 5 (Notice and Enforcement of Ban on On-Premises or Outdoor Consumption of Cannabis) – Modify the third sentence to read: "If the Applicant witnesses a violation by a qualifying patient the Applicant, the Applicant will report public consumption of cannabis, medical cannabis, alcohol, or other narcotics to the Metropolitan Police Department."

   Section 6 (Exclusion of Minors from the Premises) – Delete the entire paragraph.

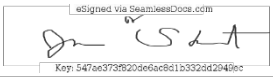
   Section 16 (Community Engagement) – Modify to read: "The Applicant is encouraged to hire members of the community and to participate in community events. The Applicant is also encouraged to regularly engage with organizations that serve the community."

   The parties have agreed to these modifications.

2. Copies of this Order shall be sent to the Parties.

District of Columbia
Alcoholic Beverage and Cannabis Board

Donovan Anderson, Chairperson



James Short, Member

Silas Grant, Jr., 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 and Cannabis Administration, 2000 14th 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).