

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

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|------------------------------|---|--------------------------|
| In the Matter of: |) | |
| Emilie's, LLC |) | |
| t/a Emilie's |) | |
| Holder of a |) | License No.: ABRA-111597 |
| Retailer's Class CR License |) | Order No.: 2019-643 |
| at premises |) | |
| 1101 Pennsylvania Avenue, SE |) | |
| Washington, D.C. 20003 |) | |
| |) | |

Emilie's, LLC, t/a Emilie's, Licensee

Chander Jayaraman, Chairperson, Advisory Neighborhood Commission (ANC) 6B

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member
Rafi Crockett, Member

ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT

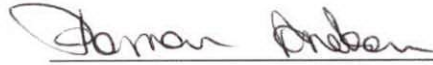
The official records of the Alcoholic Beverage Control Board (Board) reflect that Emilie's, LLC, t/a Emilie's (Licensee), and ANC 6B entered into a Settlement Agreement (Agreement), dated December 11, 2018, that governs the operation of the Licensee's establishment. This matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated September 10, 2019, in accordance with D.C. Official Code § 25-446 (2001).

The Amendment has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Chairperson Chander Jayaraman, on behalf of ANC 6B, are signatories to the Amendment.

Accordingly, it is this 18th day of September, 2019, **ORDERED** that:

1. The above-referenced Amendment to Settlement Agreement submitted by the Parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
2. All terms and conditions of the original Settlement Agreement not amended by the Amendment, shall remain in full force and effect; and
3. Copies of this Order shall be sent to the Licensee and ANC 6B.

District of Columbia
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson

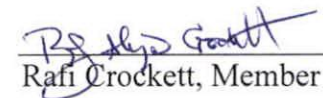


James Short, Member



Bobby Cato, Member

Rema Wahabzadah, Member



Rafi Crockett, 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 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).

Amendment to Settlement Agreement **ANC 6B**
AMENDMENT TO THE SETTLEMENT AGREEMENT BY AND BETWEEN
ADVISORY NEIGHBORHOOD COMMISSION 6B
and
Emille's, LLC, d/b/a Emille's

Pursuant to this Amendment to the Settlement Agreement ("Amendment"), by and between Emille's, LLC, d/b/a Emille's ("Applicant") and Advisory Neighborhood Commission 6B ("ANC6B"), effective as of the date of its adoption by ANC6B, the parties hereto hereby agree to be legally bound by the terms and conditions of the existing Settlement Agreement (SA) and this Amendment as it relates to the operation of Applicant's business located at 1101 Pennsylvania Avenue SE, Washington, DC 20003 ("Premises").

WHEREAS, Applicant and ANC6B are desirous of voluntarily entering into and to mutually memorialize in this Amendment to the existing SA the terms and conditions upon which ANC6B has agreed to support modification to Applicant's SA, pursuant to the provisions of D.C. Code § 25-446, for the operation and maintenance of Applicant's business, as amended by the addition of a sidewalk café endorsement.

NOW, THEREFORE, Applicant and ANC 6B agree, as follows:

1. Recitals Incorporated. The recitals set forth above are incorporated herein by reference.
2. In Section 2. Nature of the Business, remove the last sentence "This establishment does not have a summer garden" and amend the second sentence "Applicant currently seeks a total indoor seating for up to 115 patrons" to "Applicant currently seeks a total indoor seating for up to 115 patrons and outdoor sidewalk café seating of up to 35 patrons.
3. In Section 3, "Hours of Operation, Sale, Service, and Consumption" add the following:
"Applicant's sale of alcohol within and operation of the Sidewalk Cafe shall be as follows:
Sunday through Thursday: 8:00 a.m. - 11:30 p.m.
Friday and Saturday: 8:00 a.m. - 12:00 a.m.
4. Agreement Otherwise in Full Force and Effect. Except as otherwise explicitly provided herein, the terms of the existing SA shall remain in full force and effect, and the SA and this Amendment shall constitute the agreement between the parties. This Amendment or the SA may only be modified by written agreement of all the parties or their successors, or otherwise in accordance with law.

Emille's, LLC, d/b/a Emille's
ABRA# 111597

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Amendment to Settlement Agreement

ANC 6B

IN WITNESS WHEREOF, the parties have affixed hereunto their signatures.

Applicant:

ABRA# 111597
1101 Pennsylvania Avenue SE
Washington DC 20003

Signature  Date: 8-5-19

ANC:

Advisory Neighborhood Commission 6B
921 Pennsylvania Avenue SE
Washington DC 20003

Signature  Date: 9/10/19

Chairperson, ANC6B

Emilie's, LLC, d/b/a Emilie's
ABRA# 111597

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