THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:			
Empire DC, LLC)		
t/a Empire Lounge)		
Applicant for Renewal of a) Cas	e No.:	19-PRO-00135
Retailer's Class CT License	,	ense No.:	ABRA-110702
) Ord	ler No.:	2019-911
at premises)		
1909 9th Street, NW)		
Washington, D.C. 20001)		

Empire DC, LLC, t/a Empire Lounge, Applicant

Anita Norman, Commissioner, Advisory Neighborhood Commission (ANC) 1B, Protestant

David E. Fox, on behalf of Tony Behzad, Property Owner

BEFORE: Donovan Anderson, Chairperson

James Short, Member Bobby Cato, Member

Rema Wahabzadah, Member Rafi Crockett, Member

ORDER ON DISMISSAL OF APPLICATION AND TONY BEHZAD'S PROTEST

The Application filed by Empire DC, LLC, t/a Empire Lounge, for renewal of its Retailer's Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on December 9, 2019.

On December 9, 2019, the Board dismissed the Application and the Protest of Tony Behzad because the Applicant and Tony Behzad failed to appear at the Roll Call Hearing. Additionally, Tony Behzad failed to sign the protest letter and provide his mailing address. *See* 23 DCMR §§ 1602.3 and 1603.4.

The Applicant and Tony Behzad may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

ORDER

The Board does hereby, this 11th day of December, 2019, **DISMISS** the Application, the Protest of Tony Behzad. Copies of this Order shall be sent to the Applicant, ANC 1B, and David E. Fox, on behalf of Tony Behzad.

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).