

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

In the Matter of:

1716 I, LLC
t/a Eye Bar/Garden of Eden

Holder of a
Retailer's Class CN License

at premises
1716 I Street, N.W.
Washington, D.C. 20006

Case No.: 18-251-00109
License No.: ABRA-083133
Order No.: 2018-497

BEFORE: Donovan Anderson, Chairperson
Nick Alberti, Member
Mike Silverstein, Member
James Short, Member
Donald Isaac, Member
Bobby Cato, Member
Rema Wahabzadah, Member

ALSO PRESENT: 1716 I, LLC, Eye Bar/Garden of Eden, Respondent

Fernando Rivero, Assistant Attorney General, on behalf of the
District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING THE OFFER-IN-COMPROMISE

This matter arises from a Notice of Status and Show Cause Hearing (Notice) issued by the Alcoholic Beverage Control Board (Board) in the matter of 1716 I, LLC, Eye Bar/Garden of Eden, Respondent, located at 1716 I Street, N.W., Washington, D.C. 20006.

The Alcoholic Beverage Regulation Administration (ABRA) served the Notice in Case No. 18-251-00109 on the Respondent on July 15, 2018. *ABRA Show Cause File*

No. 18-251-00109. The Notice charges the Respondent with one 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. 18-251-00109, charged the Respondent with the following violations:

Charge I: [On Saturday, March 31, 2018], [y]ou failed to follow your Security Plan by not having cameras that store recordings for a minimum of 30 days and for not making the security footage of a crime involving a gun available to ABRA within 48 hours upon request, in violation of D.C. Official Code §§ 25-402(d)(4)(A) and 25-823(6) . . .

ABRA Show Cause File No. No. 18-251-00109, Notice of Status Hearing and Show Cause Hearing, 2 (July 9, 2018).

At the Show Cause Status Hearing held on August 15, 2018, 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 \$2,000.00 fine.

By agreeing to the terms of the OIC, the Respondent waives its right to a Show Cause Hearing and appeal. The OIC has been reduced to writing and is formally approved through this Order.

ORDER

Therefore, the Board, on this 15th day of August, 2018, **APPROVES** the OIC proffered by the Government and the Respondent and **ORDERS** the Respondent to comply with the terms of the OIC.

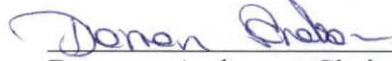
IT IS FURTHER ORDERED that the Respondent will:

- (1) Remit the fine in the total sum of \$2,000 in Case No. 18-251-000109 payable on or before October 15, 2018; and

Failure to remit the amount in full within the time specified will result in the suspension of the license until the amount is paid.

A copy of this Order and the OIC shall be sent to the Respondent and to the Government.

District of Columbia
Alcoholic Beverage Control Board

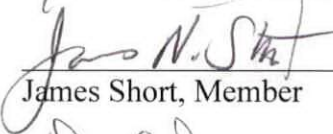


Donovan Anderson, Chairperson

Nick Alberti, Member



Mike Silverstein, Member



James Short, Member



Donald Isaac, Member



Bobby Cato, Member



Rema Wahabzadah, 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).