## THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

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## In the Matter of:

Sunrise Grocery, Inc. t/a Food 7 Store

Applicant for Renewal of a Retailer's Class B License

at premises 1830 Benning Road, N.E. Washington, D.C. 20002 
 Case No.:
 20-PRO-00066

 License No.:
 ABRA-108479

 Order No.:
 2021-171

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

ALSO PRESENT: Sunrise Grocery, Inc., t/a Food 7 Store, Applicant

Sydelle Moore, Vide Chairperson, Advisory Neighborhood Commission (ANC) 5D, Protestant

Martha Jenkins, General Counsel, Alcoholic Beverage Regulation Administration

## **ORDER DENYING REINSTATEMENT**

The Alcoholic Beverage Control Board received a motion for reinstatement from the above-mentioned Applicant. The Board dismissed the first renewal application filed by the Applicant for failing to appear at a required hearing on February 22, 2021. Advisory Neighborhood Commission (ANC) 5D opposes the motion. The motion was filed on March 26, 2021, after the ten day motion period, which renders it untimely. Nevertheless, it is also moot because the Applicant has filed a second renewal application, which will be reviewed by the Board. Therefore, the Board on this 7th day of April 2021, hereby **DENIES** the motion for reinstatement. A copy of this Order shall be sent to the Applicant.

## District of Columbia Alcoholic Beverage Control Board

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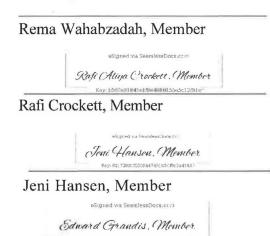
Donovan Anderson, Chairperson

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James Short, Member

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Bobby Cato, 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, 2000 14<sup>th</sup> Street, N.W., Suite 400S, Washington, DC 20009.

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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).