THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:)		
Manhattan Laundry, t/a Franklin Hall	LLC)	Case No.: License No.: Order No.:	N/A ABRA-103899 2022-596
Holder of a Retailer's Class CT I) icense)		2022 390
at premises 1346 Florida Avenue Washington, D.C. 20	-		
BEFORE:	Donovan Anderson, Ch James Short, Member Bobby Cato, Member Rafi Aliya Crockett, M Jeni Hansen, Member Edward S. Grandis, Me	ember	
ALSO PRESENT:	Manhattan Laundry, Ll Matthew Minora, Cour		
	James Turner, Chair, or (ANC) 1B	n behalf of Advisory	Neighborhood Commission
	Martha Jenkins, Genera Alcoholic Beverage Re		tion

ORDER DENYING APPROVAL OF SETTLEMENT AGREEMENT

Manhattan Laundry, LLC, t/a Franklin Hall, (Applicant) and Advisory Neighborhood Commission (ANC) 1B filed a settlement agreement with the Alcoholic Beverage Regulation Administration (ABRA) that seeks to amend a prior agreement entered into by the parties, as well as another party, the Meridian Hill Neighborhood Association (MHNA). Nevertheless, the MHNA is not a party to the current amendment attempt, and it is argued that the MHNA has not responded to communications by the party. ABRA's Office of General Counsel reviewed the agreement and recommends denial because it does not comply with D.C. Official Code § 25-446, which only allows for forced amendments by the Board during the Applicant's renewal period pursuant to D.C. Official Code § 25-446(d)(2), which has not occurred as of the date of this Order. See also 23 DCMR § 1610.1 (West Supp. 2022) ("The terms of a settlement agreement submitted by the parties shall be consistent with District of Columbia law").

ORDER

For these reasons, on this 10th day of August 2022, the request to approve the settlement agreement between ANC 1B and the Applicant is **DENIED**.

IT IS FURTHER ORDERED that the Settlement Agreement Review sheet dated August 2, 2022, and provided to the parties by ABRA, is incorporated by reference as additional findings of fact and conclusions of law made by the Board in this matter. The parties are further **ADVISED** to refer to the review sheet provided by ABRA for guidance on how to modify the agreement.

IT IS FURTHER ORDERED pursuant to 23 DCMR § 1610 that where Board has no proposed modifications and no application or protest is pending, this order represents the final agency action of the Board.

The parties are further **ADVISED** that this decision does not prejudice the filing of an entirely new settlement agreement, but a substantially similar agreement may be denied as a matter of res judicata until the MHNA confirms agreement with the proposed change or is formally removed as a party pursuant to D.C. Official Code § 25-446.

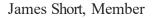
A copy of this Order shall be provided to the parties.

District of Columbia Alcoholic Beverage Control Board

eSigned via SeamlessDocs.cdm	
Donovan Anderson	
Key: ac430b96b99d5f09e4b730093d1dccd8	

Donovan Anderson, Chairperson





Bobby Cato, Member

Pati	Aliya Crockett, Member

Rafi Crockett, Member



Jeni Hansen, Member



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, Reeves Center, 2000 14th Street, NW, 400S, Washington, D.C. 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 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).