

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

In the Matter of:)
)
)
Georgetown Suites, LLC/Wabbit, LLC) Case No.: 22-251-00008
t/a Georgetown Inn West End/Casta’s Rum) License No.: ABRA-109462
Bar) Order No.: 2022-894
)
Holder of a)
Retailer’s Class CR License)
)
at premises)
1121 New Hampshire Avenue, N.W.)
Washington, D.C. 20037)
)

BEFORE: Donovan Anderson, Chairperson
Bobby Cato, Member
Edward S. Grandis, Member

ALSO PRESENT: Georgetown Suites, LLC/Wabbit, LLC, t/a Georgetown Inn West
End/Casta’s Rum Bar, Applicant

Andrew Kline, Counsel, on behalf of Applicant Wabbit, LLC

Andrew Schulwolf, Counsel, on behalf of Georgetown Suites, LLC,
Applicant Georgetown Suites, LLC

Anthony P. Celso, Assistant Attorney General
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING THE OFFER-IN-COMPROMISE

The above-mentioned parties have petitioned the Alcoholic Beverage Control Board (Board) to approve an offer-in-compromise (OIC) to settle one or more violations of Title 25 of the D.C. Official Code (Title 25) and Title 23 of the D.C. Municipal Regulations (Title 23) in accordance with D.C. Official Code § 2-509(a). The Parties appeared before the Board on November 2, 2022, and the Board approved the OIC at the hearing, which concluded this matter.

ORDER

Therefore, on this 2nd day of November 2022, the Board **APPROVES** the OIC appended to this Order. The terms of the OIC are as follows:

1. The Respondent admits to a violation of the statutes or regulations listed in the OIC attached to this Order. The Respondent waives all rights to notice or appearance before the Board. The Respondent waives the right to a hearing, call witnesses, present evidence, and otherwise contest the charges as provided in Title 25 and Title 23. The Respondent waives the right to judicial review or appeal of this Order. The Respondent further agrees not to collaterally attack the disposition imposed by this Order.
2. For the violation described in Charge I (D.C. Official Code § 25-823(a)(1)), the Respondent shall receive a fine of \$2,000.
3. For the violation described in Charge II (D.C. Official Code § 25-823(a)(2)), the Respondent shall pay a fine of \$1,000.
4. The Respondent shall file a security plan in compliance with Title 25 of the D.C. Official Code and Title 23 of the D.C. Municipal Regulations by November 30, 2022. The plan shall be reviewed and approved by ABRA and shall include terms for the routine training of staff.
5. All fines shall be paid within one hundred and twenty days (120) or the license shall be indefinitely suspended until all money owed is paid.
6. The parties agree that the attached OIC constitutes the entire agreement of the parties.

The Show Cause Hearing in this matter is cancelled. ABRA shall deliver copies of this Order to the Government and the Respondent.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac43c9e6b9d5f09e4b730093d1dccc8

Donovan Anderson, Chairperson

James Short, Member

eSigned via SeamlessDocs.com
James Short
Key: 2a6d3fca1fba146d7f6b75bd7917d2bd

Bobby Cato, Member

Rafi Crockett, Member

Jeni Hansen, Member

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7f9f040ec14adeb52541ce5

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 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).

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**



IN THE MATTER OF: GEORGETOWN SUITES, LLC/ WABBIT, LLC, t/a GEORGETOWN INN WEST END/CASTA'S RUM BAR, Respondent.	Case No. 22-251-00008 License No. 109462 Retailer Class CR
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OFFER IN COMPROMISE FOR BOARD APPROVAL

The District of Columbia, jointly with the licensee (respondent), submits this Offer in Compromise (OIC) to the Alcoholic Beverage Control Board (Board), as authorized by 23 DCMR § 1604.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, this case will conclude. Respondent will be obligated to abide by the terms of the OIC shown below. If the Board does not approve the OIC, litigation of this Show Cause Hearing will continue.

Respondent has been advised that there is no obligation to accept an OIC. Respondent has been advised, through service of the Notice of Show Cause Hearing that at any Show Cause Hearing or other proceedings, respondent may: be represented by legal counsel, have subpoenas issued to require the production of witnesses and evidence, produce witnesses and evidence, cross-examine witnesses, and apply to the Board for a qualified interpreter.

The OIC terms are as follows.

Charge I: Security employee physically assaulted several patrons in violation of the laws of the District of Columbia.

Statutory Authority: D.C. Code § 25-823(a)(1).

(1) Fine: \$2,000 payable within 120 days or its license shall be suspended indefinitely until the fine is paid.

(2) Other Terms: Respondent shall submit a Security Plan to ABRA and the Office of the Attorney General (OAG) by 5:00 p.m. on November 30, 2022. The Security Plan shall comply with all applicable requirements under D.C. Code Title 25 and corresponding regulations, including 25 DCMR § 402. The Security Plan shall be reviewed and approved by ABRA. The revised Security Plan shall include requirements for routine training of security staff.

Charge II: Allowed the establishment to be used for an unlawful purpose.

Statutory Authority: D.C. Code § 25-823(a)(2).

(1) Fine: \$1,000 payable within 120 days or its license shall be suspended indefinitely until the fine is paid.

Dated: November 1, 2022.

Respectfully submitted,

KARL A. RACINE
Attorney General for the District of Columbia

CHAD COPELAND
Deputy Attorney General
Civil Litigation Division

/s/ Kimberly M. Johnson
KIMBERLY M. JOHNSON [435163]
Chief, Civil Enforcement Section

/s/ Charles J. Coughlin
CHARLES J. COUGHLIN [1016993]
Assistant Chief, Civil Enforcement Section

/s/ Anthony P. Celso
ANTHONY P. CELO [D.C. Bar No. Pending]
Assistant Attorney General
Civil Enforcement Section
Civil Litigation Division
Suite 10100
400 Sixth Street, N.W.
Washington, D.C. 20001
(202) 735-7559
(202) 741-8936 (fax)

Anthony.Celo@dc.gov

ATTORNEYS FOR THE DISTRICT OF COLUMBIA

CONSENT OF RESPONDENT

By this Offer in Compromise, I agree to accept and perform its terms. I acknowledge the validity of the OIC and waive further litigation including the motion of reconsideration to which I would have a right under 23 DCMR § 1719.1. I also recognize that I am waiving any right to appeal an adverse ruling of the Board that might have followed any such hearing. By this settlement, I waive all such rights. I sign this OIC without reservation, and I fully understand its meaning and my rights.

/s/ _____
Nayan Patel, Managing Member,
Georgetown Suites, LLC, Respondent

DATE

/s/ _____
Andrew Schulwolf, Esq.
Attorney for Respondent, Georgetown Suites, LLC

DATE

/s/ _____
Vinoda Basnayake, Managing Member,
Wabbit, LLC, Respondent

DATE

/s/ _____
Andrew Kline, Esq.
Attorney for Respondent, Wabbit, LLC

DATE

CERTIFICATE OF SERVICE

I certify that on November 1, 2022, the foregoing Offer in Compromise for Board Approval was served by electronic mail to:

Nayan Patel, Managing Member, Georgetown Suites, LLC
Respondent
naypatel@mac.com

Andrew Schulwolf, Esq.
Attorney for Respondent, Georgetown Suites, LLC,
Albert & Schulwolf, LLC
110 N. Washington Street, Suite No. 300
Rockville, Maryland 20850
andrew@albertandschulwolf.com

Vinoda Basnayake, Managing Member, Wabbit, LLC,
Respondent
vinodab@gmail.com

Andrew Kline, Esq.
Attorney for Respondent, Wabbit, LLC,
The Veritas Law Firm
1225 19th Street, NW, Suite 320,
Washington, DC 20036
akline@theveritaslawfirm.com

/s/ Anthony P. Celo
Anthony P. Celo
Assistant Attorney General