

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

In the Matter of:	)	
	)	
	)	
Hiwot Ethiopian Restaurant & Market, LLC	)	Case Nos.: 19-CMP-00057
t/a Hiwot Ethiopian Restaurant & Market	)	19-CMP-00192
	)	19-CIT-00648
Holder of a	)	19-CMP-00212
Retailer's Class CR License	)	19-CIT-00245
	)	License No: ABRA-100297
at premises	)	Order No: 2021-131
5333 Georgia Avenue, N.W.	)	
Washington, D.C. 20011	)	

**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:** Hiwot Ethiopian Restaurant & Market, LLC, t/a Hiwot Ethiopian Restaurant & Market, Respondent

John Liu, Assistant Attorney General  
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel  
Alcoholic Beverage Regulation Administration

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**ORDER APPROVING OIC**

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The above-mentioned parties filed an offer-in-compromise (OIC) that was reviewed by the Alcoholic Beverage Control Board on March 10, 2021. The OIC resolves the enforcement action described in the above-mentioned cases. The Board approved the OIC at the hearing.

**ORDER**

Therefore, on this 10th day of March 2021, the Board **APPROVES** the OIC presented by the parties. The terms of the OIC shall be binding and are described below.

1. For the charges described in Case No. 19-CMP-00057:
  - a. The Respondent shall receive a **WARNING** for the alleged violation of D.C. Official Code § 25-823(a)(7) (Charge I);
  - b. The Respondent shall receive a **WARNING** for the alleged violation of D.C. Official Code § 25-113(b)(1) (Charge II);
  - c. The Respondent shall be held liable for the violation of D.C. Official Code § 25-762(b)(3) and pay a fine of \$1,000 (Charge III) (Primary Tier Violation);
  - d. The Respondent shall receive a **WARNING** for the alleged violation of D.C. Official Code § 25-113a(b)(1) (Charge IV);
  - e. The Respondent shall be held liable for the violation of D.C. Official Code § 25-113a(b)(1) and pay a fine of \$1,000 (Charge V) (Primary Tier Violation); and
  - f. The Respondent shall receive a **WARNING** for the alleged violation of D.C. Official Code § 25-762(b)(15) (Charge VI).
2. The Respondent shall receive a **WARNING** for the alleged violation described in Case No. 19-CMP-00192.
3. The Respondent shall be held liable for the violation of D.C. Official Code § 25-113(b)(2)(A) described in Case No. 19-CIT-00648 and pay a fine of \$750 (Charge I) (Secondary Tier Violation).
4. The Respondent shall receive a **WARNING** for the alleged violation described in Case No. 19-CMP-00212.
5. The Respondent shall be held liable for the violation of D.C. Official Code § 25-113(b)(2)(A) described in Case No. 19-CIT-00245 and pay a fine of \$750 (Charge I) (Secondary Tier Violation).

**IT IS FURTHER ORDERED** that the Respondent shall pay all fines within 120 days of the date of this Order or the license shall be immediately and indefinitely suspended until all monies owed are paid.

The ABRA shall deliver copies of this Order to the Government and the Respondent.

District of Columbia  
Alcoholic Beverage Control Board

eSigned via SeamllessDocs.com  
*Donovan Anderson*  
Key: 3c43cb0850d5f0944c720607916ccc8

Donovan Anderson, Chairperson

eSigned via SeamllessDocs.com  
*James Short*  
Key: 5476e273c9220e6c0e113332042049c2

James Short, Member

eSigned via SeamllessDocs.com  
*Bobby Cato*  
Key: 258d3f6a1fba148676b75b17917d20d

Bobby Cato, Member

eSigned via SeamllessDocs.com  
*Rafi Crockett, Member*  
Key: b59ca6184e17db4910155a2c1781cc

Rafi Crockett, Member

eSigned via SeamllessDocs.com  
*Jeni Hansen, Member*  
Key: 8217228175204474310549c2a41502

Jeni Hansen, Member

eSigned via SeamllessDocs.com  
*Edward Grandis, Member*  
Key: 50771bca71f9f0045er14a8deb57541ca5

Edward S. Grandis, Member

Pursuant to 23 DCMR § 1719.1, 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, N.W., 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, District of Columbia 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, 500 Indiana Avenue, N.W., Washington, D.C. 20001. 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).

Finally, in the case of a summary suspension, “A person aggrieved by a final summary action may file an appeal in accordance with the procedures set forth in subchapter I of Chapter 5 of Title 2.” D.C. Code § 25-826(d).

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



<p>IN THE MATTER OF:</p> <p>HIWOT ETHIOPIAN RESTAURANT &amp; MARKET, LLC t/a HIWOT ETHIOPIAN RESTAURANT &amp; MARKET,</p> <p style="text-align:center">Respondent.</p>	<p>Case Nos. 19-CMP-00057, 19-CMP-00192, 19-CIT-00648, 19-CMP-00212 and 19-CIT-00245</p> <p>License No. 100297</p> <p>Retailer Class CR</p>
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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 § 1611.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, these cases will conclude, the scheduled Show Cause Hearings will be vacated and under 23 DCMR § 1611.6, the OIC shall constitute a waiver of appeal and judicial review. Respondent will be obligated to abide by the terms of the OIC shown below. If the Board does not approve the OIC, the matter will be continued to the scheduled Show Cause Hearings, currently set for March 17, 2021 in case no. 19-CMP-00057, March 17, 2021 in case no. 19-CMP-00192, March 31, 2021 in case no. 19-CMP-00212 and March 31, 2021 in case no. 19-CIT-00648.

The respondent has been advised that there is no obligation to accept the OIC. Respondent has been advised, through service of the Notices of Status Hearing and

Show Cause Hearing that at a Show Cause Hearings, 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.

**Case No. 19-CMP-00057**

Charge I: Increased Interior Occupancy.

Statutory Authority: D.C. Code § 25-823(a)(7).

- (1) Fine: N/A.
- (2) Suspension: N/A.
- (3) Other term: Warning.

Charge II: Failed to Keep the Kitchen Open Two Hours Before Closing.

Statutory Authority: D.C. Code § 25-113(b)(1).

- (1) Fine: N/A.
- (2) Suspension: N/A.
- (3) Other term: Warning.

Charge III: Substantial Change (Expansion to the Second Floor).

Statutory Authority: D.C. Code § 25-762(b)(3).

- (1) Fine: \$1,000 to be paid within 120 days or the license will be suspended until the fine is paid.
- (2) Suspension: N/A.
- (3) Other term: N/A.

Charge IV: Provided Live Entertainment Without Endorsement.

Statutory Authority: D.C. Code § 25-113a(b)(1).

- (1) Fine: N/A.
- (2) Suspension: N/A.
- (3) Other term: Warning.

Charge V: Allowed Dancing Without Endorsement.

Statutory Authority: D.C. Code § 25-113a(b)(1).

- (1) Fine: \$1,000 to be paid within 120 days or the license will be suspended until the fine is paid.
- (2) Suspension: N/A.
- (3) Other term: Amend second Charge IV in the Notice to replace “Charge IV” with “Charge V.”

Charge VI: Changed Trade Name.

Statutory Authority: D.C. Code § 25-762(b)(15).

- (1) Fine: N/A.
- (2) Suspension: N/A.
- (3) Other term: Warning and amend Charge V in the Notice to replace “Charge V” with “Charge VI.”

**Case No.19-CMP-00192**

Charge I: Operated Outside of Approved Hours.

Statutory Authority: D.C. Code § 25-723(b).

- (1) Fine: N/A.
- (2) Suspension: N/A.
- (3) Other term: Warning.

**Case No. 19-CIT-00648**

Charge I: Failed to File the Required Quarterly Statement (Third Quarter of 2019).

Statutory Authority: D.C. Code § 25-113(b)(2)(A).

(1) Fine: \$750 to be paid within 120 days or the license will be suspended until the fine is paid.

(2) Suspension: N/A.

(3) Other term: Submit pending Quarterly Statement if it has not been submitted yet.

**Case No. 19-CMP-00212**

Charge I: No ABC Manager.

Statutory Authority: D.C. Code § 25-701.

(1) Fine: N/A.

(2) Suspension: N/A.

(3) Other term: Warning.

**Case No. 19-CIT-00245**

Charge I: Failed to File the Required Quarterly Statement (First Quarter of 2019).

Statutory Authority: D.C. Code § 25-113(b)(2)(A).

(1) Fine: \$750 to be paid within 120 days or the license will be suspended until the fine is paid.

(2) Suspension: N/A.

(3) Other term: Submit pending Quarterly Statement if it has not been submitted yet.

Dated: March 9, 2021.

Respectfully submitted,

KARL A. RACINE  
Attorney General for the District of Columbia

TONI MICHELLE JACKSON  
Deputy Attorney General  
Public Interest Division

/s/ Fernando Rivero  
FERNANDO RIVERO [478765]  
Assistant Chief, Civil Enforcement Section

/s/ John Lui  
JOHN LUI [1021222]  
Assistant Attorney General  
400 Sixth Street, N.W., Suite 10100  
Washington, D.C. 20001  
(202) 724-6526  
(202) 730-1474 (fax)  
Email: John.Lui@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 a hearing to which I would have a right under D.C. Code § 25-826. 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/ Sara Teshome  
Respondent

March 9, 2021  
DATE

**CERTIFICATE OF SERVICE**

I certify that on March 9, 2021, the foregoing Offer in Compromise for Board Approval was served by electronic mail or by U.S. mail, first class postage pre-paid, to:

Sara Teshome, Sole Owner  
Hiwot Ethiopian Restaurant & Market, LLC  
t/a Hiwot Ethiopian Restaurant & Market  
5333 Georgia Avenue, N.W.  
Washington, D.C. 20011  
hiwotinjera@gmail.com  
Respondent

Martha Jenkins  
General Counsel, ABRA  
2000 14th Street, N.W., Suite 400 South  
Washington, D.C. 20009  
Martha.Jenkins@dc.gov

*/s/ John Lui* \_\_\_\_\_  
John Lui  
Assistant Attorney General