

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

In the Matter of:)
)
2121 K Street, LLC)
t/a Homeslyce)
)
Applicant for a New)
Retailer's Class CR License)
)
at premises)
2121 K Street, NW)
Washington, D.C. 20037)
)

Case No.: 17-PRO-00087
License No.: ABRA-107912
Order No.: 2018-095

2121 K Street, LLC, t/a Homeslyce (Applicant)

Alexander Hersh, on behalf of A Group of Five or More Individuals

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

**ORDER DENYING THE GROUP OF FIVE OR MORE INDIVIDUALS'
REQUEST FOR REINSTATEMENT**

The Application filed by 2121 K Street, LLC, t/a Homeslyce (Applicant), for a new Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on January 8, 2018, and Protest Status Hearing on January 31, 2018, in accordance with D.C. Official Code § 25-601 (2001).

On January 31, 2018, the Board dismissed the Protest of the Group of Five or More Individuals, because the Group of Five or More Individuals failed to appear at the Protest Status Hearing. *See* Board Order No. 2018-043.

On February 9, 2018, Alexander Hersh, on behalf of the Group of Five or More Individuals, requested Reinstatement of the Protest. Mr. Hersh admitted in his request that the Group's failure to appear at the hearing was due to oversight and confusion.

Thus, the Board does not find that the Group of Five or More Individuals' argument constitutes good cause. For these reasons, the Board denies the Group of Five or More Individuals' Request for Reinstatement of the Protest.


ORDER

The Board does hereby, this 7 day of March, 2018, **DENY** the reinstatement of the Group of Five or More Individuals as a protestant of the Application filed by 2121 K Street, LLC, Homeslyce, for a new Retailer's Class CR License.

As a result of the Board's decision in this matter, the Applicant's Opposition to the Protestant's Request for Reinstatement is rendered moot.

Copies of this Order shall be sent to the Applicant and Alexander Hersh, on behalf of the Group of Five or More Individuals.

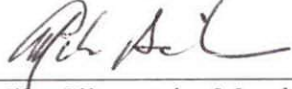
District of Columbia
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson



Nick Alberti, Member



Mike Silverstein, Member



James Short, Member

Donald Isaac, Sr., 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).