

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

In the Matter of:)	
)	
)	
Four Five Eight, LLC)	Case No.: 22-PRO-00060
t/a Indigo-Indian Food on the Go)	License No: ABRA-092792
)	Order No: 2022-948
Application to Renew a)	
Retailer's Class CR License)	
)	
at premises)	
243 K Street, N.E.)	
Washington, D.C. 20002)	

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

ALSO PRESENT: Four Five Eight, LLC, t/a Indigo-Indian Food on the Go, Applicant

Matt T. Minora and Stephen J. O'Brien, Counsels, on behalf of the Applicant

Sylvia Sanchez, Abutting Property Owner, Protestant

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER DISMISSING PROTEST

In the Board Order No. 2022-906, the Alcoholic Beverage Control Board granted the motion for continuance filed by the Applicant because the protest could not proceed until the Protestant Abutting Property Owner demonstrated to the satisfaction of the Board that she retained standing and intended to maintain standing until the conclusion of the protest process in accordance with 23 DCMR § 1618. As part of this requirement, the Board instructed the Applicant to file an affidavit related to the sale and ownership of her house within fourteen days. Nevertheless, no documents compliant with the Board's Order were filed within the requested

time. Therefore, the Board dismisses the protest for failing to comply with the Board's Order in accordance with 23 DCMR § 1618.

ORDER

Therefore, the Board, on this 14th day of December 2022, hereby **DISMISSES** the protest filed by the Abutting Property Owner. A copy of this Order shall be provided to the Parties.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac43cb09b69d5f0e4b730699d1cccc8

Donovan Anderson, Chairperson

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James Short
Key: 547ae373f820de6ac8c1b332d42948ec

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 256d3fcad7be146d7f4b75bc7917d20b

Bobby Cato, Member

eSigned via SeamlessDocs.com
Rafi Aliya Crockett, Member
Key: b560e91845e189e4016155e5c12f81cc

Rafi Crockett, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 82172931f0500447491b569c2a41889

Jeni Hansen, Member

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7f9f0040ec14adeb52541ce5

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).