

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

In the Matter of:

Kabin Group, LLC
t/a Kabin

Holder of a
Retailer's Class CT License

at premises
1337 Connecticut Avenue, NW
Washington, D.C. 20036

Case No.: 18-251-00021
License No.: ABRA-091276
Order No.: 2018-494

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

ALSO PRESENT: Kabin Group, LLC, t/a Kabin, Respondent

Louise Phillips, Assistant Attorney General,
on behalf of the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING THE OFFER-IN-COMPROMISE

This matter arises from a Notice of Status and Show Cause Hearing (Notice) issued by the Alcoholic Beverage Control Board (Board) in the matter of Kabin Group, LLC, t/a Kabin (Respondent), located at 1337 Connecticut Avenue, NW, Washington, D.C. 20036.

The Alcoholic Beverage Regulation Administration (ABRA) served the Notice in Case No. 18-251-00021 on the Respondent on June 30, 2018. *ABRA Show Cause File No. 18-251-00021, Notice of Status and Show Cause Hearing (June 26, 2018)*. The Notice charges the Respondent with three violations, which if proven true, would justify the imposition of a fine, as well as the suspension or revocation of the Respondent's license.

Specifically, the Notice in Case No. 18-251-00021, charged the Respondent with the following violations:

- Charge I: [On Tuesday, January 20, 2018], [y]ou allowed the establishment to be used for an unlawful or disorderly purpose by permitting an incident of assault, sexual assault, or violence to occur on the premises, in violation of D.C. Official Code § 25-823(a)(2)...
- Charge II: [On Tuesday, January 30, 2018], [y]ou failed to comply with the terms of your Security Plan, in violation of D.C. Official Code § 25-823(a)(6)...
- Charge III: [On Tuesday, January 30, 2018], [y]ou failed to comply with the terms of your Security Plan, in violation of D.C. Official Code § 25-823 (a)(6)...

ABRA Show Cause File No. 18-251-00021, Notice of Status Hearing and Show Cause Hearing, 2-4 (June 26, 2018).

At the Status Hearing held on August 8, 2018, the Respondent and the Government entered into an Offer-in-Compromise (OIC), which resolved the charges set forth above.

The terms of the OIC are as follows:

1. For Charge I – Dismissed.
2. For Charge II – The Respondent shall pay a \$1,500 fine for the violation alleged on Charge II.
3. For Charge III – Dismissed.

By agreeing to the terms of the OIC, the Respondent waives its right to a Show Cause Hearing and appeal. The OIC has been reduced to writing and is formally approved through this Order.

ORDER

Therefore, the Board, on this 8th day of August, 2018, hereby **APPROVES** the OIC proffered by the Government and the Respondent and **ORDERS** Kabin Group, LLC, t/a Kabin, to comply with the terms of the OIC.


IT IS FURTHER ORDERED that the Respondent will:

- (1) Remit the fine in the total sum of \$1,500 payable on or before September 7, 2018.

Failure to remit the amount in full within the time specified will result in the suspension of the license until the amount is paid.

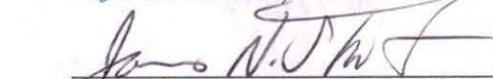
A copy of this Order shall be sent to the Respondent and to the Government.

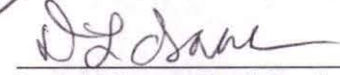
District of Columbia
Alcoholic Beverage Control Board


Donovan Anderson, Chairperson

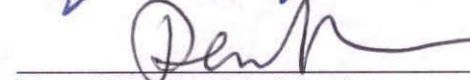

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Mike Silverstein, Member


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).