

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

**In the Matter of:**

Kono Gemechu  
t/a Kearney's Grocery

Holder of a Retailer's  
Class B License

Mailing address  
1327 Kenyon Street, NW  
Washington, D.C. 20010

License No.: ABRA-078591  
Order No.: 2022-295

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

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**ORDER DENYING THE PETITIONER'S REQUEST FOR  
REINSTATEMENT OF CANCELLED LICENSE**

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On December 5, 2018, the Alcoholic Beverage Control Board (Board) issued Board Order No. 2018-719 cancelling Kono Gemechu, t/a Kearney's Grocery (Petitioner), License No. ABRA-078591.

The Board cancelled the license because the Petitioner failed to pay the safekeeping fee for his license. On October 24, 2018, the ABRA's Licensing Division mailed a written notice to the Licensee notifying the Licensee that the safekeeping fee must be remitted within thirty (30) days of the date of the notice, or the license will be cancelled, pursuant to the District of Columbia Official Code § 25-791(c-1)(1). The Licensee failed to make the payment despite being notified by ABRA of the payment due date. *See* Board Order No. 2018-719.

On June 8, 2022, Kono Gemechu (Petitioner), sought reinstatement of the Retailer's Class B License No. ABRA-078591.

D.C. Official Code § 25-433(d)(1) states that one may petition the Board for reconsideration of the Board's decision within ten (10) days after receiving the Board's final order. The Petitioner submitted his Request for Reinstatement to the Board on June 8, 2022; more than three (3) years after receiving the Board's Order.

Thus, the Board does not find that the Petitioner's argument constitutes good cause and the request was untimely filed; therefore, the Petitioner's request is **DENIED**.

### **ORDER**

For these reasons, the Board does hereby, this 29th day of June 2022, **DENY** the reinstatement of Kono Gemechu's Retailer's Class B License No. ABRA-078591.

Copies of this Order shall be sent to the Petitioner.

District of Columbia  
Alcoholic Beverage Control Board

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*Donovan Anderson*  
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Donovan Anderson, Chairperson

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*James Short*  
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James Short, Member

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*Bobby Cato*  
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Bobby Cato, Member

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*Rafi Aliya Crockett, Member*  
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Rafi Crockett, Member

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*Jeni Hansen, Member*  
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Jeni Hansen, Member

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*Edward Grandis, Member*  
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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 14<sup>th</sup> Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section II 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).