

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

In the Matter of:

Addis Incorporated
t/a King Convenience Store

Holder of a
Retailer's Class B License

at premises
1536 U Street, SE
Washington, D.C. 20020

Case No.: 19-CC-00108
License No.: ABRA-089932
Order No.: 2019-925

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member
Rafi Crockett, Member

ALSO PRESENT: Addis Incorporated, t/a King Convenience Store, Respondent

John Lui, 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 Addis Incorporated, t/a King Convenience Store (Respondent), located at 1536 U Street, SE, Washington, D.C. 20020.

The Alcoholic Beverage Regulation Administration (ABRA) served the Notice in Case No. 19-CC-00108 on the Respondent on November 6, 2019. *ABRA Show Cause File No. 19-CC-00108, Notice of Status and Show Cause Hearing (November 6, 2019)*. The Notice charges the Respondent with three (3) 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. 19-CC-00108, charged the Respondent with the following violations:

- Charge I: [On Saturday, July 20, 2019], [y]ou or another person at the licensed establishment sold an alcoholic beverage to a person under 21 years of age, in violation of D.C. Official Code § 25-781(a)(1)...
- Charge II: [On Saturday, July 20, 2019], [y]ou or your agent or employee failed to take steps reasonably necessary to ascertain whether a person to whom you sold an alcoholic beverage was of the legal drinking age, in violation of D.C. Official Code § 25-783(b)...
- Charge III: [On Saturday, July 20, 2019], [y]ou failed to superintend in person or keep a licensed ABC Manager on duty at all times, in violation of D.C. Official Code § 25-701 and 23 DCMR § 707.1...

ABRA Show Cause File No. 19-CC-00108, Notice of Status Hearing and Show Cause Hearing, 2-3 (November 6, 2019).

At the Show Cause Status Hearing held on December 11, 2019, 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 – The Respondent shall pay a \$3,000 fine for the violation alleged in Charge I; shall have its license suspended for five (5) days; with all five (5) days stayed for one (1) year;
2. For Charge II – Warning; and
3. For Charge III – The Respondent shall pay a \$600 fine for the violation alleged in Charge III.

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 11th day of December, 2019, hereby **APPROVES** the OIC proffered by the Government and the Respondent and **ORDERS** Addis Incorporated, t/a King Convenience Store, to comply with the terms of the OIC.


IT IS FURTHER ORDERED that the Respondent will:

- (1) Remit the total fine in the sum of \$3,600 payable on or before January 13, 2020; and
- (2) Incur a five (5) day suspension, with all five (5) days stayed for one (1) year.

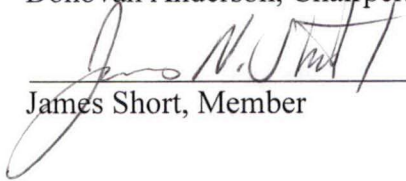
Failure to remit the amount in full within the time specified will result in the suspension of the license until the amount is paid.

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

District of Columbia
Alcoholic Beverage Control Board

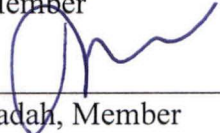


Donovan Anderson, Chairperson




James Short, Member

Bobby Cato, Member



Rema Wahabzadah, Member



Rafi Crockett, 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).