

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

In the Matter of:)		
)		
)		
)	Case No.:	26-ULC-00004
Mayflower, LLC)	License No.:	N/A
t/a Level Up Smoke & Tobacco Shop)	Order No.:	2026-448
)		
Summary Closure)		
)		
)		
at premises)		
1938 9th Street, NW)		
Washington, D.C. 20001)		
)		

BEFORE: Donovan Anderson, Chairperson
Silas Grant, Jr., Member
Teri Janine Quinn, Member
Ryan Jones, Member
David Meadows, Member

PARTIES: Mayflower, LLC t/a Level Up Smoke & Tobacco Shop, Respondent

Anthony P. Celo, Assistant Attorney General
Office of the Attorney General for the District of Columbia

ORDER APPROVING THE OFFER-IN-COMPROMISE

The above-mentioned parties have petitioned the Alcoholic Beverage and Cannabis Board (Board) to approve an offer-in-compromise (OIC) to settle one or more violations of Chapter 16B of Title 7 of the D.C. Official Code or Title 22-C of the D.C. Municipal Regulations in accordance with D.C. Official Code § 2-509(a). The Parties filed an offer-in-compromise with the Board, which concluded this matter.

ORDER

Therefore, the Board, on this 29th day of April 2026, **APPROVES** the OIC appended to this Order.

1. The parties agree that the attached OIC constitutes the entire agreement of the parties;

2. The Respondent agrees to the conditions, terms, penalties, and violations described in the OIC; and
3. The Respondent agrees that it understands the charges filed against it and the basis for those charges. The Respondent waives the right to contest liability, the right to a hearing, the right to present evidence and argument, the right to confront witnesses and evidence, and the right to appeal and have judicial review related to this matter. The Respondent understands that his or her decision to enter into this OIC permanently waives these rights in this matter.

ABCA shall deliver copies of this Order to the Government and the Respondent.

District of Columbia
Alcoholic Beverage and Cannabis Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac430b06c00d5f0e4b730003d1dccc8

Donovan Anderson, Chairperson



Silas Grant, Jr., Member

Teri Janine Quinn

Teri Janine Quinn, Member



Ryan Jones, Member

David Meadows

David Meadows, Member

Any party adversely affected may file a Motion for Reconsideration of this decision or other motion permitted by law within ten days of service of this Order. If a motion is filed, the opposing party may file a response within seven days. If a response is filed, the movant may file a reply within three days. All filings should be served on all parties to the matter and delivered to the Alcoholic Beverage and Cannabis Administration, 899 North Capitol Street, N.E., Suite 4200-A, Washington, D.C. 20002, or sent by email to abca.legal@dc.gov. Parties are further advised that the failure to properly serve the other parties or to present all matters of record that have allegedly been erroneously decided in a motion for reconsideration may result in the waiver of those matters being considered by the Board. The Board also reserves the right to summarily deny or not consider multiple and repetitive motions.

In addition to filing a Motion for Reconsideration, pursuant to § 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, a party that is adversely affected may have the right to appeal this Order by filing a petition for review, within 30 days of the date of service of this Order, with the District of Columbia Court of Appeals, located at 430 E Street, N.W., Washington, D.C. 20001. Parties are advised that the timely filing of a Motion for 4 Reconsideration 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).

Parties are also advised that the Superior Court of the District of Columbia may have jurisdiction to hear appeals in non-contested cases or in matters where that court is specifically provided jurisdiction by law. Finally, advisory neighborhood commissions (ANCs) are advised that their right to appeal or challenge a decision of the Board may be limited by the laws governing ANCs. *See e.g.*, D.C. Code § 1-309.10(g).

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE AND CANNABIS ADMINISTRATION
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**



<p>IN THE MATTER OF:</p> <p>MAYFLOWER, LLC t/a LEVEL UP SMOKE & TOBACCO SHOP,</p> <p>Respondent.</p>	<p>Case No. 26-ULC-00004 License No.: N/A Retailer Class: N/A</p>
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OFFER IN COMPROMISE FOR BOARD APPROVAL

The District of Columbia, jointly with Mayflower, LLC t/a Level Up Smoke & Tobacco Shop (Respondent), submits this Offer in Compromise (OIC) to the Alcoholic Beverage and Cannabis Board (Board), as authorized by D.C. Code § 7-1671.08 and 22-C DCMR § 9700 *et. seq.*, for approval by the Board. This case arose from violations of D.C. Code § 7-1671.08 by Respondent at 1938 9th St., NW, Washington, DC 20001 (the Premises).

Respondent understands that if the Board approves the OIC, Respondent will be obligated to abide by the terms of the OIC shown below. If the Board does not approve the OIC, litigation of this summary closure will continue.

Respondent has been advised that there is no obligation to accept an OIC. Respondent has been advised, through service of the Notice of Summary Closure, that at any summary closure hearing or other proceedings, Respondent may be represented by legal counsel, have subpoenas issued to require production of witnesses and evidence, produce witnesses and evidence, cross-examine witnesses, and apply to the Board for a qualified interpreter.

The OIC terms are as follows:

1. Cessation of Illegal Sales: Respondent affirms that it has ceased all unlicensed cannabis sales including all cannabinoids, hemp, CBD, tetrahydrocannabinolic acid (THC-A), and THC; Kratom; and any Schedule I substances, including psychedelic mushrooms, at the Premises, online, or at any other location in the District of Columbia without a medical cannabis retail license.
2. Remediation: To remediate the sale of cannabis and cannabis products that occurred at the business, Respondent will change the legal name of the business from “Mayflower, LLC” to “Level Up Mini-Mart, LLC,” And the trade name of the business from “Level Up Smoke & Tobacco Shop” to “Level Up Mini-Mart.” And any signs that contain the phrase “Smoke Shop” or any language in its name indicative of cannabis sales must be removed, updated, or replaced. Before lifting the summary closure, Respondent shall provide documentation to the Board that it has changed its trade name with the Department of Licensing and Consumer Protection (DLCP).
3. Change in Operations: Respondent will change its business model to not sell cannabis and cannabis products, or other illegal products, including flavored tobacco, at the Premises, online, or at any other location in the District of Columbia without a medical cannabis retail license. It will limit its business to selling legal items typical of convenience stores
4. Removal of Products: Respondent shall remove and destroy any remaining embargoed product from the initial warning or the closure.

5. Fine: Prior to the summary closure being lifted, Respondent shall pay a fine of \$3,000.
6. Inspection: Respondent agrees to allow ABCA investigators to inspect the entire premises of the business during those hours that it is open to the public to verify that the business is complying with the requirements listed in ¶ 1–5.
7. Lifting of the Summary Closure: The current summary closure shall remain in effect until Respondent files a notice, and the Board approves, that the requirements of paragraphs 1–5 have been satisfied.
8. Future Violations: Respondent agrees that if it commits violations in the future leading to a second summary closure, it shall be subject to escalating \$10,000 fines for the second offense.

Dated: April 28, 2026

Respectfully submitted,

BRIAN L. SCHWALB
Attorney General for the District of Columbia

CHAD COPELAND
Deputy Attorney General
Civil Litigation Division

/s/ Kimberly M. Johnson
KIMBERLY M. JOHNSON [435163]
Chief, Civil Enforcement Section

/s/ Kerslyn D. Featherstone
KERSLYN D. FEATHERSTONE [478758]
Assistant Chief, Civil Enforcement Section

/s/ Anthony P. Celo
ANTHONY P. CELO [90000653]
Assistant Attorney General
400 6th Street, N.W.
Washington, D.C. 20001
(202) 735-7559
(202) 741-8936 (fax)

Anthony.Celo@dc.gov

ATTORNEYS FOR THE DISTRICT OF COLUMBIA

CONSENT OF RESPONDENT

By this Offer in Compromise, I agree to accept and perform its terms. I acknowledge the validity of the OIC and waive further litigation including a hearing. I also recognize that I am waiving any right to appeal an adverse ruling of the Board that might have followed any such hearing. By this settlement, I waive all such rights. I sign this OIC without reservation, and I fully understand its meaning and my rights.



Futsum Estephanos, Owner
Mayflower, LLC t/a Level Up Smoke & Tobacco Shop

4/28/2026

DATE

CERTIFICATE OF SERVICE

On April 28, 2026, I served the foregoing Offer in Compromise for Board Approval by email to:

Harry Rothstein
P.O. Box 58
Alexandria, VA 22313-0058
hroshstein@hsrlawpc.com
Counsel for Respondent Mayflower, LLC t/a Level Up Smoke & Tobacco Shop

Youseph M. Hijaze, Property Owner
1938 9th St., NW
Washington, DC 20001

Jonathan Berman
General Counsel, ABCA
899 North Capitol Street, NE
Suite 4200-B
Washington, DC 20002
Jonathan.Berman@dc.gov

/s/ Anthony P. Celso _____
Anthony P. Celso
Assistant Attorney General



Department of Licensing and Consumer Protection
Corporations Division
 1100 4th Street SW, Washington, DC 20024

Receipt

Submitter Details

Harry Rothstein
 hrothstein@hsrlawpc.com

Total Receipt

\$220.00
 Total Fee: \$220.00

Payment Details

Payment Method: Credit Card
 Payment Details: ****7543
 Authorization: 200584886333
 Amount: \$220.00

Date Time: 04/24/2026 03:28 PM Eastern
Payment Receipt: W2026R0081995

Transaction Details

Transaction Type :	Amendment	Filing Fee	: \$220.00
Record Name :	Level Up Mini-Mart LLC	Expedite Fee	: \$0.00
Record Type :	Domestic Limited Liability Company	Late/Add'l Fee	: \$0.00
Initial File No. :	L00006628056	Total	: \$220.00



Department of Licensing and Consumer Protection
Corporations Division
 1100 4th Street SW, Washington, DC 20024

Receipt

Submitter Details

Harry Rothstein
 hrothstein@hsrlawpc.com

Total Receipt

\$55.00
 Total Fee: \$55.00

Payment Details

Payment Method: Credit Card
 Payment Details: ****7543
 Authorization: 200584860207
 Amount: \$55.00

Date Time: 04/24/2026 03:08 PM Eastern
Payment Receipt: W2026R0081981

Transaction Details

Transaction Type :	Trade Name Registration	Filing Fee	: \$55.00
Record Name :	Level Up Mini-Mart	Expedite Fee	: \$0.00
Record Type :	Trade Name	Late/Add'l Fee	: \$0.00
Initial File No. :	Upon Approval	Total	: \$55.00