

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

In the Matter of:)	
)	
Lidl US Operations, LLC)	Case No.: 22-PRO-00004
t/a Lidl)	License No.: ABRA-119890
)	Order No.: 2022-716
Application for a Substantial Change to a)	
Retailer's Class A License)	
)	
at premises)	
2224 Town Center Drive, S.E.)	
Washington, D.C. 20020)	

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

ALSO PRESENT: Lidl US Operations, LLC, t/a Lidl, Applicant

Stephen O'Brien and Manalle Mahmoud, Counsels, on behalf of the Applicant

Tiffany Brown, Chair, Designated Representative, Advisory Neighborhood Commission (ANC) 7B, Protestants

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER GRANTING WITHDRAWAL OF PROTEST

Lidl US Operations, LLC, t/a Lidl, (Applicant) filed an Application for a Substantial Change to its Retailer's Class A License. The license was protested by Advisory Neighborhood Commission (ANC) 7B. The Applicant filed a motion to dismiss arguing that the ANC's stated grounds for the protest was not approved at the appropriate ANC meeting as required by law; therefore, the ANC failed to state an appropriate objection and should be dismissed. *Mot. to Dismiss*, at 1. The ANC opposed the motion and the parties made oral arguments before the

Board. After oral arguments, the ANC filed a motion to withdraw the protest, which the Board grants.

ORDER

For these reasons, on this 19th day of October 2022, the Board **GRANTS** the withdrawal of the protest of ANC 7B. All pending motions are deemed **MOOT**. 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: ac43cb09b69d5f0e4b73069d1dccc8

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 5478a373f820de6ac8c1b332d42948e

James Short, Member

Bobby Cato, Member

eSigned via SeamlessDocs.com
Rafi Aliya Crockett, Member
Key: b560e01845e1f9e4016155e5c12f81cc

Rafi Crockett, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 82172891c0509447491b56f6c2a4189f

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).