

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

**In the Matter of:**

Lautaro Group, LLC

t/a Lunas de Buenos Aires-Argentinian Street Food

Holder of a

Retailer's Class CR License

at premises

1276 5th Street, NE

Washington, D.C. 20002

Case No.: 23-CMP-00085

License No.: ABRA-119215

Order No.: 2024-085

**BEFORE:** Donovan Anderson, Chairperson  
James Short, Member  
Silas Grant, Jr., Member

**ALSO PRESENT:** Lautaro Group, LLC, t/a Lunas de Buenos Aires-Argentinian Street Food,  
Respondent

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

Martha Jenkins, General Counsel  
Alcoholic Beverage and Cannabis Administration

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**ORDER APPROVING THE OFFER-IN-COMPROMISE**

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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 Title 25 of the D.C. Official Code (Title 25) and Title 23 of the D.C. Municipal Regulations (Title 23) in accordance with D.C. Official Code § 2-509(a).

## **ORDER**

Therefore, on this 28th day of February 2024, the Board **APPROVES** the OIC appended to this Order. The terms of the OIC are as follows:

1. The Respondent admits to a violation of the statutes or regulations listed in the OIC attached to this Order.
2. The Respondent shall follow and abide by the terms and conditions of the attached OIC in accordance with D.C. Official Code §§ 2-509(a), 25-447(f), and 25-823(a)(6).
3. The Respondent waives all rights to notice or appearance before the Board.
4. The Respondent waives the right to a hearing, call witnesses, present evidence, and otherwise contest the charges as provided in Title 25 and Title 23.
5. The Respondent waives the right to judicial review or appeal of this Order. The Respondent further agrees not to collaterally attack the disposition imposed by this Order.
6. The parties agree that the attached OIC constitutes the entire agreement of the parties.

The Show Cause Hearing in this matter is cancelled. The Alcoholic Beverage and Cannabis Administration (ABCA) shall deliver copies of this Order to the Government and the Respondent.

District of Columbia  
Alcoholic Beverage and Cannabis Board

esigned via SeameesDocx.com  
*Donovan Anderson*  
Key: ac430b9b56d5f0e4b730063d1ccc8

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Donovan Anderson, Chairperson

esigned via SeameesDocx.com  
*James Short*  
Key: 547ad373f820d6ac8d1b332dd2049c

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James Short, Member



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Silas Grant, Jr., 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 and Cannabis 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).

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



IN THE MATTER OF:  LAUTARO GROUP, LLC., t/a LUNAS DE BUENOS AIRES,  Respondent.	Case No. 23–CMP–00085 License No. 119215 Retailer Class CR
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**OFFER IN COMPROMISE FOR BOARD APPROVAL**

The District of Columbia, jointly with the licensee (Respondent), submits this Offer in Compromise (OIC) to the Alcoholic Beverage and Cannabis Board (Board), as authorized by 23 DCMR § 1604.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, this case (23–CMP–00085) will conclude. Respondent will be obligated to abide by the terms of the OIC shown below. If the Board does not approve the OIC, this matter will proceed to a Show Cause Hearing.

Respondent has been advised that there is no obligation to accept an OIC. Respondent has been advised, through service of the Notice of Show Cause Hearing, that at any Show Cause Hearing or other proceeding, Respondent may be represented by legal counsel, have subpoenas issued to require the 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.

Charge I: Provided false statements.

Statutory Authority: D.C. Code § 25–823(a)(5)(C)

Fine: \$1,000 payable within 30 days or its license shall be suspended indefinitely until the fine is paid.

Charge II: Operated a Summer Garden without Board approval.

Statutory Authority: D.C. Code § 25–113.01(c)

Outcome: Warning.

Dated: February 26, 2024

Respectfully submitted,

BRIAN L. SCHWALB  
Attorney General for the District of Columbia

STEPHANIE E. LITOS  
Deputy Attorney General  
Civil Litigation Division

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

/s/ Anthony P. Celo  
ANTHONY P. CELO [90000653]  
Assistant Attorney General  
Civil Enforcement Section  
Civil Litigation Division  
400 Sixth Street, N.W., Suite 10100  
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 the motion of reconsideration to which I would have a right under 23 DCMR § 1719.1. 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.

/s/ *Martin Fontan*  
Martin Fontan, Sole Owner  
Lautaro Group, LLC.  
t/a Lunas de Buenos Aires  
Respondent

02/26/2024  
DATE

**CERTIFICATE OF SERVICE**

On February 26, 2024, I served the foregoing Offer in Compromise for Board Approval by email to:

Martin Fontan, Sole Owner  
Lautaro Group, LLC.  
t/a Lunas de Buenos Aires  
1276 5th St., N.E.  
Washington, D.C. 20028  
Martin@Lunsasdc.com  
*Respondent, Lautaro Group, LLC., t/a Lunas de Buenos Aires*

Martha Jenkins  
General Counsel, ABCA  
2000 14th Street, N.W.  
Suite 400 South  
Washington, D.C. 20009  
Martha.Jenkins@dc.gov

/s/ Anthony P. Celo  
Anthony P. Celo  
Assistant Attorney General