

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

In the Matter of:)	
)	
Stubs, LLC)	
t/a Lupo Verde)	
)	
Application for Renewal)	Case Nos. 19-PRO-00068
and Petition to Terminate Settlement Agreement)	19-PRO-00067
for a Retailer's Class CR License)	License No. ABRA-088527
)	Order No. 2019-477
at premises)	
1401 T Street, NW)	
Washington, D.C. 20009)	

Stubs, LLC, t/a Lupo Verde (Applicant)

Daniel Warwick, Chairperson, Advisory Neighborhood Commission (ANC) 2B
(Protestant)

Elwyn Ferris, on behalf of The Shaw-Dupont Citizens Alliance, Inc. (SDCA) (Protestant)

BEFORE: Donovan Anderson, Chairperson
Mike Silverstein, Member
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member

ORDER GRANTING MOTION TO CONSOLIDATE PROTESTS

The Application filed by Stubs, LLC, t/a Lupo Verde (Applicant), for renewal of its Retailer's Class CR License, was protested by ANC 2B and SDCA. The Roll Call Hearing for Case No. 19-PRO-00068 is currently scheduled for June 24, 2019.

There is also pending before the Board a Petition filed by the Applicant to terminate its Settlement Agreement dated May 11, 2012. The Petition to Terminate was also protested by ANC 2B and SDCA. The Roll Call Hearing for Case No. 19-PRO-00067 is currently scheduled for July 15, 2019.

On June 10, 2019, the SDCA filed a Motion to Consolidate the protests against the Renewal Application and the Petition to Terminate Settlement Agreement. The SDCA

seeks consolidation of the two protests because the different Roll Call Hearing dates place an undue burden on the Protestants. Specifically, the Protestants would be required to attend multiple hearings for the two protests that concern the same issues and the same Applicant. The SDCA has also requested that the new Consolidated Roll Call Hearing be scheduled for July 15, 2019 at 10:00 a.m.

After consideration of SDCA's request, the Applicant notified the Alcoholic Beverage Regulation Administration that it consents to the Motion to Consolidate. Protestant ANC 2B also consents to the consolidation.

Therefore, upon consideration of the SDCA's Motion to Consolidate, the Board finds that as a matter of administrative economy and to reduce hardship to the parties, consolidation of the two protest proceedings is warranted.

ORDER

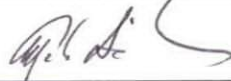
For these reasons, the Board does hereby, this 12th day of June, 2019, **GRANT** the SDCA's Motion. Therefore, the Roll Call Hearings for Case Nos. 19-PRO-00068 and 19-PRO-00067 shall be consolidated into one hearing, to be held on July 15, 2019 at 10:00 a.m.

Copies of this Order shall be sent to the Applicant, ANC 2B, and Elwyn Ferris, on behalf of SDCA.

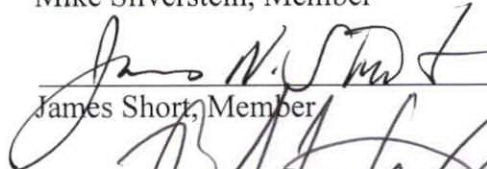
District of Columbia
Alcoholic Beverage Control Board



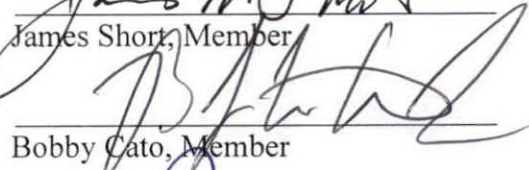
Donovan Anderson, Chairperson



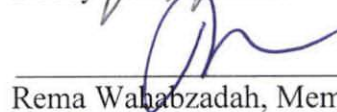
Mike Silverstein, Member



James Short, Member



Bobby Cato, Member



Rema Wahabzadah, 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).