## THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

## In the Matter of:

Stubs, LLC t/a Lupo Verde

Holder of a Retailer's Class CR License

1401 T Street, N.W. Washington, D.C. 20009 Case No.: 18-CMP-00048 License No.: 88527 Order No.: 2018-558

**BEFORE:** 

Donovan Anderson, Chairperson Nick Alberti, Member Mike Silverstein, Member James Short, Member Donald Isaac, Sr., Member Bobby Cato, Member Rema Wahabzadah, Member

ALSO PRESENT: JJ Restaurant, Inc., t/a JJ Restaurant, Respondent

Fernando Rivero, Assistant Attorney General Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel Alcoholic Beverage Regulation Administration

## ORDER ON DISMISSAL

This matter arises from the charge filed by the Office of the Attorney General for the District of Columbia contained in Show Cause Notice for Case No. 18-CMP-00065, which alleges a violation of the Respondent's settlement agreement. The Government and the Respondent appeared before the Alcoholic Beverage Control Board on September 26, 2018. Before proceeding to the hearing, the Government voluntary dismissed the charge due to the prosecutor's determination in the interests of justice that the Respondent was protected from the finding of a violation by the notice and cure provision of its settlement agreement.

## ORDER

Therefore, on this 26th day of September 2018, the Board hereby **DISMISSES** the charge in Case No. 18-CMP-00048. The ABRA shall deliver copies of this Order to the Government and the Respondent.

District of Columbia Alcoholic Beverage Control Board

rom

Donovan Anderson, Chairperson

Nick Alberti, Member

Mike Silverstein, Member

James Short, Member

Donald Isaac, Sr., 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, 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).