

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

In the Matter of:)	
)	
Mariachi Lounge Bar & Grill, LLC)	Case No.: 22-PRO-00140
t/a Mariachi Lounge Bar & Grill)	License No.: ABRA-122495
)	Order No.: 2023-101
Applicant for a New)	
Retailer's Class CR License)	
)	
at premises)	
5217 Georgia Avenue, N.W.)	
Washington, D.C. 20011)	

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

PARTIES: Mariachi Lounge Bar & Grill, LLC, t/a Mariachi Lounge Bar & Grill,
Applicant

Renee Bowser, Chairperson, Advisory Neighborhood Commission (ANC)
4D, Protestant

ORDER DENYING MOTION FOR REINSTATEMENT

The Application filed by Mariachi Lounge Bar & Grill, LLC, t/a Mariachi Lounge Bar & Grill (Applicant), for a new Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on January 3, 2023, and a Protest Status Hearing on February 8, 2023. On February 8, 2023, the Board dismissed the Protest of ANC 4D, because the ANC 4D failed to appear at the Protest Status Hearing in Board Order No. 2023-070. Subsequently, the ANC filed for reinstatement on the grounds that they missed the hearing due to "professional commitments and illness" without explanation as to the nature of the commitments, the nature of the illness, or any explanation as to why advanced notice or request for a continuance could not have been filed. Under these circumstances, the motion contains insufficient information to merit granting the requested relief.

ORDER

Therefore, the Board does hereby, this 1st day of March 2023, **DENY** the motion to dismiss. A copy of this Order shall be sent to the parties.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac43cb96b69d5f0e4b730069d1dccc8

Donovan Anderson, Chairperson

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James Short
Key: 547ae373f820d66ac8d1b332d2049ec

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 258d3fca4d1e48d7f4b75bd7917d20d

Bobby Cato, Member

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Rafi Aliya Crockett, Member
Key: b560e91845e1f9e4016155e5c12f81cc

Rafi Crockett, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 82172931c5609447401b566c2a41889

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).