

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

In the Matter of:)
)
2400 Minnesota Avenue, SE, LLC)
t/a Martha's Market)
)
Applicant for Renewal of a)
Retailer's Class B License)
)
at premises)
2400 Minnesota Avenue, SE)
Washington, D.C. 20020)
)

Case No.: 21-PRO-00057
License No.: ABRA-105036
Order No.: 2021-449

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

ALSO PARTIES: 2400 Minnesota Avenue, SE, LLC, t/a Martha's Market, Applicant

Tiffany Brown, Chairperson, Advisory Neighborhood Commission
(ANC) 7B, Protestant

Brian Thompson, Commissioner, Advisory Neighborhood
Commission (ANC) 8A, Protestant

ORDER ADMINISTRATIVELY CLOSING CASE

An application to renew 2400 Minnesota Avenue, SE, LLC, t/a Martha's Market (Applicant), a Retailer's Class B License ABRA-105036, was placarded on May 7, 2021.

The renewal application for ABRA-105036 was protested and came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on August 2, 2021. On August 2, 2021, the Board dismissed the Application and the Protest of ANC 8A because the Applicant and ANC 8A failed to appear at the Roll Call Hearing.

Upon review of the record status of the case file given the dismissals at Roll Call, it was discovered that the above listed license had been transferred on May 7, 2021, to a new entity, Tsion Market, LLC, t/a Martha's Market. Additionally, a new license with a new

license number, ABRA-116862 was issued. As a result of the transfer, the wrong renewal notice was placarded, and a new and different renewal notice now requires publication and posting placards for the new license.

Therefore, the Board acting *sua sponte*, administratively closes the case originally opened for the protest of the renewal application for ABRA-105036, and no further proceedings in this matter shall be held.

ORDER

The Board, on this 11th day of August 2021, **ADMINISTRATIVELY CLOSES** the case and instructs ABRA's Licensing Division to placard the renewal for the new License No. ABRA-116862.

The parties are **ADVISED** that nothing in this Order or prior Orders prevents them from filing a protest against Tsion Market, LLC, once the renewal notice is provided.

A copy of this Order shall be sent to the parties.

District of Columbia
Alcoholic Beverage Control Board

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Donovan Anderson
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Donovan Anderson, Chairperson

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James Short
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James Short, Member

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Bobby Cato
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Bobby Cato, Member

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Rafi Allen Crockett, Member
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Rafi Crockett, Member

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Jeni Hansen, Member
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Edward Grandis, Member
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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, 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).