

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

In the Matter of:)		
)		
Rocdo, LLC)	Case No.:	21-251-00012
t/a Nellie’s Restaurant & Sports Bar)	License No:	ABRA-075240
)	Order No:	2021-564
Holder of a)		
Retailer’s Class CT License)		
)		
at premises)		
900 U Street, N.W.)		
Washington, D.C. 20001)		
)		

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

ALSO PRESENT: Rocdo, LLC, t/a Nellie’s Restaurant & Sports Bar, Respondent

Stephen Ortiz, Assistant Attorney General
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING OFFER IN COMPROMISE

The above-mentioned parties appeared before the Alcoholic Beverage Control Board on October 20, 2021. At the hearing, the parties proposed an offer-in-compromise (OIC) to resolve the enforcement action described in Case No. 21-251-00012. The Board approved the OIC at the hearing.

ORDER

Therefore, on this 20th day of October 2021, the Board **APPROVES** the OIC presented by the parties. The terms of the OIC are as follows:

1. The Respondent shall pay a fine of \$5,000 for the violation described by Charge I (D.C. Code § 25-781(a)(1)). The Respondent shall further receive twenty-four (24) suspension days, with seven (7) days served and seventeen (17) days stayed so long as the Respondent does not commit any violations within one (1) year from the date of this Order. The suspension shall be served from December 20, 2021, to December 26, 2021.
2. The Respondent shall file a legally compliant security plan within ten (10) calendar days of this Order.

IT IS FURTHER ORDERED that the Respondent must pay all fines imposed by the Board within one hundred and twenty (120) days from the date of this Order, or its license shall be immediately suspended until all amounts owed are paid.

IT IS FURTHER ORDERED, in accordance with 23 DCMR § 800.1, the violation found by the Board in this Order shall be deemed one primary tier offense.

The ABRA shall deliver copies of this Order to the Government and the Respondent.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac430b06b0d5f00e4b730093d1dccc8

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 547ae373b220de6ac8d1b332d22940ec

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 256d3fca1f8e146d74b75bd7917d20d

Bobby Cato, Member

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Rafi Aliya Crockett, Member
Key: b560e91845e1f9e4016155e5c12f81cc

Rafi Crockett, Member

Jeni Hansen, Member

I dissent from the position taken by the majority of the Board.

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7f9f0040ec14adeb52541ce5

Edward S. Grandis, Member

Pursuant to 23 DCMR § 1719.1, 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, N.W., 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, District of Columbia 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, 500 Indiana Avenue, N.W., Washington, D.C. 20001. 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).

Finally, in the case of a summary suspension, “A person aggrieved by a final summary action may file an appeal in accordance with the procedures set forth in subchapter I of Chapter 5 of Title 2.” D.C. Code § 25-826(d).