

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

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In the Matter of:	)	
	)	
Oveston R. Cox	)	Case No.: N/A
	)	License No.: ABRA-119910
Application for a New	)	Order No.: 2021-165
ABC Manager's License	)	

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

**ALSO PRESENT:** Oveston R. Cox, Petitioner  
  
Martha Jenkins, General Counsel  
Alcoholic Beverage Regulation Administration

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**ORDER DENYING MOTION FOR RECONSIDERATION**

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On November 17, 2021, an Application for New ABC Manager's License was denied by the Board because the Applicant, Oveston R. Cox, had a felony conviction on his record. Mr. Cox now applies for reconsideration; nevertheless, the Board is statutorily required to deny the Application and has no discretion to change its determination. As noted in D.C. Official Code § 25-301,

(a) Before issuing, transferring to a new owner, or renewing a license, the Board shall determine that the applicant meets all of the following criteria:

(3)(B) An applicant for a solicitor's license or manager's license *has not been convicted of a felony in the 5 years before filing the application.*

D.C. Code § 25-301(a), (a)(3)(B) (emphasis added). Based on the record, because the conviction for the relevant felony occurred on April 4, 2018, the Applicant will not be eligible to file for an ABC Manager's license until April 4, 2023, pursuant to D.C. Official Code § 25-301(a)(3)(B).

## **CONCLUSION**

Therefore, the Board, on this 20th day of April 2022, hereby **DENIES** the motion for reconsideration. The Board **ADVISES** the Applicant to reapply for a manager's license on or after April 4, 2023. The ABRA shall deliver a copy of this order to the Parties.

District of Columbia  
Alcoholic Beverage Control Board

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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, 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, 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. 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. 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).