

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

**In the Matter of:**

Pax Liquor, Inc.  
t/a Pax Spirits

Application for a New  
Retailer's Class A License

at premises  
4944 South Dakota Avenue, NE  
Washington, D.C. 20017

Case No.: 18-PRO-00071  
License No.: ABRA-110690  
Order No.: 2018-716

Pax Liquor, Inc., t/a Pax Spirits (Applicant)

Kevin Lee, Esq., on behalf of the Applicant

Ronnie Edwards, Chairperson, Advisory Neighborhood Commission (ANC) 5A  
(Protestant)

**BEFORE:** Donovan Anderson, Chairperson  
Nick Alberti, Member  
Mike Silverstein, Member  
James Short, Member  
Bobby Cato, Member  
Rema Wahabzadah, Member

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**ORDER SUA SPONTE CANCELLING THE STATUS HEARING AND  
RESCHEDULING THE PROTEST HEARING**

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**THIS MATTER** is before the Alcoholic Beverage Control Board (Board) *sua sponte*.

The Application filed by Pax Liquor, Inc., t/a Pax Spirits (Applicant) for a New Retailer's Class A License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on October 1, 2018, and a Protest Status

Hearing on October 31, 2018, in accordance with D.C. Official Code § 25-601 (2001). ANC 5A was granted standing at the Roll Call hearing.

The ANC, through its Chairperson Ronnie Edwards, and the Applicant met with ABRA's Mediator and successfully negotiated a settlement agreement to resolve the issues raised by the protest. As a result, the Protest Hearing was continued from the originally scheduled date of November 28, 2018 to December 5, 2018 to accommodate a vote by the full ANC to approve the negotiated agreement. Additionally, the continued Protest Hearing was converted to a Status Hearing, in order to accept the anticipated executed Settlement Agreement

On November 28, 2018, the ANC rejected the proposed Settlement Agreement, necessitating reinstatement of the Protest Hearing. Therefore, the Status Hearing scheduled for December 5, 2018 is cancelled and the Protest Hearing is now scheduled for January 16, 2019 at 4:30 pm. There will be no more continuances.

### **ORDER**

Therefore, the Board, on this 5th day of December, 2018, *sua sponte* **SCHEDULES** a Protest Hearing on January 16, 2019 at 4:30 p.m.

Copies of this Order shall be sent to the Applicant and ANC 5A.

District of Columbia  
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson

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Nick Alberti, Member



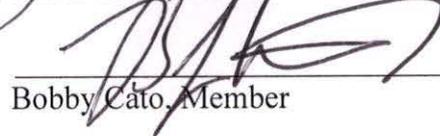
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Mike Silverstein, Member



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James Short, Member



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Bobby Cato, Member

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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, 2000 14<sup>th</sup> 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).