

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

In the Matter of:)
)
Black's 14th Street, LLC)
t/a Pearl Dive Oyster Palace/BlackJack)
)
Applicant for Substantial Change)
(Add Entertainment Endorsement))
to Retailer's Class CR License)
)
at premises)
1612 14th Street, NW)
Washington, D.C. 20009)
)

Case No.: 22-PRO-00029
License No.: ABRA-085382
Order No.: 2022-269

Black's 14th Street, LLC, t/a Pearl Dive Oyster Palace/BlackJack, Applicant

Andrew J. Kline, Counsel, on behalf of the Applicant

Brian Romanowski, Commissioner, Advisory Neighborhood Commission (ANC) 2F,
Protestant

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

ORDER GRANTING REINSTATEMENT OF APPLICATION

The Application filed by Black's 14th Street, LLC, t/a Pearl Dive Oyster Palace/BlackJack (Applicant), for a Substantial Change to add an Entertainment Endorsement to its Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on May 23, 2022, in accordance with D.C. Official Code § 25-601 (2001).

On May 23, 2022, the Board dismissed the Application because the Applicant failed to appear at the Roll Call Hearing. *See* Board Order 2022-244.

On June 6, 2022, Andrew J. Kline, Counsel, on behalf of the Applicant, filed a request for reinstatement. Mr. Kline explained that he did not appear at the Roll Call Hearing because he had not yet entered his appearance in the case. Mr. Kline notes that ANC 2F consents to the reinstatement of the Application. It is the parties desire to continue working towards a final Settlement Agreement.

Upon consideration of this request to reinstate the Application, the Board finds that the Applicant's request constitutes good cause pursuant to 23 DCMR 1602.3.

ORDER

For these reasons, the Board does hereby, this 8th day of June 2022, **REINSTATE** the Application filed by Black's 14th Street, LLC, t/a Pearl Dive Oyster Palace/BlackJack, for a Substantial Change. Copies of this Order shall be sent to the parties.

The Board advises the parties that the Protest Status Hearing is set for June 29, 2022, at 10:30 a.m.

District of Columbia
Alcoholic Beverage Control Board

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Donovan Anderson
Key: a430695884d559467320093d18cc88

Donovan Anderson, Chairperson

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James Short
Key: 547ae37282b06fc0d11b329d2949c

James Short, Member

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Bobby Cato
Key: 255d3fcadfb0e146c774b75bd7917d20d

Bobby Cato, Member

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Rafi Aliya Crockett, Member
Key: b550e91845e10e4019135e5c1281c2

Rafi Crockett, Member

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Jeni Hansen, Member
Key: 8217203150009447491b50f6c2a41659

Jeni Hansen, Member

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Edward Grandis, Member
Key: 5027bda7ff0040ec14adeb52541ce5

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 II 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).