

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

In the Matter of:)
)
Black's 14th Street, NW, LLC)
t/a Pearl Dive Oyster Palace/BlackJack)
)
Holder of a)
Retailer's Class CR License)
)
at premises)
1612 14th Street, NW)
Washington, D.C. 20009)
)

Case No.: 19-CMP-00176
License No.: ABRA-085382
Order No.: 2021-024

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

ALSO PRESENT: Black's 14th Street, NW, LLC, t/a Pearl Dive Oyster Palace/BlackJack,
Respondent

Jessica Krupke, Assistant Attorney General
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING THE OFFER-IN-COMPROMISE

This matter arises from a Notice of Status and Show Cause Hearing (Notice) issued by the Alcoholic Beverage Control Board (Board) in the matter of Black's 14th Street, NW, LLC, t/a Pearl Dive Oyster Palace/BlackJack (Respondent) located at 1612 14th Street, NW, Washington, D.C. 20009.

The Alcoholic Beverage Regulation Administration (ABRA) served the Notice in Case No. 19-CMP-00176 on the Respondent on December 16, 2020. *ABRA Show Cause File No. 19-CMP-00176*. The Notice charges the Respondent with a single violation, which if proven true, would justify the imposition of a fine, as well as the suspension or revocation of the Respondent's license.

Specifically, the Notice in Case No. 19-CMP-00176 charged the Respondent with the following violation:

Charge I: [On Saturday, October 5, 2019], you violated your Board-approved license by exceeding the establishment's maximum occupancy, in violation of D.C. Official Code § 25-823(a)(7)...

ABRA Show Cause File No. 19-CMP-00176, Notice of Status Hearing and Show Cause Hearing, 2 (June 5, 2020).

At the Show Cause Hearing held on January 6, 2021, the Respondent and the Government entered into an Offer-in-Compromise (OIC), which resolved the charge set forth above.

The terms of the OIC are as follows:

1. For Charge I – Warning.

By agreeing to the terms of the OIC, the Respondent hereby waives its right to a Show Cause Hearing and appeal.

ORDER

Therefore, the Board, on this 6th day of January 2021, hereby **APPROVES** the OIC proffered by the Government and the Respondent.

The Board hereby **ORDERS** that the Respondent be **WARNED** not to commit this offense again.

A copy of this Order shall be sent to the Respondent and to the Government.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac459065602505467300531dccc8

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 547aa3728203d4c811b3729d2748ec

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 256d37cadfba146d76b75b7917d20d

Bobby Cato, Member

eSigned via SeamlessDocs.com
Rema Wahabzadah, Member
Key: bf2ca40b506b74096b19b35b738f1d6f

Rema Wahabzadah, Member

eSigned via SeamlessDocs.com
Rafi Aliya Crockett, Member
Key: b50d01845a1f54010155e5c1291ec

Rafi Crockett, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 8217201f509247d1b5090ca4189d

Jeni Hansen, Member

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7f9f0040ec14ad0b52541ce5

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).