## THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:	_)		
Peruvian Brothers, LLC t/a Peruvian Brothers	)		
Applicant for a Stipulated License Retailer's Class CT License	,	cense No.: rder No.:	ABRA-114430 2019-609
at premises 1280 4 <sup>th</sup> Street, NE Washington, D.C.	) ) ) _)		

Peruvian Brothers, LLC, t/a Peruvian Brothers (Applicant)

Clarence Lee, Chairperson, on behalf of Advisory Neighborhood Commission (ANC) 5D

BEFORE: Donovan Anderson, Chairperson

Mike Silverstein, Member James Short, Member Bobby Cato, Member

Rema Wahabzadah, Member Rafi Crockett, Member

## ORDER APPROVING REQUEST FOR A STIPULATED LICENSE

Peruvian Brothers, LLC, t/a Peruvian Brothers (Applicant), Applicant for a New Retailer's Class CT License ABRA-114430, now comes before the Board for a Stipulated License in accordance with 23 D.C. Municipal Regulations (DCMR) § 200.

Pursuant to 23 DCMR § 200, an applicant for a Manufacturer's license, Wholesaler's license or Retailer's license may request a stipulated license if the request is accompanied by written correspondence from an ANC Officer where the establishment is located, stating that the ANC has voted with a quorum present to either support or not to object to the issuance of a stipulated license pending completion of the 45-day protest period.

On July 2, 2019, the ANC 5D voted at a properly noticed meeting to support the Applicant's request for a Stipulated License.

Thus, the Board, in its discretion, finds that the Applicant has met the requirements and does approve the request for a Stipulated License under the following conditions:

- (1) The applicant must stop serving or selling alcoholic beverages under the stipulated license if a valid protest is filed against the applicant during the 45-day protest period.
- (2) The applicant must pay the fee for a stipulated license in the amount of \$100.

## **ORDER**

The Board does hereby, this 14th day of August, 2019, **APPROVES** the Request for a Stipulated License.

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

District of Columbia Alcoholic Beverage Control Board

Donoyan Anderson, Chairperson

Mike Silverstein, Member

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James Short, Member

Bobby Cale, Member

Rema Wahabzadah, Member

Rafi Crockett, 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).