

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

In the Matter of:)	
)	
Quilox, LLC)	Case No.: 19-PRO-00100
t/a Quilox Restaurant and Lounge)	License No.: ABRA-114288
)	Order No.: 2019-672
Applicant to Renew a)	
Retailer's Class CR License)	
)	
at premises)	
7303 Georgia Avenue, NW)	
Washington, D.C. 20012)	

Quilox, LLC, t/a Quilox Restaurant and Lounge, Applicant

Andre R. Carley, on behalf of A Group of Five or More Individuals, Protestant

Trudy Jones and Andre R. Carley, on behalf of Concerned Neighbors, Inc. (CNI),
Protestant

Naima Jefferson, Carl Bergman, and Paula Edwards, on behalf of Shepherd Park Citizens
Association (SPCA), Protestant

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member
Rafi Crockett, Member

**ORDER GRANTING APPLICANT'S MOTION FOR RECONSIDERATION AND
CONTINUING PROTEST STATUS HEARING**

The Application filed by Quilox, LLC, t/a Quilox Restaurant and Lounge, (Applicant) for a New Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on September 16, 2019, in accordance with D.C. Official Code § 25-601 (2001). On September 16, 2019, the Board dismissed the Application, because the Applicant failed to appear at the Roll Call Hearing.

The Applicant filed a Motion for Reinstatement with the Board. The Applicant indicates that they had issues arriving at the required hearing due to traffic delays and issues finding parking. The Applicant further notifies the Board that the Applicant notified ABRA that they would be late and they arrived at the agency after the hearing had

concluded. The motion is opposed by the other parties and one of the SPCA requests a continuance of the Protest Status Hearing.

Section 1603.4 (e) provides that “Arriving after the roll call hearing has concluded” may constitute good cause for failing to appear. 23 DCMR § 1603.4 (West Supp. 2019).

ORDER

Therefore, based on these facts, the Board this 2nd day of October 2019, hereby **GRANTS** the motion for reinstatement. Copies of this Order shall be sent to the Applicant, CNI, SPCA, and Andre R. Carley, on behalf of the Group of Five or More Individuals.

The Board **ADVISES** the Applicant that failing to arrive on time at future hearings may result in the dismissal or denial of its Application.

The Board further **GRANTS** the request to continue the Protest Status Hearing, which shall be held at 9:30 a.m. on October 30, 2019. The Board will discuss rescheduling the Protest Hearing at the Protest Status Hearing.

District of Columbia
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson



James Short, Member



Bobby Cato, 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 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).