

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

In the Matter of:)		
)		
Four Brothers, LLC)	Case No.:	21-CC-00032
t/a Rioja Market)	License No:	ABRA-103124
)	Order No:	2022-034
Holder of a)		
Retailer's Class B License)		
)		
at premises)		
1824 Columbia Road, N.W.)		
Washington, D.C. 20009)		
)		

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

ALSO PRESENT: Four Brothers, LLC, t/a Rioja Market, Respondent

Collin Cenci, Assistant Attorney General
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING OFFER IN COMPROMISE

The above-mentioned parties appeared before the Alcoholic Beverage Control Board on January 26, 2022. At the hearing, the parties proposed an offer-in-compromise (OIC) to resolve the enforcement action described in Case No. 21-CMP-00032. The Board notes that the OIC triggers prior stayed suspension days imposed in Case No. 20-CC-00066. The Board approved the OIC at the hearing.

ORDER

Therefore, on this 26th day of January 2022, the Board **APPROVES** the OIC presented by the parties. The terms of the OIC are as follows:

1. The Respondent admits to the violation described by Charge I (D.C. Official Code § 25-781). The Respondent shall pay a fine of \$3,000. The Respondent shall further serve a suspension of ten (10) days, with four (4) days served and six (6) days stayed for one year pending no further violations within one year from the date of this Order.
2. All employees who serve alcoholic beverages in the licensed establishment shall complete an alcohol training program within three (3) months from date of this Order.
3. The Respondent shall also serve four (4) suspension days that were previously stayed in Case No. 20-CC-00066.
4. Charge II is dismissed.
5. The Respondent's alcohol license shall be suspended starting on February 6, 2022, and ending after February 13, 2022.

IT IS FURTHER ORDERED that the Respondent must pay all fines imposed by the Board within sixty (60) days from the date of this Order, or its license shall be immediately suspended until all amounts owed are paid.

IT IS FURTHER ORDERED, in accordance with 23 DCMR § 800.1, the violation found by the Board in this Order shall be deemed one secondary tier offense and two primary tier violations.

The ABRA shall deliver copies of this Order to the Government and the Respondent.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac43cb9eb9d5f09e4b730093d1dccc8

Donovan Anderson, Chairperson

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James Short
Key: 547ae373f822de6ac8d1b332ad2949ec

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 256d3fcafb146d7f4b75bd7917d20d

Bobby Cato, Member

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Rafi Aliya Crockett, Member
Key: b560e91845e1f9e4016155e5c12f81cc

Rafi Crockett, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 82172091f0509447491b56f9c2a41899

Jeni Hansen, Member

I dissent from the decision of the majority of the Board.

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7f9f0040ec14adeb52541ce5

Edward S. Grandis, Member

Pursuant to 23 DCMR § 1719.1, 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, Reeves Center, 2000 14th Street, N.W., 400S, Washington, D.C. 20009. Also, pursuant to section 11 of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, District of Columbia 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, 500 Indiana Avenue, N.W., Washington, D.C. 20001. However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR § 1719.1 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).

Finally, in the case of a summary suspension, “A person aggrieved by a final summary action may file an appeal in accordance with the procedures set forth in subchapter I of Chapter 5 of Title 2.” D.C. Code § 25-826(d).