

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

In the Matter of:)
)
Rito Loco, LLC)
t/a Rito Loco-El Techo)
)
Applicant for Renewal of a)
Retailer's Class CR License)
)
at premises)
606 Florida Avenue, NW)
Washington, D.C. 20001)
_____)

Case No.: 22-PRO-00072
License No.: ABRA-104119
Order No.: 2022-704

Rito Loco, LLC, t/a Rito Loco-El Techo, Applicant

Sidon Yohannes, Counsel, on behalf of the Applicant

James Turner, Chairperson, Advisory Neighborhood Commission (ANC) 1B, Protestant

Alex Lopez, Commissioner, Advisory Neighborhood Commission (ANC) 6E, Protestant

Rami Badawy, on behalf of a Group of Five or More Individuals, Protestant

Craig Kujawa, Abutting Property Owner, 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 AND PROTEST

The Application filed by Rito Loco, LLC, t/a Rito Loco-El Techo (Applicant), for renewal of its Retailer's CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on August 15, 2022.

On August 15, 2022, the Board dismissed the Application and the Protest of ANC 1B because the Applicant and ANC 1B failed to appear at the Roll Call Hearing.

Subsequently, the Applicant and ANC 1B filed a motion for reinstatement. The Applicant noted that the Applicant attempted to appear at the hearing but technical issues preventing a connection to the online hearing prevented a timely appearance. Likewise, ANC 1B indicated that it was merely late and arrived after the hearing concluded, which is sufficient to merit good cause for failing to appear in accordance with 23 DCMR § 1603.6(e).

ORDER

Therefore, based on the above, the Board, on this 19th day of October 2022, **GRANTS** the motion to reinstate the Application filed by the Applicant, and the protest filed by ANC 1B. All parties listed in the caption are advised that the Protest Status Hearing shall be scheduled to occur on November 9, 2022, at 10:30 a.m. Copies of this Order shall be sent to the Parties.

District of Columbia
Alcoholic Beverage Control Board

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Donovan Anderson
Key: ac430b06c69d5f0be4c730093d1dccc8

Donovan Anderson, Chairperson

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James Short
Key: 547ae373820d6eac8d1b332dd2949ec

James Short, Member

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Bobby Cato
Key: 286d3fad7be149d7f4b75bd7917d20c

Bobby Cato, Member

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Rafi Aliya Crockett, Member
Key: b560e91845e10e4016155e5c12f81cc

Rafi Crockett, Member

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Jeni Hansen, Member
Key: 82172931f0509447491b56f6c2a41880

Jeni Hansen, Member

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Edward Grandis, Member
Key: 5027bda7ff9f0040ec14adeb52541ce5

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).