

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

In the Matter of:)
)
1215 CT, LLC)
t/a Rosebar)
)
Holder of a)
Retailer's Class CT License)
)
at premises)
1215 Connecticut Avenue, NW)
Washington, D.C. 20036)
)

Case No.: 21-251-00030
License No.: ABRA-077883
Order No.: 2022-072

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

ALSO PRESENT: 1215 CT, LLC, t/a Rosebar, Respondent

Makan Shirafkan, Counsel on behalf of the Respondent

Anthony P. Celso, 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

The above mentioned parties have petitioned the Alcoholic Beverage Control Board (Board) to approve an offer-in-compromise (OIC) to settle one or more violations of Title 25 of the D.C. Official Code (Title 25) and Title 23 of the D.C. Municipal Regulations (Title 23) in accordance with D.C. Official Code § 2-509(a).

ORDER

Therefore, on this 2nd day of March 2022, the Board **APPROVES** the OIC appended to this Order. The terms of the OIC are as follows:

1. The Respondent admits to a violation of the statutes or regulations listed in the OIC attached to this Order.
2. The Respondent shall follow and abide by the terms and conditions of the attached OIC in accordance with D.C. Official Code §§ 2-509(a), 25-447(f), and 25-823(a)(6).
3. The Respondent waives all rights to notice or appearance before the Board.
4. The Respondent waives the right to a hearing, call witnesses, present evidence, and otherwise contest the charges as provided in Title 25 and Title 23.
5. The Respondent waives the right to judicial review or appeal of this Order. The Respondent further agrees not to collaterally attack the disposition imposed by this Order.
6. The parties agree that the attached OIC constitutes the entire agreement of the parties.

The Show Cause hearing in this matter is cancelled. 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: a743a3f6593f79e4d73003a1d3c798

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 347ae770957de6ac8a3a3002842d4e4e

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 256d3f7a9b4146d714b75bd7017a220e

Bobby Cato, Member

eSigned via SeamlessDocs.com
Rafi Aliya Crockett, Member
Key: b560e01845e1f0e4019155e5c12f01cc

Rafi Crockett, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 82112291f050e474b1e5f9c9a486e

Jeni Hansen, Member

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7f0f0040e14adeb52541ce5

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 II 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).

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**



IN THE MATTER OF: 1215 CT, LLC, t/a ROSEBAR Respondent.	Case No. 21-251-00030 License No. 77883 Retailer Class CT
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OFFER IN COMPROMISE FOR BOARD APPROVAL

The District of Columbia, jointly with the licensee (respondent) submits this Offer in Compromise (OIC) to the Alcoholic Beverage Control Board (Board), as authorized by 23 DCMR § 1611.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, scheduled hearings will be vacated, the case will conclude and appeal and judicial review are waived under 23 DCMR § 1611.6. Respondent will be obligated to abide by the OIC terms shown below. If the Board does not approve the OIC, the matter will be continued to a Show Cause Hearing on March 2, 2022.

The respondent has been advised that there is no obligation to accept the OIC. Respondent has been advised, through service of the Notice of Status Hearing and Show Cause Hearing that at a Show Cause Hearing, respondent may: be represented by legal counsel, have subpoenas issued to require the production of witnesses and evidence, produce witnesses and evidence, cross-examine witnesses, and apply to the Board for a qualified interpreter.

The OIC terms are as follows.

Charge I: Allowed the establishment to be used for an unlawful or disorderly purpose.

Statutory Authority: D.C. Code § 25-823(a)(2).

(1) Charge Dismissed

Charge II: Failed to follow Security Plan.

Statutory Authority: D.C. Code § 25-823(a)(6).

(2) Fine: \$1,500 payable within 120 days or its license shall be suspended indefinitely until the fine is paid.

Dated: February 16, 2022.

Respectfully submitted,

KARL A. RACINE
Attorney General for the District of Columbia

CHAD COPELAND
Deputy Attorney General
Civil Litigation Division

/s/ Kimberly M. Johnson
KIMBERLY M. JOHNSON [435613]
Chief, Civil Enforcement Section

/s/ Charles J. Coughlin
CHARLES J. COUGHLIN [1016993]
Assistant Chief, Civil Enforcement Section

/s/ Anthony P. Celo
ANTHONY P. CELO*
Assistant Attorney General
Civil Enforcement Section
Civil Litigation Division
Appeals Rule 49 (c)(4).
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ATTORNEYS FOR THE DISTRICT OF COLUMBIA

* Admitted to practice only in Pennsylvania and Ohio. Practicing in the District of Columbia under the direct supervision of Kimberly M. Johnson, a member of the D.C. Bar, under D.C. Court of Appeals Rule 49(c)(4).

CONSENT OF RESPONDENT

By this Offer in Compromise, I agree to accept and perform its terms. I acknowledge the validity of the OIC and waive a hearing to which I would have a right under D.C. Code § 25-826. I also recognize that I am waiving any right to appeal an adverse ruling of the Board that might have followed any such hearing. By this settlement, I waive all such rights. I sign this OIC without reservation, and I fully understand its meaning and my rights.

D.K.S.
David Karim (Feb 17, 2022 20:18 EST)

DAOUD KARIM, Member
1215 CT, LLC t/a Rosebar
1215 Connecticut Ave., N.W.
Washington, D.C. 20036
dkarim70@gmail.com
Respondent

Feb 17, 2022

DATE

makn shirafkan

MAKAN SHIRAFKAN Esq.
Law Office of Shirafkan
1750 Tyson's Blvd Suite 1500
McLean VA 22102
makn@shirafkanlaw.com
Counsel for Respondent

Feb 17, 2022

DATE

CERTIFICATE OF SERVICE

On February 9, 2022, I served the foregoing by electronic mail to:

Daoud Karim, Member
1215 CT, LLC t/a Rosebar
1215 Connecticut Ave., N.W.
Washington, D.C. 20036
dkarim70@gmail.com

Makan Shirafkan Esq,
Law Office of Shirafkan
1750 Tyson's Blvd Suite 1500
Mclean VA 22102
makan@shirafkanlaw.com

/s/ Anthony P. Celso
ANTHONY P. CELO
Assistant Attorney General