

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

In the Matter of:)	Case No.:	21-CMP-00017
)	License No.:	ABRA-111012
Genet, Inc.,)	Order No:	2021-337
t/a S&G Wine & Liquors)		
)		
Order to Cease and Desist)		
)		
5421 Georgia Avenue, N.W.)		
Washington, D.C. 20011)		

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

ALSO PRESENT: Genet, Inc., t/a S&G Wine & Liquors, Respondent

Kyung-Hwan Lee, Counsel, on behalf of the Respondent

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER LIFTING CEASE AND DESIST

The Alcoholic Beverage Control Board held a hearing on the cease and desist order issued on May 26, 2021, as part of Board Order No. 2021-301, against Genet, Inc., t/a S&G Wine & Liquors (hereinafter “Respondent” or “S&G”). The Board was persuaded by the Respondent that the approved ownership retains control of the business. Nevertheless, the Respondent must still ensure that its operations comply with Title 25 of the D.C. Official Code. Therefore, the Board lifts the cease and desist order on the condition that the Respondent come into compliance with the law, as advised below, and files a written management agreement, if the owner does not intend to personally manage the premises.

ORDER

Therefore, the Board, on this 10th day of June 2021, hereby **VACATES** Board Order No. 2021-301 and lifts the cease and desist order issued against Genet, Inc., t/a S&G Wine & Liquors pursuant to the following **CONDITIONS**:

1. The Board does not recognize the power of attorney as a legitimate means of granting management rights to a third party. Therefore, the Respondent is ordered to file a management agreement with the Board if the present ownership does not intend to personally manage the business.

The Respondent is further **ADVISED** of the following:

1. An manger holding an ABC Manager License must be present when the store is in operation and the owner is not present pursuant to D.C. Official Code § 25-701; and
2. The establishment shall not be managed by any person, including the owner's son, that currently holds a retailer's off-premise license, pursuant to D.C. Official Code §§ 25-301(a)(5) and 25-303(a)(3).

IT IS FURTHER ORDERED that ABRA refer this matter to the D.C. Office of the Attorney General for review.

A copy of this Order shall be provided to the Respondent.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac43cb96b96d5f00e4e730003d1dccc8

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 547ae373f820d6e6ac8d1b332d2049ec

James Short, Member

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Bobby Cato
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Bobby Cato, Member

Rema Wahabzadah, Member

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Rafi Crockett, Member

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Jeni Hansen, Member
Key: 82172991f050944749f1b56f9c2a41890

Jeni Hansen, Member

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).