

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

**In the Matter of:**

Wyoming Cube & Bale, LLC  
t/a Sandbox Restaurant

Applicant for a New  
Retailer's Class CR License

at premises  
3251 Prospect Street, NW, Unit 304  
Washington, D.C. 20007

Case No.: 18-PRO-00081  
License No.: ABRA-110062  
Order No.: 2019-036

Wyoming Cube & Bale, LLC, t/a Sandbox Restaurant (Applicant)

Richard G. Murphy, Chairperson, Advisory Neighborhood Commission (ANC) 2E  
(Protestant)

Karen Cruse, on behalf of Citizens Association of Georgetown (CAG) (Protestant)

Elizabeth Emes, on behalf of A Group of Seven Individuals (Protestant)

Benjamin Dower, on behalf of A Group of Five Individuals

**BEFORE:** Donovan Anderson, Chairperson  
Nick Alberti, Member  
Mike Silverstein, Member  
James Short, Member  
Bobby Cato, Member  
Rema Wahabzadah, Member

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**ORDER ON DISMISSAL OF  
THE GROUP OF FIVE INDIVIDUALS' PROTEST**

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The Application filed by Wyoming Cube & Bale, LLC, t/a Sandbox Restaurant, 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 December 17, 2018, in accordance with D.C. Official Code § 25-601 (2001).

in order to be granted standing as A Group of Five Individuals. The Group of Five Individuals was originally granted conditional standing at the Roll Call Hearing.


On January 16, 2019, the Board dismissed the Protest of the Group of Five Individuals because five (5) individuals failed to appear at the Protest Status Hearing, in accordance with the Title 23 of the District Columbia Municipal Regulations § 1603.3. The Group of Five Individuals may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

### **ORDER**


The Board does hereby this 16th day of January, 2019, **DISMISS** the Protest of the Group of Five Individuals. Copies of this Order shall be sent to the Applicant; ANC 2E; CAG; Elizabeth Emes, on behalf of the Group of Seven Individuals; and Benjamin Dower, on behalf of the Group of Five Individuals.

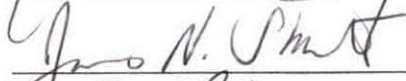
The Board advises the parties that the protests of ANC 2E, CAG, and the Group of Seven Individuals, remain, and the Protest Hearing is set for February 13, 2019 at 1:30 p.m.

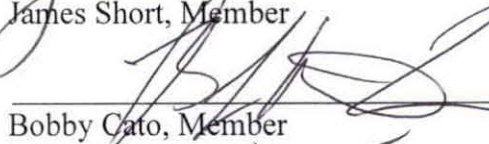
District of Columbia  
Alcoholic Beverage Control Board

  
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Donovan Anderson, Chairperson

  
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Nick Alberti, Member

  
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Mike Silverstein, Member

  
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James Short, Member

  
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Bobby Cato, Member

  
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Rema Wahabzadah, 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 14<sup>th</sup> 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).