# THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

	)	
In the Matter of:	)	
Shakers, L.P.	) ) Case No.:	24-251-00011
t/a Shakers	) License No.:	ABRA-125279
	) Order No.:	2025-076
Holder of a		
Retailer's Class CT License	)	
	)	
at premises	)	
2012-2014 9th Street, N.W.	)	
Washington, D.C. 20001	)	

**BEFORE:** Donovan Anderson, Chairperson

Silas Grant, Jr., Member Teri Janine Quinn, Member Ryan Jones, Member David Meadows, Member

PARTIES: Shakers, L.P., t/a Shakers, Respondent

Justin Parker, Designated Representative, on behalf of the Respondent

Richard Bianco, Counsel, on behalf of the Respondent

Anthony P. Celo, Assistant Attorney General

Office of the Attorney General for the District of Columbia

#### ORDER APPROVING OFFER IN COMPROMISE

The above-mentioned parties have petitioned the Alcoholic Beverage and Cannabis 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 5th day of February 2025, the Board **APPROVES** the OIC presented by the parties. The terms of the OIC are as follows:

- 1. The Respondent voluntarily waives the right to present evidence, have a hearing, judicial review, or appeal of this matter; and
- 2. The Respondent shall comply with the terms and conditions contained in the OIC.

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

# District of Columbia Alcoholic Beverage and Cannabis Board

eSigned via SeamlessDocs.com

Donovan Anderson

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Donovan Anderson, Chairperson

Silas Grant, Jr., Member

Teri Janine Quinn

Teri Janine Quinn, Member

Ryan Jones, Member

David Meadows, 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, Reeves Center, 2000 14th Street, NW, 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, 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 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 AND CANNABIS ADMINISTRATION ALCOHOLIC BEVERAGE AND CANNABIS BOARD



IN THE MATTER OF:

SHAKERS, L.P. t/a SHAKERS

Respondent.

Case No. 24–251–00011 License No. 125279 Retailer Class CT

#### 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 and Cannabis Board (Board), as authorized by 23 DCMR § 1611.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, this case (24–251–00011) will conclude. Respondent will be obligated to abide by the terms of the OIC shown below. If the Board does not approve the OIC, this matter will proceed to a Show Cause Hearing.

Respondent has been advised that there is no obligation to accept an OIC. Respondent has been advised, through service of the Notice of Show Cause Hearing, that at any Show Cause Hearing or other proceeding, 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: Interfered with an investigation.

Statutory Authority: D.C. Code § 25–823(a)(5)(C)

<u>Fine</u>: \$1,000 within thirty (30) days or its license shall be suspended indefinitely until this fine is paid.

Dated: January 30, 2025 Respectfully submitted,

BRIAN L. SCHWALB Attorney General for the District of Columbia

STEPHANIE E. LITOS Deputy Attorney General Civil Litigation Division

/s/ Kimberly M. Johnson KIMBERLY M. JOHNSON [435163] Chief, Civil Enforcement Section

/s/ Kerslyn D. Featherstone KERSLYN D. FEATHERSTONE [478758] Assistant Chief, Civil Enforcement Section

/s/ Anthony P. Celo
ANTHONY P. CELO [90000653]
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(202) 741-8936 (fax)
Anthony.Celo@dc.gov

ATTORNEYS FOR THE DISTRICT OF COLUMBIA

# **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 further litigation including the motion of reconsideration to which I would have a right under 23 DCMR § 1719.1. 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.

/S/ Justin Parker	2/5/2025
Justin Parker, Partner	DATE
Shakers, L.P. t/a Shakers	

#### **CERTIFICATE OF SERVICE**

On January 30, 2025, I served the foregoing Offer in Compromise for Board Approval by email to:

Richard Bianco 1255 Union St., NE, 7th Fl. Washington, DC 20002 rich@lawrjb.com Counsel for Respondent, Shakers, L.P. t/a Shakers

Jonathan Berman Assistant General Counsel, ABCA 2000 14th Street, N.W. Suite 400 South Washington, D.C. 20009 Jonathan.Berman@dc.gov

Contact for Respondent

Anthony P. Celo
Anthony P. Celo
Assistant Attorney General