

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

In the Matter of:)	
)	
Haben Liquors, Inc.)	Case No.: 20-CC-00086
t/a Spar Liquor)	License No: ABRA-105207
)	Order No: 2021-332
Holder of a)	
Retailer's Class A License)	
)	
at premises)	
3916 South Capitol Street, S.E.)	
Washington, D.C. 20032)	

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

ALSO PRESENT: Haben Liquors, Inc., t/a Spar Liquor, Respondent

John Lui, Assistant Attorney General
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING OIC

The above-mentioned parties appeared before the Alcoholic Beverage Control Board on June 9, 2021. At the hearing, the parties proposed an offer-in-compromise (OIC) to resolve the enforcement action described in Case No. 20-CC-00086. The Board approved the OIC at the hearing.

ORDER

Therefore, on this 9th day of June 2021, the Board **APPROVES** the OIC presented by the parties. The terms of the OIC are as follows:

1. The Respondent shall pay a fine of \$3,000 for the violation described by Charge I (D.C. Code § 25-781). The Respondent shall further receive ten (10) suspension days, with four (4) days served, while six (6) days shall be stayed so long as the Respondent does not commit any violations within one (1) year from the date of this Order and all employees receive alcohol awareness training within three (3) months of the date of this Order.
2. The Respondent shall pay a fine of \$2,000 for the violation described by Charge II (D.C. Code § 25-783(b)).
3. The four suspension days provided in Case No. 20-CC-0004 shall go into effect.
4. The Respondent shall serve an 8-day suspension from August 2, 2021, to August 9, 2021.

IT IS FURTHER ORDERED that the Respondent must pay all fines imposed by the Board within ninety days (90) days from the date of this Order, or its license shall be immediately suspended until all amounts owed are paid.

IT IS FURTHER ORDERED, in accordance with 23 DCMR § 800.1, the violation found by the Board in this Order shall be deemed two primary tier offenses.

The 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: ac43cb96b9d5f00e4e730003d1dccc8

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 547ae378f9220e6ac8d1b352ad2049ec

James Short, Member

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Bobby Cato
Key: 256d3fcaadfba146d7f4b75bd7917d20d

Bobby Cato, Member

Rema Wahabzadah, Member

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Rafi Aliya Crockett, Member
Key: b560e91b45e1f9e4016155e5c12f81cc

Rafi Crockett, Member

Edward S. Grandis, Member

I dissent from the position taken by the majority.

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 82172931c5609447491b566c2a41899

Jeni Hansen, 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).