

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

In the Matter of:)	
)	
M&S Restaurant, LLC)	Case No.: 21-CMP-00042
t/a Station 4)	License No: ABRA-112252
)	Order No: 2021-881
Holder of a)	
Retailer's Class CR License)	
)	
at premises)	
1101 4th Street, S.W.)	
Washington, D.C. 20024)	
)	

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

ALSO PRESENT: M&S Restaurant, LLC, t/a Station 4, Respondent

Stephen Ortiz, Assistant Attorney General
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER APPROVING OFFER IN COMPROMISE

The above-mentioned parties appeared before the Alcoholic Beverage Control Board on December 1, 2021. At the hearing, the parties proposed an offer-in-compromise (OIC) to resolve the enforcement action described in Case No. 21-CMP-00042. The Board approved the OIC at the hearing.

ORDER

Therefore, on this 1st day of December 2021, the Board **APPROVES** the OIC presented by the parties. The terms of the OIC are as follows:

1. The Respondent shall receive a **WARNING** for the offense described by Charge I (D.C. Code § 25-113a(b)(1)).
2. The Respondent admits to the violation described by Charge II and shall pay a fine of \$250 for the violation (D.C. Code § 25-701).
3. The Respondent admits to the violation described by Charge III and shall pay a fine of \$1,000 for the violation (D.C. Code § 25-797(a), (b)).
4. The Respondent admits to the violation described by Charge IV and shall pay a fine of \$1,000 for the violation (D.C. Code § 25-823(a)(5)).

IT IS FURTHER ORDERED that the Respondent must pay all fines imposed by the Board within one hundred and twenty (120) 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 one secondary tier offense and two primary tier violations.

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: ac43cb9eb9d5f09e4b730093d1dccc8

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 547ae373f822de6ac8d1b332d2249ec

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 256d3fcafbw146d7f4b75bd7917d20d

Bobby Cato, Member

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Rafi Aliya Crockett, Member
Key: b560e91845e1f9e4016155e5c12f81cc

Rafi Crockett, Member

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Jeni Hansen, Member
Key: 82172091f0509447491b56f9c2a41899

Jeni Hansen, Member

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7f8f0040ec14adeb52541ce5

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).