

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

In the Matter of:)	
)	
Manee Enterprises, Inc.)	Case No.: 20-CC-00072
t/a Takoma Park Liquors)	License No.: ABRA-019598
)	Order No.: 2021-290
Holder of a)	
Retailer's Class A License)	
)	
at premises)	
6200 Eastern Avenue, NE)	
Washington, D.C. 20011)	

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: Manee Enterprises, Inc., t/a Takoma Park Liquors, Respondent

Bernard Dietz, Counsel, on behalf of the Respondent

Walter Adams II, 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 have petitioned the Alcoholic Beverage Control 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 19th day of May 2021, the Board **APPROVES** the OIC appended to this Order. The terms of the OIC are as follows:

1. The Respondent admits to a violation of the statutes or regulations listed in the OIC attached to this Order.
2. The Respondent shall follow and abide by the terms and conditions of the attached OIC in accordance with D.C. Official Code §§ 2-509(a), 25-447(f), and 25-823(a)(6).
3. The Respondent waives all rights to notice or appearance before the Board.
4. The Respondent waives the right to a hearing, call witnesses, present evidence, and otherwise contest the charges as provided in Title 25 and Title 23.
5. The Respondent waives the right to judicial review or appeal of this Order. The Respondent further agrees not to collaterally attack the disposition imposed by this Order.
6. The parties agree that the attached OIC constitutes the entire agreement of the parties.

The Show Cause hearing in this matter is cancelled. 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: ac420b9569d5f064b72083d1dccc8

Donovan Anderson, Chairperson

James Short, Member

eSigned via SeamlessDocs.com

James Short

Key: 25d3f3cadfbaf46d7f4b75b17917d2c1

Bobby Cato, Member

Rema Wahabzadah, Member

eSigned via SeamlessDocs.com

Rafi Aliya Crockett, Member

Key: b500e91f842e1f9e-4016155a5e12791cc

Rafi Crockett, Member

eSigned via SeamlessDocs.com

Jeni Hansen, Member

Key: 82172291f05094474b1f5d09c2a418cf

Jeni Hansen, Member

eSigned via SeamlessDocs.com

Edward Grandis, Member

Key: 5027bda7f9f00409c14ad0b52541ce5

Edward S. Grandis, 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 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section II 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).

GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

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IN THE MATTER OF:

MANEE ENTERPRISES, LLC
t/a TAKOMA PARK LIQUORS,

Respondent.

Case No. 20-CC-00072
License No. 19598
Retailer Class A

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 Control Board (Board), as authorized by 23 DCMR § 1604.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, appeal and judicial review are waived under 23 DCMR § 1611.6, scheduled hearings will be vacated, and the case will conclude. Respondent will be obligated to abide by the fine, suspension or other OIC term shown below. If the Board does not approve the OIC, the matter will be continued to the scheduled Show Cause Hearing on a date to be determined.

The respondent has been advised that there is no obligation to accept an OIC. Respondent has been advised, through service of the Notice of Status Hearing and Show Cause Hearing that at a Show Cause Hearing, 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: Sale of an alcoholic beverage to a person under 21 years of age.

Statutory Authority: D.C. Code § 25-781.

(1) Fine: \$3,000 to be paid within 90 days or the ABC license will be suspended until the fine is paid.

(2) Suspension: The license shall be suspended for ten days, with four days to be served from June 21 to June 24, 2021 and six days stayed for one year pending no further violations.

(3) Other term: All employees who serve alcoholic beverages in the licensed establishment shall complete an alcohol training program within three months from the OIC's date.

Charge II: Failure to take reasonable steps necessary to ascertain legal drinking age.

Statutory Authority: D.C. Code § 25-783.

(1) Fine: \$2,000 to be paid within 90 days or the ABC license will be suspended until the fine is paid.

Dated: May 12, 2021.

Respectfully submitted,

KARL A. RACINE
Attorney General for the District of Columbia

FERNANDO AMARILLAS
Acting Deputy Attorney General
Public Interest Division

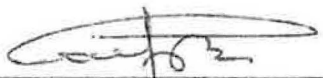
/s/ Kimberly M. Johnson
KIMBERLY M. JOHNSON [435163]
Chief, Civil Enforcement Section

/s/ Walter Adams II
WALTER ADAMS II [459131]
Assistant Attorney General
400 Sixth Street, N.W., Suite 10100
Washington, D.C. 20001
(202) 727-6262
(202) 730-1498 (fax)
Email: Walter.Adams@dc.gov

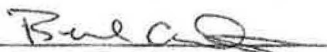
ATTORNEYS FOR THE DISTRICT OF COLUMBIA

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 a hearing to which I would have a right under D.C. Code § 25-826. 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.


Respondent - Guatun Patel
MANAGING MEMBER

05-13-2021
DATE


Attorney for Respondent

05-13-2021
DATE

CERTIFICATE OF SERVICE

I certify that on May 13, 2021, the foregoing Offer in Compromise for Board Approval was served by electronic mail or by U.S. mail, first class postage pre-paid, to:

Guatem Patel
Manee Enterprises, Inc.
t/a Takoma Park Liquors
6200 Eastern Avenue N.E.,
Washington, D.C. 20011
Gpatel12468@yahoo.com

Bernard Dietz, Esq.
Bernard C. Dietz, P.C.
P.O. Box 190
Lovettsville, VA 20180
Dietzlaw123@gmail.com

Martha Jenkins
General Counsel, ABRA
2000 14th Street, N.W.
Suite 400 South
Washington, D.C. 20009
Martha.Jenkins@dc.gov

/s/ Walter Adams II
Walter Adams II
Assistant Attorney General