

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

In the Matter of:	)	
	)	
Dane Flannery Restaurant, LLC	)	Case No.: 22-CMP-00006
t/a The Big Board	)	License No: ABRA-087398
	)	Order No: 2022-046
Holder of a	)	
Retailer's Class CT License	)	
	)	
at premises	)	
421 H Street, N.E.	)	
Washington, D.C. 20002	)	
	)	

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

**ALSO PRESENT:** Dane Flannery Restaurant, LLC, t/a The Big Board, Respondent  
  
Walter Adams, Assistant Attorney General  
Office of the Attorney General for the District of Columbia  
  
Martha Jenkins, General Counsel  
Alcoholic Beverage Regulation Administration

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**ORDER GRANTING IN PART AND DENYING IN PART THE MOTION FOR  
CONTINUANCE**

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The Respondent, Dane Flannery Restaurant, LLC, t/a The Big Board, filed a request for a continuance related to the Summary Action Hearing scheduled to convene on February 4, 2022, based on the request for a hearing filed by the Respondent. The Alcoholic Beverage Control Board was ready, willing, and able to convene for the requested hearing and issue a timely decision, as required by D.C. Official Code § 25-826.

Nevertheless, the Respondent's motion, dated February 4, 2022, requests a six-week delay in the hearing for various purposes, including a need to retain counsel. The Government did not oppose the request for a continuance but objected to delaying the matter by six weeks. The Board finds that a continuance is warranted for the purpose of allowing the Respondent to

obtain counsel and to prepare for trial; however, a six-week delay is too long a delay for an emergency proceeding.

### **ORDER**

Therefore, on this 4th day of February 2022, the Board **GRANTS IN PART** the motion for a continuance but **DENIES** the request for a six-week delay. The Summary Action Hearing shall be rescheduled for February 10, 2022, at 10:00 a.m. The Board further advises the parties that based on the emergency nature of this matter, the Board is not inclined to grant additional continuances. The ABRA shall deliver copies of this Order to the parties.

District of Columbia  
Alcoholic Beverage Control Board

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*Donovan Anderson*  
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Donovan Anderson, Chairperson

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*James Short*  
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James Short, Member

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Bobby Cato, Member

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*Rafi Aliya Crockett, Member*  
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Rafi Crockett, Member

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*Jeni Hansen, Member*  
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Jeni Hansen, Member

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*Edward Grandis, Member*  
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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).