

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

In the Matter of:)
)
1327 Connecticut, LLC)
t/a The Manor)
)
Application for Substantial Change)
(Summer Garden with 75 Seats))
)
at premises)
1327 Connecticut Avenue, NW)
Washington, D.C. 20036)
)

Case No.: 18-PRO-00062
License No.: ABRA-099536
Order No.: 2018-702

Oneal Grey, on behalf of 1327 Connecticut, LLC, t/a The Manor, Applicant

Daniel Warwick, Chair, Advisory Neighborhood Commission (ANC) 2B, Protestant

Douglas C. Melcher, Esq. on behalf of Dupont Circle Citizens Association (DCCA),
Protestant

BEFORE: Donovan Anderson, Chairperson
Nick Alberti, Member
Mike Silverstein, Member
James N. Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member

**ORDER GRANTING PROTESTANT’S MOTION FOR CONTINUANCE
OF THE PROTEST HEARING AND SETTING THE MATTER FOR HEARINGS**

The Application filed by 1327 Connecticut, LLC, t/a The Manor, for a Substantial Change to add a new Summer Garden to its Retailer’s Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on August 13, 2018. Protestants Advisory Neighborhood Commission (ANC) 2B and Dupont Circle Citizens Association (DCCA) were granted standing at that time.

The matter came before the Board on September 26, 2018 for a Protest Status Hearing. The Applicant failed to appear at the hearing and the Board dismissed the Application. *See* Board Order No. 2018-561.

The Applicant requested reinstatement of its Application, and the Board, finding good cause, granted the request on October 17, 2018 pursuant to Board Order No. 2018-592. No Protest Status Hearing was scheduled at that time.

On November 21, 2018, Protestant DCCA, having recently retained counsel, sought continuance of the Protest Hearing scheduled for December 5, 2018. Mr. Warwick consented to the request on behalf of ANC 2B, and Mr. Grey consented on behalf of The Manor.

In light of the foregoing, the Board finds that there is good cause to grant the continuance to assure the necessary time for counsel to effectively prepare for hearing and to afford the parties an opportunity to mediate their differences. Because no Status Hearing was held following the reinstatement of the Application, and given the passage of time between the parties' first appearance at Roll Call on August 13, 2018 and the anticipated Protest Hearing in the new year, the Board finds it necessary to schedule both a Status Hearing and a Protest Hearing at this time.

ORDER

For these reasons, the Board does hereby, this 28th day of November, 2018, **GRANT** the request to continue the Protest Hearing.

The Board **FURTHER ORDERS** that the Protest Status Hearing is reinstated and now scheduled for January 16, 2019 at 9:30 a.m. The Protest Hearing is now scheduled for February 27, 2019 at 1:30 p.m. No further continuances will be granted.

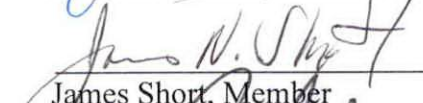
Copies of this Order shall be sent to the Applicant and the Protestants.

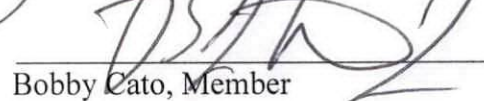
District of Columbia
Alcoholic Beverage Control Board


Donovan Anderson, Chairperson


Nick Alberti, Member


Mike Silverstein, Member


James Short, Member


Bobby Cato, Member


Rema Wahabzadah, 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 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 (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).