

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

In the Matter of:)
)
)
 TWB DC Chinatown, LLC)
 t/a Tom's Watch Bar)
)
 Application for Substantial Change)
 (Entertainment Endorsement))
 Retailer's Class CR License)
)
 at premises)
 781 7th Street, NW)
 Washington, D.C. 20001)
)

Case No.: 23-PRO-00046
License No.: ABRA-119403
Order No.: 2023-330

TWB DC Chinatown, LLC, t/a Tom's Watch Bar, Applicant

Andrew Kline, Counsel, on behalf of the Applicant

Michelle L. LaRue, on behalf of a Group of Five or More Individuals, Protestant

Michelle L. LaRue, on behalf of The Residences at Gallery Place Condominium Unit Owner's Association, Protestant

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

**ORDER ON DISMISSAL OF THE RESIDENCES AT GALLERY PLACE
CONDOMINIUM UNIT OWNER'S ASSOCIATION PROTEST**

The Application filed by TWB DC Chinatown, LLC, t/a Tom's Watch Bar (Applicant), for a Substantial Change to add Entertainment Endorsement to its Retailer's CR License, having been protested, came before the Alcoholic Beverage and Cannabis Board (Board) for a Roll Call Hearing on May 22, 2023.

On May 22, 2023, the Board dismissed the Protest of The Residences at Gallery Place Condominium Unit Owner's Association because The Residences at Gallery Place Condominium Unit Owner's Association did not meet the standing requirements needed to file a protest. Specifically, D.C. Official Code § 25-601 sets forth those persons that may file a protest and Condo Associations are not listed among them. It has long been recognized that persons who have standing to file a protest are: (1) An abutting property owner; (2) A group of no fewer than 5 residents or property owners, (3) A citizens association, (4) An affected ANC; (5) the Mayor; (6) the designated custodian of federal property; or (7) The Metropolitan Police Department District Commander.

The Residences at Gallery Place Condominium Unit Owner's Association may file a Motion for Reconsideration within ten (10) days from the date of this Order if it disagrees with the findings of the Board.

ORDER

The Board does hereby, this 24th day of May 2023, **DISMISS** the Protest of The Residences at Gallery Place Condominium Unit Owner's Association. Copies of this Order shall be sent to the Parties.

The Board advises the parties that the protest of the Group of Five or More Individuals remains, and the Protest Status Hearing is set for June 28, 2023, at 10:30 a.m. and the Protest Hearing for August 9, 2023, at 1:30 p.m.

District of Columbia
Alcoholic Beverage and Cannabis Board

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Donovan Anderson
Key: ac430b9b59d5f0e4b730060d1dccc8

Donovan Anderson, Chairperson

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James Short
Key: 547ac373f620de0ac8d1b332d2040ec

James Short, Member

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Bobby Cato
Key: 258d3fca0fbc148d7f4b75bd7917d20c

Bobby Cato, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 82172931f0509447491b56f6c2a4189f

Jeni Hansen, Member

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Edward Grandis, Member
Key: 5027bda7ff9f0040ec14adeb52541ce5

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 and Cannabis 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).