

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

In the Matter of:)	
)	
)	
Toro Bar Corporation)	Case No.: 22-PRO-00023
t/a Toro Bar)	License No.: ABRA-092074
)	Order No.: 2022-235
Application for a Substantial Change to a)	
Retailer's Class CT License)	
)	
at premises)	
3708 14th Street, N.W.)	
Washington, D.C. 20010)	

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

ALSO PRESENT: Toro Bar Corporation, t/a Toro Bar, Applicant

Ralph M. Bernstein, Designated Representative, Group of Five or More Residents or Property Owners, Protestant

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER DENYING MOTION FOR REINSTATEMENT

The Alcoholic Beverage Control Board affirms the denial of the Application for a Substantial Change filed by Toro Bar Corporation, t/a Toro Bar (Applicant). In Board Order No. 2022-184, the Board dismissed the Applicant for failing to appear at the required Roll Call Hearing. Subsequently, the Applicant indicated that the failure to appear was due to their prior agent failing to inform them of the hearing. The Protestants oppose the motion because proper notice of the hearing was provided. The Board affirms the denial in accordance with 23 DCMR § 1603.4 because the failure to appear was not due to good cause.

ORDER

Therefore, the Alcoholic Beverage Control Board on this 18th day of May 2022, hereby **DENIES** the motion of reinstatement. A copy of this Order shall be provided to the Parties.

District of Columbia
Alcoholic Beverage Control Board

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Donovan Anderson
Key: ac43c3b9eb9d5f09e4b730093d1dccc8

Donovan Anderson, Chairperson

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James Short
Key: 547ae373f822de6ac8d1b332ad2949ec

James Short, Member

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Bobby Cato
Key: 256d3fca1fb146d7f4b75bd7917d20d

Bobby Cato, Member

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Rafi Aliya Crockett, Member
Key: b560e91845e1f9e4016155e5c12f81cc

Rafi Crockett, Member

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Jeni Hansen, Member
Key: 82172091f0508447491b56f9c2a41899

Jeni Hansen, Member

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Edward Grandis, Member
Key: 5027bda7f9f0040ec14adeb52541ce5

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, Reeves Center, 2000 14th Street, NW, 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, 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 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).