

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

**In the Matter of:** )  
 )  
Tony Liquors, LLC )  
t/a Union Liquor 2012 )  
 )  
Applicant for Renewal of a )  
Retailer's Class A License )  
 )  
at premises )  
1537 Good Hope Road, S.E. )  
Washington, D.C. 20020 )  
 )

Case No.: 21-PRO-00028  
License No.: ABRA-109197  
Order No.: 2021-444

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

**ALSO PRESENT:** Tony Liquors, LLC, t/a Union Liquor 2012, Applicant  
  
Kyung Hwan Lee, Counsel, on behalf of the Applicant  
  
Jamila White, Commissioner, Advisory Neighborhood Commission  
(ANC) 8A

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**ORDER DENYING MOTION FOR RECONSIDERATION**

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The application filed by Tony Liquors, LLC, t/a Union Liquor 2012 (Applicant), for renewal of its Retailer's Class A License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on June 14, 2021, and a Protest Status Hearing on June 30, 2021. On June 30, 2021, the Board dismissed the Protest of ANC 8A, because the ANC failed to appear at the status hearing. After the dismissal, ANC 8A filed a motion for reinstatement indicating that its designated representative failed to appear at the virtual hearing due to an internet connectivity issue. The Applicant opposed the request because the ANC was previously able to connect to the internet during prior proceedings. The Applicant further noted that the ANC could have called into the hearing over the phone if there was an internet issue.

In Board Order No. 2021-415, the Board agreed with the Applicant and affirmed the dismissal because the ANC could have called into the hearing over the phone; as a result, the Board could not excuse the absence as occurring with good cause pursuant

to 23 DCMR § 1604.3 (West Supp. 2021) when alternative means to connect to the hearing were immediately available.

Subsequently, the ANC filed a motion for reconsideration that is opposed by the Applicant. Nevertheless, the motion provides no new information or grounds that persuade the Board that its prior decision was incorrect.

### **ORDER**

Therefore, the Board, on this 4th day of August 2021, hereby **DENIES** the motion for reconsideration. **IT IS FURTHER ORDERED** that this order is final and no further motions related to this matter will be considered in this forum. Copies of this Order shall be sent 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*  
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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 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 14<sup>th</sup> 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).