

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

**In the Matter of:** )  
 )  
Generator DC Opco, LLC )  
t/a Washington Courtyard by Marriott )  
 )  
Application for Renewal of a )  
Retailer's Class CH License )  
 )  
at premises )  
1900 Connecticut Avenue, NW )  
Washington, D.C. 20009 )  
 )

Case No.: 19-PRO-00041  
License No.: ABRA-111618  
Order No.: 2019-501

Generator DC Opco, LLC, t/a Washington Courtyard by Marriott (Applicant)

Matthew Minora, Counsel, on behalf of the Applicant

Kenneth Marks, Abutting Property Owner

Grant Felgenhauer, Resident

Eric Lamar, Resident

**BEFORE:** Donovan Anderson, Chairperson  
Mike Silverstein, Member  
James Short, Member  
Bobby Cato, Member  
Rema Wahabzadah, Member

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**BOARD ORDER AMENDING BOARD ORDER 2019-479**

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On June 12, 2019, following the Roll Call hearing held June 10, 2019, the Alcoholic Beverage Control Board (Board) issued Board Order No. 2019-479 dismissing the Protest of Eric Lamar but it did not dismiss the Protest of Grant Felgenhauer. Mr. Felgenhauer had originally filed a Protest as an abutting property owner.

At the Roll Call hearing, the Board's agent dismissed Mr. Felgenhauer but his dismissal was not included in Board Order No. 2019-479. Mr. Felgenhauer was dismissed because his property located at 2115 Leroy Place, NW, Washington, D.C., does not qualify

as abutting property. Mr. Felgehauer is also not a member of a group of five or more property owners or residents sharing common ground. D.C. Official Code § 25-601(1), (2). The Board now seeks to amend Board Order No. 2019-479 to make clear that Mr. Felgehauer's Protest is also dismissed.

Mr. Felgehauer may file a Request for Reinstatement with the Board to contest this decision within ten (10) days from the date of this Order.

### **ORDER**

The Board does hereby this 26th day of June, 2019, **AMEND** Board Order 2019-479 to **DISMISS** the Protest of Grant Felgehauer, in addition to the dismissal of Eric Lamar.

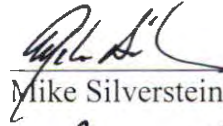
Copies of this Order shall be sent to the Applicant, Kenneth Marks, Grant Felgehauer, and Eric Lamar.

The Board advises the Parties that only the protest of Kenneth Marks remains, and that the Protest Status Hearing is set for September 11, 2019 at 9:30 a.m. and the Protest Hearing for October 9, 2019 at 4:30 p.m.

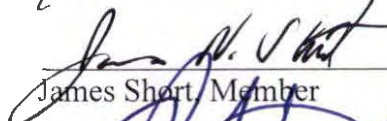
District of Columbia  
Alcoholic Beverage Control Board



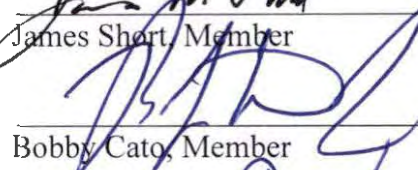
Donovan Anderson, Chairperson



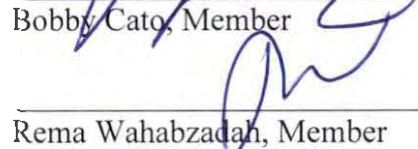
Mike Silverstein, Member



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 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).