THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:)		
)		
Hwan Eun, LLC)	Case No.:	20-CC-00070
t/a West End Market)	License No.:	ABRA-90448
)	Order No.:	2021-300
Holder of a)		
Retailer's Class A License)		
)		
at premises)		
2424 Pennsylvania Avenue, N.W.)		
Washington, D.C. 20037)		
)		

BEFORE: Donovan Anderson, Chairperson

James Short, Member Bobby Cato, Member

Rema Wahabzadah, Member Rafi Aliya Crockett, Member

Jeni Hansen, Member

Edward S. Grandis, Member

ALSO PRESENT: Hwan Eun, LLC, t/a West End Market, Respondent

Jessica Krupke, Assistant Attorney General

Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel

Alcoholic Beverage Regulation Administration

ORDER APPROVING OIC

The above-mentioned parties presented an offer-in-compromise (OIC) that was reviewed by the Alcoholic Beverage Control Board on May 19, 2021. The OIC resolves the enforcement action described in the above-mentioned case. The Board approved the OIC at the hearing.

ORDER

Therefore, on this 19th day of May 2021, the Board **APPROVES** the OIC presented by the parties. The terms of the OIC shall be binding and are as follows:

- 1. For the violation described in Charge I, the Respondent shall receive a \$3,000 fine for the violation of D.C. Official Code § 25-781(a). The Respondent shall have its license suspended for ten (10) days total, with four (4) days served and six (6) days stayed for one year pending no further violations are committed for one year. The license shall be **SUSPENDED** from June 1, 2021, to June 4, 2021.
- 2. All employees that serve alcohol shall receive and complete an alcohol training program within 3 months from the date of this Order.
- 3. For the violation described in Charge II, the Respondent shall receive a **WARNING** for the alleged violation of D.C. Official Code § 25-783(b).
- 4. For the violation described in Charge III, the Respondent shall receive a \$2,000 fine for the violation of D.C. Official Code § 25-823(a)(5).

IT IS FURTHER ORDERED that the Respondent must pay all fines imposed by the Board within sixty (60) days from the date of this Order, or its license shall be immediately suspended until all amounts owed are paid.

IT IS FURTHER ORDERED, in accordance with 23 DCMR § 800.1, the violation found by the Board in this Order shall be deemed two primary tier offenses.

The ABRA shall deliver copies of this Order to the Government and the Respondent.

District of Columbia Alcoholic Beverage Control Board

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Donovan Anderson

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Donovan Anderson, Chairperson

James Short, Member

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Bobby Cato, Member

Rema Wahabzadah, Member

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Rafi Aliya Crockett, Member

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Rafi Crockett, Member

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Teni Hansen, Member

Key: 82172931:0509447491.55699c2a41.889

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 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).