## THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:	)	
	)	
Whole Foods Market Group, Inc.	)	
t/a Whole Foods Market	)	
	)	
Applicant for a New	)	С
Retailer's Class DR License	ý	L
	ý	0
at premises	ý	
7130 12th Street, NW	Ś	
Washington, D.C. 20307	ý	
	ý	

 Case No.:
 23-PRO-00016

 License No.:
 ABRA-122967

 Order No.:
 2023-174

Whole Foods Market Group, Inc., t/a Whole Foods Market, Applicant

Andrew Kline, Counsel, on behalf of the Applicant

Patience Singleton, Chairperson, Advisory Neighborhood Commission (ANC) 4A, Protestant

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

## **ORDER ON DISMISSAL OF ANC 4A'S PROTEST**

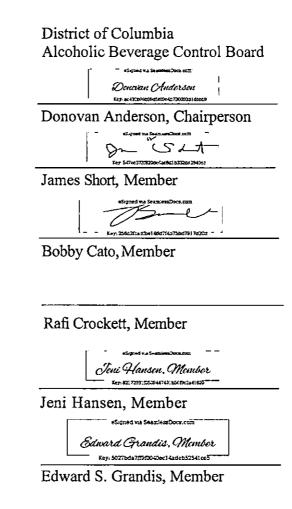
The Application filed by Whole Foods Market Group, Inc., t/a Whole Foods Market (Applicant), for a new Retailer's Class DR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on February 27, 2023 and Protest Status Hearing on March 29, 2023.

On March 29, 2023, the Board dismissed the Protest of the ANC 4A because the ANC 4A failed to appear at the Protest Status Hearing. The ANC 4A may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

## ORDER

The Board does hereby this 29th day of March 2023, **DISMISS** the Protest of the ANC 4A. Copies of this Order shall be sent to the Parties.

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Pursuant to D.C. Official Code§ 25-433(d)(l), 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 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 thilty (30) days of the date of service of this Order, with the District of Columbia Coult 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).