NOTICE OF PUBLIC HEARINGS CALENDAR

WEDNESDAY, FEBRUARY 20, 2013 2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

Ruthanne Miller, Chairperson Members: Nick Alberti, Donald Brooks, Herman Jones, Mike Silverstein

Protest Hearing (Status)

9:30 AM

Case # 12-PRO-00087 Quang V. Le, t/a Le Liquors 1776 Columbia Road NW License #90659 Retailer A

Retailer A ANC 1C

New Application

Disposition: The Board scheduled the Protest Hearing for March 20, 2013.

Show Cause Hearing (Status)

9:30 AM

Case # 11-251-00162

Jasper Ventures, LLC, t/a Capitale (formerly K Street) 1301 K Street NW License #72225 Retailer CN ANC 2F

Failed to Follow Security Plan, Interfered with an Investigation, Allowed the Establishment to be Used for an Unlawful or Disorderly Purpose, Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age

Disposition: The Board scheduled the Show Cause Hearing for March 27, 2013 at 11:00 am.

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Show Cause Hearing (Status)

9:30 AM

Case # 12-CC-00087

SJA Foods, Inc., t/a 7 Food Store 1830 Benning Road NE License #60663 Retailer B ANC 5D Sale to Minor

Disposition: The Board REJECTED an Offer in Compromise: \$3,000 to be paid on February 20, 2013; 5 days stayed; 4 days served on March 25, 2013 through March 28, 2013, 4-0. The Board scheduled the Show Cause Hearing for April 24, 2013 at 11:00 am.

Show Cause Hearing (Status)

9:30 AM

9:30 AM

Case # 12-AUD-00041

Sami Restaurant, LLC, t/a Bistro 18
2420 18th Street NW
License #86876
Retailer CR
ANC 1C

Failed to File Quarterly Statements (1st Quarter 2012)

Disposition: The Respondent failed to appear. The Board scheduled the Show Cause Hearing for April 24, 2013 at 10:00 am.

Show Cause Hearing (Status)

Case # 12-CMP-00472

Kartik, Incorporated, t/a New York Liquors 1447 Maryland Ave NE License #76234 Retailer A ANC 6A **Sold Go-Cups**

Disposition: The Board scheduled the Show Cause Hearing for April 17, 2013 at 4:30 pm.

Board's Calendar

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Show Cause Hearing (Status)

9:30 AM

Case # 12-AUD-00046

Café Japone Limited Partnership, t/a Café Japone 2032 P Street NW License #10581 Retailer CR ANC 2B

Failed to File Quarterly Statements (2nd Quarter 2012)

Disposition: The Board scheduled the Show Cause Hearing for April 17, 2013 at 2:30 pm.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00458

Ruby Tuesday, Inc., t/a Ruby Tuesday #5320 3365 14th Street NW License #75456 Retailer CR ANC 1A

No ABC Manager on Duty

Disposition: The Respondent failed to appear. The Board scheduled the Show Cause Hearing for April 17, 2013 at 2:30 pm.

Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00345

Eatonville Inc., t/a Eatonville 2121 14th Street NW License #78882 Retailer CR ANC 1B

Failed to Make a Copy of Settlement Agreement Immediately Accessible, Failed to Post ABC Window Lettering in a Conspicuous Place,

Disposition: The Respondent failed to appear. The Board scheduled the Show Cause Hearing for April 17, 2013 at 1:30 pm.

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Show Cause Hearing (Status)

9:30 AM

Case # 12-CMP-00391

Inner Circle 1413, LLC, t/a Tattoo 1413 K Street NW License #75156 Retailer CN ANC 2F

Substantial Change (Sidewalk Café)

Disposition: The Board accepted an Offer in Compromise: \$1,500 fine to be paid within 60 days, 4-0.

Fact Finding Hearing

9:30 AM

Pub Crawl

Date of Event: March 9, 2013

Applicant(s):David Lindenauer, on behalf of Lindy Promotions

Event Name: 11th Annual Leprechaun Lap

The names of the establishments participation in the Pub Crawl are available upon request.

Disposition: The Board approved the Application, 4-0.

Show Cause Hearing

10:00 AM

Case # 12-AUD-00025 and # 12-AUD-00025(a)

Jose A. Carcamo and Maria R. Carcamo, t/a El Sauce Restaurant and Carry-Out 1227 11th Street NW

License #72654

Retailer DR

ANC 2F

Failed to File Quarterly Statements (1st Quarter 2009, 4th Quarter 2009, 2nd Quarter 2011, and 4th Quarter 2011)

Disposition: The Board accepted an Offer in Compromise: \$2,000 to be paid within 60 days, 4-0.

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Show Cause Hearing

10:00 AM

Case # 11-CMP-00370

Yonas, Inc., t/a Corner Market 1447 Howard Road SE License #86200 Retailer A ANC 8A

Failed to Frame and Post the License in a Conspicuous Place, Failed to Post ABC Window Lettering in a Conspicuous Place, Failed to Post Pregnancy Sign, Failed to Post Current Legal Drinking Age Notice

Disposition: The Board dismissed the case, 4-0.

Show Cause Hearing

11:00 AM

Case # 12-CMP-00209

2408 Wisconsin, Ave, LLC, t/a Mason Inn 2408 Wisconsin Ave NW License #79644 Retailer CR ANC 3B **Noise Violation**

Disposition: The Board continued the Show Cause Hearing to April 3, 2013 at 1:30 pm.

BOARD RECESS AT 12:00 PM

ADMINISTRATIVE AGENDA 1:00 PM

Fact Finding Hearing

1:30 PM

Mexican Café Inc., t/a Margaritas Restaurant 2317 Wisconsin Ave NW License #16488 Retailer CR ANC 3B

Update from Licensee regarding the intent to sell or transfer the license

Disposition: The Board cancelled the license and will issue an Order within 90 days, 4-1 (Miller).

Show Cause Hearing

2:30 PM

Case # 12-CMP-00225

Red Line D.C., LLC, t/a Red Line 707 G Street NW License #85225 Retailer CR ANC 2C

Failed to Obtain Importation Permits, Failed to Maintain Books and Records, Transfer of Ownership Without Board Approval

The Board accepted an Offer in Compromise on February 13, 2013.

Disposition: This matter was settled on February 13, 2013.

Show Cause Hearing

3:30 PM

Case # 12-CMP-00231

Rose's Dream, Inc., t/a Rose's Dream 1370 H Street NE License #87032 Retailer Caterer ANC 6A

Catering License Violation, Establishment accepted gift, Failed to provide invoices for purchased food

Disposition: The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days.

Show Cause Hearing

4:30 PM

Case # 12-AUD-00026(a) and # 12-CMP-00281

Amde Sofenias, t/a Queen Makeda 1917 9th Street NW License #60510 Retailer CR ANC 1B

Failed to File Quarterly Statements (4th Quarter 2011), Operating After Board Approved Hours, No ABC Manager on Duty

Disposition: The Board held a Closed Meeting under the Open Meetings Act and will issue an Order within 90 days.

NOTICE OF MEETING AGENDA

WEDNESDAY, FEBRUARY 20, 2013 AT 1:00 PM 2000 14^{TH} STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Tasting Permit Application. No pending investigative matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 6B. *World Liquors*, 1453 Pennsylvania Avenue NW Retailer A, Lic.#: 76.

Decision: Approved, 4-0.

- Review of Summer Garden Application for 22 seats. *Proposed Hours of Operation:* Sunday 11:45am-10:30pm, Monday through Wednesday 11:45am-12am, Thursday 11:45am 1am, Friday and Saturday 11:45am-1:30am. *Proposed Hours of Alcoholic Beverage Sales/Service:* Sunday 12pm-10:30pm, Monday through Thursday 11:45am-12am, Friday
 11:45am-1am, and Saturday 11:45am-1:30am. No pending investigative matters. No
 outstanding fines/citations. No settlement agreement. ANC 2C. *Central Michel Richard*,
 1001 Pennsylvania Avenue NW Retailer CR03, Lic.#: 75607.
 Decision: Approved, 4-0.
- 3. Review of Change of Hours Application to Change Sunday Hours of Alcoholic Beverage Sales for the Premises and Sidewalk Cafe. *Current Sunday Hours of Alcoholic Beverage Sales for the Premises:* 10am-2am. Proposed Sunday Hours of Alcoholic Beverage Sales for the Premises: 8am-2am. *Current Sunday Hours of Alcoholic Beverage Sales for the Sidewalk Cafe:* 10am-1:30am. *Proposed Sunday Hours of Alcoholic Beverage Sales for the Sidewalk Cafe:* 8am-1:30am. No pending investigative matters. No outstanding fines/citations. No settlement agreement. ANC 2C. *Irish Channel Restaurant,* 500 H Street NW Retailer CT02, Lic.#: 60298.

Decision: Approved, 4-0.

4. Review of Application for License Class Change from a Retailer's Class B to a Retailer's Class A License. No pending investigative matters. No outstanding fines/citations. No conflict with Settlement Agreement. ANC 7B. *Lee's Mini Market*, 3853 Alabama Avenue SE Retailer B, Lic.#: 84939.

Decision: Placard, 4-0.

5. Review of Application for License Class Change from a Retailer's Class B to a Retailer's Class A License. No pending investigative matters. No outstanding fines/citations. No settlement agreement. ANC 2A. *Trader Joe's #653*, 2425 L Street NW Retailer B, Lic.#: 71278.

Decision: Placard, 4-0.

6. Review of letter, dated January 31, 2013, from Paul Pascal requesting Board approval for Washington Wholesaler Liquor Company, LLC to give items valued between \$50.00 and \$500.00 to licensees. *Washington Wholesale Liquor Company, LLC*, 2800 V Street NE Wholesaler A, Lic.#: 60518.

Decision: Approved, 4-0.

7. Review of letter, dated February 7, 2013, from Commissioner David Holmes of ANC 6A requesting that the Board take action to eliminate on-going noise violations coming from Twelve Restaurant & Lounge. *Twelve Restaurant & Lounge*, 1123 H Street NE Retailer CT03, Lic.#: 76366.

Decision: Referred to Enforcement to undertake investigation and report back to the Board within two weeks, 4-0.

8. Review of District of Columbia's Motion to Continue Date of Show Cause Hearing, dated February 11, 2013, from AAG Amy Schmidt. *Corina's Restaurant*, 831 Kennedy Street NW Retailer CR01, Lic.#: 79873.

Decision: Approved, 4-0.

^{*} In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.

NOTICE OF MEETING SUPPLEMENTAL AGENDA

WEDNESDAY, FEBRUARY 20, 2013 AT 1:00 PM 2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

- 1. Review of Consent Motion to Continue Show Cause Hearing, dated February 19, 2013, from Ki Jun Sung. *Mason Inn*, 2408 Wisconsin Avenue NW Retailer CT02, Lic.#: 79644. *Decision: Approved. The Show Cause Hearing is scheduled for April 3, 2013 at 1:30 pm*, 4-0.
- Review of Second Consent Motion for an Extension of Time to Respond to Respondent's Motion to Discharge and Dismiss Show Cause and Consent Motion to Continue the Show Cause Hearing if Currently Scheduled, dated February 13, 2013, from Louise Phillips. Sesto Senso/Andalu/Spot/Lupe/M I A, 1214 18th Street NW Retailer CT03, Lic.#: 81092. Decision: Approved. The Show Cause Hearing is scheduled for March 6, 2013 at 11:00 am, 4-0.

^{*} In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.

NOTICE OF MEETING CHANGE OF HOURS AGENDA

WEDNESDAY, FEBRUARY 20, 2013 AT 1:00 PM 2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

- Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-12am. No conflict with Settlement Agreement. ANC 4A. Mayfair Liquors, 7312 Georgia Avenue, NW, Retailer's A, Lic.#: 060561.
 Decision: Postponed until February 27, 2013, and referred to Licensing to check conflict with Settlement Agreement.
- Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 9am-12am. No conflict with Settlement Agreement. ANC 2B. Barmy Wine and Liquors, 1912 L Street, NW, Retailer's A, Lic.#: 023822. Decision: Approved, 4-0.
- 3. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-12am. No conflict with Settlement Agreement. ANC 7B. Fairfax Liquors, 3851 Pennsylvania Avenue, NW, Retailer's A, Lic.#: 078013. *Decision: Approved, 4-0.*
- 4. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-12am. No conflict with Settlement Agreement. ANC 2E. Bacchus Wine Cellar, 1635 Wisconsin Avenue, NW, Retailer's A, Lic.#: 060414. *Decision: Approved, 4-0.*
- Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-12am. No Settlement Agreement. ANC 5C. Rhode Island Liquor, 1812 Hamilton Street, NE, Retailer's A, Lic.#: 072215. Decision: Approved, 4-0.
- Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 9am-12am. No Settlement Agreement. ANC 1C. AB Liquors, 1803 Columbia Road, NW, Retailer's A, Lic.#: 072429.
 Decision: Approved, 4-0.

- Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Sunday 9am-12am, Monday through Saturday 8am-12am. No Settlement Agreement. ANC 6E. Log Cabin Liquor, 1748 7th Street, NW, Retailer's A, Lic.#: 082040. Decision: Approved, 4-0.
- 8. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 9am-9pm. No Settlement Agreement. ANC 8A. **Minnesota Liquors**, 2237 Minnesota Avenue, SE, Retailer's A, Lic.#: 000222. *Decision: Approved*, 4-0.
- 9. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-12am. No Settlement Agreement. ANC 4D. Fair Liquors Inc., 5008 1st Street, NW, Retailer's A, Lic.#: 076782. *Decision: Approved, 4-0.*
- 10. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-12am. No Settlement Agreement. ANC 2B. State Liquors, 2159 P Street, NW, Retailer's A, Lic.#: 088025.
 Decision: Approved, 4-0.
- 11. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-12am. No Settlement Agreement. ANC 6A. **Family Liquors**, 710 H Street, NE, Retailer's A, Lic.#: 021877. *Decision: Approved*, 4-0.
- 12. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 9am-10pm. No Settlement Agreement. ANC 7D. Suburban Liquors, 4347 Hunt Place, NE, Retailer's A, Lic.#: 083221.

 Decision: Approved, 4-0.
- 13. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 7am-12am. No Settlement Agreement. ANC 6A. New York Liquors, 1447 Maryland Avenue, NE, Retailer's A, Lic.#: 076234. *Decision: Approved, 4-0.*

14. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Sunday 9am-10:30pm, Monday through Thursday 9am-9:30pm, Friday and Saturday 9am-10:30pm. No conflict with Settlement Agreement. ANC 8E. Wheeler Liquors, 4137 Wheeler Rd, SE, Retailer's A, Lic.#: 088122.

Decision: Approved, 4-0.

- 15. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 10am-12am. No Settlement Agreement. ANC 7E. Southern Express Liquors, 4416 Southern Avenue, SE, Retailer's A, Lic.#: 087100. *Decision: Approved, 4-0.*
- 16. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Sunday 10am-7pm, Monday through Saturday 9am-9pm. No conflict with Settlement Agreement. ANC 6C. Schneider's of Capitol Hill, 300 Massachusetts Avenue, NE, Retailer's A, Lic.#: 000252.

Decision: Approved, 4-0.

- 17. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Monday through Sunday 10am-12am. No Settlement Agreement. ANC 2E. **Towne Liquors**, 1326 Wisconsin Avenue, NW, Retailer's A, Lic.#: 060471. *Decision: Approved*, 4-0.
- 18. Review of Change of Hours Application to change Hours of Alcoholic Beverage Sales. Proposed Hours of Alcoholic Beverage Sales: Monday through Sunday 8am-9pm. No Settlement Agreement. ANC 2E. **Dean & Deluca**, 3276 M Street, NW, Retailer's B, Lic.#: 018083.

Decision: Approved, 4-0.

19. Review of Change of Hours Application to change Hours of Operation and Hours of Alcoholic Beverage Sales. Proposed Hours of Operation and Hours of Alcoholic Beverage Sales: Sunday through Thursday 10am-11pm, Friday and Saturday 10am-12am. No Settlement Agreement. ANC 2B. **Rosebud Liquor**, 1711 17th Street, NW, Retailer's A, Lic.#: 060751.

Decision: Approved, 4-0.

NOTICE OF MEETING INVESTIGATIVE AGENDA

WEDNESDAY, FEBRUARY 20, 2013 2000 14^{TH} STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

On February 20, 2013 at 4:00 pm, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed "to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations."

1. Case#13-AUD-00005 19th, 1919 PENNSYLVANIA AVE NW Retailer C Restaurant,

License#: ABRA-078475

Decision: Show Cause.

2. Case#13-AUD-00006 Armand's Chicago Pizzeria, 226 MASSACHUSETTS AVE NE Retailer

C Restaurant, License#: ABRA-075464

Decision: Staff Settlement.

3. Case#13-AUD-00008 Bistrot Le Zinc, 3712 - 3714 MACOMB ST NW Retailer C Restaurant,

License#: ABRA-086355

Decision: Show Cause.

4. Case#13-AUD-00009 Bourbon, 2348 WISCONSIN AVE NW Retailer C Restaurant,

License#: ABRA-060605 Decision: Show Cause.

5. Case#13-AUD-00010 El Nuevo Migueleno, 1721 COLUMBIA RD NW Retailer C

Restaurant, License#: ABRA-075403

Decision: Staff Settlement.

6. Case#13-AUD-00011 HOT AND JUICY CRAWFISH, 2651 CONNECTICUT AVE NW

Retailer C Restaurant, License#: ABRA-086226

Decision: Staff Settlement.

7. Case#13-AUD-00012 Kinkead's, 2000 PENNSYLVANIA AVE NW A Retailer C Restaurant,

License#: ABRA-020092

Decision: Staff Settlement.

8. Case#13-AUD-00013 Lavandou Restaurant, 3321 CONNECTICUT AVE NW Retailer C Restaurant, License#: ABRA-001606

Decision: Enforcement Division to request and receive outstanding Quarterly Statements within two weeks and then Staff Settlement.

9. Case#12-AUD-00058(a) Lalibela Ethiopian Restaurant, 1415 14TH ST NW Retailer C Restaurant, License#: ABRA-023745

Decision: Show Cause.

10. Case#12-AUD-00068(a) Big Bear Cafe, 1700 1ST ST NW Retailer C Restaurant, License#: ABRA-084379

Decision: Show Cause.

11. Case#12-251-00393 Grand Central, 2447 18TH ST NW Retailer C Restaurant, License#: ABRA-076693

Decision: No Further Action.

12. Case#13-251-00006 The Scene, 2221 ADAMS PL NE C Retailer C Multipurpose, License#: ABRA-078642

Decision: No Further Action.

13. Case#12-CMP-00630 Policy(2 SWCafes & 1 SGarden), 1904 14th ST NW Retailer C Restaurant, License#: ABRA-076804

Decision: No Further Action.

14. Case#12-251-00216 District Lounge, 2473 18TH ST NW Retailer C Tavern, License#: ABRA-081909

Decision: No Further Action.

15. Case#12-CMP-00603 Little Miss Whiskey's Golden Dollar, 1104 H ST NE Retailer C Tavern, License#: ABRA-079090

Decision: Staff Settlement.

16. Case#13-CMP-00017 Yegna, 1920 9TH ST NW Retailer C Tavern, License#: ABRA-074241

Decision: Show Cause.

17. Case#13-CMP-00016 MI VECINDAD RESTAURANT by HENRY, 1129 PENNSYLVANIA AVE SE Retailer C Restaurant, License#: ABRA-084571 *Decision: Staff Settlement.*

18. Case#13-251-00003 DC 9, 1940 9TH ST NW Retailer C Nightclub, License#: ABRA-071156 *Decision: Show Cause*.

19. Case#13-CMP-00018 Continental Wine & Liquor, 1100 VERMONT AVE NW Retailer A Retail - Liquor Store, License#: ABRA-078964

Decision: Staff Settlement.

20. Case#13-CMP-00035 Bistro 18, 2420 18TH ST NW Retailer C Restaurant, License#:

ABRA-086876

Decision: Show Cause.

21. Case#13-CMP-00036 Ambassador Restaurant, 1907 9th ST NW Retailer C Restaurant,

License#: ABRA-090422

Decision: No Further Action.