

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

| | | |
|-----------------------------|---|------------------------|
| In the Matter of: |) | |
| |) | |
| Tan, Inc. |) | License Number: 20028 |
| t/a Larry's Lounge |) | Order Number: 2010-490 |
| |) | |
| Holder of a |) | |
| Retailer's Class CT License |) | |
| |) | |
| at premises |) | |
| 1840 18th Street, N.W. |) | |
| Washington, D.C. 20009 |) | |

BEFORE: Charles Brodsky, Chairperson
Mital M. Gandhi, Member
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

ORDER ON VOLUNTARY AGREEMENT

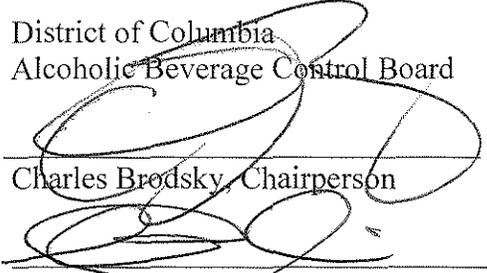
The official records of the Alcoholic Control Board (Board) reflect that Tan, Inc., t/a Larry's Lounge (Applicant), holder of a Retailer's Class CT License located at 1840 18th Street, N.W., Washington, D.C. The Licensee and Marcus Cohen (collectively, the "Parties") have entered into a Voluntary Agreement (Agreement) dated December 19, 2007, setting forth the terms and conditions that govern the operation of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. Marcus Cohen and Kenneth A. Megill, on behalf of the Licensee, are signatories to the Agreement.

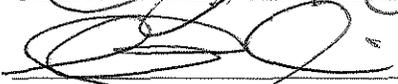
Accordingly, it is this 29th day of September 2010, hereby **ORDERED** that:

1. This above-referenced Agreement submitted by the Parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order; and
2. Copies of this Order shall be sent to the Applicant and Marcus Cohen.

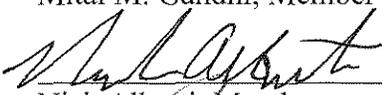
District of Columbia
Alcoholic Beverage Control Board



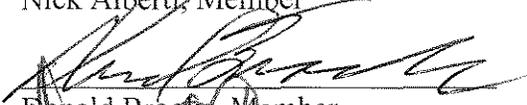
Charles Brodsky, Chairperson



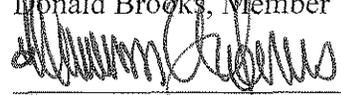
Mital M. Gandhi, Member



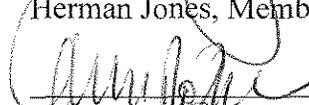
Nick Alberti, Member



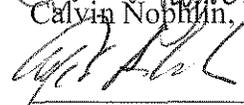
Donald Brooks, Member



Herman Jones, Member



Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), 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, 1250 U Street, N.W., Third Floor, Washington, DC 20009.

Voluntary Agreement

Marcus Cohen, 1802 T Street NW (abutting property owner sharing a common wall)

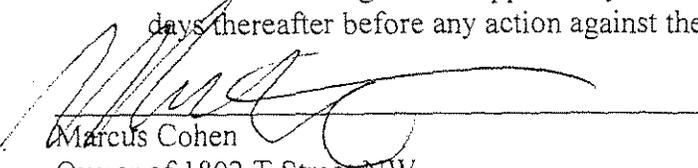
And

Tan Inc, Trading as Larry's Lounge and Coffee House (owners)

License #20028

December 19, 2007

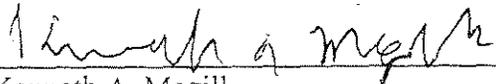
1. This agreement replaces all previous voluntary agreements between Larry's Lounge and other parties.
2. Marcus Cohen withdraws his protest to the renewal of Larry's Lounge with the current voluntary agreement.
3. The owner, Tan Inc, agrees to remain open to the maximum extent permitted by law, so long as business warrants. The parties agree that having Larry's Lounge open with customers both inside and outside the restaurant enhances the value of property in the neighborhood, inhibits crime and other unlawful activities, and promotes the peace, order and quiet of the neighborhood.
4. The abutting property owner encourages the owners to apply for an entertainment license and believes that providing a venue for local artists, actors, and musicians would be of benefit to the neighborhood.
5. In case the Community has a concern regarding the operation of the business, they shall first contact the owner prior to involving the ANC, the District of Columbia agencies or officials, or law enforcement agencies, or instituting proceedings under this agreement.
6. The parties agree to meet and negotiate in good faith regarding any proposed changes in the liquor license or this Agreement. If the parties cannot agree, they may engage a mediator to assist in the negotiations.
7. In the event of a violation of the provisions of this Voluntary Agreement, the owner shall be notified by certified mail in writing by the person alleging such violation and be given an opportunity to cure such violation within thirty (30) days thereafter before any action against the owner.



Marcus Cohen

Owner of 1802 T Street NW

Adjacent to Larry's Lounge and Coffee House



Kenneth A. Megill

Property Owner, Tan, Inc. and Larry's Lounge and Coffee House

December 19, 2007

2007 DEC 24 A 1:25

Alcoholic Beverage and Regulator Administration
941 North Capitol Street, NE, Suite 7200
Washington, DC 20002

COPIED BY AR

Re: Protest of Renewal of Current License for Larry's Lounge, 1840 18th Street NW,
License #20028 – CT01

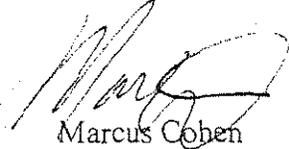
I am the owner of the property at 1802 T Street NW, (abutting property owner sharing a common wall) with Larry's Lounge and Coffee House, located at 1840 18th Street, at the corner of 18th and T.

I wish to protest the renewal of the current license for Larry's Lounge on the grounds that public safety and the value of my property are adversely affected by the current Voluntary Agreement.

I have met with the owners and have reached a new voluntary agreement to replace the existing agreement.

Please contact me if you have any questions.

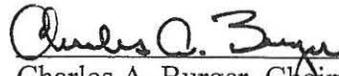
Sincerely,

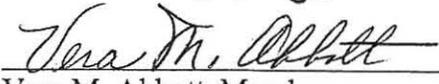


Marcus Cohen

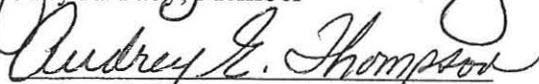
Tan, Inc.
t/a Larry's Lounge and Coffee House
Application No. 32220
Page two

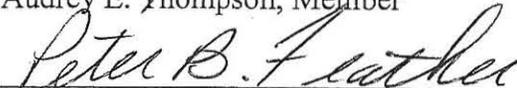
District of Columbia
Alcoholic Beverage Control Board


Charles A. Burger, Chairperson

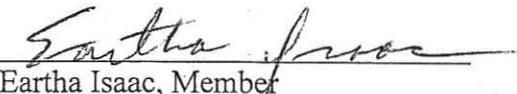

Vera M. Abbott, Member


Judy A. Moy, Member


Audrey E. Thompson, Member


Peter B. Feather, Member

Albert G. Lauber, Member


Eartha Isaac, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), 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, 941 North Capitol Street, N.E., Suite 7200, Washington, D.C. 20002.

Voluntary Agreement
Dupont Circle Neighborhood Commission 2B (ANC)
And
Tan, Inc, t/a Larry's Lounge and Coffee House (owner)

May 11, 2005

1. This agreement replaces all previous agreements reached by the parties (1993, 2001 and 2002).
2. The ANC withdraws any protest.
3. The owners agree to stop serving customers on the sidewalk at 11 p.m. Sunday-Thursday and 12 midnight Friday and Saturday and to clear all persons within an hour later.
4. The parties agree to the following Informal Dispute Resolution Procedure:
 - a. Generally. In the case the Community has a concern regarding the operation of the business, they shall first contact the owner prior to involving the ANC, the District of Columbia agencies or officials, or law enforcement agencies, or instituting proceedings under this Agreement.
 - b. Proposed Changes in License. The parties agree to meet and negotiate in good faith regarding any proposed changes in the license or this Agreement. If the parties cannot agree, they may engage a mediator to assist in the negotiations.
 - c. In the event of a violation of the provisions of this Voluntary Agreement, the owner shall be notified in writing by the person alleging such violation and given an opportunity to cure such violation within thirty (30) days thereafter before action against the owner on the basis of such violation may be undertaken.

Darren A. Bowie May 11, 2005

Darren A. Bowie
Chair, ANC Commission 2B

Kenneth A. Megill

Kenneth A. Megill
Owner, Tan, Inc

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Dupont Circle Advisory Neighborhood Commission 2B



THE DISTRICT OF COLUMBIA
PUBLIC BEVERAGE
CONTROL BOARD

MAY 20 P 3:34

Zfc

May 17, 2005

Mr. Charles A. Burger, Chairman
Alcoholic Beverage Control Board
941 North Capitol Street NE
Suite 7200
Washington, DC 20002

Re: Tan, Inc., T/A Larry's Lounge and Coffee House, 1836 18th Street NW

Dear Chairman Burger:

I am enclosing a revised Voluntary Agreement in the above matter, which replaces all previous Voluntary Agreements between the above establishment and the Dupont Circle Advisory Neighborhood Commission ("ANC 2B" or "Commission").

Commissioner Peter Klempay (ANC 2B08) is the Commission's representative on this matter. Commissioner Klempay may be reached at (202) 387-4454 or at Peter.Klempay@DupontCircleANC.net for additional information or assistance.

ON BEHALF OF THE COMMISSION.

Sincerely,

Darren A. Bowie
Chairperson