

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

**In the Matter of:** )  
 )  
Mendelsohn Hospitality Group )  
t/a Bearnaise )  
 )  
Application for Renewal of a )  
Retailer's Class CR License )  
 )  
at premises )  
313-315 Pennsylvania Avenue, S.E. )  
Washington, D.C. 20003 )  
 )

Case No.: 16-PRO-00023  
License No.: ABRA-089622  
Order No.: 2016-324

Mendelsohn Hospitality Group, t/a Bearnaise (Applicant)

Kirsten Oldenburg, Chairperson, Advisory Neighborhood Commission (ANC) 6B  
(Protestant)

Sylvia Csiffary, on behalf of A Group of Five or More Individuals (Six Individuals)

**BEFORE:** Donovan Anderson, Chairperson  
Nick Alberti, Member  
Mike Silverstein, Member  
Ruthanne Miller, Member  
James Short, Member

**ORDER ON DISMISSAL OF PROTEST OF  
A GROUP OF FIVE OR MORE INDIVIDUALS**

The Application filed by Mendelsohn Hospitality Group, t/a Bearnaise, for renewal of its Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on May 16, 2016, in accordance with D.C. Official Code § 25-601 (2001).

On May 16, 2016, the Board dismissed the Group of Five or More Individuals because the protest letter was not signed by any of the members of the group listed on the Protest. Pursuant to 23 DCMR § 1605.3, all protests shall be signed by the protestant and shall contain the protestant's full name and mailing address. *See also* 23 DCMR § 1801.2(f) (requiring that the printed name and address of each petitioner, accompanied by his or her handwritten signature). The six (6) individuals merely printed their names but did not sign the protest letter.

The Group of Five or More Individuals' protest letter was received by ABRA on May 2, 2016, petition deadline.

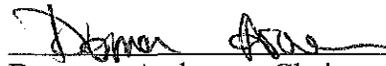
The Group of Five or More Individuals may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

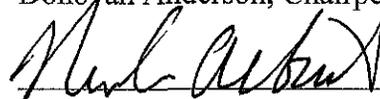
### **ORDER**

The Board does hereby, this 18th day of May, 2016, **DISMISS** the Protest of the Group of Five or More Individuals. Copies of this Order shall be sent to the Applicant, ANC 6B, and Sylvia Csiffary, on behalf of the Group of Five or More Individuals.

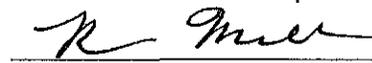
The Board advises the parties that the protest of ANC 6B remains, and the Protest Status Hearing is set for June 8, 2016 at 9:30 a.m. and the Protest Hearing for July 27, 2016 at 1:30 p.m.

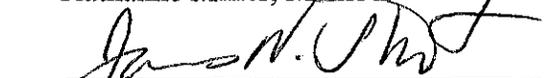
District of Columbia  
Alcoholic Beverage Control Board

  
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Donoyan Anderson, Chairperson

  
\_\_\_\_\_  
Nick Alberti, Member

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Mike Silverstein, Member

  
\_\_\_\_\_  
Ruthanne Miller, Member

  
\_\_\_\_\_  
James Short, 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).