

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

_____)		
H & R, LLC)	Case No.:	N/A
t/a Exotic Hookah Lounge)	License No.:	97382
)	Order No.:	2015-388
<i>Applicant</i>)		
)		
Application for a New)		
Retailer's Class CR License)		
)		
at premises)		
2409 18th Street, N.W.)		
Washington, D.C. 20020)		
_____)		

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Mike Silverstein, Member
Hector Rodriguez, Member
James Short, Member

ALSO PRESENT: H & R, LLC, t/a Exotic Hookah Lounge, Applicant

Jermain Matthews, Designated Representative, on behalf of the Applicant

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER DENYING APPLICATION WITHOUT PREJUDICE

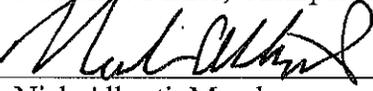
At the fact finding hearing on January 28, 2015, H & R, LLC, t/a Exotic Hookah Lounge, (Applicant) indicated that it would submit additional information to the Board within seven days of the fact finding hearing, including proof that the establishment will operate as a restaurant, permit materials, etc. *Transcript (Tr.)*, January 28, 2015 at 39. ABRA's records indicate that these documents have not been received as of the date of this Order. Therefore, on this 12th day of August 2015, the Application for a New Retailer's Class CR License is **DENIED** for want of prosecution and abandonment of the Application based on the failure to submit the promised information in a timely manner. The Board notes that this denial is without prejudice and

deemed a procedural denial pursuant to District of Columbia Official Code § 25-338. Therefore, the Applicant may reapply for licensure at the same location at any time.

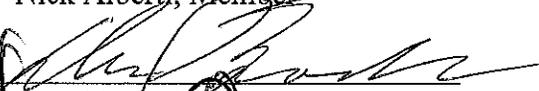
District of Columbia
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson



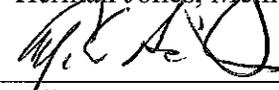
Nick Alberti, Member



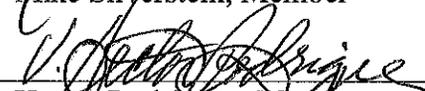
Donald Brooks, Member



Herman Jones, Member



Mike Silverstein, Member



Hector Rodriguez, Member



James Short, Member

Pursuant to 23 DCMR § 1719.1, 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, Reeves Center, 2000 14th Street, NW, 400S, Washington, D.C. 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 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).