

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

In the Matter of:

Foggy Bottom Grocery, LLC
t/a FoBoGro

Application for a Single Sales Exception
to a Retailer's Class B License

at premises
2140 F Street, N.W.
Washington, D.C. 20037

License No. ABRA-082431
Order No. 2012-259

Foggy Bottom Grocery, LLC, t/a FoBoGro (Applicant)

Florence Harmon, Chairperson, Advisory Neighborhood Commission (ANC) 2A

Sara Maddux, President, West End Citizens Association (WECA)

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

**ORDER ON APPLICATION FOR EXCEPTION
TO SINGLE SALE MORATORIUM**

The official records of the Alcoholic Beverage Control Board (Board) reflect that Foggy Bottom Grocery, LLC, t/a FoBoGro, has submitted an Application for an Exception to Single Sales Restriction, located at 2140 F Street, N.W., Washington, D.C.

The Board considered several factors in reaching its decision. This included the absence of any primary or secondary tier violations preceding the date of the Application and ANC 2A supports this request, as demonstrated in its letter, dated May 16, 2012, indicating that ANC 2A supports the Applicant's Application for an Exception to Single Sales Restriction.

The Board also considered WECA's letter, dated May 18, 2012, opposing the Applicant's Application, indicating that the public reported continual disruptive late night

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noise and loitering at the Applicant's establishment. WECA requested that the Board deny the Applicant's Application on many grounds, especially the continuing objectionable impact on peace, order, and quiet.

The Board finds no significant adverse impacts and grants the Application.

Accordingly, it is this 13th day of June 2012, **ORDERED** that:

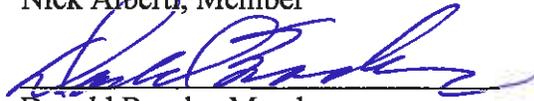
1. The Application filed by Foggy Bottom Grocery, LLC, t/a FoBoGro, for an Exception to the Single Sales Restriction at the location of 2140 F Street, N.W., Washington, D.C., is **GRANTED**;
2. The Board's approval of this Application is limited to one year from the date of this Order;
3. The Application must be renewed by the Applicant after one year from the date of this Order; and
4. Copies of this Order shall be sent to the Applicant, ANC 2A, and Sara Maddux, on behalf of WECA.

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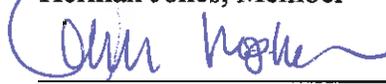
District of Columbia
Alcoholic Beverage Control Board

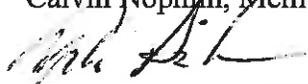


Nick Alberti, Member



Donald Brooks, Member

Herman Jones, Member


Calvin Nophlin, Member


Mike Silverstein, Member

I recuse myself from this matter.



Ruthanne Miller, Chairperson

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, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009.