

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

In the Matter of:)	
)	
1336 U Street, LLC)	
t/a Hawthorne)	
)	
Holder of a)	License No.: ABRA-099603
Retailer's Class CT License)	Order No.: 2016-712
)	
at premises)	
1336 U Street, N.W.)	
Washington, D.C. 20009)	

1336 U Street, LLC, t/a Hawthorne (Licensee)

James A. Turner, Chairperson, Advisory Neighborhood Commission (ANC) 1B

BEFORE: Donovan Anderson, Chairperson
Nick Alberti, Member
Mike Silverstein, Member
James Short, Member
Mafara Hobson, Member
Jake Perry, Member

ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT

On May 1, 2008, ANC 1B, A Group of Individuals, and a previous holder of a Retailer's Class CT license for the premises located at 1336 U Street, N.W., entered into a Settlement Agreement. 1336 U Street, LLC, t/a Hawthorne (Licensee), as the subsequent and current holder of that license is required to comply with the terms of the Settlement Agreement, because it governs the operations of the Licensee's establishment.

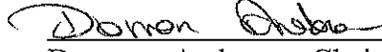
This matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated December 1, 2016, in accordance with D.C. Official Code § 25-446 (2001).

The Amendment has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Chairperson James A. Turner and Commissioner John C. Green, on behalf of ANC 1B, are signatories to the Amendment.

Accordingly, it is this 14th day of December, 2016, **ORDERED** that:

1. The above-referenced Amendment to Settlement Agreement submitted by the Parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
2. All terms and conditions of the original Agreement, not amended by the Amendment, shall remain in full force and effect; and
3. Copies of this Order shall be sent to the Licensee and ANC 1B.

District of Columbia
Alcoholic Beverage Control Board



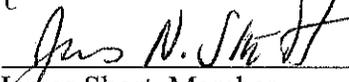
Donovan Anderson, Chairperson



Nick Alberti, Member



Mike Silverstein, Member



James Short, Member



Mafata Hobson, Member



Jake Perry, 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 14th 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).

AMENDMENT TO SETTLEMENT AGREEMENT

This Agreement is made on the 1st day of December 2016, by and between 1336 U Street, LLC, t/a Hawthorne (Applicant), and Advisory Neighborhood Commission 1B (the ANC).

WHEREAS, Applicant is the holder of a Retailer's License Class CT issued by the District of Columbia Alcoholic Beverage Control Board for use at premises 1336 U Street, N.W., Washington, D.C.; and,

WHEREAS, the ANC has approached Applicant with concerns that the queue to enter Applicant's establishment may at certain times block the sidewalk and impede pedestrian traffic,

WHEREAS, the parties desire to by means of this Agreement to resolve the ANC's concerns,

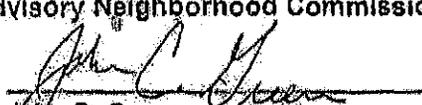
NOW, THEREFORE, in consideration of the premises above recited and the terms and conditions provided below, the parties agree as follows:

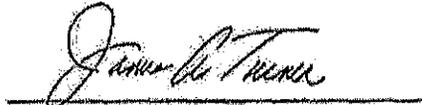
- 1.) The Applicant understands the ANC's stated concerns regarding the entry queue impeding pedestrian traffic.
- 2.) The Applicant will take reasonable measures to maintain the queue in an orderly and organized manner.
- 3.) The Applicant will ensure that its staff and door personnel understand the importance of keeping the sidewalk as clear as possible in order to allow pedestrian flow.

For the Applicant:

By: 
Name: Francis Brown
Title: Minority Member

For Advisory Neighborhood Commission 1B:

By: 
Name: John C. Green
Title: Vice Chair and Commissioner of ANC 1B12

By: 
Name: James A. Turner
Title: Chair and Commissioner of ANC 1B09