

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

In the Matter of:

Menomale, LLC
t/a Menomale

Petition to
Terminate a Settlement Agreement
for a Retailer's Class CR License

at premises
2711 12th Street, N.E.
Washington, D.C. 20018

License No.: ABRA-088564
Order No.: 2016-378

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

ORDER TERMINATING PETITIONER'S SETTLEMENT AGREEMENT

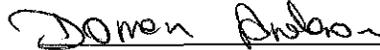
Menomale, LLC, t/a Menomale (Petitioner), filed a Petition to Terminate a Settlement Agreement (Petition) in order to terminate its Settlement Agreement with A Group of Five or More Individuals, dated April 5, 2012. In re D.C. Tunnel, Inc. t/a D.C. Tunnel, Case No. 37586-00129P, 2 (D.C.A.B.C.B Sept. 5, 2001). The Petitioner's Petition is authorized by D.C. Official Code § 25-446. Notice of Petition was placarded on the Petitioner's premises and published in the D.C. Register. At the end of the protest period, the Alcoholic Beverage Control Board did not receive any objections to the filing. Therefore, the Petition is uncontested.

The Board is only required to produce findings of fact and conclusions of law on contested issues of fact. See Craig v. District of Columbia Alcoholic Beverage Control Bd., 721 A.2d 584, 590 (D.C. 1998) ("The Board's regulations require findings only on contested issues of fact."); 23 DCMR § 1718.2. Accordingly, based on the Board's review of the Petition, Petitioner has satisfied all remaining requirements imposed by Title 25 and Title 23 to merit the termination or amendment of its settlement agreement by the Board.

ORDER

Therefore, it is hereby **ORDERED** on this 15th day of June, 2016, that the Petition to Terminate its Settlement Agreement with A Group of Five or More Individuals, dated April 5, 2012, filed by Menomale, LLC, t/a Menomale, at premises 2711 12th Street, N.E., Washington, D.C., is hereby **GRANTED**. A copy of this Order shall be delivered to the Petitioner.

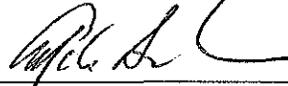
District of Columbia
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson

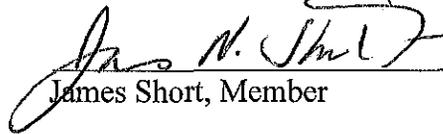


Nick Alberti, Member



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 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).