

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

**In the Matter of:**

Kiel, LLC  
t/a Mova

Holder of a Retailer's  
Class CT License

at premises  
2204 14th Street, N.W.  
Washington, D.C. 20009

License No: ABRA-087030  
Order No: 2015-459

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

**ORDER GRANTING PETITIONER'S MOTION FOR RECONSIDERATION  
AND REINSTATEMENT OF LICENSE**

On September 9, 2015, the Alcoholic Beverage Control Board (Board) cancelled the Retailer Class CT License ABRA-087030 held by Kiel, LLC, t/a Mova (Petitioner), located at 2204 14th Street, N.W., Washington, D.C., because the Petitioner had ceased operations. *See* Board Order No. 2015-416.

Specifically, on August 11, 2015, the Alcoholic Beverage Regulation Administration's Licensing Division mailed via Unites States Postal Service (USPS) a written notice to the Petitioner. This notice advised the Petitioner that if it was no longer operational, the license must be surrendered to the Board for safekeeping or the license would be cancelled pursuant to the District of Columbia Official Code § 25-791. ABRA mailed the notice to the Petitioner at her address of record, but the notice was returned undeliverable to ABRA.

On September 21, 2015, Andrew J. Kline, Esq., on behalf of the Petitioner, sought reinstatement of the Retailer's Class CT License No. ABRA-087030. In support of its Motion for Reconsideration, Mr. Kline stated that the Petitioner has a Trasfer Application pending with the

Alcoholic Beverage Regulation Administration (ABRA). Given that the transfer is currently still pending, the license should not have been cancelled.

Furthermore, Mr. Kline stated that the Petitioner did not receive the written notice mailed by the Licensing Division which was returned undeliverable to ABRA. Thus, the Petitioner was unaware that its license would be cancelled.

The Board requires the Petitioner to pay all the pending license fees and the associated late fees as a condition of reinstatement.

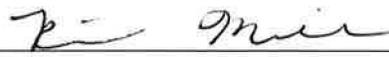
The Board finds that the reinstatement of the license is proper.

Accordingly, it is this 7th day of October, 2015, **ORDERED** that the **ORDER CANCELLING LICENSE** issued against Kiel, LLC, t/a Mova, by the Board on September 9, 2015, be and hereby is **VACATED**.

It is **FURTHER ORDERED** that its Retailer Class CT License ABRA-087030 be **REINSTATED** and all the pending license fees and the associated late fees be paid as a condition of reinstatement.

A copy of this Order shall be sent to the Petitioner.

District of Columbia  
Alcoholic Beverage Control Board

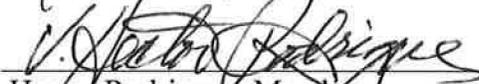
  
Ruthanne Miller, Chairperson

Nick Alberti, Member

  
Donald Brooks, Member

  
Herman Jones, Member

  
Mike Silverstein, Member

  
Hector Rodriguez, Member

  
James Short, Member

Pursuant to 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).