

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

_____)	
In the Matter of:)	
)	
Chicken Tortilla, Inc.)	
t/a Ocopa)	
)	
Holder of a)	License No. ABRA-088102
Retailer's Class CR License)	Order No. 2014-403
)	
at premises)	
1324 H Street, N.E.)	
Washington, D.C. 20002)	
_____)	

Chicken Tortilla, Inc., t/a Ocopa (Licensee)

Jay Williams, Commissioner, Advisory Neighborhood Commission (ANC) 6A

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

ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT

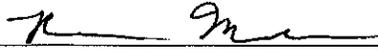
The official records of the Alcoholic Beverage Control Board (Board) reflect that Chicken Tortilla, Inc., t/a Ocopa (Licensee) and ANC 6A entered into a Settlement Agreement (Agreement), dated January 12, 2012, that governs the operation of the Licensee's establishment. This matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated October 9, 2014, in accordance with D.C. Official Code § 25-446 (2001).

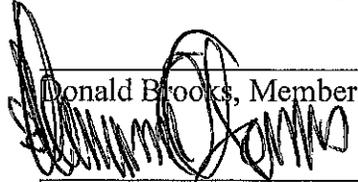
The Amendment has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Commissioner Jay Williams, on behalf of ANC 6A, are signatories to the Amendment.

Accordingly, it is this 29th day of October, 2014, **ORDERED** that:

1. The above-referenced Amendment to Settlement Agreement, dated October 9, 2014, 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 6A.

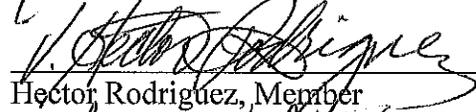
District of Columbia
Alcoholic Beverage Control Board


Ruthanne Miller, Chairperson


Donald Brooks, Member


Herman Jones, Member


Mike Silverstein, Member


Hector Rodriguez, Member


James Short, Member

I recuse from the Board's decision.


Nick Alberti, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any Party adversely affected by this Order may file a Motion for Reconsideration 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.

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, 500 Indiana Avenue, N.W., Washington, D.C. 20001. However, the timely filing of a Motion for Reconsideration pursuant to D.C. Official Code § 25-433, 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).



Made this 9th day of October, 2014

by and between

Chicken Tortilla, Inc. t/a Ocopa (ABRA # 088102)
1324 H Street, NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

The Settlement Agreement between the parties listed above (fully executed on January 14, 2012) is amended with the following agreement, which will become an addendum to the current SA.

The Parties Agree As Follows:

Section 3(d) of the above-referenced Settlement Agreement is hereby replaced in its entirety with the following language: "The hours of operation for a summer garden are limited until 11:00 pm Sunday through Thursday evenings and 12:00 am on Friday and Saturday evenings. The sale and consumption of alcoholic beverages must end at that time and the summer garden must be cleared of all patrons and staff."

In Witness Whereof

The parties have affixed hereto their hands and seals.

Applicant:

By: EDDIE MIGUES Date: 10/9/14

Signature: 

Advisory Neighborhood Commission 6A Representative:

By: Jay Williams, Chair, ANC 6A ABL Committee Date: 10/9/14

Signature: 