

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

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In the Matter of:	)		
	)		
Yi Kheng Ung Liquors, LLC	)	License No:	ABRA-060822
t/a Rose's Liquors	)	Order No:	2015-125
	)		
Petition to Unilaterally Terminate	)		
Settlement Agreement for a	)		
Retailer's Class A License	)		
	)		
at premises	)		
830 Bladensburg Road, N.E.	)		
Washington, D.C. 20002	)		

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

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**ORDER DENYING PETITION TO TERMINATE SETTLEMENT AGREEMENT**

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The official records of the Alcoholic Beverage Control Board (Board) reflect that Yi Kheng Ung Liquors, LLC t/a Rose's Liquors, (Petitioner), entered into a Settlement Agreement with Advisory Neighborhood Commission (ANC) 5B on July 7, 2009. This Settlement Agreement was approved by the Board on July 29, 2009. *See Yi Kheng Ung, Inc. t/a Rose's Liquors*, Board Order No. 2009-198, 1-2 (D.C.A.B.C.B. July 29, 2009). The Petitioner now seeks to terminate its Settlement Agreement under D.C. Official Code § 25-446(d).

The Board finds that the Petitioner submitted an incomplete petition to terminate its Settlement Agreement on March 23, 2015. The Alcoholic Beverage Regulation Administration (ABRA) notified the Petitioner that its petition failed to include all necessary information and documents required to terminate its Settlement Agreement. Further, ABRA informed the Petitioner that it had until the end of the Retailer's Class A renewal period, March 31, 2015, to cure the deficiencies of the Petition. Nevertheless, the Petitioner failed to amend its Petition to comply with the statutory requirements.

Therefore, based upon the above, the Board denies the Petition to Terminate the Settlement Agreement due to the Petitioner's submission of an incomplete Petition.

### **ORDER**

Therefore, the Board, on this 8th day of April 2015, hereby **DENIES** the Petition to Terminate a Settlement Agreement submitted by Yi Kheng Ung Liquors, LLC t/a Rose's Liquor.

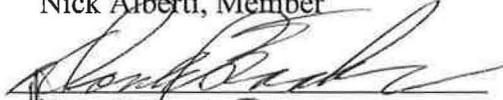
The ABRA shall deliver a copy of this order to the Petitioner.

District of Columbia  
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson

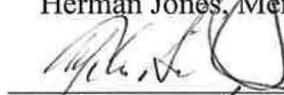
Nick Alberti, Member



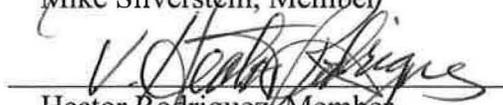
Donald Brooks, Member



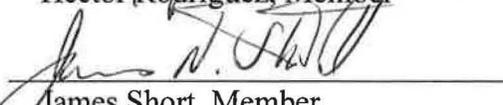
Herman Jones, Member



Mike Silverstein, Member



Hector Rodriguez, Member



James Short, Member

Pursuant to 23 DCMR § 1719.1, 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, Reeves Center, 2000 14th Street, NW, 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, 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 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).