

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

_____)
In the Matter of:)
)
Adams Morgan Spaghetti Gardens, Inc.)
t/a Spaghetti Garden Brass Monkey Peyote Roxanne)
) Case No. 13-PRO-00121
Application for Renewal of a) License No. ABRA-010284
Retailer's Class CR License) Order No. 2013-455
)
at premises)
2317-2319 18th Street, N.W.)
Washington, D.C. 20009)
_____)

Adams Morgan Spaghetti Gardens, Inc., t/a Spaghetti Garden Brass Monkey Peyote Roxanne
(Applicant)

William A. Simpson, Chairperson, on behalf of Advisory Neighborhood Commission
(ANC) 1C

Denis James, President, Kalorama Citizens Association (KCA)

Ernest Springs, President, Reed-Cooke Neighborhood Association (RCNA)

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Mike Silverstein, Member

**ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT AND
WITHDRAWAL OF PROTESTS OF KCA AND RCNA**

The Application filed by Adams Morgan Spaghetti Gardens, Inc., t/a Spaghetti Garden Brass Monkey Peyote Roxanne, (Applicant), for renewal of its Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on September 16, 2013, in accordance with D.C. Official Code § 25-601 (2001).

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The official records of the Board reflect that the Applicant and KCA entered into a Settlement Agreement (Agreement), dated April 24, 2008, that governs the operation of the Applicant's establishment. This matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated October 2, 2013, in accordance with D.C. Official Code § 25-446 (2001).

The official records of the Board reflect that the Parties have agreed to include ANC 1C and RCNA as parties.

The Amendment has been reduced to writing and has been properly executed and filed with the Board. The Applicant; Chairperson William A. Simpson, on behalf of ANC 1C; Denis James, on behalf of KCA; and Ernest Springs, on behalf of RCNA, are signatories to the Agreement.

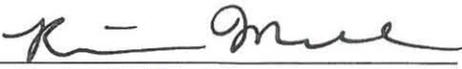
This Amendment constitutes a withdrawal of the Protests filed by KCA and RCNA of this Application.

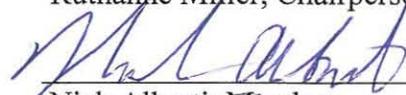
Accordingly, it is this 23rd day of October, 2013, **ORDERED** that:

1. The Application filed by Adams Morgan Spaghetti Gardens, Inc., t/a Spaghetti Garden Brass Monkey Peyote Roxanne, for renewal of its Retailer's Class CR License located at 2317-2319 18th Street, N.W., Washington, D.C., is **GRANTED**;
2. The Protests of the KCA and RCNA in this matter are hereby **WITHDRAWN**;
3. The above-referenced Amendment to Settlement Agreement submitted by the parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
4. All terms and conditions of the original Agreement shall remain in full force and effect; and
5. Copies of this Order shall be sent to the Applicant, ANC 1C, KCA, and RCNA.

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District of Columbia
Alcoholic Beverage Control Board


Ruthanne Miller, Chairperson


Nick Alberti, Member


Donald Brooks, Member


Herman Jones, Member


Mike Silverstein, Member

Pursuant to D.C. Official Code § 25-433, 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.

**2013 AMENDMENT TO SETTLEMENT AGREEMENT CONCERNING
ISSUANCE OF LICENSE FOR SALE OF ALCOHOLIC BEVERAGES**

The settlement agreement of April 24, 2008, between Adams Morgan Spaghetti Gardens, Inc. trading as Spaghetti Garden and Kalorama Citizens Association (hereinafter "KCA"), approved by ABC Board Order Number 2008-0242 on July 31, 2008, is amended this 2nd day of October, 2013 to add Advisory Neighborhood Commission 1C (hereinafter "ANC1C") and the Reed-Cooke Neighborhood Association (hereinafter "RCNA") as parties. Accordingly, the protests filed by ANC1C, KCA, and RCNA with respect to Spaghetti Garden's 2013 application to renew its class CR license #10284 are withdrawn upon ABC Board approval of this amendment in the form of a Board Order.

Adams Morgan Spaghetti Gardens, Inc, t/a Spaghetti Garden

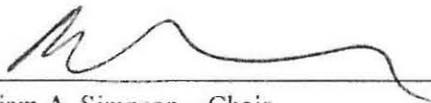


By: Iraj Askarinam

9 22 - 13

Date

Advisory Neighborhood Commission 1C

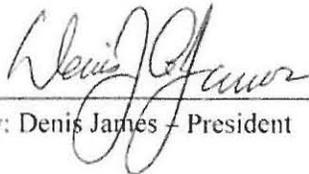


By: William A. Simpson - Chair

OCTOBER 2, 2013

Date

Kalorama Citizens Association

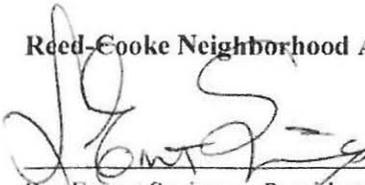


By: Denis James - President

10-2-2013

Date

Reed-Cooke Neighborhood Association



By: Ernest Springs - President

10/07/13

Date