

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

In the Matter of:

The Sequoia Presidential Yacht Group, LLC
t/a The Sequoia Presidential Yacht Group

Applicant for a New
Retailer's Class CX Marine Vessel License

at premises
600 Water Street, S.W.
Washington, D.C. 20024

Case No. 13-PRO-00010
License No. ABRA-090850
Order No. 2013-186

The Sequoia Presidential Yacht Group, LLC, t/a The Sequoia Presidential Yacht Group
(Applicant)

Andy Litsky, Chairperson, on behalf of Advisory Neighborhood Commission (ANC) 6D

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

ORDER DENYING APPLICANT'S REQUEST FOR REINSTATEMENT

The Application filed by The Sequoia Presidential Yacht Group, LLC, t/a The Sequoia Presidential Yacht Group, for a new Retailer's Class CX Marine Vessel License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on April 29, 2013, in accordance with D.C. Official Code § 25-601 (2001).

On April 29, 2013, the Board dismissed the Application, because the Applicant failed to appear at the Roll Call Hearing.

On May 2, 2013, Gary J. Silversmith, on behalf of the Applicant, submitted a Request for Reinstatement, indicating that the Respondent erroneously thought that it did not need to appear at the Roll Call Hearing held on April 29, 2013, because the Applicant and ANC 6D have entered into a Settlement Agreement.

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Pursuant to Title 23 of the District of Columbia Municipal Regulations § 1601.6, the Board may reinstate a party if it finds good cause to do so. Here, the Board does not find good cause to reinstate the Applicant. Entering into a Settlement Agreement does not constitute good cause for the Applicant's failure to appear at the Roll Call Hearing without previous notice to the Board. Therefore, the Licensee's request for reinstatement is denied.

The Board notes that the Applicant may reapply for a new Retailer's Class CX Marine Vessel License and seek a Stipulated License. Additionally, the Applicant may enter into a Settlement Agreement with the ANC 6D, with or without a pending protest, at any time.

ORDER

The Board does hereby, this 15th day of May, 2013, **DENY** the reinstatement of the Applicant. Copies of this Order shall be sent to the Applicant and ANC 6D.

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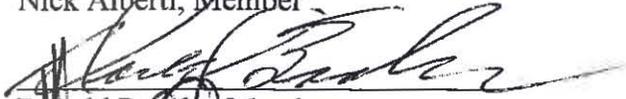
District of Columbia
Alcoholic Beverage Control Board



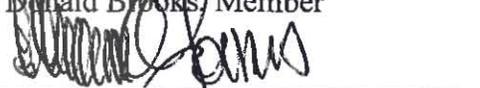
Ruthanne Miller, Chairperson



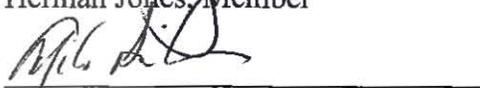
Nick Alberti, Member



Donald Brooks, Member



Herman Jones, Member



Mike Silverstein, Member

Pursuant to D.C. Official Code § 25-433, any Party adversely affected 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.